

0 162

BOX:

533

FOLDER:

4856

DESCRIPTION:

Hooker, Stephen A.

DATE:

09/29/93



4856

0163

BOX:

533

FOLDER:

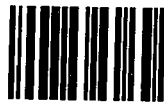
4856

DESCRIPTION:

Vogelsang, Tonssaint L.

DATE:

09/29/93



4856

0164

BOX:

533

FOLDER:

4856

DESCRIPTION:

Pell, Martha E.

DATE:

09/29/93



4856

0165

Witnesses :

The People

Upon the evidence in this case which was presented at the trial of Stephen A. Hooker and which is substantially all the evidence which can be obtained against the defendants Martha Pell and Toussaint Vogelzang, I have come to the conclusion that the indictment herein as against said Pell and Vogelzang should be dismissed for the reason that there is not sufficient evidence of a criminal conspiracy on their part to justify a verdict against said Martha Pell and Toussaint Vogelzang.

James W. Osborne
Deputy Asst District Attorney

Counsel.

Filed

Day of

189 子

Pleads.

THE PEOPLE

725

7-

Stephen A. Hooker

Toussaint L. Vogelsang

Martha E. Pell

15 Apr 18 Mrs J. F. LANCEY NICOLL,
District Attorney

A TRUE BILL

No. 1. Tried & convicted
of Murder

Eugene Dوزير. Carol
25 Murrella Ave.

I was looking out
of our front window facing
Murrella Lane. at 4.30 P.m. of
the Aug. 15th I saw a number
of boys ~~too~~ sitting on our
stoop. They were Henry
Washington, Willie Jackson
& Stephen Hooker & a no. of
others. They were shooting
craps. Willie Jackson ^{17th} won
\$.50 of Henry Washington ^{17th} ^{laman}
W. would not give it to him.

Stephen Hooker caught Willie
by the neck and pushed his
head through the door. I told
my papa who was out in
the yard. he came in and
went out after the boys.
& chased them away all
save but Della. He would
not go. Papa told him
to get up and he would
not. Papa smacked him
in the face. Della got
two pieces of bricks and
threw them at him. They
did not hit him. He did

when another boy who was sitting on the Milk Wagon told me
-that my father was hit on the head with a brick.

hit him in the face with
a piece of watermelon.
Papa chased him around the
corner. He then returned to the
house. He lay down. Mr.
Green sent some one after
my father at about 7 P.M.
I don't know who he was. My
father went over to his stand
to see what Mr Green wanted

As my father went out
I was looking out the front
window, about and Hooker
& Zoussant Vogelvang. & Martha
Pell were standing at a
milk wagon next door.

Hooker was sitting on the
Milk Wagon. Martha Pell
said to Hooker why did
you let him hit you
for. He said I could not
stand up & fight him.

She said why didn't you
get a knife and cut
him. He said I don't know
how to use a knife then
~~they all~~ Martha said
well get a brick then.
and use that. Then
all separated. It was only
about five minutes after

3.

Martha Pell had just gone around the corner when Mary Dorey and Mrs Townsend of 6. Minnetta St. brought my father home.

When Martha Pell came around about 5 min later. I smacked her little fish and Martha came after me.

Henry Washington ran away I heard he was in Philadelphia. About a month ago I saw him on 6th ave.

I often saw Hooker and Martha Pell together. ~~He~~ I heard him say that Martha Pell gave him money.

Eugenie Doyier

Martha and these people are so fresh hitting other people that is the mark John Doyier got hit with his wife & child. When Della was brought out by Policemen Perry she said if any called her I will hit them out tomorrow morning.

Called me and
smacked

0169

Eugene Dyer.

One week after Martha was
lucked up.

Annie Miller. arrested
 1 week before in Cumberly's
 place 17th Thompson street, ^{disorderly house.} She
 got one month. After she
 came out she came to me
 and asked what she knew
 about it. Martha Blackson
 knows that she was locked
 up at that time. She said
 I have been locked up.
 & I have just came out
 I am going to get a
 basket & send some things
 up to ~~a~~ the colored home
 63rd St. Barbara Wiltz knows
 that she was locked up
 she ^{has} told me that she had
 been locked up and that
 she was out a week.
 It was about a month
 after the assault.

Martha Washington asked
her for 10 cents. She told me
she did not have it. That
she was just out of
prison.

James S. Smith

0171
You are an Eleuther Bay.
When were you last employed
as an Eleuther Bay.

Sailed up town side of Minetta Lane.
North side
working on the Glen Island Point
North corner

Father was in ——— Sixth Ave + Minetta Lane

174-176- 23 Minetta Lane
23+25 + 1 2 Minetta

Mary Dansey

25 Minetta Lane

Cousin Martha Pell I live in the
same house with Mrs Ozier. Born
in New York City. I did not

make any remark about Martha

Pell I never ^{was} ~~had~~ ^{made} remark about

I ^{never} not know any thing about

the assault upon Ozier. On

the day of the fight - He lived

on 15 Minetta Street. Mrs

not see her the day of the

fight. Saw Hooker on the

the fight in Minetta Lane

in front of Ozier's door

I will not see any trouble

between him & Ozier the

accused. It was in the after

noon some time. I do not

know whether Hooker knows

Martha Pell or not. I have

seen them talking together once

or twice never saw them fo

ret anywhere together. Saw

22 years old. I am living at

home with my mother later in

Washington. I did not go to Martha Pell's

~~Saw me to before~~ ^{before the day of the assault on Ozier} I helped to bring Mrs Ozier in

I saw Mrs Ozier when she stepped out

was brought before him, I do not
know what Hooker or what
Dozier said when Hooker was brought
before Dozier. Hooker was
brought in by a Policeman.
Martha Pell came in after Mr.
Dozier was hit. I know Martha
was talking to Eugenie Dozier
I saw her as I passed out of
the house. The talk took place
right by the gate. I do not
know whether Martha Pell was
there when I got back

sworn to before me

This 26 day of Oct - 1895

Mary Dorsey

Isaac B. Ripinsky,

Notary Public,

N.Y. Co.

Cousin M. Pell
knows nothing.

Mary Dorsey

City and County of New York

Mary Malvina Lindsay

Born New York City

live 15 Minetta Street

I know Mrs. Pell & might have known her since February

I saw her in the morning about 7:30 or 8. She lives in Minetta Street.

I will not see her between 8 A.M. & 5 P.M. I saw her at 5 P.M. When went out & stand in Conclen Street & got back at 6:30 & Mrs. Pell was still in the house.

She then went out about half past seven or 8 P.M. I did not see her between 6:30 & now this. When I went to 8 & she went into Minetta house & heard her talking & quarrelling, & when she came back in a few minutes. I have seen Mr. Bullinger

Previously went to his office door with Mrs. Pell's daughter I had no talk with him & usually said good morning I have not seen him since

Sworn to before me

This 30th day of Oct 1897

Tadlow

Clerk of Deeds N.Y. City

Mary Malvina Lindsay

0175

has seen Bullinger

Mary Malvern Lindsay

had taken advantage of Hooker
 shot him. - Next morning about
 6 or 7 o'clock. I said it was a
 shame that an old woman like
 her should bring a bag to the
 fellows and she said Dogger
 Mander has talked her into
 about for two weeks, between
 Sally Hooker & Vogel sign
 and she had just got a message
 by vogel sign from Hooker
 Mrs. Susan? Susan was present.
~~in the afternoon~~ in the evening after dinner but
 Allen Moore saw her go out.
 In the morning. Allen Mrs
 Susan & I were present

Susan to help me

This 2nd day of Oct 1843 } Martha Blackburn
 Long Volney
 No less Reuben
 May

Martha Blackburn

People's Davis
56 ny 95

letter & counts of Wright & Count
New York for: 2 C + P 232

Aurelia Moore
15 Minetta Street. She is in the back
room. Martha lives in the front
on the same floor. I was at home
all day and she & Hacker were
together all day the day Ogier
was hit. I saw them go out together
between 7 & 8. I could not say
whether they were out that day
before that or not. About
ten or 11 o'clock I noticed
them together for the first
time. I have seen Hacker &
Martha Pull together every day
during the time I should
15 Minetta Street. They might
have been out together about
3 P. M. for all I know.
They were drinking beer together
there was a great ^{deal} of swearing &
swearing & loud talking.

I saw her next day. She said
that the murder of Ogier had
been planned for some time and
Hacker had not to do him in
the yard but in the street
because revenge is sweet.

Mrs. Hanson said it was a terrible
 shame that she felt sorry for
 his wife his children & his
 mother. ~~He~~ and all you
 old women who go around ~~for~~
 boxing young boys ought
 to be punished. ~~They~~ sign then
 came up and ~~she~~ said have
 you been to see Wiley & he said
 yes and he wants you to
 send him some cigarettes.

Soon to before me

This 30th day of Oct 1913

Amelia ^{her} X Hanson

Edw. A. Mason

Genl of Habs

M. G. L.

Amelia Moore

Winfield S. Green.

I live at 25 Downing St.
On August 15th 1893 I was keeping
an oyster stand at No. 5, 6th Ave.

I have known Stephen Hooker
for about 2 years. I knew John
Dozier about 8 or 10 years.

At about 20 min before Hooker
hit Dozier with the brick Rebecca
Washington warned Dozier to look
out as Hooker had picked up
a brick. A customer came &
I was preparing his supper.

I was talking to Dozier at the
same time. I wanted to borrow
some knives off from Dozier
to use at the Colored Democratic
Excursion to take place at the
following week. I was still
talking with D. when I heard
a woman cry out Look out
John. At the same moment I
heard a heavy thud, which
frightened me. I jumped into
the street. Looked around and
saw Hooker running away
very fast. He was about 30
feet away. I came back to
my counter, & I ^{saw} ~~Dozier~~ ~~speaking~~

on the sidewalk. I said to Dave Galvest For godsake pick up that man up. I also told Ben. Bright to run and catch Hooker. I picked up the brick and handed it to Rebecca Wilkes I saw Dozier when dead after he was brought home from the hospital. I did not see the brick thrown. I heard the second brick thrown. I did not see it thrown.

I think Hooker said something when he threw the brick but do not remember what I saw Hooker when Off Perry arrested him I did not hear him say anything.

There were present at the time Dave Galvest, ~~Alfred~~ also Elizabeth Galvest at the bar of 7-6th Ave. Rebecca Washington. Bustis Bright 5-6th Ave. This was about 8 P.M.

Oct 25th 1893

Wm. H. S. Green

Sworn to before me this

25th day of October 1893

Isaac B. Lipinsky

Notary Public

N.Y. Co.

Wm. H. S. Green
25 Dunning St.

~~Step~~

Dr. Robert F. Currier.

I saw the Negro who ~~was~~ was brought to St. Vincent Hospital on the night of Aug 5th. He was the only Negro brought to the hospital that night, I don't think any Negroes were brought in that day. This Negro died the following morning about 4.30.

I was present when Cor. Dondyne performed the autopsy on ~~the~~ ^{this} body. I also heard that his name was John Doyier.

Officer Perry

I arrested Martha on the 16th
of August. She did not know anything
about it. He had been in the house
all day. & called a woman down
to prove it.

0 184

Officer Perry

State of New York
 City and County of New York } ss.

Boston Bright being duly sworn
 says. I live a No. 5-6 Ave., and
 a Longhornman. I know Stephen
 A. Hooker. I know John Dozier.

I was after coming home from
 work. I leave work at 6 P.M. and
 was leaning up against the Ogden
 stand — kept by Green.

I was there when John Dozier
 came up. He and Green
 were talking together. I was
 standing with my back to them.

I heard a woman holler "Look
 out John" (The woman was
 sitting in No. 7 door.) She also
 was back of me. I jumped
 to the middle of the street, looked
 around and saw Hooker run-
 ning up toward ^{about 150 feet away} Third St. This
 was between 7 & 8 P.M. I think.

A young white fellow ran
 after Hooker. I ran after the
 white fellow down 3rd, through
 McDougall, through 4th to 6th ave.
 Then I returned to No. 5-6th ave.

I then heard that Dozier had
 been hit with a brick. I did

not see anyone throw a brick
nor did I see it hit Dozier.

I did not see Dozier at all
that evening after I heard the
woman cry out to him. He had
been taken to the Station House
when I returned so I heard.

I ran after the white fellow be-
cause he yelled stop the murderer
or thing I don't know which.

I knew ^{the fellow named} Barker about a month
before this happened. I never was
intimate with him. I never had
any conversation with him. I saw
him once in Jeff. Mkt since his
arrival & once across the St. here he
was before the coroner.

Same to before me

This 20th day of Aug 93

Boston ^{his} Bright-
Rising ^{and} ~~Wenger~~
at St. Mary's Hall
my C

(178)

Rebecca Washington will
catch him. You see that
~~man~~ tell that man that
man is the best. The white
man ~~thinks~~ to run

And from after this, Stephen Haden
He turned the corner of about of
Eight. About two minutes after
went to see in the hands of police
man Thomas Perry. He turned
the corner of 4th Street
Was caught at the corner of the
St. & 6th Street

Brick Bay

The State of New York
 City & County of New York } ss

Rebecca Washington be-
 ing duly sworn says. I live
 at no. 7 - 6th ave. I know John
 Dozier about 25 years & Stephen
 Hooker from his infancy. On
 the 15th of August between 1880 &
 8 P.M. I was sitting on the door
 step of No. 7 with my child in
 my arms. Mr. Dozier was
 standing at an oyster stand be-
 longing to Minnie's Green & was
 talking to Mr. Green. I saw Stephen
 a Hooker who crossed the street
 just as he stepped on the curb-
 stone. I saw he carried two bricks
 in his arms. At about 4 P.M.
 I was standing on 6th ave cor-
 of Minnetta Lane. I was out
 with my baby. I heard a wheel
 down Minnetta lane I looked
 down and saw Hooker throw
 a piece of water mellow at
 Mr Dozier, he hit D. I also saw
~~him throw a piece of brick at~~
~~did not hit him.~~ I heard
 Hooker say I'll get even

with him". So when I saw H. coming over I ~~and~~ said Look out John. As I spoke Hooker who was about 3 or 4 feet away threw one of the bricks. It struck Dozier on the side of the head. D. reeled and fell right there. As he fell Hooker took the other brick in his right hand and threw it at D. hitting him in the side. Then Hooker ran up 6th ave to 3rd. I said why don't you men follow that man all he is running away. Ambrose Davis followed him. Mr. D. was taken home. I saw the Dept. after with the officer.

Hooker was continually with the Pell woman, when he met her on an excursion. After he gave up his work this was in July 1892. He has not worked since as I hear.

Winifred P. Bright was present also Elizabeth Tolbert and myself when the brick was thrown also

Green. His mother went to the Pell woman and begged her not to buy any more bricks to go with the same.

Sworn to before me this
20th day of October

Rebecca Washington

Rebecca Washington

City & county
of New York ps:

Ambrose J. Davis.

19 sixth ave. On the day in question
was coming along from Blenheim to
fifth ave. was standing in front
of 34th ave. I saw the defendant
Hooker coming across the street
from the other side of sixth ave.
I saw him have one hand behind
him. I saw him come within ten
or there by or seven feet of Dozier.
My attention was attracted by
Hun & Dozier lumping & talking
together. I saw Hooker throw the
brick & hit Dozier in the head
about the ~~fore~~ ^{fore} part back of the head.
And then Hooker threw again
& hit him the second time. I
could ^{not} tell where the second brick
hit him. I heard somebody
shout Oh my God. Catch him
just ^{after} ~~as~~ the brick was thrown and
I saw Dozier fall and Hooker
started to run and I ran after
him. Shouted murder. Murder
catch him catch him. ~~Shout~~
I ~~shouted~~ ^{ran} across sixth ave up
third to McDougall to 4th ~~avenue~~
4th to sixth ave, where he was

0192

Caught by an officer. I told him
to the officer that is the right
man take him down the way
in front of the system of the 5
4th Ave. I went home I
saw Dezier in his coffin the
next day or day after. I did not recognize
him before me
This 23 Dec of 1893 A. J. Davis

A. J. Davis

0193

Eleg Lizzie Galbat.

7 - Sixth Ave.

On Aug. 15th. I was sitting on my front stoop between 7 & 8 P.M. I saw Stephen Hooker crossing over from Sixth Ave. Mrs. Washington was sitting beside me. I knew John Dozier about 5 or 6 years I knew Stephen Hooker about a year by sight. When Hooker was coming across the street I heard Rebecca Washington cry out look out John. Dozier was standing in front of Green Oyster stand. Hooker was about 3 feet away. I saw Hooker throw something at Dozier he turned when he heard the cry & the brick struck him on the side of the head John Dozier fell. As he fell Hooker threw another brick at him I don't know whether or not it hit Dozier. Hooker then ran up toward Third Street. Mrs. Washington & Mr. Green both called out to the people to catch him

I did not hear Hooker say any thing when he threw the brick.

I saw some one going over to his house with Mr Dozier.

I saw Dozier's body when brought back from the hospital.

I have not seen Hooker since I saw him running away up Third Street. This is all I know about the case.

Sworn to before me this
26th day of October 1893

Mr
Lizzie + Galbot.
Mark

(Joacab Dapinsky.

Notary Public.

N.Y. Co.

Lizzie Galbot
10-26-93

State of New York.

City and County of New York. {ss.

Barbara Wilkes being duly sworn says. I live 127 West 32^d St. I work out. I have known John Dozier about 8 years and have known Stephen A. Hooker about 2 years. I saw him about Minnetta Lane shooting craps & found out his name. ~~He~~ ^{He} used to mail him on Minnetta Lane & took me to go into saloons & drink together. She is about 45. I was on Aug. 15th stopping at 28 Minnetta Lane. Just opposite Dozier's house. At about 4 P.M. I saw a no. of boys playing craps on Mr. D. ~~shop~~. They got in some quarrel and pushed in Mr. Dozier's door. All the boys ran away except Hooker. Mr. D. came out & told Hooker to go away. You black son of a bitch I won't go you can't put me away. He picked up a piece of watermelon & hit Dozier in the face. Dozier caught Hooker

0196

Pushed him along toward
6th Ave. & slapped him a couple
of times. Then Mr. Dogier went
back to his home.

About 7.30 P.M. this same evening
I saw Martha Pell. Stephen Hooker
& Louisville Vogelzang standing
together in front of doorway 24.
I went out to get a slip
for Mrs. Johnson who lives at
16 Munro Lane. I was returning
with the slip when I heard
Martha Pell say "Yes John
Dogier is to fuck the old son
of a bitch, slapping a boy
like you. I stopped still about
3 feet away, turned my back to
them & listened. She said this
to Hooker. He said yes I am
going to lay in his yard
and as he comes out of
the door I'll give it to him.
Martha Pell said don't you
do it you wait till he
comes out of the yard to
go to his work and then
give it to him, and if you
get in trouble for it any
part of Bill Pells money

-That I have I'll spend to get you out. Couricail Fogelsang said yes give it to the sort of a bitch and I am with you.

They then broke away Fogelsang & Hooker went down toward 6th ave and Martha went toward her home No 15 Minnetta Street. I went to Mrs. Johnsons and delivered her the policy slip. I remained about 10 min. at the door calling Mrs. Johnson. She was out then I came down Minnetta Lane to 6th ave. On the way I saw the crowd cross 6th ave. ~~I asked what was it was told they~~ was hit with a brick. I met Dozier on Cor of 6th Ave & Minnetta Lane. He was with Officer Jimmie Thompson. I took Dozier to his home. In about 10 min Thompson brought Hooker in. Mr. Dozier said That is the man that hit me and I want him arrested and I'll appear against him.

Off Thompson asked me to take D. to Station house. I did. Off.

Perry took Hooker there. Mr Dozier went to ~~Police~~ to Station House made complaint. I then went with him to St Vincent's Hospital. I can recognize the Dr. also the nurse who attended D. but do not know their names.

At 5.30 next morning I went & saw Dozier. He was unconscious.

I was not present when bricks were thrown.

Mr Green picked up the brick and handed it to me saying take this to the Station House with you it is the brick which Hooker beat Dozier with. I gave the brick to Mrs. Washington who now has it.

Barbara Wilkes

127 N. 3rd St

Sworn to before me this 20th day of October 1893

Barbara Wilkes
Mark

St. Vincent's Hosp.
Oct. 25-93

This is to certify that
John Dozier was a patient
in this hospital from Aug.
15th - 93 - until the next morning
when he died - from ~~that~~
a fracture of the base of the
skull.

R. T. Conroy
House Surgeon
per Dr. E. M. Kistler
Acting House

1. Barbara Wilkes { conversation before assault - also trouble in afternoon & threats
2. Eugene Dozier. { trouble in afternoon & conversation before assault.
3. Marie L. Dozier. { trouble in afternoon and appearance of Martha Bell
4. Lizzie Gallop { saw Hooker throw bricks
- 4 1/2 Rebecca Washington.
- 5 Winfield S. Green
6. Ambrose J. Davis.
7. Buelow. Bright.
- 10 ~~8~~ Eugene Sanson { saw Dozier at St. Vincent Hosp.
11. ~~9~~ Heratio W. Dozier { saw Dozier at St. Vincent Hospital
8. Off. Jas. F. Thompson { caught Hooker
- 9 Off. Perry. { Hooker handed to him by Thompson
12. Mary A. Dozier.
- 13 Dr. Robert F. Currier
House Surgeon St. Vincent Hosp.
- 14 Dr. E. J. Donlin
Coroner's Physician

0201

Order to call
Witnesses

David Talbot

7 / Sixth Ave.

Work James & White

Saw Stephen Hooker come from Car
mine Street with hands behind his
back. Was about five or ten feet
away from Dozier. Dozier was
talking to Grew. Heard Rebecca
Washington cry out "look out John"
he has. Saw John fall. Went
to pick up Dozier. Heard Fetter
Grew "holler catch him". Then
saw Dozier on his feet & went
home.

David Talbot

0203

Saw Golbo
7-6th ave

Saw Hooker come
from Carnine St.
with hands behind
his back.

City & County
of New York

J^r: Mare R. Dezier

I was in the house about 4th part-
three morning. The same boy Willie
Jackson & Stephen Harker began
to beat at the door. I looked out
of the window & spoke to them
to go away from the door.
Stephen Harker said Mind your own
damn business. No body's business.
They kept banging at the door
until till finally he busted the
door open. My father was in the
chair & went & had a talk
with your father. All the boys
run except Stephen. My father
told who busted the door open. Stephen
told find out - General Son. O. Pitts.
My father then showed him off
the step & he got out again & put
on it & my father then smacked
him with his open hand & smacked his
hat off. Stephen then jumped up and
said why do you beat me. You old
S. O. B. He run across the street & got
a brick & throw it at my father
but missed him & then he hit my
father ^{in the head} with a piece of watermelon rind

Maria L. Dozier

My father then ran after him and the
 boy ran - About 7. Mother planted
 herself in front of the gate & said
 Run whip any of the boys
 from the biggest to the littlest - said
 nothing. She said nothing but when
 he was in the yard. None of your
 people are any better than I am. She went
 across the street and stood with
 Toussaint Vogel saying. I did not hear
 the conversation. She walked up
 and down all the time. It was about
 7³⁰ one of the little boys came & told
 me something. I ran over to Sixth Ave
 and went up to my father. He was
 standing by the right hand stand. I brought
 my father over in the house & set him
 in a chair about five or ten minutes
 after my father was sitting in the chair. Stephen
 Hooker was brought in by Officer Perry.
 My father said that man hit me with
 a brick & I want him locked up.
 The Policemen then took Stephen
 & my father went with them
 to the station house & my
 The next morning I saw my father
 at St. Vincent's Hospital. He died
 at 7 P. M. Wednesday July 16 1843

City & County
of New York ss: I, the

Thomas Perry
 9th Precinct. On the evening in
 question I was on foot on Sixth
 and Cassine I was just turning
 the corner when I heard a scream
 I picked it up and saw a woman, she
 was Rebecca Washington. I ran
 up & saw Deziers lying on the
 sidewalk and a brick lying
 by his side. I took two full
 bricks. I saw two men running
 I first picked the man. I let him
 and I ran over toward Third Street.
 I came back & Deziers was gone.
 I was taken away by his daughter
 & some woman. While I was standing
 by their off Thompson brought
 Hooker over. I brought Hooker
 over to Deziers house. I asked
 Deziers if he knew the man that
 hit him and he said yes that was the
 man pointing to Hooker.
 I asked Deziers if he was much
 hurt and he said his head hurt
 him a little. He said he would
 go with me to the Police House.
 Going through Blaker Street I had

a talk with Hooker. I said "why
 did you did that man" He said
 "I did it in self defense. I said
 what do you call self defense."
 He said well. I guess that was
 in the afternoon with
 a brick. How did he come to
 hit you with a brick. He said
 a lot of fellows were working
 in front of the door and they
 fell up against his door & burst
 it open and Ozier came
 out & blamed him. & told him
 away. He said something to Ozier
 & Ozier hit him and then Ozier
 hit him with a brick as he
 ran away. I said you did not
 have any trouble with him
 that ^{was} how did you and he said
 "no" but in the afternoon I
 did."

off
 James Perry

District Attorney's Office,
City & County of
New York.

✓ betw ^{Mrs.} 10th 1893.
Amelia Moore served
jur. by Mr. for Monday.
November 13th 1893

also

✓ Eugene Dozier
✓ Maria L "
✓ Mary a "
✓ Barbara Wilkes
✓ Winfield S Green
✓ Horatio W Dozier
betw 2 & 3.

Rebecca Washington
Mrs. Zolbat
Dave Zolbat

District Attorney's Office,
City & County of
New York.

189

Mary Washington
15 Muellet St
heard ^{Pell} woman
say to Horner to
let Boggs. She
was ^{feeling}
with some fever.
In the evening

02 10

New York 11/14 1893
Orsburn Esq

Sir I have lost 10 ten days
as being a witness on the
Case of John Dozier &
Hookers and my pay is
\$2,50 dollars a day and I
would like to now know
whether I am the loser of
that time or not I would
like to be paid for it

From Yours Resp

Brister Bright

No 5, Sixth Ave
City

as i did And whatever
 I can hear that will
 Strengthen the evidence any
 I will let you know
 please do all you can
 in my behalf on account
 of Mr ^{Small} C. Children here is
 the Note of the time i
 have lost in the case

— Mrs Rebecca Washington

And whenever you call
 upon Mr Winfield Green
 please to Notify me before
 the Trial

02 12

New York City
Ar 7014
93

Rebecca Washington

Services as
Court from the 16th August to
the 26th Coroner & Jury!
Grand Jury!
Dist^{ct} Attorney Office!

Rebecca Washington
6th Avenue

Total 10 days

COURT OF GENERAL SESSIONS,

Part 1.

-----x	
The People of the State of New York	:
	:
- against -	:
	:
Stephen A. Hooker, impleaded with Tous-	:
saint L. Vogelsang and Martha E. Pell.	:
	:
-----x	

Before
Hon. Frederick
Smyth,
and a Jury.

Indictment filed September 29th, 1893.

Indicted for Murder in the First Degree.

New York, November 10, 1893.

A P P E A R A N C E S .

For the People,
Assistant District Attorney James W. Osborne.

For the Defendant, Mr. Hugh O. Pentecost.

The jurors were called, examined and sworn.

The Court admonished the Jury, calling their attention to Section 415 of the Code of Criminal Procedure, and adjourned the case until Monday morning, November 13th, 1893, at 11 o'clock.

New York, November 13th, 1893.

T r i a l R e s u m e d .

Mr. James W. Osborne opened the case on behalf of the People.

E D W A R D J. D O N L I N, a witness called on behalf of the People, being duly sworn, testified as follows:

DIRECT EXAMINATION by Mr. Osborne:

I am a deputy coroner. On the 16th of August, 1893,

I performed an autopsy upon the body of John A. Dozier, at St. Vincent's Hospital. From that autopsy I discovered that his death was caused by a fracture of the base of the skull. On opening the skull I found a clot of blood in the middle fossa. The skull was fractured at the base of the brain commencing about two inches above the right ear and extending across through the cella-tursua to the temporal bone on the left side. In other words, it extended from ear to ear, around behind. The fracture commenced about two inches above the right ear, going right directly across the base of the skull, directly right through to the temporal bone on the left side. That produced death. We call the base of the skull the floor of the brain. The fracture went through or across the floor of the skull upon which the brain rests, not around, but directly right across and fractured the base of the skull, the part upon which the brain rests, directly right across. This is the position of the skull (indicating). It commenced about two inches above the right ear, not going up this way, but directly across to the temporal bone on the opposite side. I made the autopsy on this body, and on opening the thorax I found the heart and lungs normal. In the abdomen the liver showed signs of fatty degeneration; the kidneys were normal; the rest is what I have read, "On opening the skull I found a clot of blood in the right middle fossa", and the skull was fractured; and that was the cause of death.

CROSS EXAMINATION by Mr. Pentecost:

The fracture began on the right side, about two

inches above the right ear, and passed through to the left side. It was my impression that a blow was struck on the right side of the head; that is my opinion. I do not think such a fracture as this, of the base of the skull, could be produced by a fall on the sidewalk. What is called the skull, that is the outside bone that covers the brain, the vault, was not fractured at all; the fracture was altogether inside the head, in through. It was directly from the right temporal bone that was fractured clean to the temporal bone on the left side. My impression is that that fracture must have come from a blow on the right side of the head, and was not caused by a fall on the sidewalk. I saw no contusion on the right side, nor on the left side; I saw none at all. In making the autopsy I received a punctured wound in the hand, and I requested the doctors in the hospital to finish the autopsy under my supervision while I was dressing the wound on my hand. I saw no contusion on the right side, nor on the left side either, and that rendered it necessary to open the skull. On opening the skull I discovered this internal fracture; it went from the right to the left side of the skull. I saw no signs of the skin being broken, no black or blue marks, no ecchymosis. Externally and internally the bone was fractured; there was an external fracture on the temporal bone. There was no mark on the left side of the skull, it originated on the right, and the skin was not broken on either side.

It is conceded that the body upon which this witness made the autopsy is the body of the person

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named in the indictment.

M A R I E L. D O Z I E R, a witness called on behalf of the People, being duly sworn, testified as follows:

DIRECT EXAMINATION by Mr. Osborne:

I am a daughter of John A. Dozier, and live at No. 25 Minetta Lane, where I lived on the 15th of August, this year. I saw Stephen Hooker on the afternoon of the 15th of August out on the sidewalk in front of my door, about four o'clock. He pushed a boy through the door. My father was in at that time and the door was closed; he was sitting in the kitchen. Stephen Hooker pushed the boy through the door, and one of my sisters went out in the kitchen and told my father. He went outside, and all the boys ran but Stephen Hooker. About a dozen boys were there with Stephen Hooker, and they all ran except him. My father said "Get away from my door", and the defendant said, "Mind your business, you old bald-headed son of a bitch." He did not go. My father took him and shoved him away two or three steps, and after he came back again and stood by the door; this time my father smacks him across the face and knocks his hat off. He went across the street, picked up a brick and threw it at him. My father dodged, moved his head, and it didn't hit him. Stephen Hooker, the defendant, ran across the street, got a piece of watermelon rind and hit my father right square in the face; and my father chased him up Sixth Avenue a little ways. I ran too. He ran up to about 3rd Street, one block. My father came in the house and did not think anything more

about the affair. The defendant ran up Sixth Avenue, and came back in about an hour afterwards. That was the last I saw of that. My father and I came back to the house, and my father stayed in the house three hours, until about 7 or 8 o'clock. Then the oyster man sent for him, and he went out and went to Mr. Green's stand. I remained in the house. I next saw my father when Mary Dorsey, Eddie Townsend and a policeman brought him back in the house. He went out alone about half-past seven, and was gone for about half an hour. Mary Dorsey, Edward Townsend, and Officer Perry brought my father back; he walked supported by somebody; that was about five or ten minutes after eight. He seemed to be all right. They put him down in a chair in one of the rooms in the house. Officer Perry brought the defendant Hooker in about five minutes afterwards. They stood him up before my father, and he said that man hit him in the head with a brick. Hooker did not say anything. Officer Perry took Hooker out to the stationhouse, and my father went along with them. I did not go; I saw them all leaving together. About half-past six or seven o'clock the next morning I saw my father at the hospital, St. Vincent's; he was dead then. I have three sisters. The youngest is eight years old, and I am the oldest. I still live with my mother and three sisters at 25 Minetta Lane. My father was 51 years old, and a clerk in the post office.

CROSS EXAMINATION by Mr. Pentecost:

The door that was broken open was in the front of the house. There is one door to our house that goes in

on the side from the court, and one from the street. At that time our family occupied the front room; we called it a sitting room; we were there when these boys were scuffling on the sidewalk. I saw a dozen boys myself out of the window. I know some of them; there was Henry Washington, Louis Jackson, and I don't know his name, but for a nick-name they call him Snowball, Dave Martin, Willie Peterson, and quite a number of small boys that I didn't take notice of. Dave Martin and Willie Peterson are small boys, about 12 or 13 years old; Henry Washington and the Jackson boy are young men, grown men. All those dozen boys were engaged in shooting craps. At the front door of our house there are three steps. There is a broad platform before the door, and the top step is about as broad as it is across here, and there are two steps down to the street. I saw Stephen Hooker and Willie Jackson on the steps. Henry Washington was standing up alongside of the steps; he wasn't sitting on the steps. I only seen Stephen Hooker and Willie Jackson; they were wrestling on the steps. I did not see Hooker push the boy through the door; there were plenty of people that saw him. The door was locked; it was forced open, but nobody got in. Willie Jackson was by the door at that time; he was the boy that was pushed against the door, and Hooker was on the sidewalk. I saw Willie Jackson when the door opened. The door did not break; just the lock was broken. He broke the small side of the lock; there are two sides, a wide piece and a little piece on the other side; that little piece, where the

bolt shot in, flew off. My father was at the time in the room, but he had gone out before I could go out into the other room to tell him; he had not been in the front room that afternoon; he was in the back room, in the kitchen. That is about three rooms away from where the door is; it has been three rooms, but it is knocked into one now, and of course it is a big room, and you have to walk to get to it. At that time there was a kitchen, a separate room partitioned off, next to the kitchen a bedroom, and next to the bedroom was the room my father was sitting in; that made three rooms. My father was sitting in the kitchen, and he did not see the door that went into the sitting-room forced open. He went out the side door, I followed him right along, and saw and heard all that I have described as having taken place after my father got out. I followed my father when he ran after Stephen to Sixth Avenue, and saw everything that occurred on Sixth Avenue. I did not see my father throw any brick; if he had I would have seen him. I saw him slap Stephen with his open hand; the defendant had not struck my father before that. I did not see my father hit him with his fist at any time; he slapped him about two or three times, as near as I recollect. He did not slap him hard enough to make him stagger. My father told the defendant to get away from the door, and if he caught him there again he was going to have him locked up; that is all I heard him tell him. I did not see my father try to kick Stephen. I saw Henry Washington try to restrain my father when he was slapping Stephen. When my father was told that the boys had broken the door

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open, he did not say anything. He did not show any signs of anger, but just walked out. I saw my father when Mary Dorsey and Ed. Townsend and the policeman were bringing him home on the street; he was walking, and Mary Dorsey and Ed Townsend had hold of his arm, leading him, but he was walking right along. When he came into the house, he seemed to be all right; his mind was clear, so that he recognized Stephen as soon as the defendant was brought in. I was in the house, and saw him leave to go to the police station; he walked out of the house and along with these people himself. When my father chased Stephen into 6th Avenue, and I went along with him, he did not come straight home with me; he went into a lager beer saloon on the corner of Minnetta Lane and 6th Avenue. I went on home, and he came back right after me. In the court, right by our side door, when the front door was broken in, there were about four people with a table and some chairs. I did not see them playing cards; I don't know what they were doing. My father was not out there at that time. My father didn't have any brick with him when he came back after he chased Stephen into 6th Avenue; if he had, I would have seen it. I saw my father when he came in the house, and he told me he had washed his hands in the saloon; I don't know why. The afternoon before this the children had a sort of entertainment in our house; there were half a dozen little children, myself and Toussaint Vogelsang, a man who was playing the guitar for the entertainment of the children. He stayed about two hours. They were singing and dancing, and the entertain-

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ment was over about six o'clock. Toussaint knew my father very well, and was in our house about a month before that. I have seen my father playing pinochle, but have never seen Toussaint play with him. Toussaint never ate in our house with my father. My mother was working that day on the Glen Island boat as stewardess. She came to our house that night, and I spoke with her. She has not been back to the boat since. The court on the side of our house is not a part of our lot. My father came back to the house immediately after he went into the saloon on the corner of 6th Avenue and Minetta Lane, the north side, the uptown side. Our side door opens right out into that court, and whenever I want to go out to get water I use the side door; we are constantly going in and out of that door. Other houses have doors that open into that court; it is a little yard right between the houses. My father went into the saloon to wash his hands because when Stephen Hooker threw this watermelon rind the seeds and the juice went all over his face, and he went in there to wash that off; I saw the seeds of the watermelon on his face before he went in, and when he came back those were all gone.

B A R B A R A W I L K E S, a witness called on behalf of the People, being duly sworn, testified as follows:

DIRECT EXAMINATION by Mr. Osborne:

I live 127 West 3rd Street, and work out. I have known John Dozier about eight years, and Stephen Hooker about two years, I guess. On the 15th of last August I saw Stephen Hooker. He was hanging around there all

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day long, but in the evening about four o'clock he got there with a crowd engaged in playing craps. A little crippled boy named Jackson and a grown man named Washington were there, and a crowd of others I didn't know. I saw them shooting crap, and "Delly" Hooker threwed down fifty cents and Jackson picked it up; he took him by the two shoulders and shoved him in Mr. Dozier's door. Mr. Dozier came out, and at the side of him his daughter came. When these boys seen Mr. Dozier they all broke away and ran but Hooker; he stood still; he would not run. Dozier told him to go away, and he stood upto him and called him a "bald-headed old son of a bitch," and said he wouldn't go one step; "You can't rule the lane", he said. Dozier said "I am not trying to, only I want you to keep away from my door. I want no trouble with you boys." Dozier shoved him, and with that he picked up a brick and fired it. Dozier dodged the brick, and when he dodged the brick he gave him a slap, and as he slapped him Hooker picked up a piece of watermelon and hit Dozier in the face. Dozier pushed him away, slapped him again and he ran up the street to 6th Avenue and grabbed another brick. Dozier ran up to 6th Avenue after him. Then I saw Dozier coming back by himself, and when I seen him coming back or shortly after he went into the yard, Hooker came back and sat up on the milk wagon. He sat there on the milk wagon until I forgot all about the fuss, and didn't think any more about it and turned away. Later on at seven or half-past seven o'clock he appeared again; Hooker came back again by himself. I went around to 3rd Street to get a slip

for Mrs. Johnson, and when I came back I seen Martha Pell, Toussaint Vogelsang and "Delly" Hooker, standing right opposite Mr. Dozier's house. I did not see anything done, but I heard them talking. I heard Martha Pell calling John a "bald-headed old son of a bitch; he is too fresh around the neighborhood." Martha Pell said that to "Delly", and so "Delly" said he was going to lay in the yard, and when Dozier came out to go to his work he was going to give it to him in the yard; and Martha Pell says "No, don't you do it. You wait until he comes into the yard to go to his work, and as he comes out of the yard to go to his work you can give it to him, and give it to him right. If you do," she says, "and get into any trouble by it, any part of Bill Pell's money will take you out of the trouble I will get you into." Martha Pell says this to the boy, and Toussaint Vogelsang says, "Yes, give it to the son of a bitch; I am with you", and with that they vanished away. I went up to 116 Minetta Lane, and stayed there about ten minutes, and when I came back I seen a big crowd across 6th Avenue, and I went down to the corner and saw Dozier standing right at the corner of 6th Avenue and Minetta Lane. I did not see the defendant; he was running away and the officers were trying to catch him. That must have been about eight o'clock, about half an hour after I saw the three of them together. When I first saw Dozier he was just right across from Andrew Green's oyster place. Me and Laura Lee took him to his house. Some people followed on behind. There was a crowd like there always is

when there is a fuss. We took him into his house. We had hold of him and sat him right down and he sat there until the boy came in five minutes after that. Jimmie Thompson, the officer, came in with Hooker? He was arrested, and Dozier says, "That is the boy hit me in the head with a brick. So with that Mr. Thompson asked me would I go with Mr. Dozier to the stationhouse, and I went along with him to the stationhouse, and from the stationhouse to the hospital. At the Charles Street stationhouse the sergeant asked me would I take Dozier to the hospital. The officer took the defendant to the sergeant, and told him in the presence of of the defendant what he had arrested him for. The deceased was standing up at the time, his arm leaning on the desk like that, and the blood was dripping down from his right ear, I think, all the time, and he said he felt something ringing in his head like music. The defendant was right alongside of Dozier. The sergeant told the boy he would be locked up, and asked me who was all the crowd around, the boys, and I pointed out Toussaint Vogelsang. His partner was with him, and I said "There is another one don't work". The sergeant said I had better take Dozier to the hospital and see if his head was seriously hurt. I took him to the hospital and two doctors examined him. The blood was still dripping from his ear. The doctor said to me, "You can't take this man away to-night." I says, "Why not?" and he says, "He is too badly hurt; you can't take him to-night." Mr. Dozier said to me, "You go and tell your husband to come right down to the

hospital." Then Dozier asked me would I send my husband to the Post Office and tell them that he couldn't come back. Then I left. I saw him at half-past five o'clock the next morning. He was unconscious; he wasn't dead; he didn't know anybody. I went right away to get his brother, but I didn't get back, because when I started to come back I met the people coming down, and they said he was dead. In the stationhouse I pointed to Toussaint Vogelsang, and said "That is a partner of Delly Hooker, and he don't work either." I know Martha Pell. I guess she is about forty-five years old.

CROSS EXAMINATION by Mr. Pentecost:

I took Mr. Dozier back to his house after he was hurt, and went into the house with him. He sat down in a chair by himself; we had hold of his arms. Mrs. Laura Lee was with me, and several others followed on. Officer Thompson brought the defendant to the house, and Officer Perry took him to the police station. When I saw these boys playing craps in front of Mr. Dozier's house, I was looking out of my window right down on Mr. Dozier's stoop, and I saw Hooker throw down the fifty-cent piece on the top step. At that time I lived at 28 Minetta Lane, across the street from Dozier's, about as far as from here to over there where that gentleman is sitting in the chair, -- just catcornered across the street. I could see anything going on. When Mr. Dozier came out the boys ran away, but Hooker stayed there, and Dozier said, "You boys must keep away from here. I want you to stop hanging around my door; I want you to get

away from here", and Hooker says, "You old son of a bitch, I have as much right here as you have; I am not going to stop", and he would not go a step. Dozier pushed him away, and when Dozier shoved him along then he fired a brick at Dozier. Dozier dodged it and Dozier slapped him. When Stephen threw the brick he was standing right in the middle of Minetta Lane, and Dozier on the sidewalk. Dozier went to him and kicked and slapped him, like that, and told him to get away out of there. The defendant picked up a piece of watermelon and struck Dozier in the face with it. Then Dozier started to run after him around the avenue. That is all I saw at that time. When they started to run it was four o'clock. When Dozier came out of the hall and began to talk to Hooker about being on the stoop, his daughter and several other people were standing around there. There was a Mr. Lewis, and I saw two or three standing around. When I heard this conversation, Toussaint Vogelsang, Mrs. Pell and Hooker were standing right opposite Dozier's house on the other side of the street. That was about half-past seven, because I went around the street and into No. 38 to get a policy slip, and I saw the clock in the policy shop. I came right into Minetta Lane from Sixth Avenue, and saw Mrs. Pell standing looking towards Dozier's house. The two boys, Toussaint Vogelsang and Hooker were standing side by side with their backs to Dozier's house. I stood on the sidewalk alongside of them within hearing distance and heard the conversation. I stood there about five or ten minutes; then I went up

to No. 16 Minetta Lane where Mrs. Johnson lived. I had no chance to go to Mr. Dozier and tell him anything; I didn't think the case was going to be as serious as it was. I did not tell anybody but the officer; after it was done I told the officer. I have been working at No. 356 Broadway, scrubbing a music store. About four weeks ago I stopped work; my husband is supporting me. My husband was away from me once for four months. He was home all last winter. I have lived in New York City twelve or thirteen years, and before I came here in Philadelphia and in Maryland where I was born. I have been married to this present husband five years. I was married three times: About ten or twelve years ago I married a man by the name of Miner in Philadelphia. The name of my first husband was Hayes, the second Miner and the third Wilkes. In Philadelphia before I was married I kept a house of prostitution, at Seventh Street and Middle Alley. I was never convicted of robbery; I was arrested for assault and Battery, convicted, and got one month in Moyamensing Prison. I kept a house of the same kind in Greene Street seven or eight years ago before I was married. In this town I was fined for drinking and was fined for soliciting, which I never did in New York. I took care of Jule Taylor's place at 172 Thompson Street. When I left Thompson Street I moved to Minetta Lane, and kept a restaurant at No. 23. I moved from there to No. 2 Minetta Lane, and then to No. 27 where I live now. A woman named Rebecca Isaacs rented a room from me for \$2.00 a week. She lived with me about

two months, and I put her out because she could not pay the rent. An old man named James King committed an assault upon my husband. I helped my husband and got him off my husband, and the judge fined the whole three of us. About a year and a half ago Toussaint Vogelsang helped me to move from No. 23 to No. 2 Minetta Lane, for which I paid him. I did not have any words with him, and have no bad feelings towards him. My relations towards Mrs. Pell have always been very agreeable. I was not there when Julia Taylor was stabbed; I don't know anything about it. I did not try to get Martha Pell to be a witness against Sarah Bennett. I never had any quarrel of any kind with Martha Pell.

A M B R O S E J. D A V I S, a witness for the People, sworn, testified:

I am a carpet layer and work for Mr. Jordan, the New York Steam Carpet Cleaning Company; place of business 435 and 437 Forty-fifth Street. I remember the evening of the 15th of August when a man named Dozier was hit. I saw him at No. 5 Sixth Avenue between seven and eight leaning against Green's oyster stand talking to Green. He was standing at the end nearest to Bleecker Street, the down town end. I stood about four or five feet from the stand, and saw a young man coming across the street with his arms hanging down carelessly. He was within three to five feet of Dozier, and he had this brick in his hand and he struck this man on the side of the head. The blow made a great sound, and the man turned and got another brick in quick succession, -- two blows. When

Dozier was hit he fell, and I ran after the young man. The defendant ran across Sixth Avenue to Third Street, up Third to McDougal, up McDougal to Fourth and down Fourth Street to Sixth Avenue; there he was caught by the officer. He was taken to Dozier's. I live at 19 Sixth Avenue. I did not see the bricks in the defendant's hands. I saw him just when he stepped up on the curb -- I did see him crossing the street from the direction of Silverstein's in the middle of the block, and I saw him throw the bricks. I watched him all the time, and to my knowledge he did not stoop down. Dozier was standing with his face partly facing Bleecker Street with his side face; Green was sitting behind the stand. Dozier was talking to Green. The boy came on the sidewalk on the uptown end; he was a little above the stand, about three to five feet, when he threw the brick at Dozier. The first brick hit Dozier, but didn't knock him down, and I saw him turn his head and in quick succession he got the other brick. Dozier was hit on the side of the head. When I ran after the boy up the street, I left my bag of tools in No. 3 Sixth Avenue. The stand is in front of No. 5 Sixth Avenue.

W I N F I E L D S. G R E E N, a witness for the defendant, sworn, testified:

I live at 25 Downing Street, and on the 15th of August last kept an oyster stand on Sixth Avenue, but do not do so now. That stand was at No. 5 Sixth Avenue near Minetta Lane, and was about five feet long. I re-

member John Dozier having a conversation with me there the evening of the 15th of August, about seven o'clock. After he had been there about thirty or forty minutes, Rebecca Washington hollers that the boy was picking up a brick across the street. Dozier said "He is not going to come over here". Someone hollered "Look out", and I jumped out into the street. When I jumped I heard something get struck. I saw Hooker running across the street, and hollered to Bris Bright, "Run and catch him!" They picked up Dozier, and somebody said to me "There is the brick." I picked it up, and when Officer Perry brought the boy back I gave the brick to Barbara Wilkes. That is the brick shown me. Dozier was within two feet of me, in front of the stand, within a foot or two of the Bleecker Street end; I was up at the other end, facing No. 5 Sixth Avenue, with my back towards the avenue. I saw Hooker running towards Third Street, and then lost sight of him, but the crowd followed. When the boy was running somebody said "There is the brick"; it was thrown off the sidewalk into the street, and I picked it up. That is the only one I saw. At the time of the casualty I saw Bristo Bright, Dave Talbot, Elizabeth Talbot and Rebecca Washington on the stoop.

CROSS EXAMINATION:

I was in conversation with Dozier at the time. He was not looking at me exactly, but looking towards the avenue. Dozier had no warning that Hooker was coming across the street; he had a warning twenty minutes before that the defendant had gone down the avenue and picked up some brick. Dozier said "He is not coming over
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here". I did not see the brick fired, nor see it hit Dozier. I testified before Judge Hogan in the police court, but did not say anything about Rebecca Washington or anybody else saying that the defendant was picking up bricks down the street twenty minutes before. I was not asked to state anything more at that time. I told the District Attorney about Rebecca Washington. Dozier was a personal friend of mine. My stand was on the west side of Sixth Avenue. I had my back towards the avenue, and Dozier was on the opposite side of the stand from me. He was perfectly healthy when talking to me. I heard two distinct sounds, but did not see two bricks.

B R I S T O W B R I G H T, a witness for the People, sworn, testified:

I live at No. 5 Sixth Avenue, and am a longshoreman. I remember the afternoon of the 15th of August. On that afternoon I was leaning up against Green's stand on the side nearest the avenue. I saw Dozier when he came up, and heard him talking and laughing with Green. I did not see this defendant until he ran. I got to Green's stand about seven o'clock, and Dozier came there afterwards. I had been standing at the stand for half an hour when I heard a woman hallo "Look out, John, look out, John; I want you men catch that man." Then I saw the defendant run. I did not hear anything like a hit. I ran towards Third Street after Ambrose Davis, the white man. I remained there about two minutes before I ran to Third Street and down to McDougal and up to Fourth; I saw Hooker until he got to Sixth Avenue and

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turned Fourth Street. I ran as far as Fourth Street and Sixth Avenue, and when I got there the policeman had him. I heard Davis hallo murder while he was running after him.

CROSS EXAMINATION:

Dozier was standing at the uptown end of the stand; I was at the corner towards Bleecker Street. I saw him talking with Green. I was at the stand facing Bleecker Street, and Dozier was at the other end. I did not see him move from that end and go towards Bleecker Street while I was there. I was facing Bleecker Street, with my back turned to the upper end of the stand.

L I Z Z I E T A L B O T, a witness for the People, sworn, testified:

I am a married woman, and live with my husband at 7 Sixth Avenue. I remember the evening of the 15th of August when Dozier was hit. I was on my stoop at 7 Sixth Avenue at that time. That was about half-past seven or eight o'clock. I saw Dozier down in front of Green's stand. That stand is No. 7, the next house to mine, and faced towards Minetta Lane; it is between Bleecker and Third Street. Dozier was on the end nearest Bleecker Street. I saw Stephen Hooker coming from Third Street. Mrs. Washington halloed "Look out, John". Hooker got about three feet from Dozier, and I saw him throw the brick, which struck Dozier on the side of the head. Hooker then threw the other brick, but I don't know whether it struck Dozier or not. Dozier fell on the

ground at the first blow, and Hooker ran towards Third Street. I heard Green and Washington cry out "There he goes; catch him." I saw people running after the defendant. I saw Dozier when they took him home, and at his house when they brought his body home the next night. I did not hear anything said by Hooker when the brick was thrown.

CROSS EXAMINATION:

When I am sitting in my door at No. 7 Sixth Avenue, I can see up Minetta Lane as far as Dozier's house. I had been sitting at my door about ten minutes on that evening with a baby in my arms. It was warm weather. I was looking at Green and Dozier talking, and my attention was not drawn up to Minetta Lane at all. I did not see anybody but Dozier and Green at the stand. I am acquainted with Bristow Bright, but did not see him there.

EUGENIA DOZIER, a witness for the People, sworn, testified:

I am the daughter of John Dozier and live at 25 Minetta Lane, and lived there on the 15th of August. About 4 or 4.30 on the afternoon of the 15th of August I saw the defendant shooting craps with Jackson and a number of other boys. Hooker kept rolling and pushing his head through my door. My father was in the kitchen; I said something to him, and he went out on the street. I saw Hooker about 6 o'clock that afternoon with Tous-saint Vogelsang and Martha Pell; he was sitting on the milk wagon. I heard Martha Pell ask him why he allowed that man to hit him, and he said because he couldn't

fight him. Martha Pell said "Why didn't you take a knife?" He said he did not know how to use one. She told him to take a brickbat; he knew how to use that. He didn't say anything. That is all I heard. Toussaint Vogelsang went around the corner, and Martha Pell went on the other side of the walk, sitting on 26 stoop. I am thirteen years old. I saw my father when he came home; he said he saw Hooker around the corner. My father was in the house lying down at the time I heard the talk. I saw him that afternoon about six o'clock. About half-past six o'clock a gentleman came over and said Mr. Green wanted to see him; he got right up and went out. I was in the house and saw him when he was brought back. I saw Hooker brought in, and my father said he hit him with a brick. They locked him up that night. Mrs. Wilkes, Mary Dawson and Ned Thompson came in with my father, and Mrs. Wilkes helped him to the stationhouse

CROSS EXAMINATION:

When I saw the boys playing craps about four o'clock I was looking out of the window. Nobody was in the room with me. It was about four o'clock when the door was burst open. I saw Hooker take hold of Jackson and push him through the door. I saw Jackson, but he did not fall in the room. Then I went out and told my father in the kitchen. I was looking out of the window about half-past six when I saw the defendant and Toussaint and Martha Pell talking together. The defendant was sitting on the milk wagon, and Martha Pell and Toussaint were standing by the milk wagon, on the same side of the street I was on. The window was open. No one else

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was around. Martha Pell asked Hooker why he let the other man hit him; he said because he could not fight him. She told him "Why didn't you take a knife?" He said he didn't know how to use a knife. She told him to take a brick; he knew how to use that. When the policeman took him in my father asked me for a chair. I don't know who all was in the room, a great many. My father said, "That man hit me in the head with a brick; I want you to lock him up." The defendant did not say anything. I went to the police court with Mrs. Wilkes, my uncle and Mrs. Washington; I was there three days. I was at the Coroner's office when the inquest was taken; I went with my mother, Mrs. Wilkes and Mrs. Washington. I have had no conversation with Barbara Wilkes at all upon that subject. I heard the testimony in the police court, and heard what Mrs. Wilkes said. I did not hear all that Mrs. Wilkes swore to in the Coroner's court. I was not examined in the court nor in the Coroner's office. I heard Mrs. Wilkes testify before the Coroner, but cannot remember what I heard her testify to.

R E B E C C A W A S H I N G T O N, a witness for the People, sworn, testified:

I am a married woman, and live at 7 Sixth Avenue with my husband. I remember the afternoon of the 15th of August. On that afternoon about four o'clock I saw John Dozier and "Delly" Hooker on the street in front of 25 Minetta Lane, when Hooker had thrown the piece of watermelon in Dozier's face. About half-past seven or a quarter of eight I was sitting in the door with my child

in my lap, and I saw Hooker come across Sixth Avenue. About half an hour before that I saw him at the brick pile picking up two bricks at a new building about four doors from where I live, around the corner. That was about a quarter past seven. After he picked up the bricks he went up Minetta Lane. About half an hour afterwards I saw him come across Sixth Avenue. As he got about three feet from where Dozier was standing talking to Green, I said, "Look out, John." As I said that he threw the brick, and struck Dozier alongside the head. Dozier reeled and fell, and Hooker threw another brick. Then I went over to Dozier and said, "John, can you get up?" He did not answer. The defendant ran after he threw the brick. When Dozier was struck he threw his hands up in his face, his hat blew off and he fell. He was on the ground when the other brick was thrown. The defendant ran across the avenue towards Third Street, and I lost sight of him. Somebody lifted Dozier up, and they helped him across the street. When I went over to Dozier and spoke to him I noticed his jaw was turned kind of sideways and his hat was off; I didn't see any blood. They took the dead man across to his house. I saw Ambrose Davis and Bristow Bright run after Hooker. Before they picked Dozier up there were about three drops of blood came out of his ear. I did not see him again until after he was dead.

CROSS EXAMINATION:

When Hooker came across Sixth Avenue I did not notice whether he came out of Minetta Lane. No. 5 Sixth Avenue is directly opposite Minetta Lane, and the oyster
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stand was in front of No. 7 where I live. I testified in the police court before Judge Hogan, but did not say anything about seeing Hooker pick up two bricks from a brick pile, but I did tell that in my examination before the Coroner. The Coroner's office is opposite the Court House. I am positive that I saw the bricks. Before the Coroner I said the first brick struck him in the head, and the second brick struck him in the side. I am positive I said that, but I am not positive whether I said to the Coroner he took the two bricks out of the pile. I was sitting in my door that evening, I guess, more than half an hour; it was warm weather. Mrs. Talbot was with me. I did not see anybody else at Green's stand before this thing took place. Standing in my doorway you can see John Dozier's house up Minetta Lane, but cannot see his door. I paid no attention to Minetta Lane while I was sitting there. Half an hour before it happened I saw Hooker pick up the bricks and go up Minetta Lane.

JAMES F. THOMPSON, a witness for the People,
sworn, testified:

I am connected with the Fifteenth Precinct, Municipal force of this city. I have known Stephen A. Hooker about five years. About three weeks previous to the 15th of August the defendant met me in Bleecker Street and said "John Dozier is going to put you on to me." I said "What for?" and he said "We have had some words." I was in a hurry to go to the barber's shop, and I said "I will see you again." On the 15th of August I was on

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the post of McDougal Street, Minetta Land and Minetta Street. I was coming down McDougal Street, and I saw the prisoner Hooker run through from Third Street and up McDougal Street. There was a crowd running some distance behind him. He ran up McDougal Street and then through Fourth Street. I ran after him to Sixth Avenue, and up Sixth Avenue to Washington Place where I ran near him and called upon him to stop, which he did. I then arrested him. This was about seven o'clock in the evening. I went on duty at six o'clock. I asked the prisoner what the trouble was, and he said he had a fight with Dozier. I brought him down Sixth Avenue, and turned him over to Officer Perry of the 9th Precinct, whom I met on Sixth Avenue near Third Street, because it happened on Officer Perry's post. I then went with Officer Perry to 25 Minetta Lane, and saw the deceased. He said the prisoner hit him on the head with a brick. Officer Perry took the prisoner and the deceased to the stationhouse. I did not go with them.

CROSS EXAMINATION:

It was in the neighborhood of seven o'clock when I made this arrest. I asked the time after I arrived at 25 Minetta Lane, and it was then about twenty-five minutes or half-past seven. I am sure it was about that time.

T H O M A S P E R R Y, a witness for the People, sworn,
testified:

I am a member of the municipal force of this city,

the 9th Precinct. I know Officer Thompson. On the evening of the 15th of August I received the defendant from Officer Thompson opposite Third Street on Sixth Avenue. On that evening I was on the post on Carmine Street and Sixth Avenue from Fourth Street to Houston from six to twelve. I saw Officer Thompson with the defendant about a quarter after seven. We went to John Dozier's house in Minetta Lane. I saw John Dozier lying on the sidewalk and helped to pick him up. I think I saw two half bricks there. I did not see the defendant Hooker until he was brought to me by Officer Thompson. I took the prisoner before John Dozier at his house, and asked Dozier if this was the man who hit him. He said yes, it was the prisoner hit him with a brick. I asked him if he was able to go to the stationhouse; he said yes. I said "Does your head hurt?" He said "It hurts a little." We started for the stationhouse; I had the defendant, and Dozier walked behind. At the stationhouse a charge of assault was made against the defendant; he did not say anything; he did not deny it. This was at the 9th Precinct stationhouse in Charles Street. Dozier made the charge of assault against Hooker; he said that Stephen Hooker hit him with a brick on the side of the head. The sergeant told me to search the defendant; I searched him, and found nothing but a packet of cigarettes and a handkerchief. A doorman took him down stairs. On the way to the stationhouse I asked the prisoner why he hit this man; he said he did it in self-defense. I said "Did you have any trouble at the stand?" He said no, but in the afternoon there were some boys wrestling and they

bunked against Dozier's door, and Dozier came out and blamed him and slapped his face and threw a brick at him, which hit him in the calf of the leg.

CROSS EXAMINATION:

I took no particular notice of Dozier's head or face and saw no blood running out of his ears; if there had been any, I may not have seen it. When the other officer delivered the prisoner to me, he left me. Officer Thompson may have been at Dozier's; there was a crowd around and the room was small.

F R A N K E. T O W L E, a witness for the People, sworn, testified:

I am city surveyor, and have been so about twenty-three years. I understand the making of surveys, and have made a great many in this city. I made that survey which is produced, showing both sides of Minetta Lane from Sixth Avenue, and also the sidewalk on both sides of Sixth Avenue. That is a correct diagram of the premises described upon it, and the distances indicated in red ink are correct. The scale to which I made those measurements is ten feet to one inch. The curb line is thirty feet wide to an inch, and from curb to curb it is fifteen feet.

CROSS EXAMINATION:

Carmine Street doesn't show on that map; it is farther down. I am not very familiar with that neighborhood. I couldn't tell whether there are any new buildings on Carmine Street; I did not notice any.

D E F E N S E .

W I L L I A M M C K E N Z I E, a witness for the defendant, sworn, testified:

I live at 233 Monmouth Street. On the afternoon of the 15th of August last I remember being in Minetta Lane in front of John Dozier's place with Stephen Hooker, a boy named Willie Jackson, and another named Henry Washington, and several others. We were there between four and five o'clock. The boys commenced to shoot dice, and after they got through shooting they sat down, and several of them went along about their business. Hooker and Jackson and I sat down on Dozier's stoop. Henry Washington was on the sidewalk. They commenced fooling, and Washington took Jackson by the shoulders and shoved him against the door and burst it open. Then I believe the girl Birdie Dozier went inside and told her father, and he came around there, and all the boys got out. Dozier hit Stephen Hooker three or four times, and he was about to kick him when Henry Washington grabbed hold of him and said "Don't kick him". Then Hooker got a piece of watermelon rind and threw it at Dozier, but did not hit him, and he got a brick and threw that at him, but it did not hit him. Then Dozier picked up the brick and ran after the defendant, threw the brick at him and hit him in the leg. Hooker turned around and came back, and Dozier went into the saloon on the corner. I do not remember that Hooker said anything to Dozier during the trouble. When Dozier came around he said to the defendant "What are you doing here?" The defendant did not say

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anything, and Dozier struck him. That is all I can remember that was said. Dozier chased Hooker up Sixth Avenue, and I followed up Sixth Avenue. I saw Dozier throw this brick at Hooker, and it hit him in the calf of the leg. I know nothing about the affair that occurred in the evening.

GROSS EXAMINATION:

Hooker ran away, and when Dozier went into this saloon, the defendant came back into Minetta Lane. When Dozier came out he asked Hooker "What are you doing here?" Hooker did not say anything, and then Dozier slapped him. Hooker did not say to Dozier "You old bald-headed son of a bitch, I will not go away until I get good and ready." Dozier then started to kick him, and Washington caught hold of him and says "Don't kick him." Then Hooker got away and threw this watermelon rind at him and also this brick. It was a small piece of brick; he picked it up in the lane near Sixth Avenue. It did not hit Dozier. Dozier picked it up and ran after Hooker up Sixth Avenue. Hooker was near the corner of Third Street, Dozier about midway in the block, and I was on the corner of Minetta Lane. I saw Dozier throw the brick at Hooker and hit him in the leg. Hooker stopped, and Dozier went back to the saloon on the corner of Minetta Lane and Sixth Avenue. Hooker came back to Minetta Lane, and I went to my own house and left him there. When Dozier came out, all the boys except Hooker ran only a few feet away. Dozier could have hit any of us if he wanted to, but did not. I do not know if he had any grudge against Hooker.

B E R T H A H A Y E S, a witness for the defendant, sworn,
testified:

I am a married lady, and live at No. 213 Sullivan Street with my family. My husband's name is George Hayes. I have known Toussaint Vogelsang about three or four years. On the 15th day of August last he was in my house from about eleven o'clock in the morning till between half-past seven and eight o'clock at night. I was at home all the afternoon. I am related to Mrs. Barbara Wilkes by marriage; Mrs. Wilkes is my mother-in-law.

CROSS EXAMINATION:

The 15th of August last occurred on a Tuesday. About eleven o'clock on that day Toussaint Vogelsang came to my house. He was arrested that evening after he left my house; I don't know the time. He only went out once about twelve o'clock; he came back between twelve and half-past twelve. I did not go out at all from eleven o'clock until half-past seven. I did not leave the house that day or that night. My husband came back a little after six and saw Vogelsang. I was sewing all day, and Vogelsang was sitting at the window reading a book. On Thursday Mrs. Nichols told me that Vogelsang was arrested; that he was connected in some way with the murder of John Dozier. The assault upon Mr. Dozier has nothing to do with why I fix the 15th of August on a Tuesday.

JANE NICHOLS, a witness for the Defendant, sworn, testified:

I live at No. 213 Sullivan Street with my grandson. I know Mrs. Hayes; I live on the first floor and she lives in the basement. I have known Toussaint Vogelsang for about two or three years. On the 15th of August last I saw him from two o'clock up until near eight o'clock in Mrs. Hayes' rooms in 213 Sullivan Street. About two o'clock I saw him go in to Mrs. Hayes'. I saw him sitting by the window at about four o'clock when I went out, and when I came back in about half an hour he was there in the same place by the window, with a book in his hand. I saw him going out between seven and eight o'clock that evening.

CROSS EXAMINATION:

I did not hear Mrs. Hayes testify. I did not hear of Vogelsang's arrest until a day after that. I have talked with Mrs. Hayes about this. I think August 15th was a Tuesday, and it was a pretty nice day, not raining. That is the only time I saw Vogelsang there; I have not seen him since.

NELLIE MORGAN, a witness for the defendant, sworn, testified:

I am married and live at No. 34 Minetta Lane. I have known Toussaint Vogelsang about a year or two. On the 15th of August last I was at Bertha Hayes' house from eleven until half-past four o'clock, and saw Vogelsang there. He was there all the time I was there -- I think he went out to the bakery one time and came in --

and he was there when I left at half past four o'clock, sitting by the window reading a book.

CROSS EXAMINATION:

I do not know how long Toussaint was out; I think he went to the baker's. I heard about Saturday he was arrested, but I didn't hear the day of his arrest. The day I saw him at Mrs. Hayes' house was the day of the trouble, but I don't know whether that was the day Toussaint was arrested or not. I know Mrs. Nichols; she lives in the same house with Mrs. Hayes. I did not see Mrs. Nichols on that day talking to Mrs. Hayes at the window. I was there from 11 o'clock until half-past four. I didn't see any fight; I don't know anything at all about a fight.

M A L V I N I A L I N D S A Y, a witness for the defendant, sworn, testified:

I live at 15 Minetta Street. I know Mrs. Martha Pell, and saw her on the 15th of August last in the morning between half-past seven and eight o'clock. At five o'clock in the afternoon of that day I saw her in her room lying on the sofa and spoke to her. I then went out, and came back at half-past six, and said to her, "My! you are still sleeping, but you are no comfort to me; I am going upstairs." I saw her go out about seven or eight o'clock. I heard her quarreling up Minetta Lane, and came right down stairs. When I got to the stoop she was back. Mrs. Pell lives on the second floor and I live on the third floor of No. 15 Minetta Street. When she came back at eight o'clock she had been out of

the house about ten or fifteen minutes. I did not see her all the time, but heard her voice quarreling; she was around the corner in Minetta Lane.

CROSS EXAMINATION:

When Mrs. Pell went out of the house she was alone; I am sure she didn't go out with Hooker. I did not see Hooker at her house that day. Mrs. Pell went out alone between 7.30 and 8 o'clock, and her little child met her crying at the door. Then she went away from the door with the child.

ELI Z A G A I N S, a witness for the defendant, sworn, testified:

I live at 23 Minetta Lane, on the other side of that yard where Dozier lived. I remember the day when John Dozier was hit with a brick by Stephen Hooker. I have known Barbara Wilkes about five years; I also know Mrs. Pell. About six weeks ago, on the Sunday afternoon that Joe Thompson was arrested, I heard Mrs. Wilkes talk about Martha Pell; she shook her fist in Mary Dawson's face, and said that she would have Martha Pell sent away if she had to lie on her for fifty years, and called her a cock-eyed, black bitch. Mary Dawson, Indiana and Mrs. Vogelsang were there when I heard this.

I N D I A N A S A L T U S, a witness for the defendant, sworn, testified:

I know Barbara Wilkes and Mrs. Pell. Since the killing of John Dozier I have heard Barbara Wilkes speak about Mrs. Pell. She said in substance that she was

going to try to send the cock-eyed bitch to hell, if she would have to lie to send her, for fifty years, and all the rest would have nothing to say about it. She said this in the presence of Mary Dawson and Eliza Gains. Mrs. Wilkes said she didn't like Mrs. Pell. I didn't hear her say that Mrs. Pell was guilty of putting Hooker up to killing Dozier. Mrs. Pell and I are on good terms, and I am also on perfectly good terms with Mrs. Wilkes.

EMILY VOGEL SANG, a witness for the defendant, sworn, testified:

I live at 343 West 36th Street. Last August I lived at 23 Minetta Lane, on the opposite side of the same court with John Dozier. I am acquainted with Barbara Wilkes and also with Mrs. Pell. On Sunday afternoon Mrs. Wilkes was in an argument with her cousin, Mary Dawson, and I heard her say, "You needn't put on no airs with me, because I am going to fix your cousin, Martha Pell. I will send the whole three of them to --" well, she used profane language. She said she would send her as far as she could, fifty years if she could give it to her, and she had to lie to get there. She called her a cock-eyed, black bitch. I was in my window at that time, up above. I did not hear her say anything about Martha Pell's putting Hooker up to hitting John Dozier with a brick. Mrs. Pell has something the matter with one eye, and that is why she called her cock-eyed.

M A R Y D A W S O N, a witness for the defendant, sworn,
testified:

I know Barbara Wilkes and also Mrs. Pell; Mrs. Pell is my first cousin. I remember the day when John Dozier died. About six weeks ago, on a Sunday afternoon, Mrs. Wilkes came to me at the gate in Minetta Lane, and asked me what I was looking mad about. I didn't answer her, and she says, "You are mad because I got your cousin arrested, and if I can send her for fifty years, I will send her to prison, if I have to lie." She called her a cock-eyed, black bitch. I did not see Mrs. Pell on the 15th of last August. I live on the second floor of 25 Minetta Lane, right above where Dozier used to live. Last July I heard Mrs. Wilkes quarrel with Mrs. Pell, right across the street from where I lived; it nearly came to blows. On the 15th of August I was looking out of the window and standing at the gate all day; I wasn't doing anything. I saw both Mr. Dozier and the prisoner that day. I helped to bring John Dozier across the street with Ed. Townsend after he was struck. I ran right over to the oyster stand after Dozier was hit; I did not see the defendant then.

CROSS EXAMINATION:

I know the defendant Hooker, and have seen him with Martha Pell. I was not present when Hooker was brought by the policeman before John Dozier; after I helped to bring Dozier in I went right upstairs. I signed my name to the paper shown me, and swore to it before a notary. I saw Martha Pell talking to Eugenia Dozier in the lane about half-past 7 o'clock. I do not speak

to Barbara Wilkes now; ever since my cousin was arrested she stopped speaking to me. She came to me on a Sunday afternoon and had the talk that I have sworn to. After John Dozier was hit, somewhere about 7 o'clock, I saw Toussaint Vogelsang pass in Minetta Lane; that was the first I saw of him that day. I knew what I was signing when I signed that paper; it was read over to me. The conversation Barbara Wilkes had with me was out in the street where everybody in Minetta Lane could hear it. They were all pretty much out.

A N N I E M I L L E R, a witness for the defendant, sworn, testified:

I know Mrs. Wilkes and Mrs. Pell. I heard Mrs. Wilkes quarreling with Mrs. Pell before Mr. Dozier's death. I go out to a day's work, and was "pulled" once out of Mrs. Wilkes' house and once out of another house. I got one month on the Island each time. I got out on the 4th of September. I helped Mrs. Wilkes when she was in Thompson Street.

J O H N V O G E L S A N G, a witness for the defendant, sworn, testified:

I live at 343 West 46th Street. In August last I lived at 23 Minetta Lane, on the opposite side of the court where Mr. Dozier lived. I remember the 15th of August last, and was at my house 23 Minetta Lane on that day. About 4 o'clock on that afternoon I saw the defendant Hooker standing in front of 25 Minetta Lane.

Dozier's daughter came in and told him that the boys had burst in the door. I followed Dozier out by the gate, and he walks over to Hooker and struck him three or four different times, and attempts to kick him, and a boy by the name of Henry Washington grabs his arms and told him not to kick him. Then Hooker picked up a watermelon rind and threw it at Dozier and struck him. Then Dozier picked up a brick, and Hooker turned around and ran towards Sixth Avenue. Dozier followed him. Further than that I didn't see anything. At the time his daughter told him, Dozier was sitting in the yard. He had been playing pinocle, and was sitting watching the others playing. His daughter came in through the room door, and told her father that the boys had bursted open the door. It was Birdie Dozier that came and told him.

CROSS EXAMINATION:

I followed Dozier right out of the gate, right behind him, and did not hear him say anything to Hooker. The other boys out there moved a little and Hooker sat still, and Dozier went right up and hit him. Then Dozier started to kick the defendant, and Washington grabbed hold of him and told him not to kick him. Hooker then threw the watermelon rind at Dozier and hit him; I did not see Hooker throw any brick. I saw Dozier pick up a brick, and the defendant started to run. I did not see Dozier throw the brick; I saw him follow around Sixth Avenue. I saw McKenzie there. Dozier punched the defendant around the face and body with his fist. Dozier did not kick him; he attempted to kick him. I did not see Mrs. Pell there that day. I was around my house all

day until four o'clock, when I went around to my father's house in Cornelia Street and came back. Dozier was sitting at the table in the yard watching the players when his daughter came out. He had been playing but was not playing then. I did not follow Dozier and Hooker around Sixth Avenue at all. I saw a boy named Willie Jackson there. I did not see Hooker when he came back. When I got back from my father's house it was about half-past five. About a quarter to eight I was sitting in Carr's wagon in front of 21 Minetta Lane, and a boy came running over and said "Birdie Dozier, your father got hit in the head with a brick." Then I looked over towards Green's stand and saw a crowd collecting, and I ran over there and saw Dozier picked up, and brought back to his house. I did not see the defendant until he was brought back by the officer. I was sitting on Carr's express wagon. There was no milk wagon standing there. I am a brother of the other defendant.

S T E P H E N A . H O O K E R , the defendant, sworn, testified:

I live at 225 West 27th Street. On the 15th day of last August I was at my mother's all day until after three, and she asked me to deliver a message for her in the neighborhood of Minetta Lane. It was between half-past three and four when I struck Minetta Lane. I walked through Minetta Lane and met McKenzie, and entered into a conversation with him, and I got tired standing and sat down on the corner of the stoop. While I was talking Henry Washington and Willie Jackson began fooling. I heard Jackson say "Aha, aha, you have knocked me through

the door and the door is bursted." I thought they were only fooling, so I still sat there. Washington jumped back on the end of the curb, and Jackson went somewhere else; McKenzie moved a few steps from me. With that John Dozier came running out of the yard, and while I was still on the stoop he commenced punching me, and said, "You little son of a bitch, if I catch you around here again I will try to kill you." Then he made a kick for me. Henry Washington was standing there, arrested his movement and threw his foot back. I ran across the street and picked up a piece of watermelon rind and threw it at Dozier. It struck him, but where I don't know. I then picked up a half brick and threw it at Dozier. The brick did not touch him, and he picked up the identical or another brick, I don't know which. I ran up towards Sixth Avenue, and he ran after me. When I was near Third Street on Sixth Avenue, the brick struck me in the left leg. Dozier turned around and walked back. I stood there a few minutes, and walked back to Minetta Lane and Sixth Avenue. Henry Washington was standing there, and after we had a conversation we went to Dolan's on Bleecker Street above Minetta. I left Washington and went about my business to take this message to 106 Macdougall Street. I stayed there until a little after seven, when I walked up Macdougall to Minetta Lane, through Minetta Lane on the opposite side of the street from where Dozier lived, to Sixth Avenue. There was a car coming up the street, and I hurried across in order to pass before it. As I was crossing and about to step upon the curb, I had my money

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in my hand, selecting enough to pay for my purchase, when a woman hollered, "Look out, John". I saw John Dozier at the stand; he was in the act of picking up a bottle. I immediately stepped upon the curb, picked up a brick, threw it and ran. I ran up Sixth Avenue to Third Street, through Third to Macdougall, Macdougall to Fourth, through Fourth to Sixth Avenue, when Officer James Thompson of the Fifteenth Ward asked me what was the matter. I immediately went back with Officer Thompson. Between Third Street and Minetta Lane we were met by Officer Perry, and Thompson turned me over to Perry, who took me to Dozier's house. Mr. Dozier was asked if I was the one who hit him with the brick, and he said yes. He was asked if he would go to the stationhouse and make a complaint, and he said yes; and of course he went to the stationhouse and made a complaint. I had no conversation with Mrs. Martha Pell and Toussaint Vogelsang at any time before I struck John Dozier with this brick in regard to doing it. When I crossed the street to that oyster stand I was counting my money; I had no brick. When I threw this brick at John Dozier, I thought he was going to throw that bottle at me. I did not intend to kill him. I have never been convicted of any crime, nor arrested.

CROSS EXAMINATION:

I live at 225 West 27th Street, and have lived there four or five weeks. My mother lives at 32 West 19th Street; I have not lived with her for about three months. I lived at my aunt's house, 224 Sullivan Street,

before I lived at 225 West 27th Street. I lived on Minetta Lane or Minetta Street some years ago. I never had a room at 23 Minetta Lane for any length of time. For two weeks before I was arrested I was running an elevator at 55 White Street. Three or four months before that I worked in the paint-room of J. G. Lugar, Son and Co., on Fourth Avenue between 22nd and 23rd Streets; I was there about two months. Before that I worked for Banner Brothers for about eight months, leaving there in April, 1892. Since April last I have worked two months and one week. I had this room at 225 West 27th Street for three or four weeks; before that I lived at my aunt's house. All my life up to three months before my arrest I lived with my mother. I paid my room rent at 225 West 27th Street myself; I got the money sporting, cards and horses. I have been indulging in cards and horses for a couple of years. I do not play craps. I know Martha Pell, but did not see her at all the day of this assault. She lives at 15 Minetta Street. I have known her about a year and a half, and during that time went there three or four times a week. I have often met Mr. Pell in the house. He and I had a fight on the corner of Minetta Lane and Sixth Avenue. I was not at Mrs. Pell's house on the day of the trouble with Dozier. I had no trouble with Dozier before this fight. Someone told me that Dozier was going to put Thompson on me and the rest of the boys. I stopped living with my mother on account of a quarrel with my sister. I did not draw a knife on her, nor do anything to her. Martha Pell never paid my

room rent anywhere. Mrs. Dawson is the janitor at 23 Minetta Lane, and is the aunt of Martha Pell. I do not remember them fighting about my having a room there. I did throw a brick at Dozier on that day, but it didn't hit him. Henry Washington caught hold of Dozier as he was about to hit me. Washington is about the same age as I, -- twenty. When I came out of the lane and started across Sixth Avenue I didn't see Mr. Green at all. I did not see Mrs. Talbot, the Washington woman or Bristow Bright, or this Mr. Ambrose Davis at all. I had no talk of any account with Officer Perry going to the stationhouse. I did not explain in the stationhouse why I hit Dozier. I did not tell anybody that Dozier was about to hit me with a bottle. The first trouble between Dozier and me took place a little after four o'clock I then went to 106 McDougal Street, and stayed there until after seven. When I left the lane after the first trouble the first place I stopped was Dolan's; he is a shoemaker. I was there about fifteen minutes with Henry Washington. Then I stood talking with friends for 25 or 30 minutes, and afterwards went to McDougal Street, and got there about five o'clock. I remained there until after seven. Then I walked through Minetta Lane to Green's stand on the opposite side of the avenue. I crossed the avenue in front of a car, with my money in my hand, and as I was putting my foot on the curbstone where Green's stand is, I saw the deceased put his hand towards one of the bottles. Up to that time I had no brick; I picked it up off the curbstone. A woman shouted "Look out, John", and I picked up the brick. When

Dozier was struck with the brick, he fell, and I ran. I did not tell the officer or the police sergeant or anyone else that I was hit with a brick in the leg. I was perfectly cool when I picked up that brick, and knew what I was doing. I intended to pick up the brick and throw it, but I did not intend to hit John Dozier in the head with it. I threw only one brick. I did not see any pile of bricks in that neighborhood. When I was searched by the policeman at the stationhouse 16 or 17 cents were found on me.

A N D E R S O N C . B U R R I L L, a witness for the defendant, sworn, testified:

I live at 141 West 30th Street, and work as a porter in the employ of the Pennsylvania Railroad, at No. 2 Beaver Street. I have been so employed continually since 1876. I am a member and trustee of the Zion Methodist Church, and have known the defendant Hooker about twelve years; I have employed him to help me in the office for two years off and on. So far as I know, his general character for peace and quiet was good.

CROSS EXAMINATION:

It was about two years ago that he worked for me last. Since that time I have only met him in the church, every Sunday evening; he would come there alone.

J O S E P H I N E H O O K E R, a witness for the defendant, sworn, testified:

I am the mother of the defendant. My boy is twenty years old. I never in my life had any trouble with him until

0257

this. His character for peace and quiet has been good.

R E B U T T A L.

M A R Y A. D O Z I E R, a witness for the People, sworn,
testified:

I am the wife of John A. Dozier, and was with him
when he died at 7 o'clock on the morning of the 16th of
August last.

M A R T H A B L A C K S O N, a witness for the People, sworn,
testified:

I am now living at 242 West 41st Street, and on
the 15th of last August I lived at No. 15 Minetta Street.
I remember the day John Dozier got hit. I saw Martha
Pell on that day going in and out of her house, on the
next floor above mine. I saw the defendant Hooker there
on that day; he came there about 8 or 9 o'clock in the
morning, and I saw him very nearly all day. I saw Martha
Pell go out of her house with the defendant about seven
o'clock that evening. During the little time that I
have seen the defendant he seemed to be a very boisterous
young man.

A U R E L I A M O O R E, a witness for the People, sworn,
testified:

I live at 15 Minetta Street and know Martha Pell.
I am acquainted with the defendant Hooker. I remember
the 15th day of August last when Dozier was hit. Mrs.
Pell lives in the front room and I live in the back room

of the same floor at that house. I saw Hooker there with Mrs. Pell on that day; he spent pretty near the day there; at seven o'clock in the evening they went out together. This was the same evening Dozier was killed. I have no personal acquaintance with the defendant, have only seen him coming in and out of Mrs. Pell's room, and know nothing about his general character. I saw him with the Pell woman every day. On the 15th of August I saw him first in the afternoon; I do not know what time it was.

MARY S A N S O N, a witness for the People, sworn, testified I go occasionally to the same house with the defendant Hooker, Zion Church, but am not a member of it. In August last I lived at 15 Minetta Street. I remember the 15th of last August when John Dozier was hit. I know Martha Pell, and saw her on that day; she lived on the floor above me. That evening about seven o'clock I saw Hooker with Martha Pell out in the street; I saw them leave the house at that time. I am a married woman and live with my husband.

T H O M A S P E R R Y, recalled:

I arrested Toussaint Vogelsang a little after twelve o'clock on the morning of the 17th of the month.

The jury returned a verdict of guilty of Manslaughter in the First Degree.

Indictment filed Sept 29/1893

Court of General Sessions
Part II

The People,

Stephen A. Hooker

Abstract of testimony
in trial, New York
Nov. 13th 1893

and live with my husband.
them leave the house at that time. I am a married woman
I saw Hooker with Martha Bell out in the street; I saw
the flood, spoke me. That evening about seven o'clock
know Martha Bell, and saw her on that day; she lived on
the 12th of East Avenue when John Dozier was hit. I
August 1st I lived at 12 Minetta Street. I remember
and Hooker, and church, but am not a member of it. In
Go occasionally to the same house with the defend-
s A. H. S. D. N. as witness for the People, sworn, testified
times I saw him in the afternoon; I do not know what
saw him with the Bell woman every day. On the 12th of Aug-
and know nothing about his general character. I saw
only seen him coming in and out of Mrs. Bell's room.
I have no personal acquaintance with the defendant, have
gether. This was the same evening Dozier was killed.
there; at seven o'clock in the evening they went out to-
with Mrs. Bell on that day; he spent pretty near the day
of the same floor at that house. I saw Hooker there

District Attorney's Office,
City & County of
New York.

140 Lincoln 27 St
225 W.

He ^{abuse} ~~own~~ his
sister

He sent a boy
named snowball
with a walking stick

Martha Pell before
partly furnished a
room in 23 Minette
Lane

He has not done any
work in a year.

He had two fights
with Bill Pell.

He caught up with his
wife & beat her with a
stick.

Minette Lane
Street
Car & Minette Lane

Room in the house of Mrs
 Mrs. Simmons 15 Minutes
 that Mrs. Pell is
 small to have paid
 for the room.

at Mrs.

The defense ~~was~~ 1

One witness testified that Martha Pell left the house after Dozier was ~~hit~~ at 10 minutes to 8 ^{within} that she did not know ~~that~~ Martha had left before that or not.

Three witnesses testified that for the defense that Jousuint Vogel sang spent the day with Mrs. King the day upon which Vogel sang was arrested

Two witnesses testified that Dozier & Hooker had a quarrel in the afternoon

There was some evidence
of dependants for Chas
acting up to the time
of the ~~the~~ ~~the~~ two years ago.

There was some evidence of
hostility on the part of
Barbara Melles against
Martha Pell

There was the defendant
himself. There was no witness
to the main fight.

We are not trying Hooker
for the fight in the afternoon.

1/89 Speaks of discrepancies
The fight in the afternoon. One witness
said. Hooker threw a brick. Another
that he did not. One that Hooker
1/89 Speaks of discrepancies
with a watermelon
reference. another that he

3

did not. one witness that
Dezzer said what - are you
doing here anything that he did
not say anything.

One Witness testifies that
Vajal sang Went out at 12.
As well then that

he went out at 2. Another

that he did not go out at all.

that he had not so much
where is Washington & that place where he
wrote this is important & I feel
to speak of our all over

Arco. ~~the~~ hands follow

Arms.
Coming across with hands folded
Coming across with hands hanging
If one back open

Coming across with rain
down. Throwing one brick after
the other, Both bricks while

standing up.
Brought Put's hair
at the end of the system

Stand ³⁴ Mouth at the other
end.

Only prove the truth of
their statements.

Barbara Wilkes
Hates Martha Pile

Motives

Threats

Preparations

Opportunities

Execution

Davis
Fulbright
Washington
Perry

Spencer
Bright

Flight

Compensations

The Character of the
Dependent

Self ⁵Expense
 Read \$5203 205

Dependents Story
 Leg. Soc. could not
 Run

Was not with the
 Pell Woman during
 that day

Went to deliver a Message
 1/77 Threw the Book at
 O'Brien but did not ~~return~~
to hit him

If there is ⁶hesitation or
 doubt to overcome, a
 choice made as the result
 of thought, however short
 the ^{time} struggle between the in-
 tent and the act, it is
 sufficient to character-
 ize the crime as deliberate
 and premeditated murder.

The virtue formed is the
 secret and silent operation
 of the mind and its only
 physical manifestation is
 the accomplishment of
 some act — The individual
 whose virtue is suspect-
 may remain silent.

or if he speaks many
 And probably will if
 he has a crime to ~~con~~
 Caut speak truthfully
 And thus we are compelled
 from necessity to revert
 to the actual physical
 Manifestations of the
 Will. By the results
 produced as the safest
 if not the only proof
 of the fact to be ascer-
 tained. This rule is always
 being applied unless the

gentle is usual

Defendants Horner, Bell
and Vogelvang sold to
Mme. without bail.

W. L. O'Grady, Jr.
Steno. & P. R.

POLICE COURT,
SECOND DISTRICT,
W. L. O'GRADY, JR.,
STENOGRAPHER.

0271

Secs. 612 & 619.

1892
SUBPCENA.

2 DISTRICT POLICE COURT.

CITY AND COUNTY
OF NEW YORK, } ss.

In the Name of the People of the State of New York.

To St. Paul Deputy Sheriff
No. 129 W. Houston Street.

You are Commanded to appear before Edward Hogan Esq.
one of the Police Justices in the City of New York, at the 2 District Police Court,
125 Sixth in the said City, on the 21 day of
July 1893, at 10 o'clock in the fore noon of that day, as a
witness in a criminal action prosecuted by the People of the State of New York against

Stephen Hooker
(Homicide)
and for a Failure to Attend you will be deemed guilty of a Criminal Contempt, and liable to a
Fine of Two Hundred and Fifty Dollars, and Imprisonment for thirty days.

Dated at the City of New York, this 10 day of August 1893.

Edward Hogan Police Justice.

In case of the death of the Deceased

0272

Police Court,

District.

1901

City and County of New York, ss.

Thomas Perry

of No.

9th Precinct

Street, aged

years,

occupation

Police

being duly sworn, deposes and says,

that on the

16

day of

August

1897,

at the City of New

York, in the County of New York,

Martha Perry, sometime called

Dependent arrested

Martha Thornton and Fournant Vogel
 say, I now her charged with
 conspiracy in the homicide of John
 Dogier on August 15 1897, for
 evidence already taken in this Court,
 in the case of one Stephen Hooper
 charged with said homicide, before
 ask that Defendant be held to
 answer said charge.

Sworn to before me
 the 17th day of August
 1897.

Thomas Perry

[Signature]

[Signature]

0273

Police Court, 2 District.

1901

City and County of New York, ss.

of No. 9th Street Thomas Perry Street, aged 21 years,
 occupation Police being duly sworn, deposes and says,
 that on the 15 day of August 1897, at the City of New
 York, in the County of New York, about the hour of 7:30

O'Clock P.M., deponent arrested
 Stephen Hooper, now here, charged with
 assault on one John Dogier. Deponent
 has learned that the said John Dogier
 has since died. Deponent asks
 that deponent be held for examination
 on said charge to give deponent
 time to bring witnesses to said occurrence
 whom deponent can procure.

Subscribed and sworn to before me this
16th day of August
1897
John J. [Signature]
Police Justice

Thomas Perry

0274

Sec. 151.

Police Court _____ District.

CITY AND COUNTY }
OF NEW YORK, } ss.*In the name of the People of the State of New York; To the Sheriff of the County of New York, or to any Marshal or Policeman of the City of New York, GREETING:***Whereas**, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police Justices for the City of New York, by Thomas Perryof No. 9 N. Duane Street, that on the 15 day of August1888 at the City of New York, in the County of New York,

One John Dogan came to his death at the hands of Stephen Hooper, acting in concert with one Martha Bell, sometimes known as Martha Hunter, and one Jossaint of Nelson,

Wherefore, the said Complainant has prayed that the said Defendants may be apprehended and bound to answer the said complaint.**These are Therefore**, in the name of the PEOPLE of the State of New York, to command you the said Sheriff, Marshals and Policemen, and each and every of you, to apprehend the said Defendant and bring them forthwith before me, at the _____ DISTRICT POLICE COURT, in the said City, or in case of my absence or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to be dealt with according to law.Dated at the City of New York, this 16 day of August 1888Thomas Perry
POLICE JUSTICE.

Police Court _____ District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Martha Bell
(*alias Thurnton*)
Joussaint
(*or Vefeloon*)

Warrant-General.

Dated _____ 188

Magistrate

Officer.

The Defendant.

taken, and brought before the Magistrate, to answer
the within charge, pursuant to the command con-
tained in this Warrant

Perry Officer. 9.

Dated _____ 188

This Warrant may be executed on Sunday or at
night.

Police Justice.

having been brought before me under this Warrant, is committed for examination to the
WARDEN and KEEPER of the City Prison of the City of New York.

Dated _____ 188

Police Justice.

The within named

0276

Sec. 198-200.

CITY AND COUNTY } ss.
OF NEW YORK,

District Police Court.

Loussaur Vogelvang 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.

Loussaur Vogelvang

Question. How old are you?

Answer.

19 years

Question. Where were you born?

Answer.

Buffalo N.Y. State

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

Answer.

17 Corning Street 2 years

Question. What is your business or profession?

Answer.

Musician

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
J. E. Vogelvang*

Taken before me this

21

day of

April

188*7*

Police Justice.

0277

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, ss.

District Police Court.

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

Question. What is your name?

Answer. *Martha E Pell*

Question. How old are you?

Answer. *42 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *15 Manhattan Street 2 years*

Question. What is your business or profession?

Answer. *Seamstress*

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

Martha E Pell
mark

Taken before me this

day of *August*

189*4*

Police Justice.

0278

Sec. 198-200.

2nd District Police Court.

CITY AND COUNTY OF NEW YORK } ss.

Stephen A. Hooker 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.

Stephen A. Hooker

Question. How old are you?

Answer.

20 years

Question. Where were you born?

Answer.

New York

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

Answer.

225 West 27th Street 4 weeks

Question. What is your business or profession?

Answer.

Elevator boy

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
Stephen A. Hooker

Taken before me this

day of August

1887

Police Justice.

0279

2 DISTRICT POLICE COURT.

THE PEOPLE
ON COMPLAINT OF
Thomas Perry
agst.
Stephen Hosper
et al.

Examination had Aug 17 to 21 1887
Before Edward Hogan Police Justice.

I, Walter L. Crosby Stenographer of the 2 District Police Court, do hereby certify that the within testimony in the above case is a true and correct copy of the original Stenographer's notes of the testimony of Rebecca Washington
Burlan Wilkey, Winfred A. Guen, Bristol Bright
Ambrose J. Davis, Edward J. Doolen
as taken by me on the above examination before said Justice.

Dated August 21 1887

E. Hogan
Police Justice.

W. L. Crosby
Stenographer.

Polea Court
Second Dist

The People vs
Perry

vs
Hooper

For defendant Hooper - Dan. O'Reilly Esq.
Aug 17 to Aug 21

Rebecca Washington, a witness for the
people, being duly sworn and ex-
amined by the court before, and
says: I live at 7 6th Avenue.
my brother is Washington and
living. I am 41 years old
I am acquainted with the
defendant I knew the
deceased John Dogie.
Q Do you know anything about
any injury John Dogie
sustained last night?

A - Yes, Sir

Q Tell all you know about
it - all you saw yourself

not what you heard from
anybody else.

A I was sitting down at my
house nursing, at my house
in front of the stand of the
gentleman that sells figs feet.
Mr Dogier was standing there
like I stand now; looking at a
man that was on the opposite side
of the street. This defendant
come over across the street
and raises this brick. I said
"Look out John." Before he
could turn defendant struck
him here on the left side of the
face and he rolled and fell.
Q on the left side of the face?

A Yes

Q And Dogier fell;

A Yes sir

Q What did you see next?

A I saw this defendant run
up the street.

Q Hooper?

2 A Hooper - yes sir.

Q Ran of the street;

A Yes; I said "He is going to catch him"

Q Are you sure this is the man who struck Dogier with a brick;

A I am sure.

Q By a man who ran away?

A Yes Sir

Q Did you see Dogier after that?

A No Sir

Q Do you know whether the defendant is dead;

A I do not. — I did not know it until this morning.

Barbara Wilkes being duly sworn and examined as a witness for the People before and says: I live at 28 Myrtle Lane. Next at the corner of 6th Avenue. I know the defendant John Hooper. I knew John Dogier. I met them both frequently.

Q Did you see any trouble between Hooper and Dogie last night?

A No; I do not know anything about the assault. I was not there. But I heard Hooper and another lady making a plot to go over and kill this man Dogie - to hit him on the head with that brick. - The woman was Martha Pell - or Martha Thorutor, and there was a man named Jossam Vogel-sam. I overheard them talking. I heard Hooper say "I am going to kill John Dogie if I can catch him; he kicked me on the legs and he kicked my behind. I am going to kill him." He was going to lay for Dogie.

Q How do you know?

A I heard him tell her. I listened to the story. He was going to lay in the yard; he would talk to Dogie.

and tell him to come out on
the walk. He was going to
do him in the yard. She
said "no! don't you do it;
wait until he comes out to
go to work! do it then" He
and the other boy were standing
there.

Adjourned to Aug 17 1893.

Examination Continued

Aug 27. 1893.

Winfred S. Greer being duly sworn and examined as a witness in the people's behalf and says: I keep a business at 564 Fremont and I live at 107 West 1st. I know these three defendants and I was acquainted with the deceased John Dogier.

Q On the 15th day of August 1893 did you see John Dogier?
A He was standing at my stand in conversation with me in regard to my borrowing some things for the coming Democratic excursion - I told him what I wanted in regard to it and I was cutting some peaches. Somebody yelled "Look out" and I jumped out of the way. I came back again and asked "What the matter?" At that time I raised Dogier on his feet.

Q Did you see what struck him?

A No sir.

Q - Did you see who struck him?

A No sir.

Q at the time he was struck was he interfering in any way with any person there?

A No sir: he was only conversing with me in regard to my borrowing tools for this Democratic excursion.

Q And you know nothing about it how it happened - this killing of Bogier?

A No sir.

Q Did you see Bogier since his death?

A No sir.

Advised to Aug 19, 11 A.M.

Examination Continued Aug 19

Protol Bright being duly sworn and examined by the Court, as a witness for the people of the State of Texas

I live at No 5 Park Avenue
I work along there. I am

19 years old; going on 20

I know John Dwyer I have
seen him passing around there

Q Do you know anything about
the assault that was committed
on Dwyer on the 16 or next?

A Yes sir

Q Tell what you know

A I was standing by Mr
Green's stand right in front
of my house No 5 6th Avenue,
this young man was there;

Q What is his name?

A They call him Hooker - the
Dependent

Q What did he do

A He was there - I heard some
one (I forget the name) calling
"Look out" "Look out" At that

I looked out I turned around
and I saw the Dependent
running - Hooker ran away
and this young man (Leavis)

ran away. I was right
behind him

Q That is all you know
about it?

A Yes sir

Answer I have been duly sworn
and examined as a witness for the
people before and says: - I
am 34 years old ~~that was~~
I am a carpet layer. I
live at 19 1/2th Avenue.

Q Did you know John Doyles?

A No sir

Q On the 16th day of August
did you see anything of this
assault?

A Yes sir

Q Tell what you saw?

A I was standing at the end
of the oyster stand - a couple
of feet from the defendant
He raised his hand and hit
this old man with a brick on

the back of the head first,
and then he repeated it in
quick succession with
another brick. Then this
old man fell

Q Do you know who this
old ~~old~~ ^{young} man was with the brick?

A I identify him from the de-
scription

Q Do you see him here?

A - I think the Defendant
Hooper is the man, to the
best of my knowledge.

Q After the old man fell what
did you do?

A I ran after this man. Then
men cried "Murder; Catch
him; Murder; Catch him"
and he was chased through
Macdonald street, North street
and Fifth Avenue, and the policeman
caught him.

Adjourned to Sunday Aug 14 1892
and Dr. Doulin subpoenaed

to from the cause of death
 Aug 19. 1897

Adjourned to Aug 20 1897
 Dr Donlin not appearing

Examination Continued Aug 21

Edward J. Donlin being duly sworn
 and examined as a witness for the
 People before and sworn.

By the Court

Q You are a Deputy Coroner;

A Yes Sir

Q Did you know a man named
 John Dogie?

A Yes Sir

Q When did you see him last?

A Some day last week at St.
 Vincent's Hospital

Q Was he living?

A No Sir - Dead.

Q Did you make an examination?

A An autopsy - yes Sir

Q Do you know the cause of his death?

A Ger Ori.

2 What was it?

A Fracture of the base of the skull.

2 Do you know of your own knowledge what caused that injury?

A No Sir: except that it was violence - an injury

2 Was that injury of recent occurrence?

A Ger Ori.

2 Were you assisted in making the Autopsy?

A Ger Ori.

2 By whom?

1 By the surgeons in St Vincent Hospital.

2 What are their names?

A I could not tell you - They commenced the autopsy - Mr. Howe - I told them I would examine the internal organs.

2 We know nothing whatever of the occurrence of the killing?

12 A No Sir.

0292

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 Russant Vojilany
Matta Bell, Nipker Hofer
guilty thereof, I order that he be held to answer the same, and he be admitted to bail in the sum of
_____ Hundred Dollars, _____ and be committed to the Warden and Keeper of
the City Prison of the City of New York, until he give such bail.
Dated, August 21 1893 J. E. Hogan Police Justice.

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

Dated, _____ 189 _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

0293

**POOR QUALITY
ORIGINAL**

4 Aug 17th 1893
2³⁰ PM.

[Signature]

Aug 19 11 AM

BAILED,

No. 1, by

Residence

Street

No. 2, by

Residence

Street

No. 3, by

Residence

Street

No. 4, by

Residence

Street

Police Court

888 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Nova Perry

Stephen Hooper

Gonsant Vogelsang

Maurice Pell

Offense *Homicide*

Dated

Aug 16

1893

Hogan

Magistrate.

No 338

Officer.

Precinct.

Witnesses

Rebecca Washington

No.

7 6th Avenue

Street.

No.

Amos Davis

No.

19 6th Ave.

Street.

No.

5 6th Avenue

Street.

No.

Elizabeth Davis

No.

19-6 Ave

No.

19-6 Ave

No.

19-6 Ave

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19-6 Ave

City and County of New York ss:

Mrs. Squire Sanson.

15 Munnella St. 1st Floor.

I was in the house on the 15th of August 1893. I know Stephen Hooker ^{or perhaps I know} Martha Pell about 20 years. I do not know Zoussaint Vogelsang.

Martha Pell lives on the 2nd floor front rooms. I have seen Stephen Hooker in & out of Martha Pells rooms every day. ~~The next morning after~~ ^{on the evening} ~~the assault~~ I heard Martha Pell using violent language.

The next morning after the assault I had a conversation with Martha Pell. She told me that the assault on Dogier had been concealed for a couple of weeks. Martha Blackson, Opelia Moore, Ann Jacob, Zoussaint Vogelsang were present. Martha said asked Vogelsang how Della was, & what he said. She told me that she had told Della not to do Dogier in his own yard.

on the evening of the

assault- I saw Martha and Della Parker go out together at about 7.45. This was before the assault. I was standing on the stoop. I heard her when she was coming back about half an hour after going out. She & I heard her say that Della was locked up in the Charles St. Station & that Grossman ~~was locked up~~ & that Bill Pells money would get Della out. I did not hear Martha say anything about Dozier that night.

The next morning she said that Dozier had hit Della first- and that he had a right to take his part. I never was in Martha Pells house.

Sworn to before me this } Mary Sanson
30th day of October 1893 }

Tallow 15852

Com. of Deeds

W. C. C.

Roxy Ann Brown

Minnetta St.

was with Martha Pells

Mary Sanson

Sweet Press

Frank E. Torle -	121 -	122
Bertha Henges,	123 -	128
Jane Nichol,	140 -	143
Hellie Morgan,	146 -	148
Malvina Lindsay,	151 -	159
Elyza Harris,	161	
Lidia Anna Laitens,	165 -	
Emily Vogelsang,	166	
Mary Dorsey,	180	
Jos. Vogelsang,	182	
Stephen A. Hooker,	192 -	198
Andersson E. Bunell,	218 -	219
Josephine Hooker,	220	
Mary A. Boyer,	221 -	
Mantua Blackman,	222	
Amelia Moore,	223	
Mary Ransom,	227	

United States Marine Corps
 3rd Battalion 1st Marine Division
 Camp Lejeune, North Carolina

November 12 2 00 PM '66

1/10 PM sent to 1st Battalion
 3rd Battalion 1st Marine Division

0200 PM

From 1st Battalion

Re 1st Battalion 1st Marine Division

1st Battalion 1st Marine Division
 Camp Lejeune, North Carolina

Re 1st Battalion 1st Marine Division

Re 1st Battalion 1st Marine Division

From 1st Battalion

1st Battalion 1st Marine Division
 Camp Lejeune, North Carolina

Re 1st Battalion 1st Marine Division

account time
 Possible that ~~company~~
 would have been made up
 for Bonds

He did have some thing
 against that being the foundation
 ad - basis.

Edgar ^{to} testimony was looked
 up to ~~confrontation~~ ~~Bureau~~
 nothing

has evidence of these things.

Boston Bright

~~Q~~ ~~Q~~ ~~Q~~ ~~Q~~ ~~Q~~ ~~Q~~ ~~Q~~ ~~Q~~ ~~Q~~ ~~Q~~

He is the first to be ~~called~~
 called ~~to~~ ~~the~~ ~~stand~~

December 12 2 o'clock

Left town / ~~going~~

3 ~~Confrontation~~ ~~with~~ ~~Marshall~~ ~~Pell~~
~~from~~

/ How are you

Commenced packing & two weeks
 arrested - Thomas a volunteer
 Rhine. Sun. Spent.

Bought & traded in
 American Lady, 5th

Went to Carmine, packing
 with the ^{through} ~~whaler~~ ^{to the} ~~to the~~ ^{to the}
 to South, a car was coming
Monday.

Ostrome
 — Ostrome — Berlingen

He considers it a weak
point in his testimony.

Motive — The Boy had
been beaten in the upstairs
where Stammy Washington

William
William

William

William

0301
Martha Pells record.

That a short time before
(about two weeks)
she murdered Della Hooker was
caught with her by her husband
He beat Della & then went
back and beat Martha Pell.

She told her Aunt that
she had her sister's husband
She turned her aunt a
Prostitute.

About five years ago.

That she had Dozier
consider nephew John Jackson
and Mr. for a lover ^{about 17 or 18 years}
and Mr. Dozier compelled
him to leave her.

About 10 years ago.

She also had Frank Peterson
for a lover. ^{19 years old.}
^{He was crippled in head with abscess}
Also Charles Allen
who died of small pox a
year ago last Spring. She
took his umbrellas & etc
for keepsake. He was
about 25 years old

In 1870. She stole out the
furniture from 35 Thompson

Martha Fountain
Shirley

streets and while the woman was confined. She was then called Martha Fountain.

The woman was dead when officers called in the morning. The rats eat the child. The woman had only a pallet of straw to lay on.

That she always bore the reputation of sucking young boys for lovers

0303

STATE OF NEW YORK

941

CITY AND COUNTY OF NEW YORK, ss.

AN INQUISITION

Taken at the house of Coroners Office
 No. 27 Chambers - Street, in the 6th Ward of the City of
 New York, in the County of New York, this 25th day of September
 in the year of our Lord one thousand eight hundred and ninety-three before
 John B. Shea Coroner,
 of the City and County aforesaid, on view of the body of John Dosziers
 lying dead at

Twelve 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 John Dosziers came to his death, do upon
 their Oaths and Affirmations say: That the said John Dosziers

came to his death at St. Vincents
 Hospital August 14th 1893, from fracture of skull
 from injury received by a brick thrown by Stephen
 Worker at Fifth Avenue near Minetta Lane, August
 16th 1893, and we further find that ~~Francis~~ Noagelson
 and Martha Bell were accomplices in the assault.

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.

JURORS.

Max Bauckauf 98 Forsyth St.	Daniel Chl 306 Broome St.
Samuel Kempf 36 Delany	Conrad Mack 46 Rivington
Henry Heise 83 Rivington St.	Wilhelm Becker 68 Rivington
Julius Reineke 124 Forsyth	Herman Walter 157 Forsyth
William Mueller 23 Forsyth	A. Baumann 49 Rivington
M. Balardi 244 Grand	Paul Danner 246 Grand

John B. Shea Coroner. L. S.

B. 313 2, c.

Coroners Office New York County.

INQUEST INTO THE DEATH

- of -

JOHN DOSZIER.

)
:
)
: Before,
) HON. JOHN B. SHEA,
: and a Jury.
)

New York, September 25th 1893.

APPEARANCES: Mr. Burlinger appears for Martha Pell and
Toussaint Vogelsang.

-----000-----

OFFICER THOMAS PERRY, of the 9th precinct duly sworn:-

BY THE CORONER:

Q Were you called to arrest any of these prisoners?

A Yes, sir; on August 5th I was coming along 6th Avenue
and there is a bend right there right along the avenue, when
a woman hollered "Murder"; I saw the prisoner running away
and a man pursued him and two men pursued him, and I chased
him and I thought it was no use, I thought I couldn't catch
the man and I gave the chase up.

Q Do you know anything further? A No, sir.

Q You did not arrest the prisoner? A I arrested three
of the prisoners.

xx

Q On the same day? A Stephen Hooker I arrested that night and the other two the next night.

Q You took them to police court? A Yes, sir; and they were charged with homicide.

Q And the Judge held them to await the action of the Coroner and the Grand Jury? A Yes.

Q Do you know whether or not any of these prisoners threw the brick? A I didn't see it.

Q Did you investigate the case? A I did.

Q Did you testify in the Police Court? A Yes, sir.

Q Were you the only witness in the police court that testified against them? A All the other witnesses there.

Q And Judge Hogan held them? A Yes, sir; held them without bail.

-----000-----

BARBARA WILTZ, duly sworn:-

I lived at 128 Minnetta Lane when this case happened; and now on 3rd Street. I worked down at 356 Broadway scrubbing.

Q (BY THE CORONER:) Did you see any affray on August 16th in your neighborhood? A I didn't see him hit him but I heard the plans made before the man was hurt, the three of them were standing together before Mr. Doszier was

struck with the brick.

Q What was his occupation? A He was stamp clerk down in the Post Office and he lived in that neighborhood.

Q What did you hear? A It appears this boy had some trouble with Mr. Doszier in the evening and Mr. Doszier chased him away, and this boy Hooker wouldn't run, so Mr. Doszier told him to go away from the stoop, and he only gave him a terrible name and he smacked him away from the stoop and the boy picked up a brick and Mr. Doszier dodged the brick and he struck him in the face with a piece of watermelon. Mr. Doszier ran him up the avenue a little ways and didn't catch him, and then he went in the house and we ~~thought~~ thought it was all over. (About half past seven I went down to Mrs. Johnson, No. 16 Minnetta Lane and the three of them were standing together in close conversation what they were going to do with John Doszier.) When I heard the name called I held back to listen to this boy Toussaint walking in the yard, and when he was going to work in the yard he was going to give it to him. She spoke up, she said "Don't do it in the yard wait until he goes out to his work." When he ~~goes~~ goes to work give it to him, and if you give it to him right I am with you. She said give it to him right and I will stick to you, I won't see you in trouble as long as ~~Will~~ ^{her} Pell has got a dollar. That is ~~his~~ civil law husband. Vogelsang said give it to the son of a bitch and I am with you. After that they went away and she went to her home and the boys toward 6th Avenue, and after that about ten

minutes I saw a crowd there and the crowd had done what they agreed to do. I laughed at it, I didn't think the boy could hurt him. When I came back I saw they had done what they had agreed to do.

Q Which one agreed to throw the brick? A This boy Billy Hooker was going in the yard and Pell told him to wait until he went to work, not to hit him in the yard.

Q You don't know which one threw the brick? A No, sir; but there is a witness here--

Q Do you know whether any of them threw the brick?

A I couldn't tell you that.

Q You heard them arranging to throw something? A Yes, sir; and about ten minutes after the work was done.

Q You saw him after he was hit? A I was the one that led him to the station house and from there to the hospital.

Q (BY MR. BURLINGER:) Where were you when this conversation took place, when you heard this conversation?

A I was coming opposite out of my house, they were standing in the yard in close conversation, when I heard John Dosziers name called--

Q Where were you at the time? A On the street.

Q Did you ever tell anybody that you were up in your rooms and turned the light down and listened from your window?

A No, sir.

Q Have you any feeling against Martha Pell? A No, sir, I have not.

Q Have you been on the best of terms? A Always on good terms.

Q Didn't you make any remark you would send her to prison-
you would send that cross eyed thing to prison?

A No.

Q What time in the evening or afternoon was it this conversation took place? A About half past seven o'clock.

Q How do you place the time? A Because I have been around the street and I have seen the clock and it was about ten minutes past seven when I came back from the clock.

Q Where was the clock? A In 138 3rd street.

Q At somebody's house? A No, sir.

Q A public house? A No, sir; a policy shop.

Q You had been in the policy shop? A Yes, sir; I go in there whenever I feel like it.

Q You say you work at 56 Broadway? A No. 356 Broadway for Mr. Bruno.

Q What do you do there? A I scrub.

Q How long have you been scrubbing at 356?

A Over a year. I got a husband to support me besides, Mr. Woods.

Q And besides that you scrub? A Yes, sir.

Q You have been doing that over a year?

A Yes.

Q There ~~you~~ cannot be any mistake about it? A No.

Q For Mr. Bruno? A Yes.

Q How often do you scrub there? A Every Thursday and every Friday.

Q How many rooms do you scrub there? A It is a great big music store.

Q It takes you two days? A A day and a half a day.

Q You go there every Friday about noon? A Yes.

Q You have no feeling towards Martha Pell at all?

A No, sir.

Q You have no feeling against her now? A Yes.

Q You are kindly disposed to her now? A I only swear to the truth.

Q And you feel kindly to her now? A As kindly as ever I was.

Q When you started on to give the Coroner and this jury your testimony a little while ago you were friends?

A Yes, sir.

Q You were friendly when you said she had a civil law husband? A Yes, sir.

Q How do you know that? A She told me that; she said she had been living with him twenty five years; she said that, she said it was a civil law husband.

Q That was a sort of a friendly remark when you said she had a civil law husband? A Yes, sir.

Q When did she tell you that? A She told me that a month or two ago.

Q What church were you married in? A In my house by preacher Hurley over four years ago to my second husband.

BRISTOW BRIGHT, duly sworn:-

I live No. 5 6th Avenue; I work along shore.

Q Were you in the neighborhood of this affray on August 16th? A Yes, sir.

Q Did you see it? A No, sir; I didn't see it when they threw the brick.

Q You saw Doszier after he was struck? A No, sir; I didn't see him after he was struck I seen him at the house.

Q You live in the same house? A No, sir; I live in 6th Avenue.

Q What took you to his house? A I heard a woman holler-
ing in the street, she said "Look out John, look out John;"
I looked around and I seen a fellow run and another fellow
run right behind and I run behind the other fellow.

Q What for? A I was running to see who it was.

Q You didn't know something had happened?

A Yes, sir.

Q How did you know that? A I was standing at a stand
where a fellow sells oysters, and I jumped out in the middle
of the street and I run right behind.

Q Did you see anybody throw the brick? A No, sir.

Q Why did you go to Doszier's house? A It was not very
far away and I went around to see it.

Q You went to see him because you heard he was hurt?

A I knew he was hurt from what I heard people say.

Q You went around to see how badly he was hurt? A Yes.

Q You didn't talk to Doszier before he died? A No, sir.

0311

Q You didn't talk to Doszler before he died? A No, sir.

Q You went around to see how badly he was hurt? A Yes.

A I knew he was hurt from what I heard people say.

Q You went to see him because you heard he was hurt?
Is that right and I went around to see it?

Q Why did you go to Doszler's house? A It was not very

Q Did you see anybody throw the rocks? A No, sir.

of the street and I was right behind.

where a fellow sells oysters, and I jumped out in the middle.

Q How did you know that? A I was standing at a stand

A Yes, sir.

Q You didn't know something had happened?

Q What told you? A I was running to see who it was.

was right behind and I was behind the other fellow.

I looked around and I seen a fellow run and another fellow

run in the street, she said, "Look out John! Look out John!"

Q What took you to his house? A I heard a woman holler-
ing Avenue.

Q You live in the same house? A No, sir. I live in

I didn't see him after he was struck. I seen him at the house.

Q You saw Doszler after he was struck? A No, sir.
they threw the rock.

Q Did you see it? A No, sir. I didn't see it when they
tossed it. A Yes, sir.

Q Were you in the neighborhood of this street on August

I live No. 2 1/2 Avenue. I work along shore.

BRISTOW BRIGHE, duly sworn:-

BRISTOW BRIGHT, duly sworn:-

I live No. 5 6th Avenue; I work along shore.

Q Were you in the neighborhood of this affray on August 16th? A Yes, sir.

Q Did you see it? A No, sir; I didn't see it when they threw the brick.

Q You saw Doszier after he was struck? A No, sir; I didn't see him after he was struck I seen him at the house.

Q You live in the same house? A No, sir; I live in 6th Avenue.

Q What took you to his house? A I heard a woman holler-
ing in the street, she said "Look out John, look out John;"
I looked around and I seen a fellow run and another fellow
run right behind and I run behind the other fellow.

Q What for? A I was running to see who it was.

Q You didn't know something had happened?

A Yes, sir.

Q How did you know that? A I was standing at a stand
where a fellow sells oysters, and I jumped out in the middle
of the street and I run right behind.

Q Did you see anybody throw the brick? A No, sir.

Q Why did you go to Doszier's house? A It was not very
far away and I went around to see it.

Q You went to see him because you heard he was hurt?

A I knew he was hurt from what I heard people say.

Q You went around to see how badly he was hurt? A Yes.

Q You didn't talk to Doszier before he died? A No, sir.

BY MR. BURLINGER:-

Q Did you see Toussaint there? A No, sir.

Q Did you see Mrs. Pell there? A No, sir.

Q Do you know them both? A I know Vogelsang, yes sir.

Q Do you know Mrs. Pell? A No, sir.

Q Look at her? Did you see her there? A No, sir I did
didn't see her.

Q Did you see Doszier at the oysterstand? A Yes, sir.

Q What did you see him doing there? A I seen him do-
ing nothing.

Q What was he doing when you saw him? A He was standing
up when I seen him of course.

Q How long did you look at him? A I looked at him
standing there talking.

Q Had anything happened to him at the time you saw him
at the stand? A At the time I was standing at the stand
something happened to him.

Q Was he standing at the time-- did you see him fall down?

A No, sir I did not see him fall.

BY THE CORONER:-

Q Who was he talking with? A To "Fat" Green, the man
who keeps the stand there.

Q How near were you to him? A As close as that (illust-
rating).

BY MR. BURLINGER:-

Q I understood you to say you ran after him and saw Hooker
run? A When he ran another man ran behind him and I ran

behind the man.

Q Did you know the other man? A I know him if I see him

Q It was not Vogelsang? A No, sir; it was a white man that ran behind him.

-----000)-----

REBECCA WASHINGTON, duly sworn:-

I live No. 7 Sixth Avenue, I wash and iron; I go out by the days work.

BY THE CORONER:

Q Were you in the neighborhood when this affray took place?

A I was sitting in the door nursing my child and Mr. Doszier was standing in front of the stand talking to Mr. Green; I saw this Hooker come across the street and when he got on the curb stone he fired this brick and it struck John Doszier on the left side of the head. He fell before I could say, look out John, he had fallen.

Q You saw Hooker throw the brick? A Yes.

Q What did Hooker do? A He started off to run and I said why don't you catch him, I said that to the people in the street; I made a commotion in the street when I seen the man was struck.

Q Was there anything unusual going on in the street before that? A No, sir; nothing at all.

Q What time in the day was it? A Near eight o'clock

in the evening.

Q And there was nothing unusual in the street at the time?

A No more than usual.

Q After you saw him fall a crowd gathered? A Yes, sir.

Q And Hooker took to his heels? A Yes.

BY MR. BURLINGER:

Q Do you know Mrs. Pell? A I do.

Q Was she there? A She was not.

Q Do you know Vogelsang? A Yes, sir.

Q Was he there? A He was not.

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MARIE DOSZIER, duly sworn:-

I live No. 25 Minnetta Lane.

BY THE CORONER:

Q Were you at home the night your father was hurt?

A Yes, sir.

Q Where were you, in the house? A No, sir. I was in Minnetta Lane and he was struck over at 6th Avenue. I first knew it when a little boy came to me and told me a policeman had my father in 6th Avenue. I went around there and when I got there he was dazed and he didn't say anything to me.

Q Where did the policeman take him? A He brought him over to the house and he sat in the chair until they brought Stephen Hooker in the house.

Q Did they take Stephen Hooker up to him?

A ~~They~~ Yes, sir; he identified him; he said that was the man that hit him in the head, he wanted to lock him up he took him to the station house first and then from there to the hospital and he died in the hospital.

BY MR. BURLINGER:-

Q Do you know Martha Pell? A Yes, sir I do.

Q Do you know Vogelsang? A I do.

Q Have you talked about this case;xxxxxxx to anybody?

A I have not.

Q You never did since it happened? A No, sir.

Q Have you talked to Barbara about it? A No, sir.

Q Not a word? A Not a word.

Q You have been sitting alongside of her in this Court?

A No, sir I was sitting alongside of my mother.

Q What number in Minnetta Lane do you live?

A No. 25.

Q Does Mrs. Pell live in the same house? A No, sir.

She does not live in the same house.

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MARY A. DOSIER, duly sworn:-

I live No. 25 Minnetta Lane.

BY THE CORONER:

Q Were you home the day your husband was hurt?

A No, sir. It seems in the afternoon about four o'clock the boys in the ~~xxxx~~ Lane had some kind of muss and in the wrangle they were on the front stoop, and in this wrangle they burst the door open. My husband went out to see what it was, and the rest of the boys saw him coming and they all ran only this Perry Hooker, and finally he pushed him off the stoop and smacked his face or gave him a kick like he would a boy. Finally he got off the stoop and he called him names and threw a piece of water melon at him and a stone and didn't hit him. This man, Green, sent after him on some business about the children at the fruit store, about half past seven o'clock. My husband went over to see Mr. Green, and while he was standing there this boy stole up upon him and hit him with this brick. That is all I know about it.

BY MR. BURLINGER:-

Q Did you talk to your husband after he was brought home?

A No, sir. I was not at home but I went to the hospital and he was unconscious.

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VERDICT: WE FIND THAT THE SAID JOHN DOSZIER, came to his death at St. Vincent's Hospital, August 17th 1893, from fracture of skull, from injuries received by being struck by a brick thrown by Stephen A. Hooker, at 6th Avenue near Minnetta Lane. August 16th 1893, and we further find that Toussaint Vogelsang and Martha Pell were accomplices in the assault.

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0319

TESTIMONY.

E. Boulton
 I have made autopsy & exam
 of the body of
 John Dozier
 now lying dead at
 St Vincent's Hotel and from such
 and history of the case, as per testimony, I am of opinion the cause of
 death is

Coma from fracture of base of
 Skull

E. Boulton M. D.

Autopsy revealed the following
 Inspection: ~~the~~ stout and well nourished
 body.

Thorax: on opening the thorax I found
 the heart & lungs normal
 Abdomen Liver ^{shrunken} fatty degeneration
 Kidneys normal.

On opening the skull I found a clot
 of blood in right middle fossa
 the skull was fractured at base of
 brain; commencing about 2 inches above
 the right ear and extending across
 through the external acoustic foramen to temporal
 bone of left side. death was caused
 by fracture of base of skull

E. Boulton M.D.

Sworn to before me,

this 16th day of

Aug 1893

John B. Shea CORONER.

0320

J. B. S.

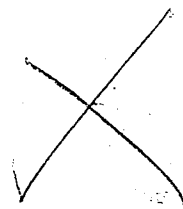
Adm. Sec.
No. *744*
Quar. *1893*

AN INQUISITION

On the VIEW of the BODY of

John Doszger

whereby it is found that he came to
his death by



Inquest taken on the *day*
of *189* before

JOHN B. SHEA, Coroner.

Even
744

MEMORANDA.

AGE			PLACE OF NATIVITY	WHERE FOUND	Date When Reported
Years	Months	Days			
39			W.S.	Off Vulture Bay, Aug 11	

Clot in right middle fossa 25 minutes from
 Fracture commencing about 2 in above right ear
 and extending across base of brain through
 all the suture to hemisphere.
 Liver fatty kidney normal. Heart normal
 Lung normal. Stomach well nourished

Arthur Porter of
 237 West 37th St.
 was consulted by the
 Police of 9th Precinct
 Aug. 16, 1893

Because was struck
 on the head with a
 brick thrown by
 Arthur Porter

Aug 16, 1893

Dr. J. H. Porter
 Physician
 237 West 37th St.

0322

Coroners' Office,

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

Joussaint Vogelsang 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--

Joussaint Vogelsang

Question-- How old are you?

Answer--

19 years

Question-- Where were you born?

Answer--

Brooklyn N.Y.

Question-- Where do you live?

Answer--

17 Cornelia Street.

Question-- What is your occupation?

Answer--

Musician

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

I don't know anything about it.

J. A. Vogelsang

Taken before me, this *25* day of *Sept* 18*93*

J. B. Shea

Coroner.

0323

HOMICIDE.

AN INQUISITION
On the **VIEW** of the **BODY** of

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

Inquest taken on the _____ day
of _____ 189
before

Coroner.

Committed

Bailed

Discharged

Date of Death

0324

Coroners' Office.

942

CITY AND COUNTY
OF NEW YORK, } ss.

Martha Pell being duly examined before the under-
signed, according to law, on the annexed charge; and being informed that he was at
liberty to answer, or not, all or any questions put to him, states as follows, viz:

Question. What is your name? M

Answer. Martha Pell

Question. How old are you?

Answer. 42 years

Question. Where were you born?

Answer. New York City

Question. Where do you live?

Answer. 15 Minetta Street.

Question. What is your occupation?

Answer. Seamstress.

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

Answer. I know nothing about it
her
Martha Pell
Maup

Taken before me this
25th September 1893

J. J. Shea
examiner

0325

Coroners' Office,

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

Stephen A Hooker 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-- *Stephen A Hooker*

Question-- How old are you?

Answer-- *20 years*

Question-- Where were you born?

Answer-- *New York City*

Question-- Where do you live?

Answer-- *225 West 27th Street*

Question-- What is your occupation?

Answer-- *Elevator Boy*

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

Not guilty

Stephen A Hooker

Taken before me, this 25 day of September 1893

Coroner.

MEMORANDA.

AGE			PLACE OF NATIVITY	WHERE FOUND	Date When Reported
Years	Months	Days			
39			US	Shoreline	Aug 16/93

Stephen A. Harker

225 W. 27th St. N.Y.

Age 28 years.

Occupation Elevator Attendant

Cossack Tugolsang

— Brooklyn N.Y.

Age 19 years

Occupation Musician

Residence 17 Cornelia St. N.Y.

Martha Pell

Residence 15 Minetta St. N.Y.

Age 42 years

Occupation Seamstress

Committed to City

Prison September 20, 1893

0327

888

HOMICIDE.

AN INQUISITION

On the **VIEW** of the **BODY** of

John Doszier

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

Stephen Asfooker
vso

Inquest taken on the *25th* day
of *September* 1893
before

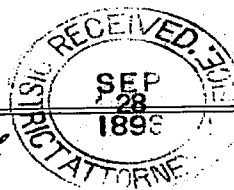
Jno. B. Shea
Coroner.

Committed

Bailed

Discharged

Date of Death



0328

Winifred A. Green.

Stephen Hooker never came to my stand to buy oysters except once and that was in the early part of the season about May 15th or 20th. He then wanted 6 clams for 5 cents. and I told him I did not sell them that way I sold them for a penny a piece. He ate six and paid me 6 cents. He never bought any after. There was an oyster stand across the way. & I have often seen him go there.

0329

unfiled S. Jan
for
Rebuttal

0330

City & County
of New York ss:

I saw the Corpse
of Dwyer at St. Vincent's Hosp.
at a 7 P. M. the body was
that of the man or sister. The
Sixteenth of August

0331

Sparrow Sparrow

Saw dogies at
St Vincente Harp



City & county
of New York

vs:

Horatio W. Dozier

Saw my brother John W. Dozier at
the hospital. Saw the orderly
knows him & surname. Saw him
after he was he was dead. Saw
the orderly the wife of Dozier
I got there first at 11 P.M.

Thomas Jackson was there. The orderly
went in with me to his bedside.
I got there at 5 A.M. Next morn-
ing the orderly. Mrs Dozier &
Edgar were seen soon.

Mary Hanson.

That the assault on Dozier
had been concocted for a couple
of weeks. & that she told him not
to do him in his own yard

Evidence of Intent to
Kill

Rebecca Washington

Lived in 35 Thompson & I
was on the other one evening Martha
Pell took all the furniture out
(Martha Fountain & Martha Pell) &
left the fire on a bundle of straw
Half of the child was there &
half was gone. Was Pell her
common law husband? She
was taken from Thompson Street

0336

Rebecca Washington

City & County
of New York

to:

Mary A Dozier
I am the wife of John W Dozier
I have four children living four
girls. I was born in Lancaster Penn.
My husband was a Clerk
in the Post Office. I only
know what my daughter
told me. My undertaker was
Mrs Winters buttern in Spring bet-
Sullivan & Thompson Streets. I saw
a Nurse a nun at St. Vincent.

0338

Mary A. Dyer

William O'Hara

15 Precinct

I was standing on West-3 & I
 saw the prisoner ~~Walker~~ Fleming
 up Third then north on the
 street then turn across
 4th toward North. I heard
 the crowd follow with him
 catch him. After he was
 caught at the corner of
 Fifth and 4th I heard some
 say that Walker had just
 struck a man with a brick

0340

Off Wm J. Kura

City & counties Murder Street
of New York Jas F Thompson

15th Precinct. I have known
Stephen Hooker for 5 years
about three weeks before the death
the defendant came and told me that
Dozier had said that he was going
to put me to him the defendant
I said what's the trouble & he said
oh we have had some words.

On the night in question I was on
Post on Munnick Lane. I was coming
down McDougal Street about 7 P.M.
and the prisoners running as hard
he could apparently, through Third
East from Sixth Ave. I followed
running up Third then in McDougal
West through Fourth, across
Sixth Ave near Washington Place
I got right up behind him &
called in him stop. I said
What's the trouble and he said
I have just had a fight with
Dozier he has been abusing
me. Some body in the crowd said
he has just hit a man or taken
with a brick & held him I
handed him over to officers Perry

0342

Off. Jas F. Thompson
15th Precinct

The People

vs

Stephen A. Hooker.

- ✓ X Davis Ambrose J. 19-6th Ave.
 X Washington Rebecca 35 Thompson St.
 ✓ X Perry Off. Tho. 7th Precinct
 ✓ X O'Hara off Wm 15th Precinct
 ✓ X Blackson Martha 222 W. 41st St.
 Dozier Horatio W. 20 " "
 X Green Winfield S. 25 Downing St.
 ✓ X Thompson Jas F. 15th Precinct
 X Bright Bristow 5-6th Ave.
 X Dozier Mary A. 25 Minnetta Lane
 X Dozier Marie L. " "
 X Wilkes Barbara 127 W. 3rd
 X Galvest Dave. 7 Sixth Ave
 X " Elizabeth " " "
 Allen Mame 14 Minnetta St. 1st floor
 sitting with Martha Bell
 Dorey Mary 25 Minnetta Lane
 X Dozier Eugene " " "
 X " Horatio W. " " "
 X Mrs Amelia 15 Minnetta St.
 ✓ X Samsen M. Squire 222 W. 41st St.
 Mrs. " " " "
 ✓ X Lindsey Mary M. 15 Minnetta "
 ✓ X Dr. F. Cummins 4th Hospital
 ✓ Dr. E. J. Donlin 124 W. Houston

0344

People
vs
Harker.

List of Witnesses

COURT OF GENERAL SESSIONS

City and County of New York.

-----x
THE PEOPLE &c.,

Against

Stephen A. Hooker, Martha Pell, and

Touissaint Vogelsang.
-----x

Upon the evidence in this case which was presented at the trial of Stephen A. Hooker and which is substantially all the evidence which can be obtained against the defendants Martha Pell and Touissaint Vogelsang, I have come to the conclusion that the indictment herein as against said Pell and Vogelsang should be dismissed for the reason that there is not sufficient evidence of a criminal conspiracy on their part to justify a verdict against said Martha Pell and Touissaint Vogelsang.

Dated, New York, Nov. 21st 1893.

James W. Osborne
Deputy Assistant District Attorney

County of General Sessions
 City of San Francisco, Cal.

The People, etc.

vs.

Stephen A. Hooker
 Insurance Co. of New York
 and
 Wm. H. C. Bell.

REPORT.

For the District Attorney.

Dated Nov. 2, 1893

James W. Belmont

Deputy Assistant.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Stephen A. Hooker,
Toussaint D. Vogeltrauf
and Martha R. Bell*

The Grand Jury of the City and County of New York, by this indictment, accuse
*Stephen A. Hooker, Toussaint D.
Vogeltrauf and Martha R. Bell* —
of the CRIME OF MURDER IN THE FIRST DEGREE, committed as follows:

The said *Stephen, Toussaint and
Martha, all* —

late of the City of New York, in the County of New York aforesaid, on the *fifteenth*
day of *August*, in the year of our Lord one thousand eight hundred and
ninety-*three*, at the City and County aforesaid, with force and arms, in and upon one
John Dozier, in the peace of the said People then and there being,
wilfully, feloniously and of *their* malice aforethought did make an assault; and *they*,
the said *Stephen, Toussaint and Martha,*
him, —

the said *John,* — with a certain *knife* —
which *they* the said *Stephen, Toussaint and Martha* in
their right hands then and there had and held, in and upon the *head* —
of *him,* — the said *John.* —
then and there wilfully, feloniously and of *their* malice aforethought, did strike,
and fracture,
stab, cut and wound, giving unto *him* the said *John.* —
then and there with the *knife* aforesaid, in and upon the *head*
of *him,* — the said *John.* —
one mortal wound of the breadth of one inch, and of the *length* *depth* of six inches, of which said

~~and fracture~~
 mortal wound ~~the~~ the said ~~John, then and there died,~~ 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 said~~ day of
~~in the year aforesaid, the said~~
~~at the City and County aforesaid, of the said mortal~~
~~wound did die.~~

AND SO THE GRAND JURY AFORESAID do say: That the said ~~Stephen,~~
~~Toussaint and Martha, Jr.~~
 the said ~~John,~~ in the manner and form, and by
 the means aforesaid, wilfully, feloniously and of ~~their~~ malice aforethought, 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.

DE LANCEY NICOLL,
 District Attorney.

0349

BOX:

533

FOLDER:

4856

DESCRIPTION:

Hourigan, Cornelius

DATE:

09/12/93



4856

Witnesses:

off. Turner

*Scio for legs
father or mother*

Counsel,

Filed

day of

1893

Pleads,

THE PEOPLE

vs.

Cornelius Hourigan

Burglary in the Third Degree.
Ret. Hourigan
[Section 498, § 6, 524, 525]

DE LANCEY NICOLL,

District Attorney.

Wendell H. Burg 3d

A TRUE BILL.

E. W. Boonin

Foreman.

do 104

Ed Ref Sept 15/93

Police Court— 3 District.

City and County } ss.:
of New York,

of No. 227-1st Avenue Street, aged 24 years,
occupation Dealer in Butter & Cheese being duly sworn
deposes and says, that the premises No 227-1st Avenue Street,
in the City and County aforesaid, the said being a four story

building the ground floor of
and which was occupied by deponent as a butter and cheese store
and in which there was at the time a human being, by name

Charles Dawson
were BURGLARIOUSLY entered by means of forcibly summing
an iron bar from a window
and raising said window
which window led into said
store

on the 1st day of September 1889 in the night time, and the
following property feloniously taken, stolen, and carried away, viz:

A quantity of cheese
valued at one 25
dollars 100
\$ 25
100

the property of Deponent

and deponent further says, that he has great cause to believe, and does believe, that the aforesaid
BURGLARY was committed and the aforesaid property taken, stolen, and carried away by

for the reasons following, to wit:

Coroner's Return
This defendant, after
being informed of his rights
admits and confesses to having
burglariously taken stolen and
carried away said property

Given to before me
John A. Ryan 1893 Police Justice
Clinton W. Van Tassel

0352

Sec. 198-200.

3

1882

City and County of New York, ss:

District Police Court.

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

Question. What is your name?

Answer. *Cornelius Henry*

Question. How old are you?

Answer. *18 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *185 1st Avenue, 2 years*

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 am fully*
B. Horrigan

Taken before me this

day of *July* 1882

Police Justice.

0353

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

Regendans
guilty thereof, I order that he be held to answer the same, and he be admitted to bail in the sum of *100* Hundred Dollars, and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

Dated, *Sept 6 3* 189 *John Ryan* Police Justice.

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

Dated, 189 Police Justice.

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

Dated, 189 Police Justice.

0354

1890
Police Court,

938
District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Robert J. Campbell
227 1st St.
vs.
Cornelius Hervey

2
3
4

Dated, *Sept 6* 189

Magistrate.

Office.

14 Precinct.

Witnesses

No. Street.

No. Street.

No. Street.

\$ *1000* to answer *G. D.*

COM 3
P. 104 *B. W. 3*

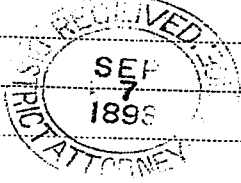
BAILED,

No. 1, by
Residence Street.

No. 2, by
Residence Street.

No. 3, by
Residence Street.

No. 4, by
Residence Street.



Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Cornelius Hourigan

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

Cornelius Hourigan

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

The said

Cornelius Hourigan

late of the *17th* Ward of the City of New York, in the County of New York, aforesaid, on the *first* day of *September* in the year of our Lord one thousand eight hundred and ninety-*three* in the *night*-time of the same day, at the Ward, City and County aforesaid, a certain building there situate, to wit, the *store* of one *Clinton W. Van Tassell*

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

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

SECOND COUNT—

And the Grand Jury aforesaid, by this indictment, further accuse the said

Cornelius Hourigan
of the CRIME OF *Petit* LARCENY committed as follows:

The said

Cornelius Hourigan

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

*twelve pounds of cheese of
the value of ten cents each*

found

of the goods, chattels and personal property of one

Clinton W. Van Tassell

in the

store

of the said

Clinton W. Van Tassell

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

De Lancey McCall
District Attorney

0357

BOX:

533

FOLDER:

4856

DESCRIPTION:

Hurley, Edward

DATE:

09/26/93



4856

POOR QUALITY
ORIGINAL

Witnesses:

J. L. Roddy
Dr John Leuchs
Elix. Adderick
Dr. Ea Boquet.
Alvira Boyd

L. S. Chandler

Counsel,

Filed

day of

189

Pleads,

THE PEOPLE

vs.

P

Edward Hurley
Part 2 - Jan. 17, 1894
Fined and Acquitted

Murder in the First Degree.
(Section 188, Penal Code.)

DE LANCEY NICOLL

District Attorney.

A TRUE BILL.

Order of Term
over and over

Sessions

Foreman.

No 299.

Miss Elizabeth Boyd.

178 E. 74th St. N.Y. City.

~~Between 12 & 1 Sunday~~
~~Morning Aug 7th.~~ On Sunday,
 Aug 7th 1892 I was ~~after~~ between
 9 & 10 o'clock. I was in Mrs.
 Husley's rooms with my
 mother. (443 Willis Ave.). My
 mother asked Mrs. Husley
 where Edward Husley was.
 Mrs. Husley said I gave
 him 5- and a suit of clothes
 and sent him away. She
 then took down Ed. Husley's
 pictures off the wall. & said
 they will never find
 him through his pictures
 & sent him up to his
 cousins.

At about two o'clock
 I heard Dr. Boeguit
 say that ~~the~~ ^{my mother} had a
 fractured skull and
 burst a blood vessel
 & to keep to cracked ice
 to his head.

At about 4 P.M. Mrs.
 West told my mother that
 Eddie Hil-jerry with a

Elizabeth Boyd

rolling pin. My mother said
 a rolling pin. ~~at~~ Mrs. West
 said yes. ^{My mother said no.} Have it - you
 see it. ^{My mother said no.} She (Mrs. W.) sent
 me in for it. ^{Saying} Lizzie you
 go in and get it. It is
 under the tubs in my
 kitchen. I went in &
 found it - under the
 tubs. I brought it in. Mrs.
 West said that is what
 he did it - wish it must
 have been a pretty
 hard blow on the head
 when he broke off the
 handle. She showed how
 Eddie held it. She also
 said that Mrs. Eddie had
 come into her house
 and took the rolling
 pin from under
 her sink. Mrs. West
 also told my mother
 that Edward was going
 that ferry again when
 she stopped him. She said
 that ~~she said~~ that me
 if you are going that
 pin. I was there from
 10 in the morning till she
 died at 8 P.M.

Elizabeth Adolph.

1883 Park Ave.

In the early part of August 92 between 12 & 1 P.M. I was living right over the Hurleys. They lived one flight up, I was two flights. I was awakened by the disturbance down stairs. I heard Jeremiah Hurley say, Mother give me two dollars and a half, she said I have not got it. He said yes you have it. I gave you ten dollars to night.

Here Eddie interfered saying something about his board.

Mrs. Hurley then attempted to go out. I heard the dining room door open it used to creak so I knew it. Then I heard Jerry run after her he had on a new pair of shoes. I heard the doors slamming and went to my front window No. 443. I looked out and saw Edward Hurley run out of the door and into the hallway of No. 445. I then started to go back to bed and was just getting

in when I heard Edward Hurley
 holler. He was a son of a B and
 I'll hang for him. I again went
 to the window. I saw Edward Hurley
 standing between the two houses
 & saw Jerry stretched out on
 the side walk, he tried to get
 up but could not. Eddie kept
 repeating the above phrase.

Delia next came out and put
 Jerry's head in her lap. She
 said Jerry don't you know me
 He made no reply. She
 then asked some boys. Will some
 one of they would please carry
 him up one flight in front
 They took hold of him to carry
 him up. I took my lamp
 and went in the hall to
 show the way up. He was
 carried into kitchen & laid on
 the kitchen floor. Put a pillow
 under his head & his coat
 his ~~mother~~^{sister} turned out the
 light in her room & ~~the mother~~^{the mother} locked
 the door, & came up to my
 room. She was up in
 my room about 20 minutes

when Eddie came up, he rapped
 at my door & said is my
 mother here, I said yes
 come in. He stepped into
 the dining room, I called for
 Mrs. Husley, she had climbed
 into a clothes press. She came
 out & Eddie says is it a wonder
 you will not stay in your
 own room. She replied I was
 afraid of Jerry. Well he says
 if I have it killed him I
 will kill him before morning.
 I said Eddie don't say that, His mother
 said, no don't Eddie dear. He
 the left. Then said Well come
 down stairs now. The mother
 asked me to go down & bring
 a light. We went down & Jerry
 still laying on the floor.
 His mother put her hand
 over his face & said Oh
 he's not hurt there is no
 blood on his face. Eddie
 says Please hold the light his
 mother held down the light his
 mother turned his head
 over on the right side

and over the left ear was a cut about an inch long. watery like, and over & back of the ear was a ridge & back of the head was a dent.

His mother went into the bed clothes frame & got all her clothes & all Eddie's clothes.

Eddie asked her what she was doing. She said I am afraid Jerry will get up and take the clothes. While she was getting the clothes Eddie said to me I wish I did, what I intended doing six months ago get married & starve a wife & starve my self. Eddie then asked me if his mother could stop with me that night I said yes. She locked the door and went up to my room. Eddie came up after & wanted the keys to the empty rooms & to the kitchen.

His mother gave them to him. At about 4 a.m. he came up again & asked if his mother was there. She went down with him.

5

I went down at 7 a.m. Jerry was in the bed, breathing very feebly. I asked her if she had had a doctor, she said yes. He had left ~~a~~ a powder to be taken by the Jerry when he regained consciousness.

At 1 o'clock I went down again. The Dr. was there Dr. ^{Boquet} ~~Dr. Mc~~ ~~145~~ 145th St. between Willis & 3rd Ave. He told me the boy had a fractured skull and a blood vessel burst & he put cracked ice on his head. I put the ice on his head. I was in and out all day, the & was present when he died.

A consultation was held at two o'clock. He drew off the urine and gave some dark medicine to deceased.

I did not see Edward Hurley from 4 a.m. Sunday morning. I have not seen him since.

That ~~next~~ Sunday morning I was in Mrs. Hurley's room. I met Delia West. She asked me if I saw what Jerry was put with. I said no.

She said come along & went
into the empty rooms & Delia
took a Rolling pin from behind
the range. She said It is
my rolling pin Last night
Edward came into my house
and took it out from un-
der my sink. Eddie Threw
it in the clothes basket when
he was through with it. &
Mother Threw it in here This
morning. Delia.

Sworn to before me This 26th
day of October 1893

Elizabeth Adellworth

Thos. H. McGuire

Com. of Deeds

My

Elizabeth Adellworth

I arrested Ed. Husley 149 + 30 days
 about midnight. He was coming
 from a westerly direction. I said
 I want you. He said what
 for. There is a warrant
 out for you. for killing your
 brother. He told me that
 he was away two or
 three weeks in the western
 part of state and he
 knew nothing of it. Till
 his girl wrote him &
 asked him if he knew
 his brother was dead
 that he knew nothing of
 it till then.

I have arrested the
 brother before for drunk
 & disorderly I think he
 got 30 days.

Off. Thomas Gilmartin.

33rd Precinct. 160th St & 3rd Ave

The day that ~~Edward~~ ^{Jennings} Hurley was being buried I heard of his death. The day I brought Jeff down to Tombs on Sept 10th I had the following conversation with him. He asked me what the result of the coroners inquest was. Didn't they say that he died from fracture of the skull. and it came from a fall. I said I don't know. But how did he get that fall - he made no answer.

I said where have you been. Why did you stay away. He said I generally go up the state on my vacation to pick hops. I said you have been away a good while, he says No I have been back 6 or 8 weeks.

I have been writing to the folks & my girl Miss King all along the last time they wrote me they said to come home that everything was alright.

told him he was to be committed
to the Gomers.

W. L. L. L.

James E. Brunner

122 Walworth St. Bklyn.

I was standing on
the corner of Willis ave. & 145th
talking with Thomas J. Roddy.

I heard a thud like a blow
& heard a man holler. I looked
down about 30 or 35 feet away

I saw a man falling he
dropped down slowly, he put
one hand to the back of his
head & the other in front
of his face. I don't think
his head hit the steps at all.

When we heard the man holler
we walked up there. I saw
deceased laying on side walk
very close to stoop. and I
saw the dept. standing on
the stoop with some thing in
his hands. A little short fellow
who came across the street
said you ought to get a
punch in the jaw for
doing anything like that.

Dept. said He is my
brother and if any of you
sons of bitches interfere
I'll give you the same

doe. His sister then came
 out, she took deceased head
 in her lap. Deft said to
 Crowned He is all the time
 drunk & never worked, he
 struck his mother and
 wanted money off her.

The sister said to Deft. What
 have you done. He said
 he deserved it. The sister
 wanted him brought in the
 house. Deft. said I don't
 want him in there. He
 is of no use. and if he
 comes in then I stay
 out. He was brought in

then Roddy & I went away

I did not know either
 one of the Husseys.

I did not see the blow
 struck. This is all I know
 about the case.

James E. Brennan

James E. Brennan

Thos. J. Roddy.

717 E. 146th St.

My self + Jane Brennan
~~came~~ ^{were} standing on the corner
of ~~707~~ ^{45th} St. & Willis Ave. & were
talking when we heard a dis-
turbance ~~down~~ ^{up} Willis ~~Ave.~~ ^{St.} we looked
~~down~~ ^{up} and saw one fellow
stretched on the side walk.

We walked up toward
the fellow. Some fellows (3)
came across Willis Ave.

James Farmer and two others
one of them said ~~to the best~~ ^{you ought}
to have a punch in face
for doing that. He said stood
on the stoop of 445 I think.

& said I'll give it to any
of you sons of Bitches that
come near me. You fellows
would do the very same
thing if you were in my
place. His sister ~~was~~
came out & raised Jerry's
head in her lap.

Some of the fellows of the
3 came. Jerry Hurley up
the stairs. Ed Hurley followed
up after the others. There

Brennan & I walked away

The Dept- had a rolling pin
in his ^{right} hand and he held
it up at us in a threatening
way.

I did not know either the
defendant or deceased. I saw
them once or twice but did
not know their names.

I have here stated all the
conversation that I heard and
this is all I know about the
case.

Sworn to before me this } Thomas J. Roddy
26th day of October 1893 }

Farms

Thos. J. Roddy

Farmers lives either 142 or 143 of St-
believe Hill's Alexander ave and
Brook ave

Mrs. Mary Fogel.

I live No. 2862 - 3rd ave.

On the 7th of August. In the early part of August 1892. I knew Jeremiah Hurley also Edward Hurley as a neighbor. His mother was the landlady of the house ~~in~~ next door to the one which ~~was~~ I lived. No 445 Willis ave. I was living there about since the September before.

I did not see the deceased from a week before his death. I did not see him when dead. I did not go into the house at all. I did not see Edward Hurley for some time previous to this affair. I have never seen him or any of them since. A short time after it happened I moved away. Jeremiah & Edward both lived with their mother.

I heard no statement made by Edward Hurley, his mother or his sister. I did not see the affray when it happened. I was in bed at the time. I heard a disturbance at about twelve

oclock. I did not know what it was till next morning when I heard there was some trouble between the Hurley Brothers.

I do not know how he was hurt. I considered it a family affair and made no inquiries.

Sworn to before me this
26th day of October 1893. } Mrs Mary Fogel
Isaac B. Ripinsky,
Notary Public,
N.Y. Co.

Mrs Mary Fogel.

Mrs. Mary Fogel.

Governor & Mrs. Thos. G. Jones
 request the honor of your presence
 at the marriage of their daughter
 to
 Henry Moore
 Mr. Charles Thomas Holt
 Wednesday evening, January twenty fourth
 at half past six o'clock
 St. John's Episcopal Church
 Montgomery, Alabama
 Eighteen hundred and ninety four

0377

Court of General Sessions of the Peace:
The People

vs.

Edward Hanley.

Sir:-

Please take notice that on Manday next the 26th day
of November, at 11 o'clock in the forenoon, in part one of
General Sessions, before Hon. Frederick Smythe, Recorder.
I shall move for the discharge of the abovenamed defendant
under Section 663 of the Code of Criminal Procedure or for
such other relief as by the Court may seem just.

Yours &c

Lewis Stuyvesant Chanler

Atty. for Deft.

#16 Exchange place,

New York City.

To DeLancy Nicoll, Esq.

District Attorney

The People
vs.
Edward Hauley.

Notice of Motion.

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James J. Farrah.

(Butcher

673, East 142nd
2690 - 3rd av.)

I was returning from a picnic held in Union Park on August 6th. It was about 12 o'clock midnight. I was walking down the opposite^{side} of Willis Avenue when I saw a crowd around the door of a flat which I since learned to be No. 443.

I saw a man lying on the steps. To my knowledge there was no one else on the steps. I knew Edward Husley for about 5 yrs before this affair happened. I used to see him going and coming from work. I never had any conversation with him. Just nodded to each other as we passed. I never knew Jeremiah Husley. The other people were standing around the stop. I knew Mr. Gerr. & this Roddy. I did not^{hear} the conversation referred to by Roddy. I did not see Edward Husley there at all.

As I came up. Some one asked for a match.

(Photo. from founding.
134th St & 3rd Ave.)

at the time.

8.3.02

N. P.

was not doing anything at present.

I had one and lit the vestibule gas. I did not see any woman on the steps. I saw two women in the windows above one was in 443 and the other I think was in 445. They were just above the store. I stepped back off the stoop when I lit the vestibule gas. & then went away about my business. I did not hear any one ask the gentlemen there to carry the deceased up stairs. I never had any conversation about the case with the Defendant I have not seen him since.

I did not see any one standing on the stoop with a rolling pin in his hand. I did not see any rolling pins at all. I was there about five or ten minutes. I do not know his sister. There were about 4 or 5 people there. This is all I heard or know about the case.

Sworn to before me this } Ja. J. Harschky
28th day of October 1893 }

Isaac D. Ripinsky.
Notary Public, N.Y.C.

203
N.Y.C. I do not know James Brennan

Ja. J. Harschky

City and County of New York. ss

Mrs. Margaret Lyons.

35-41 - 3rd Ave. being
duly sworn say I lived
in No 44.5 Willis Ave at
the time of Jeremiah Hurley's
death. I heard no quarrel
and did not know that
there was any quarrel
Mrs. West told me that
Jerry came home in
a heated and fell off
the stoop and hurt him-
self. I have never had
any conversation with
Jerry ^{Edw} Hurley since this
time. I have never seen
Mrs Hurley since. She
never told me any
thing about the death of
her son. I never heard
any of the neighbors talk
about it.

Mrs West lives in the
house, Mrs. Carnahan, Mrs.
Waterfield, Wm Jones
lives in the next house.

This is all I know about
the case.

Mrs M. Lyons

William K. Derr.

758 East 152nd St.

At the time of the assault: I was going home. I had been in a saloon on Willis Avenue. It was near midnight. I was in company with my cousin James ~~Reilly~~ Ryan. I have not seen him since, he told me he was going to work in Jersey. I don't know what place. As we came out we saw a crowd around the door of No. 443 Willis Ave. We crossed the street to the door. I saw a crowd of people around the door, (4 or 5) one man was laying on the sidewalk. As I came up Mrs. West said to me. Is that your Mr. Derr. My brother fell and hurt himself. Will you kindly help and get him up stairs. I and some others helped to carry the deceased up stairs. We brought him into the kitchen and placed him on the floor. I then

Mamie Ryan M. Westings
Mrs.

went out directly. I went down stairs again with my cousin I am fully sure he did not help carry the deceased up.

When we went down stairs I saw Edward Husley going out the door. I don't think he said anything to me, ^{he might} saw Edward Husley in and out for about 14 mo. that I was living in that house. I was never in his company, & never intimate with him. I never knew the deceased. I heard no conversation either on the steps out side or up stairs excepting what I have here stated. I did not know that the deceased head was cut.

I never saw Edward Husley since this time nor have I had any conversation with him. I did not see him on the steps when I crossed the street nor did I see any rolling pin.

This is all I know about the case.

William R. Dorr

I am a married man, two children

Wm. R. Dorr.

Subscribed before me this }
28th day of October 1893 }
(Isaac B. Lipinsky)
Notary Public,
N.Y.C.

City and County of New York
Dr. John Leuchs.

At about 12 m.
I was called to see the
deceased Jeremiah Hurley
I found him unconscious
and coma and dying
condition. I made no
examination of this de-
ceased skull. Dr. Broquet
and I drew off the water

I diagnosed the case
as brain lesions due
either to hemorrhage or fract-
ure. I made no exam-
for fracture for as soon
as I lifted his head
it stopped his breathing.

I think I heard of
woman ^{said} deceased fall
down stairs and in
a drunken state.

I heard no conver-
sation about the case.

Given before me
This 11th day of Jan'y 1894

John Leuchs M.D.

City & County of New York {ss.
 Dr. Edward Broquet.

On the 7th of August
 1894 about 6 or 7 in the morning I
 was called to 443 Willis Ave. I
 found a man unconscious
 breathing stertorously. The
 pupils of the eyes dilated.
 I think I was told the deceased
 had fallen. I diagnosed
 the case as cerebral hemorrhage.
 I called again about
 12 m. and found the patient
 in a dying condition
 ordered I drew off the water and
 cracked ice to the head.

I did not tell Mrs. Adel-
 berth that the deceased had
 a fractured skull. I made
 the remark that a blood
 vessel was burst. I do not
 know, I can not swear whether
 or not I left a powder for
 deceased to take if he regained
 consciousness. I injected ergot.

to contract the blood vessels.
 at my first visit. This all I know
 about the case.

Sworn before me
 This 11th day of August 1894

E. Broquet

0386

CORONER'S OFFICE, 67 PARK ROW.

WARRANT.

STATE OF NEW YORK, } *In the name of the People of the State of New York,*
CITY AND COUNTY OF NEW YORK, } *To any Sheriff, Constable, Marshal, or Policeman in this County.*

Whereas, Information having been this day laid before me, that *Jeremiah Hurley* has been killed or dangerously wounded by *Edward Hurley*.

as found by the information.

These are, Therefore,—You are hereby COMMANDED forthwith to arrest the above-named *Edward Hurley* and bring him before me, or in the case of my absence or inability to act, before the nearest or most accessible Coroner in this County, to answer the said charge and to be dealt with as the law directs.

Dated at the City of New York, this

day of

188

Frederick L. Ford
Coroner.

0387

CORONER'S OFFICE.

THE PEOPLE, &c.

28.

Edward Hurley

Dated

August 16th 1889

Ferdinand Leary

Coroner.

Thomas Gilman
33^d Precinct

Officer.

WARRANT
UPON INFORMATION.

City and County of New York ss.

Mr. William Jones

352 E 60th Street.

I lived on Willis Ave. in the same house the Hurleys lived. I was in bed and asleep. I did not hear any thing about the assault or know any thing of it till next morning. I am a very heavy sleeper. It would take a base drum to wake me up. I knew Edward Hurley about 3 mo. I was never very intimate with him. I knew him to be a nice young man.

Before the deceased was hurt I saw the deft coming in and out from work. About two weeks after the assault I ~~think~~ saw Ed. Hurley & shook hands with him at Ryan & Rodsley Brown Stone Yard, 64th St between 1st & 2nd Ave. He stayed a couple of minutes. I asked him if he was working. He said yes. There was no other conversation between us.

This was all he said to me & all I said

To him. I did not see
him since that time.

I never remember see-
ing him up at his mother
or Sisters house after the
evening of the assault. The
assault took place I heard
about 1 a.m. Sunday morning.

This is all I know about
the matter. None of my family
saw or heard anything of
the assault.

Sworn to before me this
9th day November 1893.

William Jones

William Jones

Mrs. Elizabeth Dean.

178 E. 77th Street.

The Thursday following
the death of Jeremiah Husley.

I was living with my Mother

Mrs West met me on
the steps of 445. She

said to me, the you
know nothing about

my brother, all you
will tell will be a

pack of lies. I said, don't
you talk to me, then she

hit me, and tried to throw
me of the railing of the
steps. Mrs Husley was
also beating me.

My mother came
to my rescue.

Mrs. Elvira Boyd.

I live now at 416 Willis
ave. At that time I lived at
445 Willis ave. I did not see
Edward Hurley. Delia West told me
that his mother ~~was~~ gave him
all the money she had & a suit
of clothes to run away with.

She showed me the rolling
pin and said that is what
Eddie hit Jerry with. I never
known Jerry Hurley. I saw Edward
Hurley only once. I saw the
deceased when dying, ~~for~~ also
when he was dead. I was
there from 9 a.m. till 8 p.m.,
when he died. He was unconscious.

I had no conversation with
Edward Hurley. Mrs. West said
that Ed hit Jerry with
a rolling pin & he
was going to hit him
again when she stopped
him.

Mrs. Elvira Boyd
sworn before me

This 26th day of October 1893

Thos. H. McGowan

Comptroller
N.Y.C.

0392

Ms Elvira Boyd

~~and an examination of the defendant was an~~

~~ex~~
 you and your brother and to-
 gether had money yours?

Where did your brother work.
 What was the relation be-
 tween you and your brother?

Had you ever had a quarrel
 What were your brother's
 habits?

Where did you see the family
 when you were sober?

Did you know your brother was
 hurt?

Did you think he was drunk?

Did you see his hand kill?

Did you know who those
 strange men were?

Do you know their present
 addresses?

Did Jeremiah contribute to his
 family's support?

Did you help to carry your brother
 up stairs?

Was your mother drunk that
 night?

Was there any liquor in the
 house.

Ask the off if he ever saw the
 man from the factory who he got the
 money from.

Did he do any study work?

Did he quarrel with mother
when he was drunk

Did you ever hear him to strike
his mother

Did he strike his mother that
night?

How many steps are there to the
house?

How old is your mother?

Your mother is a hard working
woman?

Did your mother hide in the
cellar that night?

Mrs. Elizabeth Adelworth.

1883 Park Ave.

On the Saturday following
the death of Jeremiah Husley
Mrs Boyd her daughter Elizabeth
and I were standing talking
on the stoop of 443 Willis Ave.
after coming home from the
the detectives were following the Hufleys.
Circum. Amy Boyd said
that Mr. West has said that
there were three in the party
who if they did not keep their
mouths shut, he would shoot them.
Mrs West was
standing on the stoop of 443.

Mrs. West said, ^{speaking to me} the best thing
you can do is keep your
mouth shut if you don't
I'll make you. You don't
know or think about my
brother he was not hit
by his brother he fell.

(She was shaking her
fist in my face.) I said
so that is so. She best think
you can do is to keep still.

Mrs. West struck at me
& dodged, and went up stairs
I missed a package, in about

15 minutes and went down stairs to find it. When I arrived on the second floor I was caught by Mrs. The hair by Mrs. West. And Mrs. Hurl caught me by the body and was pushing me into his private hall.

Mrs. West was hitting me and pulling my hair all the time.

Mrs. Adeline.

0397

STATE OF NEW YORK,

935

CITY AND COUNTY OF NEW YORK, ss.

AN INQUISITION

Taken at the Coroner's Office
New Chambers Street, in the 6 Ward of the City of
New York, in the County of New York, this 23^d day of November
 in the year of our Lord one thousand eight hundred and ninety-two before

FERDINAND LEVY, Coroner,

of the City and County aforesaid, on view of the body of Jeremiah Hurley
 now lying dead at

Chambers Upon the Oaths and Affirmations of
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 Jeremiah Hurley came to his death, do upon
 their Oaths and Affirmations, say: That the said Jeremiah Hurley
 came to his death by from fracture of
 skull which injury he received by being struck on the head
 with a rolling pin by his brother Edward Hurley, in front
 of premises No. 243 Willis Avenue, August 7th, 1892.

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.

JURORS.

Otto Schulman 1695 Madison St F. Schumacher 1672 Mad
Dieterich H. Behrens 1651 Madison Wm A Koch 50 E 114
Charles Krueger 1742 Dox Ave Fred Holldick 508 115 St
Ferdinand Buser 1860 Lee Ave J. M. Winter 1425 Lexington Ave
Henry A. Foster 24 East 109 Herman Tappan 108 East 109 St
Hermon Huestell 47 40 Leath

Ferdinand Levy
 Coroner. I. S.

B. 231, 2, c.

Coroners Office New York County.

In the matter into the death

- of -

JEREMIAH HURLEY.

) B e f o r e ,
) HON. FERDINAND LEVY,
) and a Jury.
)
)
)

New York, November 23rd 1892.

APPEARANCE: Mr. Bradley representing the District Attorney
appears for the People.

-----000-----

DR. EDWARD BROQUET, duly sworn:-

I live 625 East 145th Street. I was called to see
the deceased early on Sunday morning about the 7th of Aug-
ust and found the man unconscious, breathing stertorously,
pupils a little dilated. That is about all. He never
regained consciousness. I went there three times that day.

-----000-----

DR. JOHN LEUCHS, duly sworn:-

I live 628 145th Street. I was called in at half past
12 o'clock on Sunday and found the man in coma and I heard
they had sent for my colleague Dr. Broquet already. So I

didn't touch the case at all; afterwards I went there with him and he was in stertorous breathing and he was dying.

-----000-----

OFFICER THOMAS GILMARTIN, duly sworn.

I am attached to the 33rd precinct, ward detective.

I heard of the case first from a citizen on the street; that was the day of the funeral. I went to investigate it and I found Dr. ~~Leuchs~~ ^{Leuchs} had made an examination; he was deputized by the Coroners' Office to act; he gave a certificate to the sister that he died from a fall and not getting any other testimony I let it go for a while and I went around again the night of the funeral and I found out from the neighbors ~~neighbors~~ and women in the house that his brother had struck him with a rolling pin. I couldn't get the brother, he had got away and he is still away. You issued a warrant for his arrest but we have not been able to get him. His name is Edward Hurley.

-----000-----

THOMAS J. ROBBY, duly sworn:-

I live 245 St. Ann's Avenue. I was not acquainted with the deceased to speak to him. I was on the corner of 145 th Street and Willis Avenue and we were talking there and I heard some rumpus, and looking around I saw the young fellow lying down with his head against the steps and I looked around and his brother was standing there and we walked up to

see what was the matter and 3 young men came across the street; these three young fellows came across the street and they said you ought to get a punch in the puss; he said if any of you fellows come up here I will give you the same dose, and he stood out with a rolling pin in his right hand; he said I have been supporting him all along and he won't work a tap and I gave it to him, and after that the sister came down stairs and she picked his head up and laid it on her knee and the husband was up stairs he called her up; he said no I won't go up. A couple of fellows picked him up, one of the fellows his name is James Farries and they went inside with him and I never heard any more about it. Next day I saw the undertaker go in with an ice box and he was dead. The brother went away then. My attention was first called to this by some loud ^{noise} ~~noise~~ and some talking. I then looked around and saw one of the Hurleys lying on the sidewalk with his head to the stoop and the other with a rolling pin in his ^{hand about} ~~abdomen~~ four feet apart. There ^{persons} ~~was~~ no other ~~persons~~ around there then that I know of. After that these other people ran across the street. I don't know whether they were intoxicated or not, I couldn't say. The men who were with me one his name was James Brennan, he lives in Brooklyn No. 473 Manhattan Avenue. The other 3 young fellows I don't know, there were two others besides Farrier.

DELIA WEST, duly sworn:-

I am the sister of the deceased. My brother left the house on Saturday evening in good health; he was in the

habit of drinking to excess. I was looking out of the window and saw him return about one o'clock Sunday morning; then he stood on the stoop and suddenly reeled and fell; by the time I reached him he was up partly, ^{getting up} ~~going away~~ and he fell again. He was carried into the house with the assistance of strangers but never regained consciousness and died Sunday about 8 o'clock am.

-----000-----

ALVIRA BOYD, duly sworn:-

I live 416 Willis Avenue. I had been attending to Mrs. West the sister of the deceased and I had been up very late, nearly 12 o'clock, and On Sunday morning Mrs. West sent for me and asked me if I would go and see if anything could be done for the brother; she said she was in terrible trouble, she said, "I think my brother Ed killed Jerry." I said how did it happen. She said after I left them she was looking out through the window and she saw her brother coming home and he was reeling at the gas lamp and all at once she heard a noise and she ran down stairs just in time when her brother was falling and he fell in her knee and she looked and saw her brother Ed and he had a rolling pin in his hand and he was going to strike him again when she said, "Don't, don't." Of course she said he wouldn't strike me, and the brother that was struck said he was killed. I went right in to her mother and when I came there the man was on the bed perfectly unconscious and I looked at his

eyelids and I saw it was a hemorrhage of the brain; I said have you had a doctor.. I lived in the house there in the back on the top floor and they lived on the ground floor front. It was on a Sunday night when they told me about it. I went down to see the baby to see how it had slept and when I went down there this conversation took place. I knew that Hurley family. I am in the habit of going out nursing and she asked me to come down. I don't know what feeling existed between the 2 brothers whether they were friendly or unfriendly. The brother was not at the funeral. I asked Mrs. West to send for her brother and let him be here, that it would be better for him to stand his ground.

-----000'-----

ELIZABETH ADELBERTH, duly sworn:-

1883, *Paul Ave*

I live 443 Willis Avenue, up stairs over Mrs. Hurley

the mother of the deceased. I was woke up out of my sleep a little after 12 o'clock and I heard the son ask the mother for \$2.50; she said no I have not got it. He said I must have it; I gave you \$10. to night; this was Jeremiah Hurley; and with that Ed the other brother said you give money in this house and you take it out again and she sneaked out of the door and Jerry heard the door closing and Jerry ran out after her and she ran down into the cellar; she went down stairs and the slamming of the doors I heard as if he was running out. I went to the window and looked out and I saw Ed crossing from our house to No. 445 but I didn't see Jerry and I heard loud talking and after that I saw

Jerry lying on the sidewalk and I saw Ed standing between the two houses saying, "I am a son of a bitch, I will hang for him." I heard Mr. Rodey say where is there a policeman and the sister said taking his head in her lap don't you know me; Ed and Ed stood hollering saying I won't hang for him. She said please young man carry my brother up one flight, and two of them said that fellow killed him with that blow then the young men carried him up. And they rang my bell and she came to my place and I grabbed her and she nearly fell and I said what is the matter? She said I don't know, but she said I ran down in the cellar away from Jerry afraid he would kill me. Then Ed came up and asked whether his mother was there. I brought him in and closed the door. He said where is my mother; I said here she is and he said if I have not killed him now I will kill him to-morrow morning.

VERDICT: WE FIND THAT THE SAID JEREMIAH HURLEY came to his death from fracture of skull ~~injury~~ which injury he received by being struck on the head with a rolling pin by his brother Edward Hurley, in front of premises No. 443 Willis Avenue, August 7th 1892.

-----000-----

Coroner's Office.

TESTIMONY.

Thomas J Roddy being duly sworn says I reside at 445 Saint Anna Avenue I am employed as driver for Mr John Lyng 55 District Court House. On ~~Saturday Evening~~ Sunday morning August 7th about 12³⁰ or one O'clock I was standing on the corner 145th Street and Willis Avenue with a friend of mine James Phemaw by name and I was looking towards South of 145th Street. I ~~noticed~~ heard a noise and looking around I saw the deceased Jerry Henley lying on the side walk with his head towards the stone steps. Myself and friend went over, and as we got there three other young men came across the street. A Brother of the deceased Edward Henley was standing on the stoop with a rolling pin in his hand, one of the three men said to Edward Henley you ought get a smack in the face for doing a thing like that. and Edward Henley replied you sons of Bitches you come up here on the stoop I'll give you the same dose. At the same time the sister of the deceased came out of the House to where her brother was lying, she placed ~~him before me~~ his head in her lap.

this

day of

188

CORONER.

Coroner's Office.

TESTIMONY.

Two of the other young men one of whom James Farmer picked the deceased up and carried him into the House and we then walked away. It is my belief that when Edward said if any of us come up on the Stairs I'll give you the same dose that he struck his brother with the rolling pin in his hand, and at the same time remarked you don't know me my name is Hurley and that he was putting up with his brother ^{Edward} for the last 4 years and would not put up with it any longer. I suggested to go for an Officer and as the deceased was picked up and said that he was all right I walked away.

Thomas J. Roddy

445 St. Anne Ave

I Thomas Gilman Detective of the 33 Precinct, from information obtained from said witness and others, do believe that the deceased Jeremiah Hurley was foully dealt with by his brother Edward

Taken before me

this day of

Frederick Henry

188

CORONER.

TESTIMONY.

L. C. Potter

M. D., being duly sworn, says:

I have made an examination of the body of
 J. H. Hurdless now lying dead at
 443 Wallis Ave and from such examination
 and history of the case, as per testimony, I am of opinion the cause of
 death is

Fracture of Skull
 from falling on stoop
 while intoxicated

L. C. Potter M. D.

Roxa

Mrs. Delia West being duly
 sworn, says: I am the sister
 of the deceased. That my brother
 left the house Saturday evening in
 good health. That he was in the
 habit of drinking to excess. That
 I was looking out of the window
 and saw him return about
 one o'clock Sunday morning.
 That he stood on the stoop and
 suddenly reeled & fell. By the time I
 reached him he had partly gotten up
 but fell again. He was carried in the
 house with assistance of strangers. But
 never regained consciousness and
 died Sunday evening about 8 P.M.

Mrs. Delia West

Sworn to before me,

this

9

day of

Aug

1892

Frederick L. Long

CORONER.

MEMORANDA.

AGE		PLACE OF NATIVITY	WHERE FOUND	Date When Reported
Years	Months			
2	1	W.S.	443 Valley Ave. Chicago	9/92

Dr. Luckes
E. 145th St.

Dr. Bogart
E. 145th St.

Mrs. Delia West
445 Valley Ave.

Warrant issued by
Croner Levy for
Edward Hurley
August 16/92

0408

Adwara Hurley

F. L.

1008/93

Ed No. *748*
Quar.

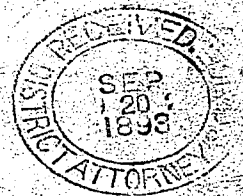
1892

AN INQUISITION

On the VIEW of the BODY of

Joe - Hurley

whereby it is found that he came to
death by



Aug-9

Inquest taken on the *23* day

of *Nov* 1892 before

FERDINAND LEVY, Coroner.

748

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Edward Sturley

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

Edward Sturley

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

The said *Edward Sturley*

late of the City of New York, in the County of New York aforesaid, on the *seventh* day of *August*, in the year of our Lord one thousand eight hundred and ninety-*two*, at the City and County aforesaid, with force and arms, in and upon one

Gertrude Sturley, in the peace of the said People then and there being, wilfully, feloniously and of *his* malice aforethought did make an assault; and *he* the said *Edward Sturley*, *him*.

the said *Gertrude Sturley* with a certain *rolling-pin* which *he* the said *Edward Sturley* in

his right hand then and there had and held, in and upon the *head* of *him* the said *Gertrude Sturley*

then and there wilfully, feloniously and of *his* malice aforethought, did strike, *beat, wound and fracture,* stab, cut and wound, giving unto *him* the said *Gertrude Sturley*

then and there with the *rolling-pin* aforesaid, in and upon the *head* of *him* the said *Gertrude Sturley*

one mortal wound, of the breadth of one inch, and of the *length* depth of six inches, of which said

mortal wound and fracture the said *Greenwich Sturkey*, 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 said day of
 in the year aforesaid, the said
 at the City and County aforesaid, of the said mortal
 wound did die.

Then and there died.

AND SO THE GRAND JURY AFORESAID do say: That the said

Edward Sturkey, Junr.

the said *Greenwich Sturkey*, in the manner and form, and by
 the means aforesaid, wilfully, feloniously and of *his* malice aforethought, 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.

DE LANCEY NICOLL,

District Attorney.