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BOX:
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DESCRIPTION:
Laydon, John

DATE:
03/31/91

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Witnesses;

A. H. Dunton

Counsel,

Filed 31 day of March 188 91

Pleads, Not guilty April

THE PEOPLE

vs.

John Laydon

Grand Larceny, Second Degree.

(From the Person.)

[Sections 528, 58 —— Penal Code].

DE LANCEY NICOLL,

~~JOHN R. FELLOWS,~~

District Attorney.

Twenty days April

A True Bill.

April 7/91

Foreman

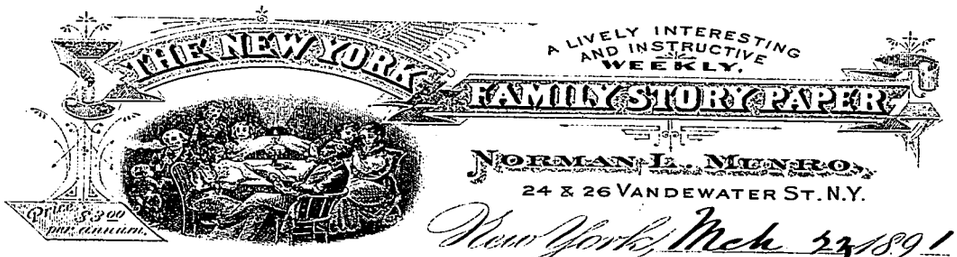
Tried & convicted

Elmira Re.

Apr 10/91 RBM.

10

Carl Hanson
32 Elliot Pl



New York, Mch 23 1891

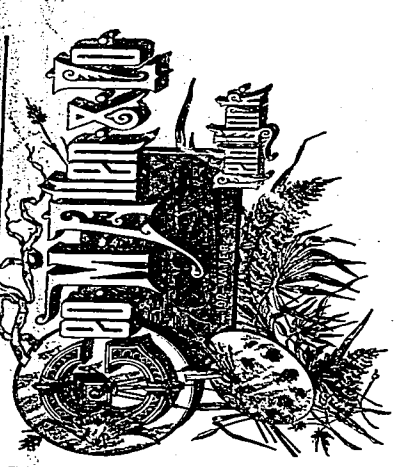
To Whom it may Concern.

John Layden has been in my employ for a time and I considered him strictly honest and reliable. On Saturday, on account of bad weather, he was not working.

Yours &c.

N. L. Munro.

Additional Ref
C M Barlow
Jy Warren
Natl Trust Co



GEORGE MUNRO,
MUNRO'S PUBLISHING HOUSE,
17 to 27 Vandewater St., N. Y.

PUBLISHER OF
The New York Fireside Companion.
The New York and Paris Young Ladies' Fashion Bazar.
The Seaside Library.
The Library of American Authors.
Old Sleuth Library.
Die Deutsche Library.

P. O. Box 3751.

PUBLISHER OF
The New York Fireside Companion,
The New York Fashion Bazar,
The Seaside Library,
Die Deutsche Library,
The Library of American Authors,
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Office of GEORGE MUNRO,
MUNRO'S PUBLISHING HOUSE,
17 to 27 Vandewater Street, N. Y.
P. O. Box 3751.

New York, March 23rd 189[illegible]

The bearer John Cayden has been working for me distributing The Fireside Companion at in Newyork City & Suberbs at intervals since March 1890 till February 1891. & I always found him to be a reliable young man and I had to lay him off owing to having too many hands on at the time

Yours W. H. Ferguson
17/27 Vandewater St
Newyork

7/91

THE PEOPLE vs. JOHN LAYDON. | COURT OF GENERAL SESSIONS, PART I. BEFORE JUDGE MARTINE.

Monday, April 6, 1891.

Indictment for grand larceny in the second degree.

ARTHUR H. DUNDON, sworn and examined.

I reside at Fordham and am a professor at the Normal College. I remember the 21st of March of this year, I was upon the elevated railroad stairs at Fulton and Pearl Sts. it was about two o'clock in the afternoon near five minutes past two; my reason for knowing the hour so well was that I had an appointment uptown at half past two and allowed myself twenty-five minutes to get from the corner of Fulton Street. I was going up the stairs and when I was some distance up the stairs possibly five or six steps, I noticed a man coming down and since the stairs were narrow and I occupied a little more space perhaps than ordinary men, I made room for him to pass me, expecting he would pass but instead of that he came right up against me and remained there; he came right against me full in the face so that he touched me, I had turned my back against the wall to let him pass, he came right in front of me but I did not pay very much attention to that because I thought he might have been under the influence of liquor; the first thing that happened was a click, the noise made by the snapping of that chain, then I looked at my vest and found the chain dangling in front; the man had gone down some three or four steps while I was looking after him going to pursue him. I looked for my watch and found it was gone and the balance of the chain hanging, I had the watch in my left vest pocket

attached by a chain from the buttonhole, I turned to pursue him and saw him before he went out of the door swinging the chain around and the watch from the right to the left.

He was going out of the door leading to the station, it is a hotel on the corner; it was then I made up my mind that the watch was gone. The defendant is the man, I continued to pursue him and found him in the custody of some citizens, Mr. Brice was one of the men whom had the defendant, he is now in Court. I have not recovered the watch and the balance ofthe chain. At the time I heard the snap there was no person near me; it was a cold, raw, damp day and it was about that hour of the day when people cease coming down town, there was no other person there than the defendant on the stairs and at the time I heard the click he was close to me, touching my person, I did not notice his hands at all.

CROSS EXAMINED.

I never saw the young man before that day that I am aware of, I was not buying a ticket at the elevated station at the time I lost my watch and chain, I am quite sure there were not other people going up and down at the time.

I do not wear glasses except when reading, I am not short sighted. I lost sight of the person that was dangling the watch and chain for a time, about five seconds elapsed between the time I heard the click and noticed the dangling of the chain, I did not then notice anybody else there at that time. This is a very much frequented place on account of there being a hotel at the elevated station. I saw the defendant dangling the chain at the door leading

out to the street. There is no turn in the staircase, you go straight down, about twenty steps, there was nothing to hide him from me and during all that time there was no one passed in or out on the stairs, I am positive of that.. It was two blocks off that I found the defendant afterwards in the custody of a citizen; about ten or twelve minutes elapsed from the time I saw this young man and the time I saw him in custody of the citizen. The maker of the watch is Langan, Dresden, a very celebrated maker, the watch would be worth about one hundred and fifty dollars when new, I had worn it ten years and valued at at about one hundred and thirty dollars. I think I saw the gentleman now standing up in the crowd which surrounded the prisoner; there were a number of people around at the time that I saw the defendant in charge of Mr. Brice.

I was on the sixth or seventh step of the stairs from the bottom when I heard the click, the defendant was close beside me, right up against me, I was looking in his eyes, he went out on the Pearl Street side and I followed him immediately, he went out as quickly he could; I had a view of the defendant going out of the door and I saw the watch and chain in his hand before he went out, I went to the corner crying, stop thief, I saw him then turn from Pearl Street into Fulton, around the corner and I followed, he tripped at the corner of Fulton Street and partially fell, he was not more than four yards from me at that time, I followed on and then at the corner of Fulton and Pearl Sts. there was a lot of boys who shouted that he went in Fulton Street; he disappeared and pursued his way along Fulton St. down towards Fulton Ferry, I was going out of the Pearl St.

door; the defendant is the man, I have no earthly doubt about it; the young man who took my watch and chain and was swinging it had his side to me, he had not his full face and the young man who fell and tripped at the corner of Fulton and Pearl Streets was surrounded by four or five small boys.

JOHN A. BRYCE, sworn and examined.

I am a book-keeper employed by E.B.Estes Sons, 254 Pearl Street; I remember the afternoon of the 21st of March, I saw the complainant that day about five or ten minutes to two and I saw the defendant about the same time; he was running toward Fulton Street through Pearl Street, I was on the opposite side of Pearl Street from the entrance to the elevated station, I stood on the corner, my attention was first attracted by this young man running out, or by an individual running out of the door on the Pearl Street side of the elevated station at a very high rate of speed; he had gotten to the corner when I saw an old gentleman coming down the steps and he hallooed, "stop thief"; I did not move out of my position, I saw this man run toward the entrance on Pearl Street around Fulton and up the entrance on Fulton Street to the same elevated station; there was noone else around there at the time that I saw; he ran towards John Street and he crossed about in front of my office which is 254, I was on the opposite side and there seemed to be no one following him, I recognized him as the first party running out of this door at the time and I followed him and at the corner of Cliff and John Street I hallooed to a truck driver who was standing ahead to stop him and as I hallooed

two or three times he was stopped at the corner of Cliff and John, I went up to him and the truck driver asked me who wants him; I said, "hold on to him a minute and I willfind you a gentleman", I never lost sight of him until the complainant came up; I said, "are you the gentleman who lost the watch?" And he said, yes; he came up and looked at the man and said, "you took my watch." I remained there until I was assaulted and obliged to take refuge in a saloon. The defendant is the man whom I saw going out of the Pearl Street door.

CROSS EXAMINED.

NObody else came out of the door at the same time, my attention was centered upon the defendant, it was impossible for anyone to run out about the same instant without my seeing them. I did not see the defendant arrested but I saw him in charge of a citizen. I did not know that the complainant's watch was stolen when I said to him, "are you the gentleman who lost the watch", I merely supposed so at the time. I never saw the defendant before that day.

I supposed there had been a robbery committed and that the man who was running was the thief but I did not know that it was a watch that was taken. I did not hear the defendant say anything when the complainant said, "you stole my watch", I do not remember him saying that he knew nothing at all about it. There was a great crowd gathered around there in th meantime. I see the man who caught the defendant almost every day of my life. I run pretty fast after the man and he was at least twenty yards ahead of me; from the time he emerged from the door until I started to run after him there was no one following him at that time

at all. When I saw this man coming out of the Pearl Street entrance the second time there was no one following him immediately. I saw him going out both the first and the second time, he re-entered the premises on the Fulton Street side and he came out on the Pearl Street side I stood on the corner and had a view of both entrances. I didmnot see the complainant after the defendant came out the second time and not until after he was caught.

EDWARD MORAN, sworn and examined.

I am a police officer attached to the first precinct and on the 21st of March I arrested the defendant on the corner of Cliff and John Streets about fifteen or twenty minutes past two, the complainant was present at the time, a citizen whom I do not know had the defendant in custody at the time, I did not see Mr. Bryce there at the time. The defendant said he did not take the watch and he could prove an alibi, I then took him to the Station House and he was subsequently arraigned in Court. When I was taking him down stairs after being committed for examination he asked me how long he would get for that? I said jokingly, "about ten years." He said, "this is my first offence and I do not think they will give me that much." He gave a wrong name in the station house, John McCarthy, and he also gave a wrong address, either 16 or 18 Hamilton Street. He gave the name of John Laydon in the Police Court when he was arraigned. Did the defendant say anything to you where he had been working? Yes, he said he was working at Norman Munroe's; he said he called at Norman Munroe's for his pay and it was not quite ready and they told him to

return later; he said he was fooling around to kill time until the time he got his pay on this Saturday.

CROSS EXAMINED.

He said he could prove by witnesses that I had arrested the wrong man. Did he not at the time of his arrest when you took him from that citizen, ask certain gentleman in that crowd to come forward and say who the real man was? No, he did not. Did anybody else beside the defendant say at the station house that you had arrested the wrong man? No. Did you not reply to that statement, "it is now too late"? No, I did not, he made the remark that he could bring witnesses.

THE CASE FOR THE DEFENCE.

CARL HANSEN, sworn and examined by Counsel.

I saw the defendant Layden on the 21st of March; I am a salesman in the Waverly Publishing Company, 32 Liberty Street. When I first saw the defendant I saw him fall down on the street, I saw him in the hands of a citizen and afterwards I saw a police officer come and take him down to the station house; I walked along to the station house and went in with the police officer and the gentleman over there who was a witness. Was this the young man that ran out of that hotel, ran out of that place there? I do not know if he is the man, I know a red headed fellow had a collision with the professor on the stairs and just when I noticed that fellow coming, hurrying down the stairs he tore two papers out of my hand, I picked up the papers and put them in my pocket and when I went outside I saw the red-headed fellow was ahead of the crowd and I saw about ten or twelve

persons after him. Was this young man that man? I could not tell because I could not recognize his face.

To the best of your knowledge and belief was this the young man who had the collision with the Professor? No, he is not. I went to the Station House and I heard a person who came in say, "that is the wrong man, see if he is outside", and the police officer responded, "it is too late now, why don't you bring him." The red-headed fellow came out of the Pearl Street door and the crowd followed the red-headed man up the street; there were two red-headed men in the crowd, I followed the crowd and when I got up there I found this red-headed man in the custody of a citizen. I am not sure that this isthe man because I saw two red-headed fellows and before I entered the elevated station I saw two young fellows outside looking and watching something that happened on the stairs; one of them was a Hebrew and the other one was a very poorly dressed fellow and when the citizen had got hold of this boy over there, the red-headed fellow came out of the hall of the house and one of those two fellows that had been watching outside the door of the elevated station called him quietly to pass down out of the crowd after him and when he tried to do that somebodytook hold of him and there arose a big fight; but finally the Hebrew and the red-headed fellow got out. I saw but one red-headed man come out of the hallway of the station. Was this second red-headed man that you have just described as having been mysteriously spirited away the one that came down stairs and knocked the papers out of your hand? I could not say, I do not know which one it was, I did not recognize his face because I

was behind him; this man you found in the custody of a citizen whom the crowd was following (the defendant)? Yes.

This is not the man you saw come out of the hotel door?

I did not recognize any face, he was not the fellow that had been watching at the door.

EDWARD MORAN recalled by Counsel.

Since the arrest of the defendant I called at the office of the New York Family Story Paper where the defendant said he was employed; I did not report tothe District Attorney that he had ever been employed there; I did not tell Asst. Atty. Weeks who is now prosecuting but I told Asst. Dist. Atty. Townsend. I told Mr. Weeks that the defendant claimed he was distributing papers for Munroe and he owed him some money and he went there on Saturday to collect this money and they told him to come later on and they would give him it. Mr. Munroe and the pay-master said that the defendant was not in the place on Saturday at all, that his sister collected the money.

CHARLES SCHLICHTING, sworn and examined.

I am an old resident of New York and am in the liquor business, I live at 16 Hamilton Street and know the defendant and his family a little over six years. I know other people who know the defendant around that neighborhood, his reputation for honesty and integrity is good. He was living with his mother and I saw him in the neighborhood almost every day.

HENRY J. MONAHAN. sworn and examined.

I am an old resident of New York and have known this defendant all his life, I know him nearly twenty years, we grew up boys together. I am a press man on the New York Sun and have been in their employ seventeen years and am still there. I know a great many people who know the defendant and I never heard anything against him, I know he has been a hard working, steady, reliable and industrious lad and helped his widowed mother, he always lived at home.

CROSS EXAMINED. I live at 174 Cherry Street and have seen the defendant right straight along, I am married and generally spend my evenings at home, I see the defendant standing around his own door, I never saw him standing in front of a liquor saloon and never saw the sign of liquor on him in my life.

ANNIE LAYDON, sworn and examined.

I am the mother of the defendant and live in 18 Hamilton Street for the last seven years; my boy always lived home with me up to the time of his arrest and he has been working since he was twelve years old; I know he worked for George Allen, 192 Water Street and also for the New York Family Story Paper, published by Munroe; my daughter received his pay on Monday; he was never discharged from the employ of any of these people, he left of his own accord, he left one place to gain more wages.

JOHN LAYDON, sworn and examined.

I am eighteen years old and was born in this city; I lived at 18 Hamilton Street with my mother ever since I was

born, I worked continuously for my living up to the time I was arrested; I was working the day of my arrest, I have never been arrested or charged with any offence before, I worked for John M. Allen & CO. publishers in Water Street and worked for George Munroe and for the New York Family Story Paper. I was not on the 21st of March last going up the steps of the elevated station in the United States Hotel; the firsttime I saw the complainant was after my arrest when the policeman had me. I did not leave the house that day until about one o'clock, it was raining all the morning and I stayed home and left there about one o'clock to go down to get some money that was coming to me at the Family Story Paper. Mr. Frazer told me that the pay was not ready for me and would not be ready until four o'clock; I told him I was going to try to get work in the World office that night; he said he could not help it, I believe he said the cashier was out at the time and he could not give it to me because the pay roll would not be made up till four o'clock. I said, I will take a walk till four o'clock; I walked around South Street looking along the river front and after being down there quite a while I walked up through Fulton Street into the United States Hotel on the Water Street side. I went in through the restaurant down stairs into the hotel room one flight down; I used to work next door to the United States Hotel for two years and was in the habit of going in there mostly every day; I used to go in thereto attend to a call of nature and that is what took me there that day. I was coming out through the restaurant door and heard a loud shout or hallooing and I seen a crowd running, I rushed out, I thought it was probably

a fire or something, I ran through Pearl Street up to John and felland somebody fell over me and as I was getting up somebody caught hold of me and held me there. I asked what they held me for and I heard somebody say a gentleman lost a watch; I said, "I did not take a watch and did not know anything about it. So a little while after that a policeman came; that is all I know about the case, I don't know a thing about it and never seen the watch. There was a couple of gentlemen there and they said that I did not know anything about it, that they seen the fellow running in the other direction. This policeman pulled me away and pushed me in the face, he would not give me a chance to say a word in my defence. Down in the station house they did not ask me if I had the watch; they only asked the policeman and took his testimony and locked me down stairs. Did you say anything to Officer Moran to the effect that this was your first offence and how long you would get for it? No sir, I said that is the first time I was ever arrested; he had been threatening me every time I came down to the Police Court; he said, "I will railroad you", or such words as that. Did you say anything at all to him about proving an alibi? No sir, I never mentioned it, only just told him that I was innocent of the charge. Do you remember about any person rushing to the Station House and saying they had got hold of the wrong man? No sir; all they done was to take my name in the Station House and ask me a few questions; where I lived and locked me down. I gave the name John McCarthy at the Station House, I did not know much about the law, I thought

probably that I would be discharged right away, I knew I was innocent of it, I did not have the watch or anything else that should condemn me; when I was brought up the next morning in the Tombs Police Court I gave my right name and address.

CROSS EXAMINED.

I could not exactly say how many were ahead of me when I was running, they were on all sides of me and some were running ahead of me crying "stop thief." When I was coming out of the hallway I did not know what the shout was first because I could not very well hear it or understand what it was, I thought probably it was a fire; there is always a crowd of people passing there at Fulton and Pearl Streets; so I ran out and I seen the crowd running and I ran with the crowd; when I reached the corner of Cliff Street I fell and somebody fell over me and as I got up somebody held on to me, I could not say who it was, the policeman did not give me a chance to do anything; the policeman was not there when I fell but a gentleman held me. How long after you had fallen was it when the policeman came up? I should judge it was about eight minutes. And all that time you were there with this man that had hold of you? Yes sir, there was two or three men held me I believe, I tried to convince them that I did not do anything and did not commit any crime, I did not know what they were holding me for. That was the time when this gentleman said that someone else had done it, that you were not the right one? No sir, the gentleman said that when the police man came up. Could the policeman have heard that if it was said? Yes. I understood you to say that the policeman

punched you in the face? A. Yes, so he did. I never asked the policeman how long I would get, he does not tell the truth when he says that, I did not open my mouth, I never mentioned about an alibi. I told him that I had been working at George Munroe's and that I had been there to get money, I did not tell him that I had been working that day but I said I had been there that morning. The morning that I was looking around South Street there was not a soul with me, I went to Munroe's about a few minutes past one and I told them there that I was going to look for work at the World building. I went down Peck Slip and looked at the ships unloading and looked around the fish market and turned up through Fulton Street and went up to the United States Hotel, I did not go upstairs at all but went to the floor where the restaurant was, I was not standing very far from the Pearl Street door when I heard the crowd outside, I walked slowly out, I did not see anybody at the door, only the crowd running. From the time I left Munroe's, about one o'clock, until I joined this crowd running down Pearl Street I did not meet any friends. I used to go into the United States Hotel mostly every day for about two years when I worked for George M. Allen & CO., 194 Water Street. I saw people running ahead of me when I ran out in the street, they were running all sides of me when I fell down, I should judge there was about a dozen ahead of me, I fell at the corner of Pearl and John Streets; I did not know what the people were running for, I probably ran through the excitement, I generally run when I see a fire, I did not know it was a fire or what it was; I did not hear people cry,

"stop thief"; Isaid I heard them hallooing out but I did not know what they were hallooing for, I cannot recollect now whether I heard them halloo "stop thief" or not; I did not hear anybody call out fire, I did not see any engines ahead of me. The first thing that came into my head was that I thought it was a fire. I could not say who seized me, I did not hear anybody shout behind me to stop that man before I was stopped. I do not remember Mr. Brice coming up after I had been stopped for I was very much excited, I wanted to know from the people that were standing around what they were holding me for; I wanted them to let go of my coat collar for they were almost choking me; I do not remember Mr. Brice having a conversation with the man who took hold of me. I remember Prof. Dundon the man who lost his watch, coming up and saying to the po iceman that I was the man who stole his watch; I could not say what he said there was such a crowd around; I judge I was about five feet or so from him, there was a big crowd around and I was in the midst of the big crowd. I told the complainant and the people around that I was innocent and let them search me right there, the policeman searched me. I struck somebody but I could not say who it was.

I was pretty hasty and I suppose I struck out, I could not say who I hit, I did not make a pretty strong struggle, there was one man had hold of me by the neck and he was nearly choking me, I believe I did strike somebody. I do not remember of somebody coming up and asking the man who held me first to hold me until he could go and get the man who lost his watch; I made no effort to get away; I did not attempt to go into a liquor store before the officer

got up there and took me in custody. I did not strike the officer. When I started to run there was about fifty people I should judge started at the time and the crowd increased all the time; I did not start to run before I saw a lot of people running but I ran in the direction in which I saw them running.

JOHN A. BRYCE recalled by District Attorney Weeks.

You have heard the testimony of this defendant that when he was running up the street there were a number of people ahead of him and all around him who were also running, is that true or false? I failed to see any of them. How close were you to him? I was the distance across Pearl Street diagonally, about an angle probably of ten or fifteen feet. Were you atany time a greater distance away from him than that? Yes, I did not follow him until he got twenty feet up the block, he crossed from the opposite side to which I was standing next to the elevated station; at the time I started to follow him I was about twenty feet behind, I followed as closely as I could. How far were you behind him when he was stopped? Not ten feet. You saw no people running ahead of him? Not at the time I started, after I started there were people that started to run with me but there was noone ahead of him running that I saw at the time.

By Counsel. Notwithstanding the fact that you saw no people running you still counted a crowd of three hundred people having gathered immediately? I said three hundred people, I might

have exaggerated, there was a great crowd, that is all I could say. You said that you were assaulted, struck? Yes, I was, but by whom I do not know, I was standing close to this man, this truck driver. Were you struck by this man? No sir.

EDWARD MORAN recalled by Mr. Weeks.

Officer, just before you made the arrest of this defendant, did you see him attempt to break away from the man that held him? Yes sir. Did he succeed in getting away? He got as far as the door. The door of what? Of the liquor store corner of John and Cliff Streets, he tried to get in the liquor store. Where was hebwhen you took him in custody, whennyou made the arrest? They had him right on the corner about three or four feet from the door. Where was he when you first saw him as you came up there? I was about that distance when I first saw him and he struck this gentleman who had hold of him and then broke away and then tried to get in the liquor store, I was going across the street on the opposite side when he struck him.

By Counsel. He got away from the man who had hold of him? He did not get away, he got to the door, the man was right after him and the crowd was right on him. Did he break his hold? He broke his hold, he did not get away, he got to the door, he broke from the man and got as far as the door and the man grabbed him again in the crowd. Who was this man? I do not know, sir, I tried to find his name out they say he drives an express wagon. Did not you hear Mr. Bryce's testimony? I did, Mr. Bryce never told me

that though, if he had I would have had that gentleman here. You heard Mr. Bryce say that he knew the man perfectly well by sight and saw him there every day? Probably he does. Were you present in the Police Court in charge of this young man at the time he was brought down there before the Police Magistrate? Yes sir. Was not Mr. Bryce there as a witness? No sir, he was there the first day and the clerk said his evidence was not needed. But you did see Mr. Bryce in the Police Court? I did. Did not you think it worth while to ask Mr. Bryce who was the man that was holding him(the defendant) when you heard Bryce say thatbhe knew him? I do not know but what I did ask him, I think I did ask him and hesaid that he did not know his name, I think I asked him, I wont swear positively. Just two seconds ago, since you have been recalled to this witness-stand did you not say that ~~you~~ had you known that Bryce knew this man you would have asked him and now you say you think you did ask him? I did not say that Bryce told me he knew this man and I do not think he told me but he knew the man to be an expressman, he could not give the man's name. Did Bryce say that he saw this man every day? NO. You heard him swear to it? Yes, I heard him say that he saw him every day. Did you hear Bryce say that the expressman held on to him (the defendant) until you came up and took him? I do not know whether I did or not, I do not remember hearing him say that.

The Jury rendered a verdict of guilty of grand larceny in the second degree with a recommendation to mercy.

Testimony in the case of John Langdon filed March 1891

TELEPHONE 534 "CORTLANDT."

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PRESS ROOMS, 254 PEARL ST.

192 WATER STREET
3 DOORS BELOW FULTON ST.

NEW YORK. March 23 1896

To whom it may concern

This is to certify that John Layden, was employed by us for a year or more and we always found him honest & attentive to his duties. & further being under my personal supervision can well recommend him

Respectfully
G. M. Allen & Co.
for J. S. Mitta Supt.

Police Court First District. **Affidavit—Larceny.**

City and County of New York, } ss:

Arthur H Dunden

of No. Normal College. 69th Street & Park Avenue Street, aged 56 years, occupation Professor being duly sworn, deposes and says, that on the 21 day of March 189/ at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession and person of deponent, in the day time, the following property, viz:

A Gold Watch of the Value of One Hundred Thirty dollars. And Gold chain all of the aggregate value of One hundred & fifty dollars ($150)

the property of Deponent

and that this deponent has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen and carried away by John Laydon (now here) from the following facts to wit: That on the aforesaid date about the hour of two o'clock P.M. deponent was on the Stairs of the Elevated Railroad, at the corner of Fulton and Pearl Street, when the said defendant forcibly and feloniously inserted his hand into the pocket of the vest then and there worn on deponents person, and feloniously took stole and carried away the aforesaid property which was in the pocket of the vest then worn on deponents person, and that the defendant immediately ran down the steps of said Station, and away through Pearl St. Bankoff Street

Police Justice

And that deponent is informed by Carl Hansen of No 3 Liberty Street that he saw the defendant place his hand on the outside of the vest, and in close proximity to the pocket where deponent had placed the aforesaid property — and that he saw the defendant run down the stairs of the Elevated Railroad Station and into the street —

Deponent therefore charges the defendant with having committed a Larceny and asks that he be held and dealt with as the Law may direct.

Arthur H. Dundon

Sworn to before me
this 22 day of March 1891

[illegible]
Police Justice

CITY AND COUNTY OF NEW YORK, } ss.

Carl Hansen

aged 32 years, occupation Saleman of No. 32 Liberty Street, being duly sworn deposes and says, that he has heard read the foregoing affidavit of Arthur H Dunder and that the facts stated therein on information of deponent are true of deponents' own knowledge.

Sworn to before me, this 22 *day of* March 188 } Carl Hansen

A. Hogan

Police Justice.

Sec. 198—200.

1st District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

John Laydon 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. John Laydon

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. 16 Hamilton Street

Question. What is your business or profession?

Answer. Dishwasher

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 —

Taken before me this .....

day of 188

Police Justice.

0411

By March 23.
3 P.M. Sat
$1000. on bail

BAILED,

No. 1, by .....

Residence ..... Street.

No. 2, by .....

Residence ..... Street.

No. 3, by .....

Residence ..... Street.

No. 4, by .....

Residence ..... Street.

Police Court 1 District

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Arthur F. Umstad
Normal College Bell, Boylston

Arthur Lawson

2 .....

3 .....

4 .....

Offence Larceny from the Person

Dated March 22 188

Magistrate.

Officer.

Precinct.

Witnesses Carl Florsen
No. 2 E. 104th St. Street.
Arthur C. Boyce
No. 274 Bedford Street.
No. ..... Street.
$ ..... to answer ..... Street.

LEGISLATIVE
MAR
1881
ATTORNEY'S OFFICE

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 Arthur Lawson

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of One *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 March 22 *18*

Police Justice.

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

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

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

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

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

John Laydon

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

The said John Laydon

late of the City of New York, in the County of New York aforesaid, on the twenty-first day of March in the year of our Lord one thousand eight hundred and ~~eighty~~ ninety-one in the day time of the said day, at the City and County aforesaid, with force and arms,

one watch of the value of one hundred and thirty dollars and one chain of the value of twenty dollars

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

De Lancey Nicoll,
District Attorney

0413

BOX:
431

FOLDER:
3975

DESCRIPTION:
Leask, Charles P.

DATE:
03/26/91

3975

Witnesses;

Fred Worth

Stephen R Krom

626

Counsel,

Filed 26 day of March 189

Pleads, Not guilty

THE PEOPLE

vs.

Charles D. Leask

Forgery in the Second Degree.
(Sections 511 and 521, Penal Code.)

31

DE LANCEY NICOLL,
~~JOHN R. FELLOWS,~~

District Attorney.

A True Bill.

Foreman.

Police Court, 1st **District.**

City and County of New York, } ss.

I Frederick North of National Park Bank Street, aged 43 years, occupation Paying Teller being duly sworn, deposes and says, that on the 28 day of January 1891, at the City of New York, in the County of New York,

Charles P Leask (now here) did present the annexed check to deponent as paying teller of said Bank and deponent did then and there pay him in money belonging to said Bank on said check the sum of $185.

Deponent charges said defendant at the time and place aforesaid did falsely make forge and counterfeit the annexed check or purporting to be a check on the aforesaid Bank which said Bank was ordered to pay defendant $185 and which check purported to be signed by S. R. Olcott and dated January 28. 1891 and did then and there utter and publish said check with intent to defraud said S. R. Olcott and the said Bank.

Frederick North.

Sworn to before me this 16 day of March 1891

Police Justice

Police Court, 1 **District.**

City and County of New York, } ss.

Stephen R Krom

of No. 151 Cedar Street, aged 51 years,

occupation Engineer being duly sworn, deposes and says,

that ~~on the~~ day of 188, at the City of New York, ~~in the County of New York,~~ he keeps an account at the National Park Bank in said City and the signature S. R Krom on the annexed check on said Bank said check being dated January 28. 1891 and being for $185 00/100 is forged Deponent never signed his name to said check and never authorized any person to sign his name to said check

S R Krom

Sworn to before me this 14 day of Mch 1891

Police Justice

Sec. 198—200.

District Police Court.

CITY AND COUNTY OF NEW YORK } ss.

Charles P Leasler 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. Charles P Leasler

Question. How old are you?

Answer. 32 years

Question. Where were you born?

Answer. U-S

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

Answer. 21 Watt St Two months

Question. What is your business or profession?

Answer. Clerk

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

Answer.

I have nothing to say until I have advice of counsel

Chas P Leasler

Taken before me this 1 day of [illegible] 188[illegible]

Police Justice.

0418

On March 17 at 3 P.M. Held $1000.00 bail

[illegible]

On March 18, 3:30 BAILED,

No. 1, by .....

Residence ..... Street.

No. 2, by .....

Residence ..... Street.

No. 3, by .....

Residence ..... Street.

No. 4, by .....

Residence ..... Street.

382

Police Court---- 1 ---- **District.**

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Frederick North
Mahonal Park Bank

Thos. D. Scanlan

2. .....

3. .....

4. .....

Offence Forgery

Dated March 14 1891

E. Hogan Magistrate.

Mumbrelland Officer.

C. C. Precinct.

Witnesses S. R. Tyson

No. 151 Sedgwick Street.

No. ..... Street.

No. ..... Street.

$ 1000 to answer ..... Street.

RECEIVED. MAR 24 1891 DISTRICT ATTORNEY'S OFFICE.

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

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of One *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 March 14 *18*91 ..... *Police Justice.*

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

to bail to answer by the undertaking hereto annexed.

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

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

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

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

0419

No. 7901. Jany. 28th 1891

The National Park Bank of New York

Pay to the order of Chas. P. Lease

One hundred eighty five 00/100 Dollars

$185 00/100

S. R. Kron

Hewitt & Wessinger, 170 Fulton St. N.Y.

0420

No. 7901. Jany. 28th 1891.

The National Park Bank of New York

Pay to the order of Chas. P. Leask

One hundred eighty five 00/100 Dollars

$185 00/100

S. R. Kron

Stewart & Wessinger, 170 Fulton St. N.Y.

Chas. P. Leask

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against
Charles P. Leask

The Grand Jury of the City and County of New York, by this indictment, accuse Charles P. Leask of the CRIME OF FORGERY IN THE SECOND DEGREE, committed as follows:

The said Charles P. Leask, late of the City of New York, in the County of New York aforesaid, on the twenty-eighth day of January in the year of our Lord one thousand eight hundred and ninety-one, with force and arms, at the City and County aforesaid, feloniously did forge, and cause and procure to be forged, and willingly act and assist in the forging a certain instrument and writing, to wit: an order for the payment of money, of the kind called bank cheques which said forged bank cheque is as follows, that is to say:

No. 2901. Jany. 28th 1891
The National Park Bank of New York
Pay to the order of Chas. P. Leask
One hundred eighty five 00/100 Dollars
$185 00/100 S. R. Krom

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

SECOND COUNT—

And the Grand Jury aforesaid, by this indictment, further accuse the said Charles P. Leask of the CRIME OF FORGERY IN THE SECOND DEGREE, committed as follows:

The said Charles P. Leask late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, did feloniously utter, dispose of and put off as true, a certain forged instrument and writing, to wit: an order for the payment of money, of the kind called bank cheques which said forged bank cheque is as follows, that is to say:

No. 2901. Jany 28th 1891

The National Park Bank of New York

Pay to the order of Chas. P. Leask

One hundred eighty five 00/100 Dollars

$185 00/100 S. R. Krom

with intent to defraud, he the said Charles P. Leask then and there well knowing the same to be forged, 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.
~~JOHN R. FELLOWS~~,
District Attorney.

0424

BOX:
431

FOLDER:
3975

DESCRIPTION:
Lenihan, Timothy

DATE:
03/11/91

3975

Witnesses;

Jas. Finn

In my instructions defendant showed no inclination on this case. The defendant was a country boy who came to this city, went into the employ of a relative who is the complainant in this case & committed the offence of stealing several boxes of cigars. His previous character was good. The complainant wishes it withdrawn owing to his plea of guilty & all the circumstances I think justice dictated that course. DeLancey Nicoll
Dist Atty

158

Counsel, ~~R. J. Hair~~ Blake & Sullivan

Filed 11 day of March 1891

Pleads, Not guilty 12

THE PEOPLE

vs.

Timothy Lenihan

16.

Burglary in the Third degree.
Grand Larceny, second degree.
[Section 498, 506, 528, 530, 1858].

~~DE LANCEY NICOLL.~~
~~JOHN R. FELLOWS.~~
District Attorney.

A True Bill.

Foreman.

Judgt Suspd

POOR QUALITY ORIGINAL

5240

Police Court— 1 District.

City and County of New York, } ss.:

James Finn

of No. 183 Greenwich Street, aged 50 years,

occupation Manufacturer being duly sworn

deposes and says, that the premises No 183 Greenwich Street,

in the City and County aforesaid, the said being a five story building

and which was occupied by deponent as a Manufactory

~~and in which there was at the time a human being, by name~~

were BURGLARIOUSLY entered by means of forcibly opening a door leading from the hallway of the third floor building into each premises with a false key

on the 24 day of February 1891 in the night time, and the following property feloniously taken, stolen, and carried away, viz:

Nine boxes of cigars of the value of thirty dollars

$30 =

the property of Deponent & Copartners

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

Timothy Lenihan (not true)

for the reasons following, to wit: That said defendant acknowledged and confessed in the presence and hearing of William Flynn & Arthur A Carey that he opened said door with a false key and took therefrom the aforesaid property

James Finn

Sworn to before me this 9th day of March 1891

E. [illegible] Police Justice

CITY AND COUNTY OF NEW YORK, } ss.

William Flynn

aged 50 years, occupation Police Officer of No. Second Precinct Street, being duly sworn deposes and says, that he has heard read the foregoing affidavit of James Finn and that the facts stated therein on information of deponent are true of deponents' own knowledge.

Sworn to before me this 9 day of Mch 1891 } William Flynn

E. Hogan

Police Justice.

CITY AND COUNTY OF NEW YORK, } ss.

Arthur A. Carey

aged 25 years, occupation Officer of No. Second Precinct Street, being duly sworn deposes and says, that he has heard read the foregoing affidavit of James Finn and that the facts stated therein on information of deponent are true of deponents' own knowledge.

Sworn to before me, this 9 day of Mch 1891 } Arthur A. Carey

E. Hogan

Police Justice.

Sec. 198—200.

CITY AND COUNTY OF NEW YORK, ss.:

District Police Court.

Timothy Lenchan 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. Timothy Lenchan

Question. How old are you?

Answer. 16 years

Question. Where were you born?

Answer. U-S

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

Answer. 9 Duane St 2 weeks

Question. What is your business or profession?

Answer. Labor

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

Answer.

~~I am not guilty~~

I am guilty of the charge

Timothy Lenchan

Taken before me this 6 day of May 1891

Police Justice.

0429

323

Police Court 1 **District.**

THE PEOPLE &c., ON THE COMPLAINT OF

James Lynn
183 Greenwich St
Smith O'Brien

2.
3.
4.

Offence Burglary

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Dated March 9 1891

E Egan Magistrate.

Officer.

Precinct.

Witnesses William Flynn
Arthur O Gaen
26 Prince St Street.

No. Street.

No. Street.

$ 1000 to answer

RECEIVED, DISTRICT ATTORNEY'S OFFICE. MAR 9 1891

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

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

Dated March 9 *18*91 *Police Justice.*

I have admitted the above-named

to bail to answer by the undertaking hereto annexed.

Dated *18* *Police Justice.*

There being no sufficient cause to believe the within named

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

Dated *18* *Police Justice.*

A. J. CHERITREE,
COUNTY JUDGE AND SURROGATE
OF WARREN COUNTY.

Glens Falls, N. Y. March 19 1891

To whom it may concern

I have known young Timothy Sullivan for some time - I understand he left home in left lieut. He was a bright lieut had as long as I knew him - I do not think he is naturally wicked to vicious and if he has since committed any such act I should judge it was owing to some accounts of his evil - I think if he could be sent home but to his mother he would make a useful man under her influence -

A. J. Cheritree
Co. Judge

The People &c.
vs.
Timothy Linnehan

State of New York,
County of Warren, } ss:

Calhoun S.

Euchas being duly sworn says that he resides at No. 102 South Street, Glens Falls, ~~N.Y.~~ in the County and State aforesaid and is one of the Justices of the Peace in and for the town of Queensbury in said County and State in which town said Village is situated and has been a justice of the peace within said town for more than five years; that deponents office as such justice was within said Village and that as such justice he had jurisdiction over criminal offenses arising within said Village & town — there being no Police Justice in said Village.

That deponent is also an Attorney & Counselor of the Supreme Court and has been for fourteen years last past.

Deponent further says that he has been well and intimately acquainted with Timothy Linnehan (Defendant herein), who formerly resided with his widowed mother at No. 70 South Street in said Village, for about ten years prior to his leaving his said home on or about September 22nd, 1890; that during all that time the said Timothy Linnehan was an honest, hard-working boy and one who bore an excellent reputation and character for truth and veracity in the neighborhood where he resided, and was never, to deponents knowledge, information or belief, guilty of any wrongful, unlawful or criminal act or deed.

Subscribed and sworn to before me March 17th, 1891. Calhoun S. Collins

C. G. Stearns
Notary Public
Warren County.

State of New York,
County of Warren, } ss.:

John Donohue being duly sworn says that he resides at the Village of Glens Falls in the County and State aforesaid and is the present Chief of the Police force in and for said village; that he has been a member of said police force for five years; that he has known Timothy Linnehan — son of Kate Linnehan of No. 70 South Street in said Village — from his early childhood until the time he left said Village in or about the month of September last; that during all that time the said Timothy bore an excellent reputation and character and to deponents knowledge was never guilty of any wrongful or unlawful act or deed; that since about the age of ten years he was a hard working industrious lad contributing largely to the support of his widowed mother and family and was a regular attendant

at catechism and sunday ~~and~~ school — that he was much respected in the neighborhood where he resided for his industry and good habits and general good character.

Subscribed and sworn to before me March 17th 1891.

C. G. Stearns
Notary Public

John Donohue
Warren County

The People vs.

Indictment for Grand Larceny

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against
Timothy Lenihan

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

Timothy Lenihan

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

The said Timothy Lenihan

late of the Third Ward of the City of New York, in the County of New York aforesaid, on the 24th day of February in the year of our Lord one thousand eight hundred and ninety-one, with force and arms, in the night-time of the same day, at the Ward, City and County aforesaid, ~~the dwelling house of one~~ a certain building to wit: the factory of one James Finn

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

SECOND COUNT—

AND THE GRAND JURY AFORESAID, by this indictment further accuse the said Timothy Lenihan of the CRIME OF Grand LARCENY in the second degree, committed as follows: The said Timothy Lenihan 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 night time of said day, with force and arms, four hundred and fifty cigars of the value of seven cents each of the goods, chattels and personal property of one James Finn in the ~~dwelling house~~ factory of the said James Finn there situate, then and there being found, ~~from the dwelling house~~ in the factory 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 Nicoll,
District Attorney

0437

BOX:
431

FOLDER:
3975

DESCRIPTION:
Levy, Nathan

DATE:
03/03/91

3975

Witnesses;

Geo Godfrey

David Maxwell

Bill found

Counsel,

Filed 3 day of March 1891

Pleads,

THE PEOPLE

vs.

Nathan Levy

Grand Larceny, Second Degree.
(From the Person.)
[Sections 528, 531 — Penal Code].

DE LANCEY NICOLL,
~~JOHN R. FELLOWS~~

District Attorney.

A True Bill.

Foreman

Police Court 1 District. **Affidavit—Larceny.**

City and County of New York, } ss:

George Godfrey

of No. 434 11th avenue Street, aged 31 years, occupation Labourer being duly sworn, deposes and says, that on the 23rd day of February 189 1 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the daytime, the following property, viz:

and person

One Silver Watch Valued at Twenty five dollars and one Chain Valued at Eight dollars the whole valued at $33 00/100

the property of Deponent

and that this deponent has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen and carried away by Nathan Levy (Prisoner) from the fact that deponent was standing on Front Street; defendant was standing next to deponent. Defendant took said watch and chain from the vest pocket of Deponent and then ran away. Deponent is informed by Frank Rich that he saw the defendant as he was running away. Deponent caused the arrest of defendant and charges him with having taken carried away and stolen from the person of Deponent said property and prays that he may be dealt with according

George Godfrey

Sworn to before me this 24 day of February 189 1

Police Justice.

CITY AND COUNTY OF NEW YORK, } ss.

Frank Rich

aged 20 years, occupation Waiter of No. 309 East 106th Street, being duly sworn deposes and says, that he has heard read the foregoing affidavit of George Godfrey and that the facts stated therein on information of deponent are true of deponents' own knowledge.

Sworn to before me, this 24 day of July 1889 } Frank Rich

Charles N Tainter

Police Justice.

Sec. 198—200.

District Police Court.

CITY AND COUNTY OF NEW YORK } ss.

Nathan Levy 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. Nathan Levy

Question. How old are you?

Answer. 17 years

Question. Where were you born?

Answer. Russia

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

Answer. 132 Chrystie Street 9 years

Question. What is your business or profession?

Answer. Peddler

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

Nathan Levy

Taken before me this 7th *day of* March 1884

Charles Counter *Police Justice.*

0442

267

Police Court---1 **District.**

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Geo Gulpen
434 Mt St Olivet
Vs.
1 Wm Kent
2
3
4

Offence Larceny from the person

Dated May 24 188

Justice Hunter Magistrate.

Officer.

Precinct.

Witnesses Frank Roi
No. 309 6 106 Street.
Patrick McFarrell
No. 206 Hamilton Ave Street.
Brooklyn N.Y.
No. Street.
$ 1000 12

BAILED,

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

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

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

Dated May 24 *18* 91 Charles N Hunter *Police Justice.*

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

Dated *18* *Police Justice.*

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

Dated *18* *Police Justice.*

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against
Nathan Levy

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

The said Nathan Levy, late of the City of New York, in the County of New York aforesaid, on the 23rd day of February in the year of our Lord one thousand eight hundred and ~~eighty~~ ninety-one, in the day-time of the said day, at the City and County aforesaid, with force and arms,

one watch of the value of twenty-five dollars and one chain of the value of eight dollars

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

De Lancey Nicoll,
District Attorney.

0444

BOX:
431

FOLDER:
3975

DESCRIPTION:
Lewis, John

DATE:
03/24/91

3975

Witnesses;

Mary Brody

619

Counsel,

Filed 24 day of March 1891

Pleads,

THE PEOPLE

vs.

John Lewis

Grand Larceny, Second Degree.

[Sections 528, 531 — Penal Code].

DE LANCEY NICOLL.

~~JOHN R. FELLOWS~~,

District Attorney.

A True Bill.

Foreman.

5440

Police Court 4 District.

Affidavit—Larceny.

City and County of New York, } ss:

Mary Briordy

of No. 10 East 50th Street, aged 20 years, occupation Servant being duly sworn, deposes and says, that on the 9th day of March 189/ at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the day time, the following property, viz:

Good and lawful money of the United States of the amount and value of about sixty dollars

the property of Deponent

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

from the fact that on or about the said date, deponent saw the said sum of money in a bureau drawer in her room, and this defendant was employed in the same house, and had access to deponent's room. On or about the said date this defendant went up to his room which was on the same floor as deponent's, changed his clothing and went away. About two hours after he left the house deponent went to look for the said money and it was missing. And this defendant did not return again until the 19th of March and deponent

Sworn to before me this 19th day of March 189/

Police Justice

caused his arrest. Wherefore deponent charges the defendant with feloniously taking, stealing and carrying away the said property and prays that he be held and dealt with as the law directs

Mary Brady

Sworn to before me this 19th Day of March 1891

F. J. Wells
Police Justice

Sec. 198—200.

4 District Police Court.

CITY AND COUNTY OF NEW YORK } ss.

John Lewis 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. John Lewis

Question. How old are you?

Answer. 16 years

Question. Where were you born?

Answer, New York City

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

Answer. None at present

Question. What is your business or profession?

Answer, Laborer

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

Answer. I am guilty. John Lewis

Taken before me this 19 *day of* October 1887

Police Justice.

Police Court ... District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

1. [illegible]
2. [illegible]
3. [illegible]
4. [illegible]

Offence [illegible]

Dated [illegible] 18 91

[illegible] Magistrate.

[illegible] Officer.

[illegible] Precinct.

Witnesses

No. [illegible] Street.

No. [illegible] Street.

BAILED,

No. 1, by [illegible]

Residence [illegible] Street.

No. 2, by [illegible]

Residence [illegible] Street.

No. 3, by [illegible]

Residence [illegible] Street.

No. 4, by [illegible]

Residence [illegible] Street.

No. [illegible] Street.

$ [illegible] to answer.

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 [illegible]

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

Dated [illegible] *18* 91 [illegible] *Police Justice.*

I have admitted the above-named [illegible]

to bail to answer by the undertaking hereto annexed.

Dated [illegible] *18* [illegible] *Police Justice.*

There being no sufficient cause to believe the within named [illegible]

[illegible] *guilty of the offence within mentioned. I order h to be discharged.*

Dated [illegible] *18* [illegible] *Police Justice.*

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

John Lewis

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

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

The said John Lewis

late of the City of New York, in the County of New York aforesaid, on the Ninth day of March in the year of our Lord one thousand eight hundred and Ninety-one, at the City and County aforesaid, with force and arms, in the day-time of the same day, divers promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of a number and denomination to the Grand Jury aforesaid unknown, for the payment of and of the value of Thirty

$60.00

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

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

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

dollars; divers coins of a number, kind and denomination to the Grand Jury aforesaid unknown, of the value of thirty dollars

of the goods, chattels and personal property of one Mary Brody then and there being found,

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

DE LANCEY NICOLL.
~~JOHN R. FELLOWS~~, *District Attorney.*

0451

BOX:
431

FOLDER:
3975

DESCRIPTION:
Liberty, August

DATE:
03/05/91

3975

0452

BOX:
431

FOLDER:
3975

DESCRIPTION:
Zinke, Henry

DATE:
03/05/91

3975

0453

BOX:
431

FOLDER:
3975

DESCRIPTION:
Bartholomae, William

DATE:
03/05/91

3975

Witnesses;

Harrison Greenberg
Offr Beale

I have examined this case carefully and feel satisfied that the Rev. Comstock make a case against Bartholomew.

Robert Deane
March 10/91 D.A.

Counsel,

Filed 25 day of March 1891

Pleads,

THE PEOPLE

vs.

August Liberty,
Henry Binker
and
William Bartholomew

Burglary in the Third degree
Grand Larceny second degree & Receiving
[Section 498 506, 527, 527 / 1881]

~~DE LANCEY NICOLL,~~
~~JOHN R. FELLOWS,~~

District Attorney.

A True Bill.

Foreman.

Police Court 2 District.

City and County of New York, } ss.:

Hyman Greenburg

of No. 109 avenue B Street, aged years,

occupation Cloak dealer being duly sworn

deposes and says, that the premises No 109 avenue B Street,

in the City and County aforesaid, the said being a three story brick building

and which was occupied by deponent as a store on the first floor

and in which there was at the time no human being, ~~by name~~

were BURGLARIOUSLY entered by means of forcibly breaking

and removing a pane of glass from

the show window of said store

on the 26th day of February 188[illegible] in the night time, and the

following property feloniously taken, stolen, and carried away, viz:

five French

Jacques of the value of about

one hundred dollars

$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

August Liberty, Henry Zinke and

William Bartholomae

for the reasons following, to wit: Deponent left the said

property securely locked on the evening

of Feb. February 26 and the said window

was found broken and the said property

missing on the morning of February 27 and

deponent is informed by Charles Keller

now here, a policeman that the defendants

Zinke and Bartholomae are the persons

who pawned the said property on the

morning of Feb. February 27 and

and deponent is informed by Michael O'Reap, now here, that upon the arrest of the defendants Zinke and Bartholomae, the said Liberty admitted in the presence of the said Reap that he, the said Liberty took the said property out of the said store. Deponent asks that defendants be held and dealt with in the law directs.

Sigmund Greenberg

Sworn to before me this 1st day of March 1891

D. McMahon

Police Justice.

Police Court _____ District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

Burglary — Degree.

Dated _____ 188

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of $ _____ Bail.

Bailed by _____

No. _____ Street.

CITY AND COUNTY OF NEW YORK, } ss.

Charles Keller

aged 49 years, occupation Bookbinder of No. 77 Av C Street, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of Hyman Greenberg and that the facts stated therein on information of deponent are true of deponent's own knowledge.

Sworn to before me, this 1st day of March 1890, } L Keller

W McMahon
Police Justice.

(3692)

CITY AND COUNTY OF NEW YORK, } ss.

Michael J Reap

aged 21 years, occupation Detective of No. 30 Nassau Street, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of Hyman Greenberg and that the facts stated therein on information of deponent are true of deponent's own knowledge.

Sworn to before me, this 1st day of March 1890, } Michael J Reap

W McMahon
Police Justice.

(3692)

Sec. 198—200.

2 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

August Liberty 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. August Liberty

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. 752. 5th Street. About 6 Weeks

Question. What is your business or profession?

Answer. Brass worker

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 did not break the window but I took the sacks.

August Liberty

Taken before me this 10th day of March 1881

H Mahrenholz

Police Justice.

Sec. 198—200.

2 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

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

Question. What is your name?

Answer. Henry Zinke

Question. How old are you?

Answer. 19 Years.

Question. Where were you born?

Answer. New York.

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

Answer. 519 East 11th Street.

Question. What is your business or profession?

Answer. Clerk

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

Answer. I did not break the window but I took the sacke. Henry Zinke

Taken before me this 1st *day of* March 1891

H Mulhauser

Police Justice.

Sec. 198—200.

District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

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

Question. What is your name?

Answer. William Bartholomae

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. 723. 5th Street. About 6 Months

Question. What is your business or profession?

Answer. Clerk

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

Answer. I am not guilty.
Wm Bartholomae

Taken before me this 10th *day of* March 1891

W. Mulrahed

Police Justice.

279

Police Court--- 2 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Hyman Greenberg
103 Avenue B

1 August Liberty
2 Henry Finke
3 William Bartholomew
4

Offence Burglary

Dated March 1st 1891

McMahon Magistrate.

Reap & Wade Officer.

C.O. Precinct.

Witnesses Michael J Rock
C.O.

No. Street.

Charles Keller

No. 79 Av. C, Street.

Chas Gimbroski

No. 169 Avenue B Street.

$ 2000 to answer

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

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

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of

Two 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 March 1st 1891

Police Justice.

Police Justice.

I have admitted the above-named

to bail to answer by the undertaking hereto annexed.

Dated 18

Police Justice.

There being no sufficient cause to believe the within named

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

Dated 18

Police Justice.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against
August Liberty, Henry Ginke and William Bartholomae

The Grand Jury of the City and County of New York, by this indictment, accuse August Liberty, Henry Ginke and William Bartholomae

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

The said August Liberty, Henry Ginke and William Bartholomae, all late of the Eleventh Ward of the City of New York, in the County of New York aforesaid, on the ~~twenty~~ sixth day of February in the year of our Lord one thousand eight hundred and ninety one, with force and arms, in the night-time of the same day, at the Ward, City and County aforesaid, ~~the dwelling house of one~~ a certain building, to wit: the store of one Hyman Greenberg

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

SECOND COUNT—

AND THE GRAND JURY AFORESAID, by this indictment further accuse the said August Liberty, Henry Zinke and William Bartholomae — of the CRIME OF Grand LARCENY in the second degree, committed as follows:

The said August Liberty, Henry Zinke and William Bartholomae, all 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 night time of said day, with force and arms, five sacques of the value of twenty dollars each

of the goods, chattels and personal property of one Hyman Greenberg in the ~~dwelling house~~ store of the said Hyman Greenberg there situate, then and there being found, ~~from the dwelling house~~ 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.

THIRD COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further accuse the said Henry Zinke and William Bartholomae of the CRIME OF RECEIVING STOLEN GOODS, committed as follows:

The said Henry Zinke and William Bartholomae, both late of the Ward, City and County aforesaid, afterwards to wit: on the day and in the year aforesaid, with force and arms, at the Ward, City and County aforesaid, five sacques of the value of twenty dollars each

of the goods, chattels and personal property of Hyman Greenberg by one August Liberty and by ~~a~~ certain ~~person or~~ other persons to the Grand Jury aforesaid unknown, then lately before feloniously stolen, from the said Hyman Greenberg—

unlawfully and unjustly, did feloniously receive and have; (the said Henry Zinke and William Bartholomae

then and there well knowing the said goods, chattels and personal property to have been feloniously stolen,) 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.

DeLancey Nicoll
~~JOHN R. FELLOWS,~~
District Attorney.

0465

BOX:
431

FOLDER:
3975

DESCRIPTION:
Lloyd, William

DATE:
03/12/91

3975

Witnesses,

Geo Holliday

Offr Robers

The defendant Wm Lloyd was indicted (but by separate indictment) with John Anderson for murder in the first degree for the killing of one Charles Healy in January 1890. Anderson after a trial lasting several days was found guilty of Manslaughter in the second degree on April 29th 1891.

The defendant Lloyd now offers to withdraw his plea of "Not guilty" and to plead guilty of Manslaughter in the second degree, and believing that he could not be convicted of a higher degree of crime on the evidence in possession of the People, I respectfully recommend that the plea of Manslaughter in the second degree be accepted

Dated May 4 1891.

John Lyons

206

Jas W. McLaughlin

Counsel,

Filed day of March 1891

Pleads Not guilty 13

THE PEOPLE

vs.

22 W 30
545 laborer

P

William Lloyd

H.D.

MURDER IN THE FIRST DEGREE

[Section 188, Penal Code.]

C. LANCEY NICOLL,
~~JOHN R. FELLOWS,~~

District Attorney.

Apl 20th/91

A True Bill.

Part III Mar 4/91

Pleads - Manslaughter 2d deg

Foreman.

May 12/91 yrs to Nuo of P.

See case of John Anderson
Indicted March 1890

POOR QUALITY ORIGINAL

0465

Sec. 198—200.

District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

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

Question. What is your name?

Answer. William H. Lloyd

Question. How old are you?

Answer. Twenty two years

Question. Where were you born?

Answer. Newport City

Question. Where do you live, and how long have you resided there? Denied at 540

Answer. West 30th Street prior to Jan 21/90. Prior thereto Shane Lee at Carolina Rhode Island and Nobilsha

Question. What is your business or profession?

Answer. Laborer

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

Answer. I am not guilty of the crime charged and waive examination.

William Lloyd

Taken before me this 26th *day of* February 1891

Murray

Police Justice.

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

THE INFORMATION OF John Roberts patrolman 4th Precinct Police

laid before Frederick Dimpfl Esquire, Recorder

of the City of New York, and a Magistrate and Officer having power to issue a warrant for the arrest of a person charged with a crime, the twenty fifth day of February, in the year of our Lord one thousand eight hundred and ninety one, who, being duly sworn, deposes, alleges and says, as follows :

THAT on the nineteenth day of January, in the year of our Lord one thousand eight hundred and ninety; one William Lloyd, late of the City of New York, in the County of New York aforesaid, at the City and County aforesaid, did feloniously assault one Charles Healy and did then and there kick with John Anderson and George Halliday heavy mind and ill-will the said Charles Healy, thereby inflicting upon him the said Charles Healy injuries from which he died in said City on the twenty fourth day of January in the year aforesaid. Therefore informant charges the said William Lloyd with having in the manner and form aforesaid committed the crime of manslaughter

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.

WHEREFORE, informant prays that a warrant may issue for the arrest of the said William Lloyd and that he be dealt with according to law.

Sworn to before me, this 26th *day of* February *in the year of our Lord, one thousand eight hundred and* ninety one

John Roberts

Recorder

0469

275

~~Police Court~~ ..... ~~District.~~

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

1. William Lloyd
2.
3.
4.

Offence Manslaughter

Dated February 26 1891

Recommitted

..... Magistrate.

John Robinson

..... Officer.

..... Precinct.

Witnesses Nellie Lloyd, Jane Wilkinson
Mary Spoth, 78 Little 12th St.

No. George Hall, Coroner's Physician
George Spoth, 12 East 12th St.
John Dimmond, 553 West 30th St.
Bernard Weismaier, 510 West 28th St.

No. Julia Walsh, 510 West 28th St.
Edward Galleyer, 288 10th Ave.
Elizabeth McMahon, 510 West 28th St.
Frank Tillman, 515 West 28th St.
Patrick Murray, 515 West 28th St.

No. Nellie Warren, 515 West 28th St.
John Murray, 515 West 32 St.

$ 10,000 to answer

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 William Lloyd *guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of* Ten Thousand ~~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 February 26 *1891* ..... *Police Justice.*

Recorder.

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

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

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

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

CHURCH OF THE GUARDIAN ANGEL,
511 WEST 23D STREET.

May 7th 1891

Dear Sir:

I have been asked by Mrs Loyd to write to you in reference to her son William who is to be brought before you for trial. From what I know of the young man I feel convinced that he is entirely guiltless of the charge made against him. During the three years in which I have been attached to this church I have known him to be faithful to his religious duties and never once heard anything that could in any way mar his good name.

Yours Respty
Jacob D. Hannelly

Hon. Judge Fitzgerald.

State of New York
City & County of New York } S S

John Frost
being duely Sworn before me
this Sixteenth Day of May 1891
Says that he has Known
William Lloyd for the past (5) Years
and Know him to be Sober honest
and industrious and hard working
young man

John Frost

George [illegible]
Notary Public (160
New York

State of New York }
City & County of New York } SS

John Gillen
being duly sworn before me
this the (Seventh) day of (May 1891)
Says that he has known —
William Lloyd for the past (5)
years and know him to be
a sober honest and industrious
and hard working young man

John J Gillen

George Geo Geo Geo Geo
Notary Public

COURT OF GENERAL SESSIONS.

THE PEOPLE

vs.

WILLIAM LOYLD.

City and County of New York ss:

JOHN MALONE, being duly sworn deposes and says: That he resides at 541 West 30th Street, and in the Grocery Business, at that number. That deponent knows the above named defendant and has known him for about eight years. That deponent knows other people who know him, and who speak well of the defendant As to his character up to the time of the present arrest, I have never known anything against his character. He has always been an honest indurtrious hard working young man.

Sworn to before me this
4th day of May 1891.

John Malone

Jacob Mandelbaum
Notary Public
N.Y.Co.

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

_____ being duly sworn, says that he resides at No. _____ Street, in the City of New York; that he is _____ years of age; that on the _____ day of _____ 18 _____, at Number _____ in the City of New York, he served the within _____ on _____ the _____ by leaving a copy thereof with _____

_____

_____

_____

Sworn to before me this
day of 189 }

Plaintiff

against

Defendant

Attorneys for

No. 280 BROADWAY, New York City

Due and timely service of cop of the within hereby admitted this day of 18

Attorney.

To _____

The People.
agt.
John Anderson.

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

William F. Lloyd being duly sworn deposes and says that he is 22 years of age. That on the 19th day of January 1890. He resided at 545 W. 30th Street in the city of New York.

That about half past five in the afternoon of January 19th 1890 He was in Purcells Saloon in West 28th street. in company with George Halliday John Anderson otherwise known as Jewels. George Spatt. and Thomas Maher. We all had several glasses of Beer together in Purcells Saloon. Shortly afterwards "Jewels" and George Halliday left. saying they were going to Mary Ann Dimmes Christening They asked me if I was going I told them No. I was not invited. They then left me and

Mut towards South avenue. I stood at Parnells until some men about half past seven. When Johnnie Smart came up to me and said that Halliday and "Jules" Mr Sutton licked across the street with a Bale stick. I ran Mr. following Smart and when I got to the Slips of 520. W. 28th as I started to go up the Slips "Jules" or John Anderson came running from the Hallway and passed me on the Slips with a stick in his hand. The stick I should think was 3½ to 4 feet in length. It looked like a Bed slat. I asked him what he was doing. He told me to go to Hell. He ran across the Street. I went in the Hall-way of 520. I found two men on the floor of the Hall. As one I saw Mr Halliday the Mas Murrenuta: Healey. the Second Mas on top. I caught hold of Healey and around the waist and pulled him off. as soon as he was on his feet. I discovered that his face was all covered with blood. and his

shirt was also stained with blood. Then I gave Healey a push and he fell head first ~~on~~ his and ~~he~~ went down the stairs on his stomach as he was falling down the stairs - he gave forth a groan - Halliday and I went down the stairs and as we passed Healey he laid on the side next by the bottom stairs with his head towards South St. Halliday went towards 11th avenue and I went towards 10th av. - I have never seen "Jacks" or Andrew Seiler - The following Tuesday night the 21st of Jany - '90 George Halliday and myself left Newark city on a steamer of the New London Line - Both of us bought ~~a~~ tickets for Danielsonville Conn. I have been out of the city ~~last~~ since with the exception of two days in March '90. Officer Roberts brought me from Millville Mass. Monday of February 25th '91

People v. Anderson + Lloyd
Statement.

William F. Lloyd.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against
William Sloyd

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

— William Sloyd —

of the CRIME OF **Murder in the First Degree,** committed as follows:

The said William Sloyd,

late of the City of New York, in the County of New York aforesaid, on the nineteenth day of January, in the year of our Lord one thousand eight hundred and ~~eighty~~ ninety, at the City and County aforesaid, with force and arms, in and upon one

— Charles Healy —

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

William Sloyd, him,

the said Charles Healy, with a certain stick, — which he the said William Sloyd in his right hand then and there had and held, in and upon the head — of — him — the said Charles Healy, then and there wilfully, feloniously, and of his malice aforethought did strike, beat, ~~stab, cut and~~ and bruise, wound, giving unto him the said Charles Healy, then and there with the stick aforesaid, in and upon the head of — him, — the said Charles Healy, one mortal wound and bruise of the breadth of one inch, and of the ~~depth~~ length of six inches, of which said

mortal wound ~~and languishing~~ the said Charles Healey, — at the City and County aforesaid, from the day first aforesaid, in the year aforesaid, until the twenty fourth day of January, in the same year aforesaid, did languish, and languishing did live, and on which said twenty fourth day of January in the year aforesaid, he the said Charles Healey, ~~and languishing~~ at the City and County aforesaid, of the said mortal wound did die.

And so the Grand Jury aforesaid do say: That the said

William Sloyd, Jun.,

the said Charles Healey, 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.

SECOND COUNT—

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

— William Sloyd —

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

The said William Sloyd,

late of the City and County aforesaid, afterwards, to wit: on the said ninteenth day of January, in the year of our Lord one thousand eight hundred and ~~eighty~~ ninety, at the City and County aforesaid, with force and arms, in and upon the said Charles Healey, —

in the peace of the said People then and there being, wilfully, feloniously, and with a deliberate and premeditated design to effect the death of — him, — the said Charles Healey — , did make another assault, and the said William Sloyd, Jun, the said Charles Healey, with a certain pistol — which he the said William Sloyd, in

his right hand then and there had and held, in and upon the head of — him, — the said Reader Healy, then and there wilfully, feloniously, and with a deliberate and premeditated design to effect the death of him the said Reader Healy did strike, ~~stab, cut and~~ and fracture heat, wound, giving unto him the said Reader Healy, then and there, with the slider aforesaid, in and upon the head of — him, — the said Reader Healy, — one mortal wound and fracture of the breadth of one inch and of the ~~depth~~ length of six inches, of which said mortal wound and fracture the said Reader Healy, at the City and County aforesaid, from the said ninth day of January, in the year aforesaid, until the twenty-fourth day of January, in the same year aforesaid, did languish, and languishing did live, and on which said twenty-fourth day of January, in the year aforesaid, he — the said Reader Healy, at the City and County aforesaid, of the said mortal wound and fracture did die.

And so the Grand Jury aforesaid do say: That the said William Sharp, him, the said Reader Healy, in the manner and form, and by the means aforesaid, wilfully, feloniously, and with a deliberate and premeditated design to effect the death of him the said Reader Healy, 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,
~~JOHN R. FELLOWS,~~

District Attorney.

0482

BOX:
431

FOLDER:
3975

DESCRIPTION:
Lock, Albert

DATE:
03/09/91

3975

Witnesses:

Offr Reed

do. Saml Price

do. Thos Keane

Maurice H. Ivers

Dr Ste Gurr -
120 E-63rd St.

85.

Counsel, J.B. Burlyea Mch 9/91

Filed 9 day of March 189 1

Pleads, Myself June 15/91

THE PEOPLE

vs.

Albert Lock

MANSLAUGHTER.
[Section 189 of Penal Code.]

arrested June 15/91

DE LANCEY NICOLL,
~~JOHN R. FELLOWS,~~

District Attorney.

Part II. Sept.

A True Bill.

Alfred Cameron

Foreman.

Part 3. Oct 10/92

Tried and Acquitted

Detective Bureau
Police Department
OF THE CITY OF NEW YORK.
300 MULBERRY ST.

Morriss Power
322 E 117 St

New York, _____ 189__

~~June 24-91~~

~~35 E 125 St~~ ~~Hart~~

Locke case - Pestle assaulted by him - Mr Westerhold 341 E 117 St assaulted with a brick in 117 St in 1888 -

Ellis, Mort 321 E 117 St bit his thumb very bad in 1887 or 1888

Joe Irwin N.Y.T. Cor 115 St & 2nd Ave hit with a glass in the nose mortled for life 1889

107 St & 2 ave Bartender - Sache
Robert M. - George 405 E 115 St ~~300 E 117 St~~
stabbed in the Bowery in 1889

June 4. Row in Hects saloon

People / Defense /

1 Montgomery H. Clarkson.
2 Henry H Wilbers
3 Jas. M. Farnsworth.
4 Solomon Bloomfield
Chal Geo H Smith. Chal by Peo
5 John W. Auffman
6 Max Litowitch
7 Solomon N. Stern
Frederick Eisemen - Chal by Defense
8 William Gribben - (Linens)
9 Julius Kuhn (Real Estate)
August F. Wiggen. Chal. sustained bias -
10 Emil C. Carg: (Real Estate)
11 Frank J. Barrett
12 Chas Hellison

0487

Juni

CITY AND COUNTY OF NEW YORK, ss.

In the name of the People of the State of New York, To any Peace Officer in this State:

An indictment having been found on the ninth day of March, 1891, in the Court of General Sessions of the Peace of the City and County of New York, charging Albert Lock

with the crime of Manslaughter in the first degree,

You are therefore Commanded forthwith to arrest the above named Albert Lock and bring him before that Court to answer the indictment; or if the Court have adjourned for the term, that you deliver him into the custody of the Keeper of the City Prison of the City of New York.

City of New York, the ninth *day of* March, 1891.

~~By order of the Court,~~

Delaney Nicoll
District Attorney.

N. Y. General Sessions of the Peace.

THE PEOPLE

OF THE STATE OF NEW YORK,

against

Albert Lock

BENCH WARRANT FOR FELONY.

DE LANCEY NICOLL,
~~John R. Fellows~~,
District Attorney.

Issued March 9th 1891.

To Captain ~~Beverly~~
29th Precinct

☞ The officer executing this process will make his return to the Court forthwith 5th 189 2

The within named defendant was arrested this day and brought to the Court of General Sessions by
Det. Price 29th Montgomery
C.O.

Arraign Wed 1/4 2 pm

0490

Lesem Mayer & Dazian,
Manufacturers of
Umbrellas & Parasols,
72, 74 & 76 Walker St.
Near Broadway. New York

Thomas Malum

No. 2.

TO THE CHIEF CLERK.

~~Please send me the Papers in the Case of~~

PEOPLE

vs.

Albert Lock

Subpoena all those who have the check mark ✓ before their names for Monday Oct. 10 - 1892

Part 3. Trial Term

~~District Attorney~~

Yours &c

C. E. Simms Jr

Deputy Asst

Oct 8/92

P. S. Please endeavor to have personal service made on all but the police officers

People
vs
Albert Lock } Manslaughter
Part III

Witnesses

P	✓	Lawrence Reilly.	351. East 118 St
P	✓	Wm Westerhold	341 - East. 117 St.
P	✓	Joseph Powers	344. " 117 "
	✓	Thomas Kelly.	205. " 117 "
	✓	Dr Frank A. McGuire	631. Lexington Ave
L	✓	Detective Saml J. Price	Central Office.
L	✓	" John L. Krauch	" "
	✓	James H. Irwin	247 E. 115 St
P	✓	Elias Ruggencamp	1868 - 3rd Avenue
	✓	Dr. A. J. Weston	Coroner's Office + 226 Central Park West
P	✓	Christopher Most.	2282. 1st Avenue
P	✓	Robert McGeorge.	107 St + 2 Ave
P	✓	Christian M. Bergdoff.	2285 - 2 Avenue
L	✓	Detective James C. Montgomery	Central Office
	✓	Dr Theo Kenne.	230 E. 119 St
L	✓	Fred J. Mott.	29th Precinct
	✓	Maurice H. Powers.	322. East 117 St
	✓	Mrs Mary Powers	322 " " "
P	✓	Officer John Ross.	29th Precinct
	✓	Thomas Mahon	170th St + Audubon Ave
P	✓	Alfred J. Reed	29th Precinct
P	✓	Joseph. Fredericks	343. E. 117 St.
	✓	Robert Whitlock	433 Lexington Ave

Caspler Roth

Witness

Sept 29/92 People vs
vs
Albert Sock

Witnesses

Joseph Fredericks. Waiterman.
Alfred J. Reed Policeman
Maurice H. Powers –
Mary. Powers.
Fred Jo Mott. (Detective)
7 Detective Saml J Price
8 " Jno L. Krauch
6 Christian M. Bergdoff – (saw fight)
9 Detective Jas C. Montgomery.
Dr Theo. Kenne –
Dr Q. T. Weston.
Dr Frank Mc Gurie.
Thomas Kelly – Was party but drunk
Lawrence Reilly. Chased him when he struck Westerhold.
Wm Westerhold – Deft hit him with brick
Joe Powers – Saw E. " W. " "
James H. Doroni. – Was hit with Glass by Deft
~~Chas Rogers Bartender~~ Bartender at Horse Shoe
Christ Most. – Deft bit his thumb tried to stab him.
Robt McGeorge – Was stabbed by Sock in head w/Bg
Officer John Rosa. – 29th Precinct went with Price.
4 Robert Whitlock – 433 Lexington Ave – Drunk (with the parties)
Thomas Mahan – Was with Kelly, Holland & Bergdoff

Witnesses

No. 2. 409

TO THE CHIEF CLERK.

Please send me the Papers in the Case of

PEOPLE

vs.

Dr. A. T. Weston
226. Central Park West
+ Coroner Office

Chris Most
2282. 1st Ave

Robert McGeorge
~~403. E. 116~~
107 St + 2 Ave.

Christian M Bergdoff
2285. 2 Ave

Detective Jas C. Montgomery
Central Office

Dr. Theo. Keune
230. E. 119 St

Fred J. Mott
29 Precinct.

District Attorney.

Alfred J. Reed
29 Precinct

Maurice H. Powers
322. E. 117 St

Mrs Mary Powers
327. E. 117 St

Officer John Ross
29th Precinct

No. 2. 409

TO THE CHIEF CLERK.

~~Please send me the Papers in the Case of~~

PEOPLE

vs.

Albert Lock

Manslaughter

Place above case on Part II Calendar to-morrow Thursday Sept 29th & subpoena the following witnesses

Chas E Simms Jr

Sept 28/92

1145

District Attorney.

Send list of witnesses to me as soon as you are through with it

CES

No. 2. 409

TO THE CHIEF CLERK.

Please send me the Papers in the Case of

PEOPLE

vs.

Lock.

✓ Laurence Reilly
351. E. 118 St

✓ Wm Westerhold
341 E. 117th St.

Joe. Powers
344. E. 117 St

✓ Thomas Kelly
205. E. 117 St

✓ Dr Frank A. McGuire
631. Lexington Ave.

Detective Saml J. Price.
Central Office.

District Attorney.

Detective Jno C. Krauch
Central Office

✓ James H. Irwin
247. E. 115 St

Chas. Ruggencamp
1868. 3d Ave.

TESTIMONY.

Autopsy

Apr 12th 1899 1:12 P.M.

Body well developed and muscular.

A small recent cicatrix was seen about 1½ inches below the clavicle and 2 inches to the right of the mediastinum. On incision the cicatrix could be seen to involve the tissues underneath over the second interspace.

The right chest cavity was found filled with bloody serum the lung collapsed. Clots of blood partially organized and filling the lower part of the pleural cavity.

Left lung congested.

Heart flabby.

Kidneys congested.

Intestines normal.

Stomach "

Liver "

Cause of death Hæmorrhage from stab wound of chest.

Albert E. Wadsworth M.D.

Sworn to before me, this 20 day of Sept 1899

Lauri [illegible] CORONER.

STATE OF NEW YORK,

CITY AND COUNTY OF NEW YORK, ss.

AN INQUISITION

Taken at the Coroners Office No. 174 Second Avenue ~~Street~~ in the 17th Ward of the City of New York, in the County of New York, this 16th day of February in the year of our Lord one thousand eight hundred and 91 before

LOUIS W. SCHULTZE, Coroner.

of the City and County aforesaid, on view of the body of John Drony now lying dead at

Upon the Oaths and Affirmations of Eight 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 Drony came to his death, do upon their Oaths and Affirmations, say: That the said John Drony came to his death by

From a stab wound of the chest, inflicted by Albert Lock, on August 31st 1890 at the corner of 117 Street and Second avenue

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.

W. Comyn	355 Sixth ave
L. J. Schery	6036 15 St.
M Gropper	139 Bowery
Jas McPardle	311 E 73 St
Wm Seeing	283 Bowery
Henry Hirsch	205 Bowery
[illegible] Schlegel	1912 3rd ave
W Prowell	217 Bowery

Coroner. L. S.

Louis W. Schultze

Coroner

Coroners office,
New York County.

Inquest into the death of of JOHN DRONEY.	Before, HON. Louis W. Schultze, and a Jury.

New York, February 16, 1891.

OFFICER ALFRED J. REED, of the 29th Precinct, duly sworn.

It was my tour on 117th Street and Pleasant Avenue on August 31st; it was in the neighborhood of quarter after 4 and a young man said there was a man lying at No. 322 E. 117th Street; I went down there and removed him to his residence; he was then conscious; I asked him how he got the stab wound; he said he did not know. x Officer says this is immaterial

OFFICER FREDERICK J. MOTT, of the 29th Precinct duly sworn.

On September 1st, I visited the hospital and questioned the deceased in regard to who stabbed him; he could give no description of the man and did'nt know and had no idea who it was; he said it was a general fight; he felt himself stabbed with a knife and there were a half a dozen fighting.

By The Coroner:

Q Where did it happen? A. 117th Street and Pleasant Ave.

Q In the morning? A. It may have been on one of the four corners, but it must have been on the northeast corner.

Q It happened out on the street? A. Out on the street. That is all I know about this case; we went to investigate it and found nothing else.

DETECTIVE SAMUEL PRICE, of the 29th Precinct duly sworn:

This man Droney, after being for about two weeks in the hospital was discharged as cured; he went to work at his business as truckster and started the wound bleeding again and re-injued himself from the effects of which he died. I called on him with detective Ross on September 10. I will read the statement. "John Doney, age 22, United States; single; states in the presence of detective Ross and myself:

says that deceased said he

Also Maurice H. Powers was in the room at the time. That on August 31st, 1890, about two o'clock a. m. while intoxicated he got in an altercation with an unknown man whose face he knew well and whom he knew by sight for about two years, but whose aname he does not know. He also states that he does not know what was the cause of the row, whether he, Droney was to blame or not, or whether he struck the first blow or the other man, and that he does not know whether the unknown man stabbed him, but believes he did. He thought that he was all right up to the time he got into the fight with the unknown man; he also states that the man he had the fight with was a German or a Swede, about 27 or 28, sandy complexion, light moustache, about five feet six or seven, medium built, don't remember how he was dressed; the fight took place on the northeast corner of 117th Street and 2nd Avenue. He also states that he does not remember having trouble with any one else on the morning in question or a fight previous. He states that the man he quarreled with had a fight in Connors saloon No. 329 East 128th Street two years previous; he told us this so we could find out who the man was. He had a fight there with an old man and he struck the old man with a brick. We went to Mr. Connors and he told us he thought Connors would know the man's name, he called himself a sailor, that is about all he knows about the unknown man. Droney states that he expects to recover from the injuires. That was made in the presence of his own friends and in the presence of detective Ross and myself :

MAURICE H POWERS, duly sworn:

By The Coroner:

Q Where do you live? A. 322 East 117th Street.

Q Tell the jury what you know about it? A. Well, on Sunday morning I think it was, about the first of September, on or about 4 or 5 o'clock in the morning, we had not got up yet, but previous to the time we were noti fied, we heard groaning at the stoop and there was a couple of young men there, friends of mine came up and rang the bell and said John is lying out here. I got up and they went out there and he lay on the stoop, his shirt open and the blood where he had been stabbed was wiped off, but the blood was saturated in the shirt; I carried him in and sent for an officer; he summoned an ambulance and took him to the hospital.

Q Did he tell you who stabbed him? A. He told me about 4 or 5 days previous to his death that this Swede as near as he could get at it had stabbed him; and I understand the Swede remained four days afterward until he found out the man was dangerously hurt, he then skipped; His own people sent him away because he was a dangerous man.

The Coroner: (To the detective) What was his name?
Detective Price: Otto Lock.

Q He told you positively that the Swede stabbed him?
A Yes; he said he either had a needle or a knife, he could not tell which; that is as much as he could remember.

Dr. THEODORE KEUNE, duly sworn:

I live No. 230 East 119th Street; I was called to attend this man Droney on September 7th, Sunday evening; it was in my office, and he told me the man was stabbed that he had been in the Harlem Hospital; I told him if he was merely stabbed to come around to the office; a man came around there and I examined his chest and found it perfectly flat; there was some blood in the chest cavity; the stab wound was between the first and second ribs; the next day the breathing was very labored and I punctured him with an Aspirator; He breathed a little easier, and two day s after wards I punctured him again and drew off a little more blood and he was gradually getting worse; this was on the 5th I was first called to see him and o the 16th, Dr. McGuire saw him in consultation with me and the man was then very bad and we punctured his chest again to get some more blood out but could'nt do it; we then reported the case and stated they had better send some one to take the ante-mortem statement He died three or four days after the ante-mortem ~~statement was taken~~.
None was taken to Dr. Keune's knowledge

Q Did he tell you who stabbed him? A. He told me he knew the man; he said the Swede; they said in the station house they knew the man - they could lay their hands on him.

V e r d i c t:

We, the jury find that JOHN DRONEY Came to his death ~~on September 17th, 1890~~ from a stab wound of the chest inflicted by Albert Lock, on August 31st, 1890 at the corner of 117th Street and 2nd Avenue.

In Matter of People vs. Albert Lock

Maurice A. Powers. Truckman 322 E. 107th St
— John Droney (the deceased) worked for him steadily for over 6 or 7 years —
On morning of Sunday August 31, 1890 some one rang the door bell and Powers heard groaning outside — Powers said to his wife "What's the trouble" — Powers opened the window blinds and saw Droney sitting on the ground, resting his arm on the stoop — (Stoop in about 12 feet from sidewalk) — Powers said to wife "My God its John" — Powers dressed all but shoes went out and discovered that John Droney was bleeding — Powers pulled his shirt open and found him covered with blood Powers with the aid of another man carried him into the basement and said "John! my God, what has happened you" Droney said "I'll get square with him" Powers asked "How will you get square with him" Droney said "That's alright"
Droney now exclaimed "That dam Dutchman"
Powers asked "Who is the Dutchman" —
Droney said "That's alright", He's done me but "I'll get square" — Officer Reed came summoned an ambulance and Droney was taken to the Hospital (Harlem)

— visited Droney at Hospital several times — Powers asked him how he came to get this wound — He said "I do not know, but I was standing to the man, who hit the watchman with a brick, when I got hold of his hand this man had some sharp instrument, I don't know what, and I don't know anything more happened after that"

Droney was at Hospital about a week and then was discharged — Droney after his discharge from Hospital came to Mr. Powers' house — a boy was sent to Dr. Keune — Dr. Keune's answer was to send the man around — Droney went to Dr. Keune's Office, but never returned to Mr. Powers' house — on his way back Droney stopped at the house of Mr. Joseph Quinlan, where he afterward died. Mr. Quinlan's house is at 301 East 118th St. (While lying at Mr. Quinlan's house Droney told Mr. Powers that the Swede said to him "This is the way, we sailors do people up".

Knew Droney since he was a child — Droney worked for Powers 6 or 7 years — was peacable and quiet, never knew him to have trouble with anybody —

Drooey did not drink to excess.
Just before the trouble, Drooey was away from Powers for two or three days and was working for Jos. Dunlap Powers' nephew.

Mr. Bradley

Mr. Powers

TESTIMONY.

Morris Wexler M. D., being duly sworn, says: I have made an autopsy of the body of John Downey now lying dead at 301 East 118th St, and from such autopsy and history of the case, as per testimony, I am of opinion the cause of death is

Homicide by stab wound of chest, Aug. 5th 1890
Hemorrhage & exhaustion

N. J. Wexler M. D.

Sworn to before me,
this 7th day of Sept 1890

Louis [illegible] CORONER.

MEMORANDA.

AGE		PLACE OF NATIVITY	WHERE FOUND	Date When Reported
23 Years	10 Months Days	[illegible]	307 E 118th St	Aug 1 90

Was stabbed Aug. 5th 1890

Maurice H. Powers.
May
3 & 2 East 118th St.
Powers Twice other witness

H. S. Harlem Hosp
Dr. [illegible]
230 East 119th St

Dr [illegible] Guion.
Ex Am. [illegible]

Prisn 29th Pct
Notified Sept 20/90

Bail ordered

Witnesses:-
Alfred J. Reed
Fredk J. Mott } 29th Precinct
Samuel Price
Dr Theo. Kenhne
230 E 119th St.
Maurice H. Powers
322 E 117 St

260

L. W. S. [illegible]

No. 1059

3rd Quar. 1890

AN INQUISITION

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

John Drowns

whereby it is found that he came to his death by

Stab wound of Chest

Perpetrator Albert Lark

Homicide

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

LOUIS W. SCHULTZE, Coroner.

Witnesses on back over

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against
Albert Soda

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

— Albert Soda —

of the CRIME OF **Manslaughter in the first Degree,** committed as follows:

The said Albert Soda,

on the thirty-first day of August, in the year of our Lord one thousand eight hundred and ninety, ——— at the City of New York, in the County of New York, aforesaid, in and upon one John Downey, then and there being, wilfully and feloniously did make an assault, and him, the said John Downey, with a certain knife, which he the said Albert Soda, then and there had and held in his hand, in and upon the chest of him the said John Downey, then and there wilfully and feloniously did strike, stab, cut and wound, giving unto him the said John Downey, then and there, with the knife aforesaid, in and upon the chest of him the said ——— John Downey, one mortal wound, ——— of which said

mortal wound, he the said John Downey

at the City and County aforesaid, from the day first aforesaid, in the year aforesaid, until the seventeenth day of September, in the same year aforesaid, did languish, and languishing did live, and on which said seventeenth day of September, in the year aforesaid, he the said John Downey at the City and County aforesaid, of the said mortal wound did die.

And so the Grand Jury aforesaid do say: That the said Albert Dodge, Jr.

the said John Downey, in the manner and form, and by the means aforesaid, wilfully and feloniously did kill and slay, 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,
~~JOHN R. FELLOWS~~,

District Attorney.

0511

BOX:
431

FOLDER:
3975

DESCRIPTION:
Logan, John

DATE:
03/20/91

3975

Witnesses:
Nels P Smith

569

Counsel,

Filed 20 day of March 1891

Pleads,

THE PEOPLE

vs.

John Logan

Grand Larceny, Second Degree.
(From the Person.)
[Sections 528, 532 Penal Code].

~~DE LANCEY NICOLL,~~
~~JOHN R. FELLOWS,~~

District Attorney.

A True Bill.

Foreman

2 yrs 8 mos S.P.

POOR QUALITY ORIGINAL

0512

CITY AND COUNTY OF NEW YORK, } ss.

George P. Smith

aged 13 years, occupation School Boy of No. 2 Greenwich Street, being duly sworn deposes and says, that he has heard read the foregoing affidavit of Nils P. Smith and that the facts stated therein on information of deponent are true of deponents' own knowledge.

Sworn to before me, this 16 day of March 1899 } George R Smith

John Rayner
Police Justice.

0514

Police Court 5 District.

Affidavit—Larceny.

City and County of New York, } ss:

Nils P. Smith

of No. 2 Greenwich Street, aged 16 years,

occupation Longshoreman being duly sworn,

deposes and says, that on the 15 day of March 1891 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession and person of deponent, in the day time, the following property, viz:

Our Silver Watch of the value of Five dollars

$5.00

the property of deponent

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

from the fact that at about the hour of 4 o'clock P.M. on said date deponent was in Central Park looking at the menagerie and said Watch was in the upper left hand pocket of the Vest then and there worn on the person of deponent At about said hour deponents son George P. Smith aged 13 years said "Papa his got your Watch" and deponent immediately caught hold of said defendant and found that the said Watch had been detached from the chain worn by deponent and said Watch removed from the

Sworn to before me, this day of 189

Police Justice.

pocket of said vest. Deponents can fully and positively identifies the said defendant as the party whom he saw take the said Watch from deponents person.

Deponent therefore accuses the said defendant with having feloniously taken stolen and carried away said Watch from the possession and person of deponent

W. P. Smith

Sworn to before me this 16 day of August 1891

John R. Gay
Police Justice

Sec. 198—200.

..... District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

John Logan ..... 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. John Logan

Question. How old are you?

Answer. 24 years

Question. Where were you born?

Answer, New York

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

Answer. 78 Oliver Street 1 year

Question. What is your business or profession?

Answer, Steam Fitters Helper

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

Answer. I am not guilty

John Logan

Taken before me this 16

day of [illegible] 1898

[illegible] ..... *Police Justice.*

0518

363

Police Court— 6 **District.**

THE PEOPLE, &c.,

IN THE COMPLAINT OF

Geo. P. Smith
2 Greenwich St

1 Geo. Logan
2
3
4

Offence Larceny from the Person

Dated March 16 1891

Regan Magistrate.

Officer.

Precinct.

Witnesses Geo. P. Smith
P. Gessmirch

No. Street.

No. Street.

No. Street.

RECEIVED MAR 1891 DISTRICT ATTORNEY'S OFFICE

$ 500 to answer

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 [illegible]

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

Dated March 16 *18*91 *Police Justice.*

I have admitted the above-named

to bail to answer by the undertaking hereto annexed.

Dated *18* *Police Justice.*

There being no sufficient cause to believe the within named

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

Dated *18* *Police Justice.*

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

John Logan

The Grand Jury of the City and County of New York, by this indictment accuse John Logan of the CRIME OF GRAND LARCENY in the Second degree, committed as follows:

The said John Logan

late of the City of New York, in the County of New York aforesaid, on the fifteenth day of March in the year of our Lord one thousand eight hundred and ~~eighty~~ ninety-one, in the day time of the said day, at the City and County aforesaid, with force and arms, one watch of the value of five dollars

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

De Lancey Nicoll,
District Attorney

0520

BOX:
431

FOLDER:
3975

DESCRIPTION:
Loscalyo, Rocco

DATE:
03/18/91

3975

Witnesses:

Frank Armeto

Upon reading the within affidavit of failure to prosecute complainant & believe he has left for parts unknown I ask that the defendant be discharged on his own recognizance

May 11th 92 G. L. B. ADA

336

Recd

Counsel,

Filed 16 day of March 1891

Pleads, Not guilty 20

THE PEOPLE

vs.

B

Rocco Loscalzo

Part 2 - May 11/92 On motion of Dist Atty deft discharged on his own recognizance.

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

DE LANCEY NICOLL,

~~JOHN R. FELLOWS,~~

District Attorney.

Part 2

By Tu Apte.

A True Bill.

Foreman.

~~April 7th 1891 filed,~~

~~This case should be tried the first term it is on calendar~~

~~May 26/91 by agt with 3 months~~

~~Sept term on account of absence of witness. Postponed 5 days 30/91.~~

May 6/92 Part 2 ~~Oct 29th 1891~~ ~~Part III~~ ~~W.L.~~

0522

PART II.

THE COURT ROOM IS IN THE THIRD STORY AND FRONTING THE PARK.

If this Subpœna is disobeyed, an attachment will immediately issue.

Bring this Subpœna with you, and give it to the officer at the Court Room door, that your attendance may be known.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

426

SUBPŒNA FOR A WITNESS TO ATTEND THE GENERAL SESSIONS OF THE PEACE.

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

To Frank Arnetto

of No. 170 Est 102 Street

YOU ARE COMMANDED to appear before the Court of General Sessions of the Peace in and for the City and County of New York, at the Sessions Building, adjoining the New Court House in the City Hall Park, in the City of New York, on the 11 day of MAY. 189 2 at the hour of 11 in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York, against

Rocco Rascahyo

Dated at the City of New York, the first Monday of MAY. in the year of our Lord 189 2

DE LANCEY NICOLL, *District Attorney.*

Court of General Sessions.

THE PEOPLE

vs.

Rocco Rascalyo.

City and County of New York, ss: John Oakford being duly sworn, deposes and says: I reside at No. 4 West 13 St. Street, in the City of New York. I am a Subpœna server in the office of the District Attorney of the City and County of New York. On the 16th day of May 1892 I called at #170 East 102 St. the alleged Residence of Frank Arnetto the complainant herein, to serve him with the annexed subpœna, and was informed by the house keeper that the said Frank Arnetto hasn't lived there for some time and couldn't inform me of his whereabouts. There had been a dozen attempts to find him

Sworn to before me, this 16th day of May 1892

John H. Bucklin Asst Dist. Atty.

John L. Oakford
Subpœna Server.

Court of General Sessions.

THE PEOPLE, *on the Complaint of*

vs.

Rocco Raccalyo

Offence:

Dr Lancey Nicoll

JOHN R. FELLOWS,
District Attorney.

Affidavit of John Oakford

Subpœna Server.

Failure to Find Witness.

Police Court— 5 —District.

City and County of New York, } ss.:

Frank Arnesto

of No. 44 East 102 Street, aged 29 years,

occupation Ladies Tailor being duly sworn

deposes and says, that on the 20 day of July 188~~7~~6 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by

Rocco Loscalzo (now here), who pointed and aiming at the body of deponent a revolving pistol loaded with powder and ball and discharged the contents of two barrels of said revolving pistol at deponent

with the felonious intent to take the life of deponent, or to do him grievous bodily harm; and without any justification on the part of the said assailant :

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

Sworn to before me, this 26 day of July 188~~7~~6 } Frank Arnesto

Charles Hunter Police Justice.

Sec. 193—200.

4 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

Rocco Lovaldo 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. Rocco Lovaldo

Question. How old are you?

Answer. 20 years

Question. Where were you born?

Answer. Italy

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

Answer. No 352 East 32d st. One month

Question. What is your business or profession?

Answer. Tailor

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

Rocco Lovaldo

Taken before me this 5 *day of* July *1896*

Charles V. Fornes *Police Justice.*

0527

Police Court ... 4 District. 1103

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Thomas Thomas
170 East 102
Rosa Lacalzo
1
2
3
4
Offence Assault
Felony

BAILED,
No. 1, by Guy Fabrizio
Residence 7 Pearson Street.
No. 2, by Raffaele Giudetto
Residence 25 Marion Street.
No. 3, by
Residence Street.
No. 4, by
Residence Street.

Dated July 26 1896
Magistrate.
Officer.
21 Precinct.
Witnesses
No. Street.
No. Street.
No. Street.
& answer

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

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

Dated July 26 *18*96 Charles N Tristram *Police Justice.*

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

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

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

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

Court of General Sessions.

THE PEOPLE

vs.

Rocco Lascalzo

City and County of New York, ss:

John H. Oakford being duly sworn, deposes and says: I reside at No. 4 West 13th Street, in the City of New York. I am a Subpœna server in the office of the District Attorney of the City and County of New York. On the 27th day of October 1896 I called at 170 East 102 Street in the City of New York the alleged residence — of Frank Cosmelo the complainant herein, to serve him with the annexed subpœna, and was informed by the Housekeeper that no such person as Frank Cosmelo lived at that address — or ever had lived there and he had no knowledge of any such person or where he could be found

Sworn to before me, this 28th day of October 1896

Thos A. Maguire
Comr of Deeds N.Y. Co

John H. Oakford
Subpœna Server.

Court of General Sessions.

THE PEOPLE, *on the Complaint of*

Frank Ormato

vs.

Pieco Lascalzo

Offence:

De Lancey Nicoll
JOHN R. CELLOWS,
District Attorney.

Affidavit of

John McCaffrid
Subpœna Server.

Failure to Find Witness.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Rocco Loscalzo

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

The said Rocco Loscalzo

late of the City of New York, in the County of New York aforesaid, on the twenty-fifth day of July, in the year of our Lord one thousand eight hundred and ~~eighty~~-ninety, with force and arms, at the City and County aforesaid, in and upon the body of one Frank Armato in the peace of the said People then and there being, feloniously did make an assault and to, at and against him the said Frank Armato a certain pistol then and there loaded and charged with gunpowder and one leaden bullet, which the said Rocco Loscalzo in his right hand then and there had and held, the same being a deadly and dangerous weapon, wilfully and feloniously did then and there shoot off and discharge, with intent him the said Frank Armato thereby then and there feloniously and wilfully to kill,, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT—

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

The said Rocco Loscalzo

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

DE LANCEY NICOLL.
JOHN R. FELLOWS,
District Attorney.

0531

BOX:
431

FOLDER:
3975

DESCRIPTION:
Lovinger, Emanuel

DATE:
03/05/91

3975

Witnesses:

Isaac Gottlieb

~~40~~ 40 Bill ordered

Counsel,

Filed 5 day of March 189/

Pleads,

THE PEOPLE

vs.

Emanuel Lovinger

Grand Larceny Second Degree.

[Sections 528, 53/ — Penal Code.]

DE LANCEY NICOLL,

District Attorney.

A True Bill.

Foreman.

Police Court— 3 — District.

Affidavit—Larceny.

City and County of New York, } ss.

Isaac Gottlieb

of No. 242 Stanton Street, aged 26 years,

occupation Presser being duly sworn

deposes and says, that on the or about 1st day of January 1891 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the day time, the following property, viz:

A silver watch and a gold chain, both together valued at Forty Eight Dollars

the property of deponent

and that this deponent has a probable cause to suspect, and does suspect, that the ~~said~~ property was feloniously taken, stolen, and carried away by Emanuel Davenger (now here) for the reasons following, to wit:

Deponent says — on or about said date he missed said property from 71 Ridge Street, and suspecting that defendant had stolen the same, caused his arrest on Jany 22nd by Officers Brennan & McCormack of the 5th Precinct. Deponent further says — defendant admitted in open Court, in his and said Officers presence that he did take, steal and carry away said property from his possession.

Isaac X Gottlieb
mark

Sworn to before me, this 23 day of January 1891

Wm. C. Mitchell Police Justice.

Grand Jury Room.

2 day

PEOPLE

vs.

E. Lovinger

Issac. Gottlieb

Off. Brennan

Guilty

Sec. 198—200.

3 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

Emanuel Lovinger 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. Emanuel Lovinger

Question. How old are you?

Answer. 26 years

Question. Where were you born?

Answer. Hungary

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

Answer. 122 Ridge St — 1 mo

Question. What is your business or profession?

Answer. Operator

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

Answer. I am guilty.

Emanuel Lovinger

Taken before me this 23 *day of* May *1899*

Police Justice.

0536

Police Court 3 **District.** 268

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Isaac Mittl
242 Stanton St
Counterfeit Currency

2.
3.
4.

Offence Grand Larceny

Dated July 23 1891

Murray Magistrate.
Brennan McConnell Officer.
13 Precinct.

Witnesses Arthur O'Brien
No. Street.
No. Street.
No. Street.
No. Street.

BAILED,

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

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named A Sandman *guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of* Five *Hundred Dollars,* and *be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.*

Dated July 23 *18* 91 Henry Hurn *Police Justice.*

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

Dated *18* *Police Justice.*

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

Dated *18* *Police Justice.*

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

Emanuel Lovinger

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

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

The said Emanuel Lovinger

late of the City of New York, in the County of New York aforesaid, on the fifteenth day of January in the year of our Lord one thousand eight hundred and ninety-one at the City and County aforesaid, with force and arms,

one watch of the value of twenty dollars, and one chain of the value of twenty-eight dollars

of the goods, chattels and personal property of one Isaac Gottlieb

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

De Lancey Nicoll,
District Attorney

0538

BOX:
431

FOLDER:
3975

DESCRIPTION:
Lubertiello, Pasqualina

DATE:
03/11/91

3975

183

Box.

Witnesses:

Officer Corcoran

Officer Hagerty

Counsel,

Filed 11 day of March 1891

Pleads, Not guilty 12 pitts

Leave to withdraw by 19

THE PEOPLE

vs.

Pasqualina Robertiello

indicted as

Pasqualina Lubatiello

May 27, 1891

Tried and acquitted

MURDER IN THE FIRST DEGREE

(Section 183, Penal Code.)

DE LANCEY NICOLL,

~~JOHN R. FELLOWS,~~

District Attorney.

A True Bill

Foreman.

Indicted by Grand Jury

Indictment filed in Court

May 16 1891

Order that W. G. Court

Government Counsel for Defendant

May 16 1891

POOR QUALITY ORIGINAL

0559

183

Box.

Witnesses,

Chas. Greene

Chas. Hagerty

Counsel,

Filed 11 day of March 1891

Pleads, Not guilty 12 with leave to withdraw 19

THE PEOPLE

vs.

Pasqualina Robertiello indicted as Pasqualina Lubertiello

May 27, 1891 Tried and acquitted

MURDER IN THE FIRST DEGREE

(Section 183, Penal Code.)

DE LANCEY NICOLL,
~~JOHN R. FELLOWS,~~

District Attorney.

A True Bill

Foreman.

Filed 189

Ordered to be filed in the COURT OF GENERAL SESSIONS of the PEACE, in and for the COUNTY of NEW YORK.

Clerk.

Ordered to be filed in the COURT OF GENERAL SESSIONS of the PEACE, in and for the COUNTY of NEW YORK.

Clerk.

Tried (Plaintiff in person) (Defendant in person) (Counsel for plaintiff) (Counsel for defendant) (Witnesses) (Jurors) (Verdict) (Sentence) (Motion) (Order) (Decision) (Minutes)

Order of Court

Clerk.

May 18/91

STATE OF NEW YORK,

CITY AND COUNTY OF NEW YORK, *ss.*

AN ANTE-MORTEM INQUISITION,

Taken at St. Vincents Hospital *No.* _____ *Street, in the* _____ *Ward of the City of New York, in the County of New York, this* 3rd *day of* March *in the year of our Lord one thousand eight hundred and* 91 *before* Daniel Hanly Coroner, *of the City and County aforesaid, on view of the body of* Nicholas Piero *at* St. Vincents Hospital ~~*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* _____ *was injured, do upon their Oaths and Affirmations, say:*~~ *That the said* Nicholas Piero

Is suffering from pistol shot wounds inflicted with a pistol in the hands of Pasqualino Lubertadi on March 2nd 1891 opposite 70 Spring Street

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.

Daniel Hanly

CORONER. (L. S.)

City and County of New York, ss. St Vincents Hospital

Statement of Nicholas Piero now lying dangerously wounded at St Vincents Hospital in the 9th Ward of said City and County, on the 3rd day of March 1891

Question—What is your name?

Answer— Nicholas Piero

E C Wolf
May 21/91

Question—Where do you live?

Answer— 145 Sullivan St.

Question—Do you now believe that you are about to die?

Answer— I think I will die.

Question—Have you any hope of recovery from the effects of the injury you have received?

Answer— No

Question—Are you willing to make a true statement, how, and in what manner, you came by the injury from which you are now suffering?

Answer— I was going down Spring St about 8.00 A.M on Monday March 2nd 1891 ~~and~~ opposite 70 Spring. when Pasquelina Lubertiello came behind me and shot me in the back. I fell down and she shot me again in front (about 9th rib. Right side) she then fired two more which missed me. She shot me because I would not marry her. We had a quarrel about two month ago when she said she would shoot me if I would not marry her.

his + mark
Nicholas Piero

Sworn to before me this 3rd day of March 1891

Daniel Hanly
Coroner

0543

Robert
Nicholas Piero
Mem
Feb 6/91

Coroner's Office. **TESTIMONY.**

Daniel J Haggerty 10 Precinct being sworn says.
On March 2d 1891 at 8.30 am. I was coming my way home. I heard four or five pistol shots. I ran out of the Barber shop on Elm Street near Spring. I saw Officer Cochran of 6th Precinct in charge of the prisoner Pasquale Lubertiello. Deceased Nicholas Piero lying on the sidewalk. I took the prisoner to the Station house sent out a strong call for an ambulance
I charge the prisoner Pasquale Lubertiello with causing the death of Nicholas Piero

Daniel J. Haggerty

Taken before me
this 7 day of March 1891
Daniel Keely CORONER.

CITY AND COUNTY OF NEW YORK, } ss.: POLICE COURT, 1st DISTRICT.

Daniel J. Haggerty

of No. 10 - Precinct Police Street, aged years,

occupation Police Officer being duly sworn deposes and says,

that on the Second day of March 188

at the City of New York, in the County of New York, he arrested

Pasqualina Luberticello (now here) on the charge of having committed an Assault upon the person of Nicola Perrio -

And deponent further says that the said Perrio is confined to the St. Vincents Hospital in consequence of said Assault and is unable to appear in Court.

Deponent therefore asks that the said Pasqualina be held to await the result of injuries or until said Perrio can appear in Court.

Daniel J. Haggerty

Sworn to before me, this Second day of March 188

Police Justice.

Police Court, 1st District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

Pasquale Lupertillo

20-Hat-156 Mott St

AFFIDAVIT.

Dated March 2 189

Magistrate.

Officer.

Witness, Officer Brown 6th Precinct.

Pasquale Padulo 68 Spring Street.

Disposition,

Committed without bail to await inquiry CMS

Sx March 4 1891 9 a.m.

10 a.m.

326

Police Court ---- 1 ---- **District.**

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Daniel O'Hara
vs.
1. Raymond Fitzsimmons
2.
3.
4.

Offence: Felonious Assault

Dated March 6th 1891

Magistrate: Hogan

Officer: Officer Corcoran

Witnesses: Officer Corcoran

Precinct: 10

Residence: Unknown

Street:

BAILED,

No. 1, by _____ Residence _____ Street _____

No. 2, by _____ Residence _____ Street _____

No. 3, by _____ Residence _____ Street _____

No. 4, by _____ Residence _____ Street _____

Charge: Felonious Assault

No. _____ Street _____

Complainant: Daniel O'Hara

No. 1 10th Precinct Street _____

Witnesses: Officer Corcoran, 10th Precinct; Officer Hanley, 10th Precinct; Officer White, 10th Precinct

Complainant's Residence: Unknown

Complainant's Occupation: Laborer

Charge: Felonious Assault

Complainant's Residence: Unknown

Officer: Officer Corcoran, 10th Precinct

Officer's Residence: 10th Precinct

RECEIVED MAR 1891 POLICE COURT

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named Defendant *guilty thereof, I order that* he *be held to answer the same and be committed to the Warden and Keeper of the City Prison, of the City of New York, ~~unless bail be given~~.*

Dated March 6th *18*91 Charles N Tinsler *Police Justice.*

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

Dated _____ *18* _____ *Police Justice.*

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

Dated _____ *18* _____ *Police Justice.*

NEW YORK, May 16, 1891

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

COUNTY OF NEW YORK. STATE OF NEW YORK. CITY OF NEW YORK.

CERTIFICATE AND RECORD OF DEATH No. of Certificate, 7057

OF Nicolas Piero

This is to certify that I, Daniel Hanly, *Coroner, in and for the City and County of New York, have this* 5 *day of* March, 1891, *viewed the body of* Nicolas Piero *found at* St Vincent's Hospital *in the* ____ *Ward of said city and county; that I have held an inquest upon the said body, and that the verdict of the jurors is that he came to his death by*

Inquest pending

Daniel Hanly, *Coroner.*

I hereby certify that I have viewed the body of the deceased, and from ex *and evidence, that* deceased *died on the* 5th *day of* March, 1891 *at* 12.15 A.M., *and that the cause of his death was* Exhaustion. Pelvic Cellulitis & Paraplegia from Traumatic Spinal Myelitis, following Pistol Shot wound of Spine.

Mch 2, 1891, at 70 Spring St, by a woman

P. E. Doulin, M. D.
Medical Attendant at Inquest.

Place of Burial, Calvary
Date of Burial, Mch 7/91
Undertaker, G. Hussari
Residence, 32 Grand St

Date of Death.	Name.	Age.	Color.	Single, Married or Widowed.	Occupation.	Place of Birth.	How long in U.S. if foreign born.	How long resident in New York City.	Father's Name.	Father's Birthplace.	Mother's Name.	Mother's Birthplace.	Place of Death.	Place of Residence.	Class of Dwelling (A tenement being a house occupied by more than two families.)	Direct cause of Death.	Indirect cause of Death.	Date of Record.
March 5, 1891.	Nicolas Piero	27 yrs	W	Single	Blacksmith	Italy	4 years	"	Michele	Italy	Caterina	Italy	St Vincent's Hospital	St Vincent's Hospital	—	Ds stated above		March 7, 1891.

B

A True Copy.

C. G. Lummis
Chief Clerk.

Pasquale Padilla being duly sworn deposes and says

By the Court

Q Where do you reside?

A 68 Spring Street

Q How old are you?

A 11 years.

Q Do you know this woman the defendant?

A No I don't know her.

Q Did you ever see her before to day?

A Yes.

Q But you did see her to day?

A Yes this morning

Q Where did you see her?

A 68 Spring Street

Q What did you see?

A I saw the shooting.

Q Who else was there besides the lady the defendant?

A The man and another body.

Q What man was that?

A The man that got shot?

Q Do you know his name?

A. Yes sir

Q. Have you seen him since he got shot

A. I saw him this morning

Q. How did you come to be there?

A. I was going to get some wood.

Q. Do you live in the same house?

A. Yes sir

Q. Now who shot this man?

A. This woman (Defendant)

Q. Just tell me what you saw; where you saw the man and woman?

A. I saw her shooting the man, she was pushing him down the floor and the man was going to get up and he got shot in the leg and she shot him once in the belly and once in the back

Q. Did you see her have this weapon in her hand?

A. Yes sir

Q. And did she point it at him?

A. Yes sir

Q. And discharge it at him?

A. Yes sir

Q Did the man say anything?
A He was hollering
Q What did he say?
A Murder
Q Did she say it more than once?
A Yes sir
Q What did she say?
A She didn't say anything she was shooting
Q How many times did she shoot?
A 4 times once she shot him as he was standing up
Q Didn't she say anything to him?
A Yes sir
Q What was done with the man then
A She told me the man promised to marry her.
Q She said that to you?
A Yes sir
Q Tell me what she was doing when you first saw her?
A She was shooting that was all
Q What happened at?
A As the first flew from the ground

Q How did you happen to be there?
A I was going to get some wood for my mother
Q Maynard up stairs?
A Yes sir I saw her and the lady pushing the man down
Q Did you hear her say anything then before she shot?
A No I did she shot first
Q What did she say if anything afterwards
A I hollered police and the policeman came and took the revolver
Q What did she tell you?
A She didn't tell me anything, I was right on back of her, and I was going to tell her to get out of the way because the cop was coming, I was going to left the man up
Q You said she told you he was going to marry her?
A Yes before the cop came.
Q By cop you mean policeman?
A Yes sir
Q Then say policeman? now what

did she say?

A That the man was going to marry her and she went in his house in the morning at half past 6. and he says if I don't marry you tomorrow here is the revolver?

Q What else did he say?

A She didn't say anything

Q Who was the woman that was there at the time you were lifting the man up?

A A lady that was going to work?

Q What was her name?

A She didn't tell me her name

Q Do you know who it was?

A Josi

Q Do you know where she lives?

A Josi she went away

Q Did she go away before the officer came?

A Yes sir

Q When you first went down the stairs did you see 2 women there?

A Yes sir

Q. Did they here hard of the man?
A. This lady hadhued of the man (meaning defendant) and, smoked him down.
Q. What did the other woman do to the man?
A. She didnit do anything to the man she went away. the other lady that was there was the mamo cousin she went away she wanted to call her husband, and she didnt meet him
Q. What was it she said before she went away?
A. Oh mama let me go and call my husband
Q. Who said that?
A. That mamo cousin
Q. Does she live in the samehouse with you?
A. Yes sir in Sullivan Street
Q. Shewas going down the stairs with you?
A. Yes sir

Q What is her name?
A Adam Mrs Idedit darker.
Q She saw this shooting did she?
A Yes sir
Q Was she right there of you when she saw it?
A Yes Ed Said who is that man and she said my name Ed she went away.
Q Where did she go to?
A Spring Street
Q And where did you see this woman
A In front of my door
Q On what floor do you live on?
A 2d floor
Q And she went down with you at the same time?
A Yes sir
Q Did you hear any shots after you went down the stairs?
A Yes sir it was after I was down
Q Do you know where this other woman lives?
A No sir

8

Q. Can you point her out if you see her?
A. Yes sir.
Q. And did this woman say anything?
A. Yes sir she went away

Sworn to before me this 2d day of March '97 } Pasquale his mark Paduccio

Charles N. Tannier
Police Justice

St. Vincents Hospital.
New York Mar 5. 1891

Mr. Nicolo Perotti died Mar. 5, 1891. at 12-45 A.M. From Traumatic Myelitis, following gun shot wound of spine

Dr. P. F. Gildea
House Surgeon

0558

Sec. 198—200.

1 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

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

Question. What is your name?

Answer. Pasqualina Tubertellis

Question. How old are you?

Answer. 20 years

Question. Where were you born?

Answer. Italy

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

Answer. 156 Mott Street, 14 months

Question. What is your business or profession?

Answer. Tailoress

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

her
Pasqualina x Tubertellis
mark

Taken before me this 10 *day of* March *188*1

Charles Hunter *Police Justice.*

CORONER'S OFFICE,
New York County.

INQUEST INTO THE DEATH - of - NICHOLAS PERRO.	Before HON. DANIEL HANLEY, and a Jury.

New York, March 10th, 1891.

APPEARANCES: Mr. Blake, appears for the prisoner.

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OFFICER DANIEL J. HAGGERTY, of the 10th Precinct, duly sworn:-

BY MR. BLAKE:-

Q What did you say, Officer, that you were her friend - of the woman since? A The way she took hold of me and went around the station-house.

Q Did you know her before this? No, sir.

Q Was there anything peculiar about her appearance?

A No, sir; no more than she was excited.

Q You say she was excited? A Yes.

Q Describe that? A She was a little nervous and wild and instead of my taking hold of her she took hold of me -

Q You say she looked a little wild and excited and nervous?

A Yes.

Q Was that very marked - you noticed that particularly?

A Yes, sir.

----------000----------

PATRICK CORCORAN, duly sworn:-

BY THE CORONER:-

Q To what precinct are you attached? A The 6th Precinct.

Q Will you state and tell these gentlemen what you know about this case which led to the death of Nicholas Perro; take your time and tell what you know about it to your own personal knowledge? A I was going through Spring Street on the 2nd of March, about 8.25 or 8.30, going to breakfast, and at the corner of Mulberry Street I heard two or three pistol shots went off - one or two shots, between each there were wagons passing and I couldn't see the cause of the shooting; when I got to Marion Street I saw a crowd and I saw this woman standing over a man lying on the Street in front of Number 70 Spring Street; I saw her then when I got there fire a shot and she screamed like and kept looking at him all the time; I kept running hard and she then kept running towards his feet and when I was within five or six feet she fired another shot at him; she was looking at him all the time; Officer Haggerty arrived about a minute afterwards and I handed the prisoner over to him.

Q Is this the pistol you took from her? (Showing pistol to witness.) A Yes, sir.

BY A JUROR:-

Q In what state was she in at the time? A Very excited and kept her eyes fixed on him all the time.

Q Didn't they gather around her - the crowd before you reached them? A They kept a safe distance while I was running, after I reached Marion Street she fired the fourth shot. I saw that and the fifth shot; the sidewalk was clear.

BY THE CORONER:-

Q Were all the chambers exploded when you took the pistol away from her? A Yes, sir; I looked at them all and saw they were empty - they were all -

Q She felt herself protected when she saw you? A She offerred no resistance, she seemed to be protected; the man laid on the walk and I was with this woman and the other Officer took him off the street; Officer Haggerty took her to the station-house.

Q Did you ask the deceased any questions at all? A No, sir.

Q Was he conscious all the time? A He was.

BY MR. BLAKE:-

Q How far were you from the place of the shooting when she fired the fourth shot? A 100 feet.

Q How far were you away when she fired the last shot? A About six feet, I could almost grab her.

Q She was staring at the prisoner? A Yes, sir.

Q You said her eyes were fixed on the prisoner in a sort of a stare? A Yes, sir.

Q Could you see her eyes? A I could see by the way her head went up and down.

Q The eye itself? A No, sir; I could not see the eye

itself; she appeared to be wild when I grabbed her.

Q A frantic expression on her face as though she was beside herself? A She seemed to be very worked up.

Q Would you call it a wild stare? A She had a wild stare.

Q You said she gave a cry - could you describe that in any way - was it a cry of rage or despair or anger? A She let kind of a screach out of her - she yelled like.

Q A scream? A A scream.

Q Was her face pale or flushed? A She seemed naturally.

Q She had no conversation with you afterwards? A She muttered something in Italian; I didn't understand her; I left Officer Haggerty bring her to the station-house.

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OFFICER HENRY P. WHITE, duly sworn:-

BY THE CORONER:-

Q To what precinct are you attached? A 10th Precinct.

Q Please state to the Jury what you know about the case which led to the death of Nicholas Perro, to your own personal knowledge? A The morning of the occurrence, the 2nd of March, I was in the station-house, and Officer Haggerty brought the prisoner to the station-house and said she was after shooting a man in Spring Street; I went immediately around there to No. 70 which was a furrier store and the man that had been shot he was lying in the store about 10 feet from the door, he had a pistol shot wound at the right of the stomach and one in the back

I seen one of the officers went to the station-house after the prisoner and he brought this young lady around and asked the deceased if he knew who shot him.

Objected to by Mr. Blake.

(Witness continuing) He seemed to recognize this young woman as the party that shot him.

Q He did identify this woman as the woman who shot him?

A Yes, sir, he was perfectly conscious.

Q What words did he use? A It was in broken English he pointed to the woman, he raised his hand up -

BY A JUROR:-

Q How many wounds did he have? A One on the lower ribs and one in the back, and his hand was full of blood, I couldn't see whether he was shot in the hand or not.

Q Did you call for an ambulance then? A The ambulance came.

By MR. BLAKE:-

Q What did he mutter when he identified the defendant?

A I didn't distinctly understand it; he seemed to answer my question by pointing.

Q Did you know he could not speak English? A I could'nt say he could.

Q Did he understand you? A Yes, sir.

Q Who else was standing by at the time he raised his hand?

A Officer Devine and myself and lots of citizens.

Q He simply raised his hand like this? A Yes, sir.

Q Do you know what he said? A I asked him if he knew who shot him and he raised his hand; he was looking at the young

lady.

Q Was he lying on his back? A Yes, sir.

Q Where was she? A She was at his feet.

Q And others were at his feet? A She was directly at his feet and there were others around, she was taken in before the deceased and they pushed back to give her a chance to get in.

Q She didn't say anything to you? A No, sir.

BY A JUROR:-

Q Did this girl make any expression towards this man? A She stared at him.

Q Were there any Italians around there at the time?

A There were two of them, I recognized one that is here that was there at that time.

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TONY POP, is sworn to interpret the testimony of the next witness.

Michael Pierro, duly sworn, through an interpreter, testified as follows:-

BY THE CORONER:-

Q Where do you live? A I live No. 190 Spring Street.

Q When did you see Nicholas Perro before he died? A In the morning at 8 o'clock on the morning he was shot.

Q When did you see him again after that? A After he was shot I saw him on the sidewalk; I saw him after he was dead he was buried from my house.

Q Did you fully identify him to be Nicholas Perro? A Yes, sir.

BY A JUROR:-

Q Did you know that young lady? (Pointing to prisoner.)

A Yes, sir.

Q How long do you know her? A About three or four or five months.

Q How long had your cousin (the deceased) been in this country? A Seven or eight years.

Q How long have you been here? A Five years.

BY THE CORONER:-

Q How long is the girl in this country? A About seventeen or eighteen months.

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PASQUALO PADULO, duly sworn; testified:-

BY THE CORONER:-

Q Where do you live? A I live No. 68 Spring Street.

Q Did you see the shooting ~~shot~~ on the morning of March 2nd? A Yes

Q About what time was it? A About eight or half past eight o'clock.

Q Where was it? A In front of Spring Street, No. 70. I seen the shooting ~~shot~~; this lady was shooting the man. He was hollering stop and the lady came over and said, "What are you doing there".

Q Who ~~said that~~? A Another lady came up and said "What

are you doing there" - she said to another lady there; she didn't want to speak and the cop came and took the pistol off the lady's hand.

Q Did you see the Officer here who took the pistol out of her hand? A Yes, sir.

Q Which one is it?

(The witness points to Officer Corcoran)

BY A JUROR:-

Q Where Did the other lady go you saw there? A She was standing there.

Q Where did she come from? A She was waiting for the man.

Q This lady? A This lady.

Q You said there was no lady there? A Yes, sir; there was no lady there that seen the shot.

Q Where did the other lady go to - did she go away? A Yes

Q How long did you see this lady there before the shot?

A I didn't see her until I seen her shoot the man; she told me, this prisoner, she had been waiting there all night; she didn't say anything while she was shooting.

BY A JUROR:-

Q Did you see her before she did the shooting? A No, sir.

BY THE CORONER:- How many shots did you see her fire? A Five shots.

Q Where were you standing? A Right by the store - I was going to get some wood.

Q In the hall or where? A By the sidewalk and I seen the lady shooting and the lady came over and said, "Oh, my, let me

go;" she wanted to run away from him, she was afraid; I was not afraid.

Q Who brought you to the station-house? A I went with the cop.

Q With the officer you mean? A Yes, sir.

Q Did you tell the officer you saw the shooting? A Yes, sir.

Q You went to the station-house with him? A Yes, sir.

Q Did the deceased say anything to you? A He said to go and call his cousin.

Q The deceased asked you that? A Yes, sir, and I didn't have the number and he didn't tell me the number; I said what number and he didn't answer me.

Q Is that all he said to you? A Yes, sir.

Q Did you see this deceased before? A No, sir.

BY A JUROR:-

Q Were you in the furrier store while hewwas lying there?

A No, sir; I was going for wood; I was there when he was picked up.

Q Where did you go after the shooting? A I went with the cop to the store and from the store to the station-house.

Q Were you present in the store when the girl wasbrought there to be identified? A No, sir.

BY MR. BLAKE:-

Q Did you see the first shot that was fired? A Yes, sir; I did.

Q Where were you then? A I was right behind the lady.

Q When the first shot was fired? A Yes, sir.

Q Then you saw all the shots fired? A Yes, sir.

Q You stood there? A I didn't run away, I stood there.

Q How far were you from there? A Right by the store.

Q About how far? A About five feet.

Q You didn't hear any conversation between them? A No, sir.

Q Did you notice this woman's expression of her face how she looked? A She was looking all green.

Q She looked wild - her eyes were fixed and staring? A Yes, sir.

Q And you think she looked green? A Yes, sir.

Q Did she look as if she was frightened. A Yes.

Q Nervous and excited? A Yes, sir.

Q And her eyes were fixed and staring? A Yes, sir.

Q Did the police officer ask you to go to the station-house.

A No, sir.

Q You went voluntarily? A Yes, sir.

Q How did you come to get into conversation with the lady?

A My mother told me to get some wood -

Q When you were in the station-house the officers were there?

A Yes, sir.

Q Did any body ask you to talk to her? A I went behind th the cop and told him here is the pistol.

Q Did you pick it up? A No, sir.

Q Where was the pistol at the time? A He was looking at it - the officer had it in his hand.

Q Was there a crowd there at the station-house? A No, sir.

Q Why did you make that remark? A I asked him if that was the pistol and the officer said yes.

the pistol and the officer said yes.

Q How did you come to get into conversation with this lady?- who began the conversation? A She did.

Q What did she say? A She said that she slept one night with him.

Q What did she say - anything? A No, sir.

Q What did she say next? A She didn't say anything.

Q Did she say anything more? A No, sir.

Q If I understand it she said she slept one night with that man? A Yes, sir.

Q Is that all she said? A Yes, sir.

Q You are quite sure now that is all she said? A Yes, sir

Q She slept one night with that man? A Yes, sir.

Q And you said nothing? A No, sir.

Q And she said nothing? A No, sir.

BY THE CORONER:-

Q How do you know that the woman was waiting all night?

A She told me that on the street when I was walking.

Q When you were where? A When we were going ot the court she told me all about it, what she done to him.

Q What did she say? A She said that he said "Here is the house where we are going to marry;" that is all she said.

Q Was that before the shooting or after? A When we were going to the court.

Q To the court or station-house? A To the court; she said, "Here is the house that we are going to marry;" she told me that the deceased showed her that and she said the man said, "Stay with me one night and the man didn't want her to go home."

Q Did she stay with him all night? A Yes, sir.

Q Did she say that? A Yes, sir.

Q How long ago is it that happened - did she say that?

A No, sir.

BY A JUROR:-

Q How old are you? A 11 years.

Q Do you go to school? A I work.

Q Where? A In my house.

Q What doing? A Tailor.

Q Ever went to school? A Yes, I did.

Q You know how to read and write? A No, sir.

BY MR. BLAKE:-

Q Have you had any conversation with any of the officers or with any body else since that time? A Yes, sir.

Q With whom did you talk? A I didn't talk with any body - no body asked me anything.

BY THE CORONER:-

Q What you have said it you said it of your own free will?

A Yes, sir.

By Mr. Blake:-

Q You say one thing she said was this, she pointed out the house and the room where they were going to be married; where was that? A. When we were going to the Court.

Q She told you going to the station house or in the station house she slept with him one night? A. In the station house.

Q Is there anything more she said that you remember; she said two things, first in the station house, she slept with him one night? A. Yes, sir.

Q And on another occasion by going to Court she said he pointed out the house and the room they were going to be married?

A. Yes, sir.

Q You have told all that she ever said to you? A. Yes, sir.

By the Coroner:-

Q Are you sure that you seen her fire all those shots at the dead man? A . Yes, sir.

Q Did she say what she shot him for?

A. No; she didn't tell me anything.

By MR. Blake:-

Q Now, you saw her shooting, didn't you? A. Yes, sir.

Q She looked wild and staring? A. Yes, sir.

Q She looked as though she was crazy? A. I guess so, she looked wild.

By the Coroner:-

Q As though she was afraid of something? A. Yes; when the cop came and took the pistol off she looked at the cop -

Q She looked quite different then than she looks now?

A. Yes.

Q Did you ever see any body look so wild before? A.No,sir.

----------oOo----------

HENRY EHLERS, JR., duly sworn:-

Q (By the Coroner) Where do you live? A. 142 Hewes Street Brooklyn.

Q Please tell the Jury what you know about the case to

your own personal knowledge - what time of the day it was and where you were? A. I was at my desk on the morning of the occurrence counting up my petty cash at No. 70 Spring Street - it is in the fur business; I heard a noise and pistol shots, I turned around and I heard some more shots and I walked to the window and seen a man lying on the side-walk and a lady or a woman standing at his feet; that is all I seen of the affair at all; I seen a policeman run over and grab the woman and another policeman and a young fellow carried the man in the store.

Q Was the woman taken into the store? A. Sometime afterwards she was; I could not recognize her now; she had a shawl over her head; I couldn't recognize her now.

By a Juror:-

Q You were in the store when the man was brought in after he was shot? A. Yes, sir.

Q This man didn't say anything? A. Well, he talked to his cousin there; his cousin came in a few minutes after and he had some conversation with him in Italian.

Q You could not understand him? A. No, sir.

FRANK MAIBACH, duly sworn:

By the Coroner:-

Q Where do you live?

A. 517 East 6th Street.

Q Did you see the shooting take place? A. No, sir; I know nothing about the case; I didn't hear the shots or nothing at all; I saw the deceased in the store; he didn't say anything to me as to how he was shot or anything.

Q Were you standing near the man when the girl was brought

into the store? A. I stood in front of the store to keep the people out.

Q Would you know the woman again if you saw her?

A. No, sir; I didn't see her face at all.

----------oOo----------

DR. PHILIP E. DONLIN, duly sworn:

On March 5th, At St. Vincent's Hospital I made a post mortem examination of the body of Nicholas Pierro whose age was given me as twenty-seven; I found a pistol shot wound on the ~~very~~ border of the right ~~edge~~ side of the ~~right side~~ chest, that did not penetrate the ~~maxillar~~ muscular tissue at all; it made a superficial wound; I also found a bullet shot wound that had struck in the back 1½ inches to the left side of the spinal column striking ~~against~~ the second lumber vertebrae between what is called the transverse and the spinous process, injuring and lacerating the ~~maxillar~~ muscular tissue, on removing two of ~~three other fibres~~ the fifth rib we found the spinal cord injured, the extravasation of blood and infiltration of serum was observed very marked~~ly~~; the lining membrane of the pelvic cavity was also infiltrated with serum; from the examination all the other organs were normal; I came to the conclusion that death was due to shock and exhaustion from injuries to the ~~lumbar~~ spinal cord in the neighborhood of the lumbar vertebrae; ~~dissecting the pelvic cellulitis~~ and to pelvic cellulitis secondary I started and searched on the first day for two hours for the bullet and on the next day for half or three quarters of an hour and I failed to find it; I subsequently found or learned that the bullet was found in the bed by one of the nurses; it may be

that that was the bullet that caused the wound.

By the Coroner:-

Q Is it a commong thing that a bullet leaves the wound in such a case? A. Oh, yes.

----------oOo----------

Gentlemen of the Jury: You have heard all the evidence that we have to lay before you in this case. I have no desire to give the Jury any further instructions at all in the matter. I leave the Jury with the evidence now before them to retire and bring in a written verdict how the deceased came to his death and who caused his death.

----------oOo----------

VERDICT: We, the Coroners Jury find that Nicholas Pierro came to his death from ~~the wounds of a~~ pistol ~~ball,~~ shot wound ~~fired from a~~ inflicted with a revolver in the hand of Pasqualina Lubertiello, at No. 70 Spring Street on March 2nd, 1891, about eight o'clock, A. M., while laboring under a temporary abberation of the mind.

of back

----------oOo----------

STATE OF NEW YORK.

CITY AND COUNTY OF NEW YORK, ss.

AN INQUISITION,

Taken at the ~~house of~~ Coroners Office No. 124 Second Avenue ~~Street~~, in the 17th Ward of the City of New York, in the County of New York, this 10th day of March in the year of our Lord one thousand eight hundred and 91 before Daniel Hanly Coroner, of the City and County aforesaid, on view of the Body of Nicholas Piero lying dead at

Upon the Oaths and Affirmations of Ten 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 Nicholas Piero came to his death, do upon their Oaths and Affirmations, say: That the said Nicholas Piero came to his death by

From pistol shot wound of back, inflicted with a revolver in the hand of Pasqualina Luberticello, at No 70 Spring Street, on March 2d 1891, about Eight o'clock A.M. while laboring under temporary aberration of the mind

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.

John F. Burzes 70 Elizabeth St	
James Dooley Lincoln's Hotel	
J. Bohne 63 E. 9th St.	H. Martin 103 E. 9th St
James Joseph Egan 270 48 avenue	Thomas Whittaker 9 E. 24 Ave
C. G. Neumann 76 E. 9.	R. Kaye. 103 E. 9 St.
Ernst Drescher	82 East 9th Street
Alfred Davis	63 E 11th St

Daniel Hanly

CORONER, L. S.

Coroner's Office,

CITY AND COUNTY OF NEW YORK, } ss.

Pasqualina Robertiello 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— Pasqualina Robertiello.

Question—How old are you?

Answer— Twenty years.

Question—Where were you born?

Answer— Italy.

Question—Where do you live?

Answer— 156 Mott St.

Question—What is your occupation?

Answer— Seamstress.

[redacted]ything to say, and if so, what, relative to the charge here preferred against you?

Not guilty.

Pasqualina her + mark Robertiello

Taken before me, this 10 *day of* March 188[illegible]

Daniel Hanly **CORONER.**

MEMORANDA.

AGE			PLACE OF NATIVITY	WHERE FOUND	DATE When Reported
Years	Months	Days			
27			Italy	Williams Slope	Mar 5 91.

550

1st. Quar 1118 — 1891.

HOMICIDE.

AN INQUISITION.

On the VIEW *of the* BODY *of*

Nicholas Piero

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

Pasqualina Lafiertiello

Inquest taken on the 10th *day of* March 1891 *before* Daniel Hanly **Coroner.**

Committed

Bailed

Discharged

Date of death

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Pasqualina Lubertiello

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

of the CRIME OF Murder in the First Degree, committed as follows:

The said Pasqualina,

late of the City of New York, in the County of New York aforesaid, on the second day of March, in the year of our Lord one thousand eight hundred and ~~eighty~~ ninety-one, at the City and County aforesaid, with force and arms, in and upon one Nicolo Pierro, in the peace of the said People then and there being, wilfully, feloniously, and of her malice aforethought, did make an assault, and the said Pasqualina, a certain pistol then and there charged and loaded with gunpowder and one leaden bullet, which said pistol the said Pasqualina in her right hand then and there had and held, to, at, against, and upon the said Nicolo, then and there feloniously, wilfully, and of her malice aforethought, did shoot off and discharge, and the said Pasqualina, with the leaden bullet aforesaid, out of the pistol aforesaid, then and there by force of the gunpowder aforesaid, shot off, sent forth and discharged, as aforesaid, him the said Nicolo, in and upon the back of him the said Nicolo, then and there feloniously, wilfully, and of her malice aforethought, did strike, penetrate and wound, giving to him the said Nicolo then and there, with the leaden bullet aforesaid, so as aforesaid discharged, sent forth and shot out of the pistol aforesaid, by the

said — Pasqualina, — in and upon the — back — of the said — Nicolo, — one mortal wound of the breadth of one inch, and of the depth of six inches, of which said mortal wound, — he — the said — Nicolo — ; at the City and County aforesaid, from the said — second — day of — March, — in the year aforesaid, until the fifth day of — March — in the same year aforesaid, did languish, and languishing did live, on which said — fifth — day of March, in the year aforesaid, the said Nicolo, — at the City and County aforesaid, of the said mortal wound did die.

And so the Grand Jury aforesaid do say: That the said Pasqualina, him, — the said — Nicolo, — in the manner and form, and by the means aforesaid, wilfully, feloniously, and of — her — 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.

SECOND COUNT—

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

of the same CRIME OF Murder in the First Degree, committed as follows:

The said Pasqualina, —

late of the City and County aforesaid, afterwards, to wit: on the said second — day of — March, — in the year of our Lord one thousand eight hundred and ~~ninety~~ ~~eighty~~ 8 one, at the City and County aforesaid, with force and arms, in and upon the said Nicolo Pierro, in the peace of the said People then and there being, wilfully, feloniously, and with a deliberate and premeditated design to effect the death of the said Nicolo —, did make an assault, and the said

Pasqualina, a certain pistol then and there charged and loaded with gunpowder and one leaden bullet, which said pistol the said Pasqualina in her right hand then and there had and held to, at, against, and upon the said Nicolo, then and there feloniously, wilfully, and with a deliberate and premeditated design to effect the death of the said Nicolo, did shoot off and discharge. and the said Pasqualina, with the leaden bullet aforesaid, out of the pistol aforesaid, then and there by force of the gunpowder aforesaid, shot off, sent forth, and discharged, as aforesaid, from, the said Nicolo in and upon the back of him the said Nicolo, then and there feloniously, wilfully, and with a deliberate and premeditated design to effect the death of the said Nicolo, did strike, penetrate, and wound, giving to him the said Nicolo; then and there, with the leaden bullet aforesaid, so as aforesaid discharged, sent forth, and shot out of the pistol aforesaid, by the said Pasqualina in and upon the back of the said Nicolo, one mortal wound of the breadth of one inch, and of the depth of six inches, of which said mortal wound he the said Nicolo; at the City and County aforesaid, from the said second day of March, in the year aforesaid, until the fifth day of March, in the same year aforesaid, did languish, and languishing did live, on which said fifth day of March, in the year aforesaid, the said Nicolo, at the City and County aforesaid, of the said mortal wound did die.

And so the Grand Jury aforesaid do say: That the said Pasqualina, him, the said Nicolo, in the manner and form, and by the means aforesaid, wilfully, feloniously, and with a deliberate and premeditated design to effect the death of the said Nicolo did kill, and murder, against the form of the Statute in such made and provided, and against the peace of the People of the State of New York and their dignity.

DE LANCEY NICOLL,
~~JOHN R. FELLOWS,~~
District Attorney.