

0390

BOX:

329

FOLDER:

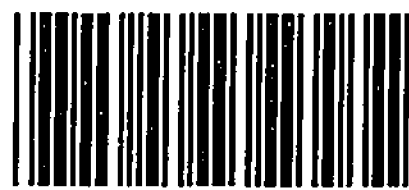
3118

DESCRIPTION:

Henderson, Harry

DATE:

11/28/88



3118

Witnesses;

W. H. Agar
20th Feb.

Counsel,
Filed *20th Nov.* 188
Pleas, *Winnifred Dec 3*

THE PEOPLE

vs.

B

Harry Henderson

VIOLATION OF EXCISE LAW.
(Selling without License.)
[Ill. R. S. (7th Ed.) page 1981, § 13, and
of 1883, Chap. 340, § 6].

Subscribed

JOHN R. FELLOWS,

District Attorney.

July 18/89
Ready to Plead
Pen, 30 days.

A True Bill.

Wm. McCleary

Foreman.

7
I perfected Part-IV
December 21, 1888.

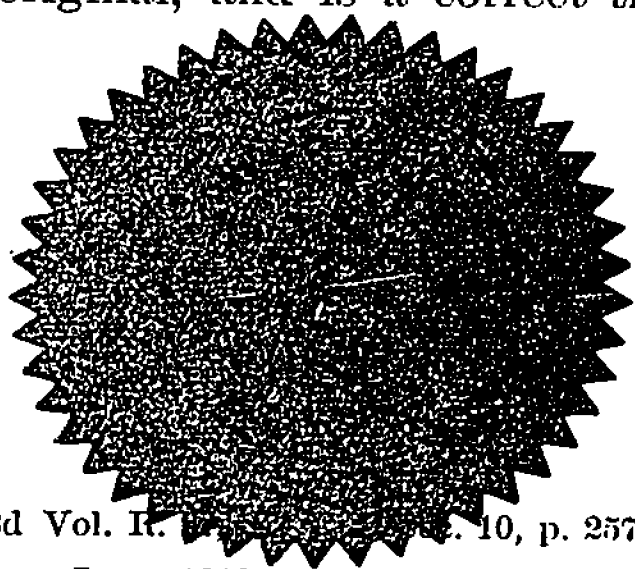
POOR QUALITY
ORIGINAL

0392

I, JOHN SPARKS, Clerk of the Court of General Sessions of the Peace, and Clerk of the Court of Oyer and Terminer held in and for the City and County of New York, (each being a Court of Record and having a Common Seal,) do hereby certify that the annexed is a copy of

An Undertaking to answer

now on file in the Clerk's Office, and that the same has been compared by me with the original, and is a correct transcript therefrom and of the whole of such original.



3d Vol. R. S. N. Y. C. 10, p. 2573.
Laws 1879, p. 611, Sec. 933.

GIVEN UNDER my hand and attested by the seal
of the said Court this *Eleventh* day
of *July* in the year of our Lord one
thousand eight hundred and eighty *nine* —

[Signature]

At a Court of General Sessions of the Peace,

Holden in and for the City and County of New York,
at the City Hall of the said City, on

the 21st day of December the year of
our Lord one thousand eight hundred and eighty eight

Present

The Honorable

Frederick Smyth

Recorder of the City of New York.

Justice
of the
Sessions.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Harry Henderson Excise law —

On Indictment for

Violation of the

(filed Nov 28. 1888)

The Defendant not appearing, and *Thomas Tucker*
his surety not bringing him forth to answer to this Indictment, pursuant
to the condition of their recognizance. On motion of the District Attorney,
It is Ordered by the Court, that the said Recognizance be and the same
is hereby forfeited. And it is further Ordered, that the said Recogni-
zance, together with a certified copy of this Order, be filed in the office
of the Clerk of the City and County of New York, and that Judg-
ment be entered thereon, according to law, against the said

Harry Henderson
Defendant above named, and the said *Thomas Tucker*
his surety, for the several sums set forth in
said Recognizance.

A true Extract from the Minutes.

[Signature]
CLERK OF COURT.

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

An order having been made on the 20
day of June 1888, by John J. Gorman
Police Justice of the City of New York
that Harry Henderson
be held to answer upon a charge of Violation of the Excise Law
upon which he has been duly
admitted to bail in the sum of One
hundred dollars:

We, Harry Henderson defendant,
residing at No. 304
in the said City of New York,
and Thomas Tucker
No. 498 West 158th Street, in said City,

surety, hereby undertake
that the above named Harry Henderson
shall appear and answer the charge above mentioned, in whatever Court it
may be prosecuted, and shall at all times render himself amenable to the
orders and process of the Court: and, if convicted, shall appear for judgment,
and render himself in execution thereof: or if he fail to perform either of
these conditions, that we will pay to the people of the State of New
York, the sum of One hundred dollars.

Taken and acknowledged before me, the
10 day of June 1888
day of year first aforesaid.

John J. Gorman Principal
Thomas Tucker Surety
Police Justice

POOR QUALITY
ORIGINAL

0395

State of New York,
CITY AND COUNTY OF NEW YORK, } ss.

I, Thomas Tucker the surety mentioned
in the annexed undertaking to answer, do hereby authorize and empower any
Policeman of the City of New York, or
or either of them, in my name, place, and stead, to take, seize and
surrender the said Mary Henderson (in the said
undertaking held as defendant,) to the Court wherein he is bound to
appear for trial, or deliver him to the custody of the authorities of said city
and county, in my exoneration as surety therein.

Dated July 11th 1887

Thomas Tucker Surety. [L. S.]

Certified Copy

NEW YORK

Court of General Sessions of the Peace.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Recognition to Answer.

vs.

Mary Henderson

Taken the 20 day of June 1888

Approved as to Form and Sufficiency

Dated 20 1888

District Attorney.

Identified by

Filed 22 day of June 1888

THE OFFICE OF THE CLERK OF THE COURT

Thomas Tucker
James L. Board
W. F. 170 + 174 St.

POOR QUALITY
ORIGINAL

0396

Thomas Clark
has changed his
residence to
Longbridge Road
West 170 St. St.

James Tucker.
Longbridge Road.
West. 170. + 171. St.

Certified Copy

NEW YORK
Court of General Sessions of the Peace.

THE PEOPLE, &c.,
ON THE COMPLAINT OF
vs.
Harry Henderson

Recognizance to Answer.
Taken the 20 day of June 1888

Approved as to Form and Sufficiency.

Dated 1888

District Attorney.

Identified by

Filed 22 day of June 1888.

POOR QUALITY
ORIGINAL

0397

Excise Violation-Selling Without License.

POLICE COURT- 2 DISTRICT.

City and County } ss.
of New York,

of No. 20 1st Precinct Police Peter Hogan
of the City of New York, being duly sworn, deposes and says, that on the 18th day
of June 1888, in the City of New York, in the County of New York, at
No. 304 West 38th Street,
Harry Henderson (now here)

did then and THERE SELL, CAUSE, suffer and permit to be sold, under his direction and authority,
strong and spirituous liquors, wines, ale and beer, being intoxication liquors, in quantities less than
five gallons at a time, to be drunk in the house or premises aforesaid WITHOUT HAVING A
PROPER LICENSE THEREFOR contrary to and in violation of the statute in such case made
and provided.

That deponent then and there
bought from said defendant a glass
of Lager Beer for which deponent
paid him five Cents and which Beer
deponent drank therein

WHEREFORE, deponent prays that said Harry Henderson
may be ~~arrested~~ and dealt with according to law.

Sworn to before me, this 19th day
of June 1888

John J. Gorman Police Justice.

Peter Hogan

Sep. 188—200.

CITY AND COUNTY }
OF NEW YORK, } ss.

2 District Police Court.

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

Question. What is your name?

Answer. Harry Henderson

Question. How old are you?

Answer. 35 years of age

Question. Where were you born?

Answer. Virginia

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

Answer. 304 West 88 St. 2 months

Question. What is your business or profession?

Answer. Waiter

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

Answer. I am not guilty.
I demand a trial by jury.

Harry Henderson

Taken before me this

20 " 1888

day of

1888

Police Justice.

POOR QUALITY
ORIGINAL

0399

\$100 bail for 2
2 PM 20 June

W. H. Hagan
20. per.

BAILED,
No. 1, by Monica Smith
Residence 498 West 153rd St.
No. 2, by _____
Residence _____
No. 3, by _____
Residence _____
No. 4, by _____
Residence _____

361. 924
Police Court District.

THE PEOPLE, & C.,
ON THE COMPLAINT OF

Peter Hagan

Harry Henderson

2
3
4

Offence Violation of Police Law

Dated June 19 188 8

Greenman Magistrate.

Hogan Officer.

20 Precinct.

Witnesses

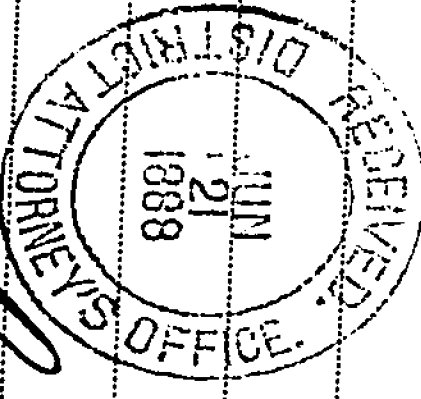
No. _____ Street _____

No. _____ Street _____

No. _____ Street _____

\$ 100. to answer

30 miles



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 _____

Harry Henderson
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 June 20 188 8 John Herman Police Justice.

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

Dated June 20 188 8 John Herman Police Justice.

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

Dated _____ 188 _____ Police Justice.

Court of General Sessions of the Peace,
OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
AGAINST

Harry Henderson

The Grand Jury of the City and County of New York, by this indictment, accuse
Harry Henderson
of the CRIME OF SELLING STRONG AND SPIRITUOUS LIQUORS AND WINES
WITHOUT A LICENSE, committed as follows:

(Ill. Revised
Statutes, 7th
edition) p. 1681
Section 13.

The said

Harry Henderson

late of the City of New York, in the County of New York aforesaid, on the *eighteenth*
day of *June* in the year of our Lord one thousand eight hundred and
eighty-*eight*, at the City and County aforesaid, certain strong and spirituous
liquors, and certain wines, to wit: one gill of wine, one gill of brandy, one gill of rum, one
gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale,
one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong
and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did sell, in
quantity less than five gallons at a time, to

one Peter Hogan and to
certain *other* persons whose names are to the Grand Jury aforesaid unknown, without
having a license therefor, as required by law, contrary to the form of the Statute in such case
made and provided, and against the peace and dignity of the People of the State of New York.

(Laws of 1883, chapter 340 sec-
tion 5)

SECOND COUNT—

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

Harry Henderson
of the CRIME OF SELLING STRONG AND SPIRITUOUS LIQUORS, ALES, WINE AND
BEER WITHOUT A LICENSE, to be drank upon the premises, committed as follows:

The said

Harry Henderson

late of the City and County aforesaid, afterwards, to wit: on the day and in the year
aforesaid, at the City and County aforesaid, and at the premises there situate, known as
number *three hundred and four West Thirty-eighth Street*

certain strong and spirituous liquors, and certain ales, wines and beer, to wit: one gill of
wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of
cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of
lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury
aforesaid unknown, unlawfully did sell to

one Peter Hogan and to
certain *other* persons whose names are to the Grand Jury aforesaid unknown, to be
drank upon the premises aforesaid, without having a license therefor, as required by law,
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.

(Laws of 1889,
chapter 840 sec-
tion 5.)

THIRD COUNT:

And the Grand Jury aforesaid, by this indictment, further accuse the said
Harry Henderson
of the CRIME OF GIVING AWAY STRONG AND SPIRITUOUS LIQUORS, ALES,
WINE AND BEER WITHOUT A LICENSE, to be drank upon the premises, committed
as follows:

The said

Harry Henderson

late of the City and County aforesaid, afterwards, to wit: on the day and in the year
aforesaid, at the City and County aforesaid, and at the premises there situate, known as
number *three hundred and four West Thirty-eighth Street*

certain strong and spirituous liquors, and certain ales, wine and beer, to wit: one gill of
wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of
cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of
lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury
aforesaid unknown, unlawfully did give away to

certain persons whose names are to the Grand Jury aforesaid unknown, to be
drank upon the premises aforesaid, without having a license therefor, as required by law,
against the form of the Statute in such case made and provided, and against the peace of
the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

0402

BOX:

329

FOLDER:

3118

DESCRIPTION:

Hendricks, Susan

DATE:

11/19/88



3118

171.
Jm. Hendricks
320 or 235-240

Counsel,

Filed 19 day of Nov 188

Pleads, (Cognate) (20)

THE PEOPLE

23²⁵ Nov 29
Hendricks

Susan Hendricks

MURDER IN THE FIRST DEGREE
[Section 188, Penal Code.]

JOHN R. FELLOWS,

District Attorney.

Part IV 7 January 1889

Reads Mandamur 2d day

A True Bill

1889

Read McClary

Foreman.

Part 37

I have made a careful
examination in the
written case. I respectfully
recommend that a
plea of second degree be
accepted.
Part 3. Feb 18 1889

Wm. Howard
Deputy Clerk

Witnesses:

Committed to Penitentiary

Bar (empty)

I have made a careful
examination in the
within case I perfectly
recommenced that
plea of reasonable doubt
in the second degree be
accepted

Part 3 Feb 18 1889

Wm. H. H. H. H.
Defendant

171
Wm. H. H. H. H.

Bar or 2nd degree

Counsel

Filed

19 day of Nov 1889

Pleads

Chapman (20)

THE PEOPLE

23 Nov 1889
Hendricks

Susan Hindricks

MURDER IN THE FIRST DEGREE
[Section 188, Penal Code]

JOHN R. FELLOWS

District Attorney

Part 17 17 January 1889

Pr. Pleas Manslaughter 2d

A True Bill

1889

Wm. H. H. H. H.

Foreman

Part 3 Feb 18 1889

W. H. H. H.

POOR QUALITY
ORIGINAL

0405

Grand Jury Room.

PEOPLE

18.

Marie Hendricks

Officer Alexander Main
20th Prec.

Lucie Pettis
239 W. 29th St.

Bessie Woodby
239 W. 29th St.

Fannie Port
239 W. 29th St.

Lillie Butler
263 W. 29th St.

Louis Fuld
210 E. 28th St.

POOR QUALITY
ORIGINAL

0406

Coroner's Office, NEW YORK

CITY AND COUNTY }
OF NEW YORK, } ss.

Susie Hendricks 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—Susie Hendricks

Question—How old are you?

Answer—23 years

Question—Where were you born?

Answer—ct. Co.

Question—Where do you live?

Answer—239 W. 29th St.

Question—What is your occupation?

Answer—Domestic

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

I am not guilty.
Susie Hendricks

Taken before me, this 1 day of August 1888

Ferdinand Levy — CORONER.

POOR QUALITY
ORIGINAL

0407

MEMORANDUM.

AGE.	PLACE OF NATIVITY.	WHERE FOUND.	DATE, When Reported.
20 Years. - Months. - Days.	New York City	48 Sixth Ave from 239 W. 29 th St.	Aug. 29/88

Recd Oct 10 88

Ind. Bureau 754 - 1888

HOMICIDE.

AN INQUISITION

85

On the view of the body of

Solomon B. Johnson

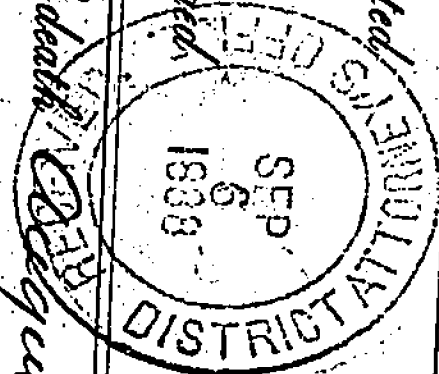
whereby it is found that he came to
his death by the hands of

Anna Hendricks

Report taken on the 31 August & 1st day
of September 1888
before

Arthur and Leary Coroner.

Committed to
Gaol
Discharged
Date of death August 28/88



724

TESTIMONY.

Wm A. Conway, M.D. being sworn says, I made an autopsy on the body of Solomon B. Johnson at 48 Sixth Ave whither the body had been conveyed by my order after the coroner had viewed it at the scene of the murder.

The external view of the body showed no marks of violence except an incised wound in the chest about 2 inches long about 2 inches from the nipple towards the breast bone & about 5 inches above the nipple.

On opening the body the third rib was seen to have been completely cut through at its union to the breast bone, the intercostal muscles between 3d & 4th ribs cut through and the sharp edge of the instrument which had been used to make the wound had cut two holes in the artery leading from the heart through which had occurred fatal hemorrhage.

The lungs were full of tubercular deposits the heart, liver and kidneys and all other organs were normal.

Brain was normal though slightly anemic from great loss of blood in the body.

The cause of death in my opinion was "Hemorrhage from a lacerated wound incised wound of the chest"

Wm A. Conway, M.D.

Sworn to before me,

this 5th day of September 1888

Ferdinand Levy CORONER.

→: STATE OF NEW YORK, ←

CITY AND COUNTY OF NEW YORK, ss:

AN INQUISITION.

Taken at the

No.

Street, in the

Ward of the City of

New York, in the County of New York, this

day of

in the year of our Lord one thousand eight hundred and

before

MICHAEL J. B. MESSEMER, Coroner,

of the City and County aforesaid, on view of the Body of

now lying dead at

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

their Oaths and affirmations, say: That the said

came to his death, do upon

come to his death by

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.

Report of Anthony
on former B. J. Hanson

CORONER, T. S.

murder and view
of the corpse.

Perri Woodley
239 West 29th St.
Corroborates Perri
Pettis' testimony

Lavinia Dunder
239 West 29th St.
Conversation with
defendants after the
murder.

Lilli Butler
126 West 27th St.
Conversation with
Fuld after his leav-
ing the defendant

Norman Westerfelt
Hornedman,
20 West 1st St.
Statement of defendant
at the Police House

Robert L. Johnson
115 Sullivan St.
Father of deceased,
saw his corpse in
239 W. 29th St. & in
the coffin at the
undertaker's store

Annie Johnson
115 Sullivan St.
Saw the body in the
coffin. Attended the
funeral.

Laurie Field

29 Bethune St.

(Clear subpoena
in Rountree's Saloon
637 Hudson St. Cor.
of Horatio St.)

Visit to defendant
and deceased on
day of murder.

Fannie Park

~~1322~~ 29 West 28 St.

Poor Field leave;
arrived and heard de-
ceased and defend-
ant quarrel. Convers-
ation with de-
fendant after ^{the} mur-
der. View of the
corpse.

Pussie Potti's

289 West 29 St.
Conversation with
defendant after the

DISTRICT ATTORNEY'S OFFICE.

PEOPLE

vs.

Ryan Hendricks

Murder 1st degree

Witnesses for the trial

No eye witnesses to
the crime.

Alexander Mairs

Officer 20th Precinct
Heir of the deceased
and conversation
with defendant.

Dr. William H. Conner

153 East Broadway
Post mortem exami-
nation

STATE OF NEW YORK.

CITY AND COUNTY OF NEW YORK, SS.

AN INQUISITION,

Taken at the house of Coroners Office
No. 67 Park Row Street in the 4th Ward of the City of
New York, in the County of New York, this 1st day of September
in the year of our Lord one thousand eight hundred and 88 before

Ferdinand Levy Coroner,
of the City and County aforesaid, on view of the Body of Solomon B. Johnson
lying dead at

Eleven 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
Solomon B. Johnson came to his death, do
upon their Oaths and Affirmations, say: That the said Solomon B. Johnson
came to his death by

Stab wound of the chest supposed
to be inflicted with an instrument in the hands of
Susie Hendricks at 239 W. 29th St. on August 28/88 between
6 and 7 P.M. We exonerate the defendant Louis Fuld
from all blame in the matter.

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.

Solomon Haikbrown 10 Battery Pl	Samuel Hoffmann 225 Eldridge St
Andrew Haspel 116 Canal St	Fritz Pohl 97 Nassau St
Solomon Altman 161 Canal St	H. B. Schaff 172 1/2 Canal St
Selig Baury 176 Canal St	Joseph Kalin 145 E 59 th St
David Solomon 170 Canal St	Joseph Muntz 125 West St
John C. Hubbs 152 Canal St	

Ferdinand Levy

CORONER, T. S.

Coroner's Office.

TESTIMONY.

Officer Alexander Mains 20th Precinct being sworn says: On August 28/88 about 6:45 PM I was standing on 29th St near 7th Ave, on post when I was informed by a colored boy that a man had cut his throat in the rear of 239 W. 29th St. I went there and found the deceased Solomon Johnson lying on his back on the floor dead with a stab wound in the left breast. After I entered the room Susie Hendricks came in and told me the deceased was stabbed by Lewis Fould in a fight. I saw that her clothes were torn and a number of cuts and bruises on her person. I arrested her on suspicion of being implicated in the murder and advise that she be committed pending an investigation. The man Lewis Fould is still at large.

Alexander Mains

Taken before me

this 29 day of August 1888

Edmund Perry CORONER.

POOR QUALITY
ORIGINAL

0415

Salomon Johnston
239 St. 29th St.

Aug. 29/58.

Coroner's Office.

TESTIMONY.

3

Officer Wams recalled says: When the prisoner Susie Hendricks came into the room, she threw herself beside the body & clasped her arms around his neck & said "God have mercy on me! - God forgive me! - My man is killed." Since I made the first statement the prisoner had surrendered himself at the 19th Precinct Station House.

Alex Wams

Taken before me

this 31 day of August 1888

Ferdinand Levy CORONER.

Coroner's Office.

TESTIMONY. 3

Lucie Pettis being sworn says: I reside at 239 10. 29th St. I am unmarried, I live in front basement. I know the prisoner Susie Hendricks. I saw a hat thrown out of the window about 5.30 PM on Aug 28/88. It was thrown out of top floor rear house. I was at rear of the basement. No one picked up the hat at that time. There were some children in the yard. After the hat was thrown down I saw Fuld come down, pick up the hat and walk out of the yard. It was still day light at the time. Fuld did not seem to be drunk at all. I never saw Fuld before. I am sure the prisoner present is he. I heard some singing & banjo playing in the afternoon. I know Susie Hendricks 5 years. She has been living there for 2 months. Fuld did not speak to me when he went out of the yard. I never saw him before that time. About an hour after that, I

Taken before me

this day of

188

CORONER.

Coroner's Office.

TESTIMONY.

4

Saw Susie Hendricks come down stairs and ~~she~~ wanted some one to call a "Murder" as Sol. had stabbed himself. Her face was all bleeding & her dress torn. It was about 7 PM when Hendricks came down stairs. She wrung her hands & walked round the yard & then went up stairs. I saw her again about 5 minutes after in her room. I saw the deceased lying dead in the room. Hendricks was crying - she fell over his body & ~~then~~ asked him to speak to her. I saw no weapons with her or in the room. I saw no weapon with Dadd, who did not seem excited when I saw him.

Lucie ^{her} Pettis
mark.

Taken before me

this 31 day of Aug. 1882

Fredward Levy

CORONER.

Coroner's Office.

TESTIMONY.

5

Bessie Woodley being sworn says:
I reside at 239 W. 29th St. I am
unmarried, I live on first floor
front. I have heard the testimony
of Lucie Pettis which I
corroborate.

Bessie ^{her} Woodley
mark.

Taken before me

this 31 day of August 1888

Fredmund Levy CORONER.

Coroner's Office.

TESTIMONY.

6

Fannie Park being sworn says, I reside at 239 W. 29th St. 2nd floor front house, the whole floor. I know the prisoner Hendricks about 6 weeks. I heard of the murder on Tuesday night about 7 PM. I was sitting in the back window of my house about 5 PM. A girl came in and I let her hang some clothes on my line, and as the clothes were being put up my attention was attracted to the prisoner's room. I there saw the prisoner Fuld sitting at the window & ^{he} was looking directly at my window. As he was sitting there leaning with his head on his arm... I heard Susie Hendricks call the deceased Sol Johnson a "God damned black nappy-headed son of a bitch" there was something else said between the prisoner & the deceased which I could not understand. & during that time I saw Fuld reach his hand on the table & take his hat. Then he came down stairs - and when in the yard I saw him with a hat in his

Taken before me

this day of

188

CORONER.

Coroner's Office

TESTIMONY.

hand as though brushing off the dirt. He then went straight out the yard. This was about 5.50 PM. After Fuld had left, the prisoner Hendricks and the deceased fought steady for half an hour, breaking up dishes, smashing out the windows, & when this was over I heard them jawing but what they said I could not understand. & when it got near 7 PM I heard no more of it until I heard a little girl come down stairs & ^{she} said that Sol Johnson had cut Miss Susie Hendricks all to pieces & cut his own throat. The little girl's name is Livina Sanders. During this time I saw Susie Hendricks come out in the yard & I called to her. She had a bloody towel around her arm & I called to her & asked her what was the matter. Her answer was she did not know. Why

Taken before me

this day of

188

CORONER.

Coroner's Office.

TESTIMONY.

8

did not someone run for
a doctor & an officer? I
was sitting at my window sewing
all the afternoon, I looked up
at the prisoners room & I saw
Guld sitting there. The Deceased
& Hendricks were quarrelling
& they had not spoken 3 words
when Guld^{off} I knew Sol
Johnson & I recognized his
voice, I recognized also the
voice of Susie Hendricks. I
saw glass falling from that
floor from windows that were
broken. The curtain was ^{almost} down
& the little girl came down
stairs & went into a lot-corn sellers
room & told the story. Then there
was great excitement, the little
girl told everyone that Miss Susie
sat on the steps & told her
that Sol Johnson had cut her
& then cut his own throat
when I saw Hendricks in the
yard she was hulloay & hulloay
& raising the devil
& did not know what was the
matter.

Fannie ^{her} Park
marr

Taken before me

this 7 day of September 1888

Edmund Levy

CORONER.

Coroner's Office.

TESTIMONY.

9

Lillie Butler being sworn says:
I reside at 263 W. 27th St. I am
not personally acquainted with Lewis
Fuld. I know who he is. On
Tuesday night, Aug. 28/88 I
saw him about 6 P.M. in my house.
He came up as I ~~was eating~~ ^{was} eating supper.
I was about to take supper
& I left him in my room.
I generally take supper at
6 P.M. I went up to the room
after supper & he was still
there. He remained there till
about 9 P.M. or 8:45 P.M. I then dressed
& walked with him to 7th Ave.
A lady friend of mine was in
the room with me. Fuld was in
the habit of calling on me. He
was not excited when he came
home. He was across the street
when he beckoned to him to
come over. I was at the window on
top floor when I beckoned to him &
he came over. He did not tell
me where he had been.

Lillie ^{her} Butler
mark

Taken before me

this / day of September 1888

Ferdinand Levy

CORONER.

Coroner's Office.

TESTIMONY. 10

Lewis Fuld being sworn says: I reside at 210 E. 28th St. I am a waiter, am single. On Tuesday Augt. 28/88 I came to 239 W. 29th St. the room of Susie Hendricks between 10 & 11 am. During the time I was there we had something to eat & to drink & the deceased played on the guitar. I remained until about 6 PM. It was broad daylight when I left. I also went out for a Postal Card about noon for Susie Hendricks. I got it for her & I gave it to Sol. Johnson who used it. We drank more than we ate. We drank beer & whiskey. I got beer & whiskey & a child on same floor got some more. I went twice for beer - a pint at each time. I went once for whiskey (15[¢] worth). The child went out 3 times for beer & whiskey. Susie Hendricks & the deceased also drank. The man Johnson was overcome to a certain extent from the effects of drink & lay down on bed. This was about 4 PM. I have during the time

Taken before me

this day of

188

CORONER.

Coroner's Office.

TESTIMONY.

He was resting Susie Hendrick & I were eating together. He rested about 1/2 hour. Then he got up & she had something to eat - the remains of what was brought in. Then the prisoner Hendricks proposed to go to 38th St & I wanted to go with her. I refused & the deceased also. She called me a "Dutch bastard" & took my hat & threw it out of the window. This was very near 6 PM. She was under the influence of liquor then to a certain extent. I walked down stairs - put on my hat after picking it up - walked out & went to 27th St near 5th Ave. to Lillie Butler's. where I stayed quite a little while. I was born in 4th St. N.Y. City. I used to be a Cigar maker. I worked last at 512-2nd Ave at Ryan's Restaurant. When I went to Hendricks I found the deceased & Hendricks there. Johnson did not go out for any drink. Susie

Taken before me

this day of

188

CORONER.

Coroner's Office

TESTIMONY.

12

went down stairs me in the afternoon. The deceased & Hendricks were quarrelling before I left. She complained about Sol Johnson keeping her in the house all the time. She was complaining against him. He said she must do as he asked her. Johnson asked if I wanted to go & said "give him his hat." Susie then took my hat & threw it from the window & called me the vile name. I saw no weapons except the knives & forks we were eating with. Up to the time I left there had been no struggle between deceased & Susie. She had no wounds on her then. Then I went to Lillie Butters. She beckoned to me from the window. I got there about 6 P.M. I went home to my boarding house & went to bed & rose the next morning & went to the Corner & looked at the paper & saw a waiter wanted at 918-9th Ave. I went there & was told to call

Taken before me

this day of

188

CORONER.

Coroner's Office

TESTIMONY.

13

again. I saw the head waiter
I then went to Central Park
I walked a little way into
the Park & sat down on a
bench & read a story paper I
had in my pocket. This was
8:45 am, Wednesday Am. I got
up & walked down 8th Ave. as
far as 30th St. through 30th St
to 7th Ave. all alone, There
I met a colored man
named "Joe" a white washer
I tapped him on the shoulder
& said "Hello! Joe!", & he was
reading a newspaper. He
looked up & shook hands
with me & said "Did you
hear about the murder?"
I said "No" He showed me
the "Morning Journal" & I
saw my name mentioned
on the top, I asked him to give
it to me which he did & I
read about 1/4 of what was there
about the murder of Sol Johnson.
I walked home to my boarding
house & read the paper ^(thoroughly)
& thought over it for a few minutes.

Taken before me

this day of

188

CORONER.

Coroner's Office

TESTIMONY. 14

Then I went to the 19th
Precinct Station House &
surrendered myself. I
have known Susie Kendrick
about 2 years. I was in the
habit of visiting colored
people to a certain extent
I knew deceased about
6 months. He was a musician
I first met him at 487-6th Ave.
He was playing a guitar. It was
a fast house, of colored people.
I was a waiter in the meat
side & got acquainted with
with the colored people. I
had not seen Sol Johnson before
for 6 or 7 months. I never had any
words with him. I knew that he
& Susie Kendrick had been
living together. She told me
she was living with Sol Johnson
& she was tired of having him around.
She did not say she liked
me better than her. I never
heard her make any threats
against him. I have no knowledge
of how Sol Johnson came to his death
or how Susie Kendrick came by the scratches.

Taken before me

Louis Field

this 1 day of September 1888
Ferdinand Levy

CORONER.

COURT OF GENERAL SESSIONS.

-----X
The People :
against : Murder first degree.
Susan Hendricks. :
-----X

ALEXANDER MAINS, patrolman 20th Precinct. On the 28th of August, 1888, at 6:40 P. M., a boy called me to 239 West 29th Street. On the top floor of the rear house of said premises, in the front room of the west side apartments I found Salomon Johnson, a colored man, lying dead on the floor. He was lying on his back. The floor was full of blood. Several pieces of broken crockery were lying around in the room. Three or four minutes after my entrance the defendant came into the room. Her clothes were torn, both her eyes were discolored, her mouth was bleeding, and she had a cut under her

I asked the defendant left eye. She threw herself alongside the who had assaulted her, and she replied: "God forgive me, God have did it. I received mercy on me. My man is dead." In reply to the cut during the fight between Field and Johnson, while my question, who had stabbed the deceased, she said that Louis Fuld had done it. I arrested them. Fuld had the knife." Before the coroner's jury the defendant stated that with the aid of a lamp. The defendant Fuld had killed the deceased. DR. WILLIAM A. CONWAY, 153 East Broadway, Deputy Coroner. On the 5th of September, 1888, I made

the post-mortem examination of Salomon Johnson. I found an incised wound about two inches long in the chest, about two inches from the nipple towards the breastbone and about five inches above the nipple. The third rib was completely cut through and two holes had been made through the artery leading from the heart. The hemorrhage caused by said stab wound was the cause of the death of the deceased. The wound was evidently made with a razor. I think it is hardly possible that the deceased inflicted the said wound upon himself.

LOUIS FULD, 29 Bethune Street, Waiter. I have known the defendant for about two years. I made her acquaintance at 210 West 35th Street, which at said time was a fast house. She frequented the place for purposes of prostitution. I saw her several times thereafter in the street. On the 27th of August, 1888, I met her in the evening between 8 and 10 in 28th Street between 5th and 6th Avenues. She invited me to see her at her house and gave me her address as 239 West 29th Street. On the 28th of August, 1888, between 9 and 10 A. M. I went to her said house. I met the deceased ^{also} there. I stayed with them until about half past five o'clock P. M. of said day. Most of the time we were eating and drinking. The deceased played a guitar and all three of us sang.

At about half past five o'clock P. M. I expressed my intention to leave, and the defendant asked me to take her to a place in 30th Street. I declined, whereupon she took my hat from my head and called me a "Dutch bastard". She threw my hat through the window into the yard. Thereupon I immediately left the room, went into the yard, picked up my hat and left the house. There was no quarrel between us during the whole of my stay, except as aforesaid and the passage of a few words between the defendant and the deceased. The deceased objected to the defendant's going out, and she retorted. I went to Eighth Avenue and from there to 27th Street, without having any particular object in my mind. I stopped opposite Lillie Butler's house, who beckoned me to come up to her room. I went there and remained with her for several hours. I was somewhat under the influence of liquor. I made Lillie Butler's acquaintance last spring when she lived with the defendant. I learned of the killing of the deceased on the next morning.

FANNIE PARK, 139 West 25th Street. I am a widow. I have four children living with me. On the 28th of August, 1888, I occupied the second floor of the front house of 239 West 29th Street. On the afternoon of said day I was sitting at the rear window of my floor doing

sewing work. About five o'clock in the afternoon a woman was hanging out some clothes on my line; this caused me to look out into the yard. I saw then Fuld sitting at the window of the defendant's room, resting his right arm on the window-sill and his head in the hand of said arm. At ten minutes of six P. M., by my clock, he rose, and a few minutes after he came into the yard. When I saw him he had a hat in his hand brushing it, as if it was full of dirt. Then he left towards the street. When Fuld rose from the window of defendant's room I saw him take a straw hat with a black band from the table standing near the window. The hat which Fuld had in his hand, when in the yard, was also a straw hat. After Fuld had left, the defendant and the deceased seemed to quarrel with each other. I heard her call him a "God damned, black nappy-headed son of a bitch." The defendant remonstrated against being called any such names. He said, "I told you not to call me that name again." At the same time I saw the defendant pick up a glass from the table and throw it at him. Then she went from the window towards the bedroom. Immediately thereafter I heard dishes smashed in defendant's room. The window had a lace curtain, which was continually moving, as if persons were wrestling near it. I saw the window

pane break and fall, but the said curtain prevented me from recognizing the person who broke it, whether it was he or she. At the same time they were yelling and screaming. This fighting lasted for nearly three quarters of an hour. Then everything was still, until about fifteen minutes later Lavinia Sanders, a twelve-year-old girl, came into the yard and said: "Miss Susan Hendricks is sitting on the stairs, cut all to pieces," and that Susan said that Sol. had cut her and had cut his own throat and was dying. While the said girl was yet speaking the defendant came from the rear house into the yard with her wrapper torn all to pieces and a bloody towel hanging on her left arm. I was standing at my window. I asked her what was the matter. She clapped her hands to her face and hollowed out, she did not know, "Why does not somebody get me an officer and a Doctor?" Thereupon she went back into the rear house. I went into the defendant's room when the officer was there. There I heard her say that Fuld had killed the deceased. The description given by Miss Pettis of the room in which the deceased lay while the officer was there is correct. The room had two windows, at one of which the lace curtain was up, while at the other it was down. The throwing of the glass at the deceased took

place at the former. I have known the defendant only, while she lived in said house. I had never seen her before. I never associated with her. I never saw Fuld before said day and never spoke to him.

SUSIE PETTIS, 239 West 29th Street. I am single.

I am doing general housework. I occupy the basement of the front house on said premises. I lived there on the 28th of August, 1888. It was a Tuesday. I was home all day. At 5:30 P. M. I was sitting at the rear window of the said basement and looked out into the yard. There were at the time several children in the yard. A hat came out of one of the windows of defendant's rooms on the top floor of the rear house on said premises. A few minutes thereafter a white man by the name of Fuld came out of the rear house, picked up said hat, put it on his head and went out towards the street. He walked straight and did not appear to be excited or intoxicated. For about an hour prior thereto I heard singing and banjo playing in defendant's room. I had seen Fuld sitting at defendant's window. He sat there quietly. At about seven o'clock in the evening, when I was setting my supper, I heard the defendant say in the yard "Some one should go and halloe Murder; Sal. has stabbed himself; he is dying on the floor." Upon hearing her, I looked out of the

window and saw the defendant. She had a towel on her left hand, soaked with blood. I ran into the street and told a boy to get an officer. Immediately thereafter I went back to my rear window and saw that the defendant had left. About two minutes after the officer had arrived I went ~~xxxxxx~~ up to the defendant's floor. The deceased was lying on his back in the front room. The defendant had only two rooms. The floor was full of blood and the walls were also bespattered with blood. Pieces of crockery and glass were lying around in the room. I saw no knives or other weapon, except a fork, that lay on a piece of plate *with* ~~which had~~ bloody finger marks. The defendant lay across the deceased, having her hand on the wound in ~~her~~ chest. I saw the wound, because the flannel shirt of the deceased had been spread and put aside. The position of the defendant was an oblique one, her legs being on the floor, her head at the wound. While she was in this position, she addressed the deceased as follows: "Sol. get up and speak to me once." The officer took her away. She wrung her hands and said.: Oh, my poor man is dead." When directed by the officer to get ready for the station house, she said that he should take Sol. along. She had a cut under the right eye and also one on the index finger

of her left hand. Her wrapper was torn in the front. I had seen the wrapper on her before on the same day; it was then whole. Under the wrapper she had a white shirt which was soiled with blood in the front where the wrapper was torn. I have known the defendant for five years; she is known to be a prostitute. She lived in 239 West 29th Street for about a month and a half. The deceased lived with her. I made her acquaintance at No. 210 West 35th Street, where I lived next door to her for about one month. Thereafter I never lived with her together at one and the same house, until she moved into the rear house of 239 West 29th Street. I had lived there for nearly five years before she moved in. I have heard that she has served several terms in the Penitentiary. I did not associate with her. I had not seen Fuld before the 28th of August, 1888, and never associated with him. About a week ago he came to my house and asked me whether I had not ^{got} a subpoena, that he had left his residence in East 28th Street and would notify the District Attorney of his new residence. He did not speak to me about the case.

BESSIE WOODLEY, 239 West 29th Street. I am single.

I make my living by cleaning stores and offices. I live on the parlor floor in the front house of said premises. On the 28th of August

1828, at about seven o'clock in the evening I was in Miss Pettis' room in the basement of said house and heard the defendant say she wanted somebody to get an officer. Thereupon I went out into the yard and asked her what she wanted an officer for. Because, she said, Sol had cut her and cut his own throat; she wanted an officer and a doctor. I told her that I would not go out and that she should go herself. Miss Pettis went out to get the officer, and the defendant walked back into the rear house. After the officer had come I went up into the defendant's room and saw what Miss Pettis and Mrs. Park have testified to concerning the condition of the room, the position of the deceased and the action of the defendant. The officer asked her who had done ^{it} and she replied that Louis Fuld had done it. Some one asked her why did you let him go for over an hour? She replied, I do not know. After she had gotten up from the body of the deceased, the defendant again said: "Oh God, forgive me. My man is dead." Then the officer took her to the station house.

LAVINIA SAUNDERS, 239 West 29th Street. I am twelve years of age. I attend Public School No. 48 in West 28th Street. I live with my mother at said place. I know the nature of an oath. It is a declaration to speak the truth on pain

of imprisonment and to be sent to hell after death. In the evening of the 28th of August, 1888, I was going from the street to my mothers room, which is on the same floor where the defendant's room was. When I came to the last steps, I met the defendant sitting there and crying. She said, "Sol has cut me and has cut his throat." She asked me to go out and get a doctor. I ran downstairs and told Mrs. Coleman in her room on the ground floor what I had heard and seen. I remained in Miss Coleman's room until my mother came, and she took me right upstairs into our room. I did not see or hear anything further of the affair.

LILLIE BUTLER, 126 West 27th Street. I am a widow, my husband is dead. I am a washerwoman. On the 28th of August, 1888, between five and six o'clock P. M. I was sitting at the window of my room in 263 West 27th Street. It was on the second floor fronting the street. I saw Louis Fuld standing in the house opposite. I beckoned him to come up and he came. He had a light straw hat on. It was about supper time. Soon thereafter I had to go down to the dining room to get my supper. The said house was a boarding house. At my request Fuld waited in my room, until I came up again. He remained in my room until half past eight or nine o'clock in the evening. There were

two other boarders in my room at the time. I left my room with Fuld and walked with him to Seventh Avenue, where he left me, saying he wanted to go home. I made Fuld's acquaintance about seven months ago at 211 West 28th Street, where I had rented a furnished room from the defendant. He was in the habit of visiting the defendant. I lived only about four weeks with the defendant. Thereafter I did not see Fuld until about four or five weeks before the 28th of August, 1888, when I met him, I think in 29th Street. I did not meet him again until the day of the murder. We had no conversation about the defendant or the deceased, while he was in my company on said evening.

against
Per indictment and conviction
of the defendant for
manslaughter.

Norman Westerfelt, murderer, 20th
precinct, I was in charge of the desk,
when the defendant was brought into
the station house of the 20th precinct on
the 28th of August, 1888. I read the following
entry on the blotter: Susan Hendricks, 30, Black
U.S. prostitute, married, Read & White, Residence,
229 West 29 Street. Held on suspicion for taking the
life of Polonius Johnson of 239 West 29 St. Susan stated
at this station that Johnson and her had been drink-
ing together all the afternoon in company of
John Fuld and a fight commenced between
Fuld and Johnson and she tried to separate them
and received a fight on her finger and thumb left by
the police. She was not intoxicated at the time
she was greatly excited and constantly hallooing.

"Is my Pol. dead?" until about twelve o'clock, when I saw her at the cell, and then she repeated the above statements.

Robert H. Johnson, 115 Sullivan Street, Manufacturer of Stair Lamps. I am the father of Pelorus Johnson, who was killed on the 28th of August, 1888, in 239 West 29 Street. I saw his corpse lying there in the morning of August 29, 1888. I saw the wound inflicted upon him in his left breast right over his heart. I caused the corpse to be removed to James H. Matthews' undertaker's store at 48 1/2 Fifth Avenue. He was buried from that store on August the 30th, 1888. I saw his corpse in the coffin. A few days before his death my son told me that the deceased had been ^{thrust} ~~struck~~ with a fork. Minnie Johnson, the wife of the above witness and mother of the deceased, saw his corpse in the coffin. She attended his funeral.

POOR QUALITY
ORIGINAL

0441

COURT OF GENERAL SESSIONS.

THE PEOPLE, &c.

vs.

Joan Hendricks

BRIEF OF FACTS.

For the District Attorney.

Dated.

1888.

January 14th
Edward J. [unclear]

Deputy Assistant.

POOR QUALITY
ORIGINAL

0442

*District Attorneys Office.
City & County of
New York.*

January 22d, 1889.

People

v.

Susan Hendricks.

William H. Buttner, Esq., Atty for Deft.

322 Broadway, City.

Dear Sir:--

Your offer to plead to manslaughter in the second degree cannot be accepted.

The trial having been fixed for a day certain, January 25th, in open court, we cannot interfere with that disposition.

In any matter in relation to the trial you will please see Mr. Davis.

Very truly yours,

John W. L. Hoff

Assistant District Attorney.

POOR QUALITY
ORIGINAL

0443

John W. Smith

Copy

*Original of [illegible]
[illegible] [illegible]*

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Susan Hendricks

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

Susan Hendricks

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

The said *Susan Hendricks*,

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

Edmon B. Johnson

in the peace of the said People then and there being, wilfully, feloniously, and of
her malice aforethought, did make an assault, and *her* the said

Susan Hendricks, *him*,

the said *Edmon B. Johnson*, with a certain *knife*
which *she* the said *Susan Hendricks* in
her right hand then and there had and held, in and upon the *breast*
of *him* the said *Edmon B. Johnson*
then and there wilfully, feloniously, and of *her* malice aforethought did strike,
stab, cut and wound, giving unto *him* the said *Edmon B. Johnson*,
then and there with the *knife* aforesaid, in and upon the *breast*
of *him* the said *Edmon B. Johnson*,
one mortal wound of the breadth of one inch, and of the depth of six inches, of which said

mortal wound — *she* — the said *Edmond B. Johnson*
at the City and County aforesaid, from the day first aforesaid, in the year aforesaid, until the
day of _____ in the same year
aforesaid, did languish, and languishing did live, and on which said
day of _____ in the year aforesaid, the said
_____ at the City and County aforesaid,
of the said mortal wound did die.
then and there did die.

And so the Grand Jury aforesaid do say: That the said
Susan Hendricks, him,
the said *Edmond B. Johnson*, 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
_____ *Susan Hendricks* _____
of the same CRIME OF MURDER IN THE FIRST DEGREE, committed as follows:

The said *Susan Hendricks*, _____
late of the City and County aforesaid, afterwards, to wit: on the said *twenty eighth*
day of — *August* — in the year of our Lord one thousand eight hundred
and eighty- *eight*, at the City and County aforesaid, with force and arms, in and
upon the said *Edmond B. Johnson* _____

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
Edmond B. Johnson, did make another assault, and
the said *Susan Hendricks, him,* the said
Edmond B. Johnson, with a certain *knife* —
which — *she* — the said *Susan Hendricks* in

her right hand then and there had and held, in and upon the *breast*
of *him* — the said *Edmond B. Johnson*,
then and there wilfully, feloniously, and with a deliberate and premeditated design to effect
the death of *him* the said *Edmond B. Johnson*, did strike, stab, cut and
wound, giving unto *him* the said *Edmond B. Johnson* then
and there, with the *knife* — aforesaid, in and upon the *breast*
of *him* — the said *Edmond B. Johnson*
one mortal wound of the breadth of one inch and of the depth of six inches, of which said
mortal wound *he* — the said *Edmond B. Johnson*, at
the City and County aforesaid, from the said
day of
in the year aforesaid, until the
day of
in the
same year aforesaid, did languish, and languishing did live, and on which said
day of
in the year aforesaid,
the said
, at the City and County
aforesaid, of the said mortal wound did die.

Then and there did die.

And so the Grand Jury aforesaid do say: That the said
Susan Mendezes, him,
the said *Edmond B. Johnson*, 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 *Edmond B. Johnson*,
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.

JOHN R. FELLOWS,

District Attorney.

0447

BOX:

329

FOLDER:

3118

DESCRIPTION:

Henrick, William

DATE:

12/13/88



3118

POOR QUALITY
ORIGINAL

0448

day of *Nov* 188*8*
guilty Dec 3

VIOLATION OF EXCISE LAW
(Selling on Sunday, Etc.)
[III Rev. Stat. (7th Edition), Page 1883, Sec. 21 and
Page 1889, Sec. 6.]

PEOPLE,

vs.

F

William Hewrick

Dec. 12 Part 2

1517 Ave W

JOHN R. FELLOWS,

72 Dec 13/88 District Attorney.

But don't

A True Bill.

Stuart Macleod

Foreman.

*The place mentioned
herein is a boarding-house
and hotel, and of course
the testimony elicited
do not think that a
conviction can be
obtained do therefore
recommend that the
defendant be discharged
on his own recognizance
Dec 13/88.*

William Forester
Prosecutor

4

POOR QUALITY
ORIGINAL

0449

Sec. 198-200.

CITY AND COUNTY OF NEW YORK

5 District Police Court.

William Heinrich 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 Heinrich

Question. How old are you?

Answer.

36

Question. Where were you born?

Answer.

Germany

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

Answer.

1514. Ave. A. New York City

Question. What is your business or profession?

Answer.

Bar tender

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 and demand a trial by jury

Wm. Heinrich

Taken before me this

day of

Aug

188

Police Justice

POOR QUALITY
ORIGINAL

0450

District Attorney's Office.

PEOPLE

vs.

Referred at
Dept. request
to Mr. Foster

Dec. 13th

H. 20/

POOR QUALITY
ORIGINAL

0451

BAILLED,
No. 1, by Deam. Mamer
Residence 1043 5th Ave Street.
No. 2, by _____
Residence _____ Street.
No. 3, by _____
Residence _____ Street.
No. 4, by _____
Residence _____ Street.

Police Court 5 District 1343

THE PEOPLE, &c.,

ON THE COMPLAINT OF

John Chapman

John Chapman

Offence Disobeying
Excise Law

Dated Aug 6 1888

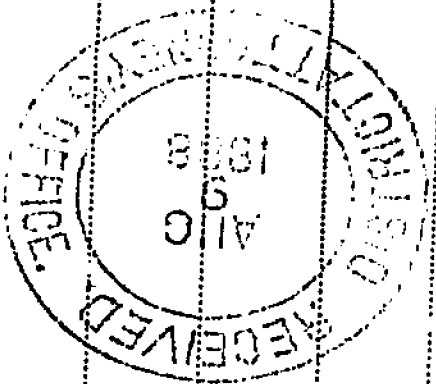
W. H. H. H. Magistrate.

W. H. H. H. Officer.

Witnesses

No. _____ Street.

No. _____ Street.



No. _____ Street.

\$ 100 to answer

John Chapman

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 Steunch

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

Dated Aug 6 1888

W. H. H. H. Police Justice.

I have admitted the above-named

defendant

to bail to answer by the undertaking hereto annexed.

Dated Aug 6 1888

W. H. H. H. Police Justice.

There being no sufficient cause to believe the within named

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

Dated _____ 188

Police Justice.

POOR QUALITY
ORIGINAL

0452

Excise Violation—Selling on Sunday.

POLICE COURT—5 DISTRICT.

City and County } ss.
of New York,

of No. 27th Precinct Police Street,
of the City of New York, being duly sworn, deposes and says, that on SUNDAY the 27th day
of August 1888, in the City of New York, in the County of New York, at
premises No. 1517 Avenue A Street,

William H. Smith (now here)
did then and there SELL, CAUSE, SUFFER and permit to be sold, and GIVEN AWAY under his
direction or authority strong and spirituous liquors, wines, ale and beer, being intoxicating liquors,
to be drunk as a beverage contrary to and in violation of the statute in such case made and provided.

WHEREFORE, deponent prays that said William H. Smith
may be arrested and dealt with according to law.

Sworn to before me, this 27th day
of August 1888
W. H. Smith Police Justice.

David C. Cagney

POOR QUALITY
ORIGINAL

0453

of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

OF THE STATE OF NEW YORK,

against

William Henrick

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

William Henrick

SELLING INTOXICATING LIQUORS AND WINES AS A BEVER-

age, committed as follows:

William Henrick

of the City of New York, in the County of New York aforesaid, on the
fifth day of *August* in the year of our Lord one
thousand eight hundred and eighty-eight, at the City and County aforesaid,
the same being the first day of the week commonly called and known as Sunday, with
force and arms, certain intoxicating liquors and certain wines, to wit: One gill of wine,
one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial,
one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer,
and one gill of a certain intoxicating liquor to the Grand Jury aforesaid unknown,
unlawfully did sell as a beverage to one

David E. Bagney

and to certain other persons whose names are to the Grand Jury aforesaid unknown,
against the form of the Statute in such case made and provided, and against the peace of
the People of the State of New York and their dignity.

SECOND COUNT—

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

William Henrick

of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG
AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said *William Henrick*

late of the City and County aforesaid, afterwards, to wit: on the day and in the year
aforesaid, the same being the first day of the week, commonly called and known as
Sunday, being then and there in charge of and having the control of a certain place
there situate, which was then duly licensed as a place for the sale of strong and
spirituous liquors, wines, ale and beer, with force and arms, at the City and County
aforesaid, the said place so licensed as aforesaid unlawfully did not close and keep
closed, and on the said day the said place so licensed as aforesaid unlawfully did then
and there open, and cause and procure, and suffer and permit, to be open, and to remain
open, against the form of the Statute in such case made and provided, and against the
peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

0454

BOX:

329

FOLDER:

3118

DESCRIPTION:

Higgins, John

DATE:

11/21/88



3118

POOR QUALITY
ORIGINAL

0455

Witnesses;

Officer Noon

21st

Counsel,

Filed 21 day of Nov 1888

Pleads, *Guilty*

THE PEOPLE

16th
327 E. 39th

John Higgins

Burglary in the Third degree.
[Section 498.506.528.55321]

JOHN R. FELLOWS,

District Attorney.

Subpoena - Compel personally

Adopt

A TRUE BILL.

Sted Mcclary

Foreman.

Printed, December 7/88.

Pleas. Petit larceny.

Dec. 11/88.

Sen pro.

POOR QUALITY
ORIGINAL

0456

District Attorneys Office.
City & County of
New York.

Dec 11 1888

Hon Rufus B. Downing
Dear Sir

In relation to the boy
Higgins about whom I spoke yesterday to you, he
was not brought before you yesterday but will
be this morning.

(He was arrested for taking a piece of
rubber valued at 25¢ from the Equable Gas Light bot-
tles).

I desire to say that if you desire to parole
him in charge of his parents that I am ready
to give him immediate employment as I have thorough
confidence in his honesty and general good
character.

Yours Respectfully
J. J. Talbot

735 East 34th

POOR QUALITY
ORIGINAL

0457

Police Court— 4 District.

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

of No. 200 E 40 Street, aged 30 years,
occupation Asst Superintendent being duly sworn

deposes and says, that the premises No. 684 Street, 21 Ward

in the City and County aforesaid the said being a two story brick

Building and which was occupied by ~~deponent as a~~ the Equitable Gas Company
and in which there was at the time a human being, by name

were BURGLARIOUSLY entered by means of forcibly Opening the
shutter and breaking open the window
and entering the room with
intent to commit a felony

on the 14 day of November 1888 in the night time, and the
following property feloniously taken, stolen, and carried away, viz:

A quantity of Green Jacket
of the value of One dollar

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

John Higgins and two other unknown
to deponent not yet arrested
for the reasons following, to wit: That deponent is
informed by Officer David Hoar
of the 21st Precinct that at
about 8:30 O'clock P.M. of the above
date he saw deponent Higgins
(now here), and two other persons
unknown to him coming out of
the above described premises
with said property in their

POOR QUALITY
ORIGINAL

0458

And there arrested defendant
Figgins (now here) and the said
two unknown persons made
their escape. Wherefore defendant
prays that said defendant
Figgins (now here) be held to
answer and be dealt with
as the law directs.

Subscribed before me
this 15th day of Nov 1888
Sam'l C. Kelly
Police Justice

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
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 1888
I have admitted the above named
to bail to answer by the undertaking hereto annexed.
Dated 1888
There being no sufficient cause to believe the within named
guilty of the offence within mentioned, I order he to be discharged.
Dated 1888
Police Justice.

Police Court, District,

THE PEOPLE, &c.,
on the complaint of

Offence—BURGLARY.

vs.

1
2
3
4

Dated 1888

Magistrate.

Officer.

Clerk.

Witnesses.

No.

Street,

No.

Street,

No.

Street,

\$ to answer General Sessions.

POOR QUALITY
ORIGINAL

0459

CITY AND COUNTY }
OF NEW YORK, } ss.

David Hoar
aged 29 years, occupation Police Officer of No 29
29th Avenue Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Henry W. Jacoby
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me this 15

day of Nov

1888

David Hoar

Sam'l C. Smith
Police Justice.

David Hoar

POOR QUALITY
ORIGINAL

0460

Sec. 198-200.

H District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

I am not guilty

John Higgins

Taken before me this
day of

188

Police Justice.

POOR QUALITY
ORIGINAL

0461

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

Police Court... 1806
District...

THE PEOPLE, &c.,
ON THE COMPLAINT OF

2
3
4

Offence

Dated Nov 15 1888

Magistrate

Officer

Precinct

Witnesses

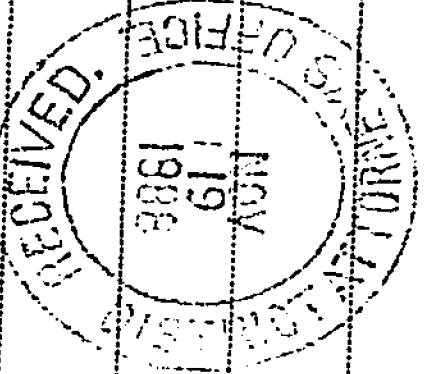
No. _____
Street _____

No. _____
Street _____

No. _____
Street _____

\$1000 to answer

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 John Higgins

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 Nov 15 1888 Samuel C. Kelly Police Justice.

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

Dated _____ 1888 _____ 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 _____ 1888 _____ Police Justice.

POOR QUALITY
ORIGINAL

0462

M

New York Dec 19th 1888

TO CHARLES GEIS, Sen., Dr.,
TRUCKMEN,

530 WEST 38th STREET, Bet. 10th & 11th Aves.

Dear Sir

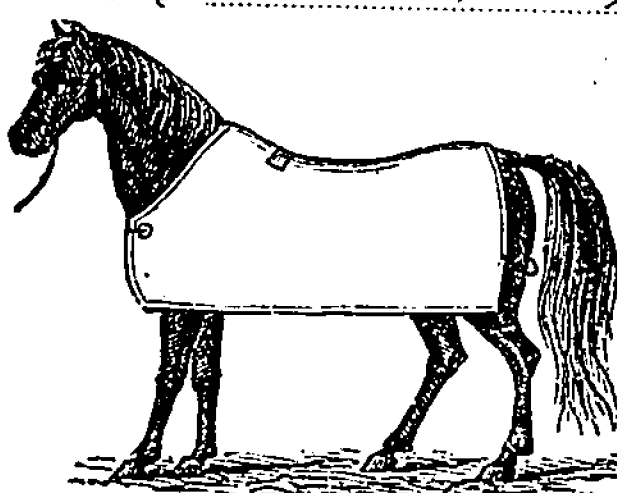
This is to certify
that John Higgins
has been in my employ
for 1 year as helper
on express wagon
and I have always
found him honest
and willing to do his work

William Geis
agent Westcott & Co
office 942 Bway

POOR QUALITY
ORIGINAL

0463

New York, Dec. 8. 1888



J. F. GALVIN, Jr.
LIVERY, SALE & EXCHANGE STABLE,
GOOD WORK HORSES TO LET,

TERMS CASH.

235 East 34th Street.

John Higgins 324 East 39th St was employed by me for 5 months and during that time I found him honest, sober, industrious and entirely trustworthy.

Nothing that I have ever seen in him would induce me to believe that he would be guilty of taking anything of any value which did not belong to him.

I have also known his father and mother for the past 5 years, and I know them to be honest, sober, hard-working people who can be trusted to look after the proper training of their children.

Yours sincerely J. F. Galvin

0464

[illegible]

“

“

PETIT

“

LA ROCHE NY

“

“

[illegible]

About two years ago, while the defendant was playing on a pile of lumber which was over twenty feet high, he fell from the same, and struck on his head and was rendered insensible by ^{the fall} ~~the~~ He was taken to Bellevue Hospital where he remained five weeks under treatment for a broken arm, three broken ribs and severe injuries to his head. The injuries to his head affected his hearing, and I have noticed that he has been light headed ever since, and in delicate health. He is under constant treatment for a running ear

POOR QUALITY
ORIGINAL

0465

I have a comfortable home, well furnished, and am able to and desirous of affording him the means to obtain the treatment which is necessary for his complete recovery and which my Doctor tells me can be ^{only} attained by careful and steady treatment and medical advice. If sent to Prison or the Reformatory, I am afraid that by the loss of care, medical advice and the comforts of a home, it will result to serious injury to his health, and perhaps to the total loss of his reason.

I submit herewith testimonials from the Westcott Express Company, and from his other employers, and which I attach hereto .

I strongly urge upon this Honorable Court that it exercise its executive clemency ^{towards} ~~and pardon~~ my son, and will take into consideration his previous good character and delicate state of health.

Sworn to before me
this 10th day of December, 1888.

William Smith

Notary Public.
W. H. C. W.

Mrs. Higgins

NEW YORK GENERAL SESSIONS

=====

PEOPLE, &C.

VS.

JOHN HIGGINS

=====

CITY AND COUNTY OF NEW YORK, SS: PETER CARROLL, being
first duly sworn deposes and says as follows--

I am a mason by trade and live at 330 E. 38th Street
I have been in the mason business for thirteen years.

I have known the defendant about five years. I am
also well acquainted with the family of the defendant, and
known them to be respectable, industrious and law abiding
people. AND HAVE A COMFORTABLE HOME.

The defendant has always born a good character
before the commission of the present offense, and been
an industrious and hard working young man, and I have
always found him to be honest, and he has always born the
reputation in my neighborhood of being an industrious and
honest young man. I have never known him to be charged
or arrested for the commission of any previous offense.

Sworn to before me this
11th day of December, 1888.

William Smith
Notary Public
C. W. W.

:
:
: *Peter Carroll*

POOR QUALITY
ORIGINAL

0467

STATE OF NEW YORK, }
CITY 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

18 }
}

N. D. General Sessions

The People of

Plaintiff,

against

John Higgins

Defendant.

Affidavit as to
Character of

HOWE & HUMMEL,

Attorneys for Defendant,

87 & 89 CENTRE ST., New York City.

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

Attorney.

To

St. Gabriel's Church,
308 East 37th Street.

New York, December 8th 1888

To the

Honorable Judge Cowing,

Honorable Sir -

I have been urgently
implored to seek your clemency in favor
of John Higgins aged 16 yrs who appears
before you on trial -

The parents of the boy have been
recommended as worthy people who have
striven to bring up their children properly.
And the neighbors feel that the boy is
rather the victim of Circumstances more ^{than}
a thief. Some years since the boy had
a serious fall and since then has not
been as bright as before so that
he could be played upon by

St. Gabriel's Church,
308 East 37th Street.

New York, 188

designing persons as in the present case
it is alleged -

If he be committed to his
parents they promise to use every
effort in the future to prevent a
recurrence of crime -

For this they pray most fervently
the more so since the boy is not in
the best of health -

May I then endorse their
request for suspension of sentence as it
is the boy's first offence -

Respectfully
S. W. Mackay

Actg. Rector

POOR QUALITY
ORIGINAL

0470

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 Higgins

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

John Higgins

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

The said

John Higgins

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

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 *corporation*.

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

POOR QUALITY
ORIGINAL

0471

SECOND COUNT—

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

John Higgins
of the CRIME OF *Robt* LARCENY. — committed as follows:

The said *John Higgins*.

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 *month* time of the said day, with force and arms,

*a quantity of gun powder of
the value of one dollar,*

of the goods, chattels and personal property of *one a corporation*
called The Fairchild Hardware Company
in the *building* of the said *corporation*. —

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

John A. Hellous,
District Attorney

0472

BOX:

329

FOLDER:

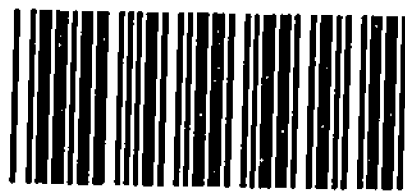
3118

DESCRIPTION:

Hill, John N.

DATE:

11/02/88



3118

POOR QUALITY
ORIGINAL

0473

Witnesses:

J. B. Kleecker
J. M. Ringgold
J. H. Bopfthum

Nov. 14, 1888.

I recommend the
dismissal of this In-
dictment for the reasons
stated in the case of
People v. Duncan M.
Buchanan, filed here-
with.

J. W. Deems

District Attorney.

Counsel,

Filed, 2

day of

Pleads,

THE PEOPLE

vs.

John W. Still

JOHN R. FELLOWS,

District Attorney.

A True Bill.

W. H. Deems, Foreman.

F. 2. Nov. 16, 1888

Indictment dismissed

FRAUDULENT REGISTRATION.
[Chap. 410, Laws of 1882, § 1908.]

573

POOR QUALITY
ORIGINAL

0474

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

THE PEOPLE OF THE STATE OF NEW YORK,
against

John W. Hill

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by
this indictment, accuse *John W. Hill*
of a FELONY, committed as follows:

Heretofore, to wit: on the *9th* day of
October, in the year of our Lord one thousand eight hundred and eighty-~~eight~~^{*nine*}, the
same being a day duly appointed by law as a day for the general registration of the
qualified voters of the said City and County, the said *John W. Hill*
late of the City and County aforesaid, at the City and County aforesaid, did personally
appear before the Inspectors of Election of the *Twenty-first* Election District
of the *Twenty-first* Assembly District of the said City and County, at a meeting
of the said Inspectors of Election then being duly held for the purpose of the general
registration of the male residents of the said Election District as then were, or would be
on the day of election next following the said day of registration, (to wit: on the *sixth*
day of November, in the year aforesaid, being the Tuesday succeeding the first Monday in
the said month of November, and being the day duly appointed by law for the holding of
a general election throughout the said State, and in the City and County aforesaid), entitled
to vote therein, at the duly designated polling place of the said Election District, and did
then and there, at the said general registration of voters, feloniously and fraudulently
register in the said Election District, not having a lawful right to register therein, in this,
to wit: that the said *John W. Hill* was not then a male resident
of the said Election District as then was, or on the said day of election next following the
said day of registration would be entitled to vote therein, for the reason that he was not
then, nor would he on the said day of election have been, an inhabitant of the said State
one year next preceding such election, and the last four months a resident of the said
County of New York, and for the last thirty days a resident of the said Election District,
against the form of the statute in such case made and provided, and against the peace and
dignity of the said People.

JOHN R. FELLOWS. District Attorney.

0475

BOX:

329

FOLDER:

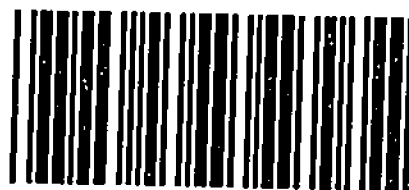
3118

DESCRIPTION:

Hoyt, Charles

DATE:

11/23/88



3118

POOR QUALITY
ORIGINAL

0476

Witnesses:

Louis E. Brown

Officer Diamond

14th Precinct

Counsel,

Filed

23rd day of Nov 1888

Pleas,

Charles Stoy

THE PEOPLE

24. 11. 88
41. 11. 88

Charles Stoy

Burglary in the THIRD DEGREE
(Section 498, 500, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000)

JOHN R. FELLOWS,

District Attorney.

73 Dec 11/88
John R. Fellows

A TRUE BILL

Robert Macleay
Foreman.

Dec 11/88 Part 2

Rev. Six m.
not

POOR QUALITY
ORIGINAL

0477

Police Court— District.

City and County
of New York, ss.:

35 West 144 Street, aged 24 years,
of No. 232 West 21 Street, being duly sworn
occupation Bookkeeper

deposes and says, that the premises No. 232 West 21 Street, 10 Ward
in the City and County aforesaid the said being of three story brick
Building on the 3 floor rear
and which was occupied by deponent as her private apartments
and in which there was at the time a human being, by name

were BURGLARIOUSLY entered by means of forcibly turning the
knob of the door leading into deponent's
apartments

on the 13 day of October 1888 in the day time, and the
following property feloniously taken, stolen, and carried away, viz:

One silver fruit knife and one
gold ring in use of the value of five
dollars and the property of Mrs. Deponent's

One Opera Glass. One Gold Watch one
gold ring one pair of ear rings one gold
bangle and one gold piece of the value of
fifty one dollar for the property of Maria
Murphy and in care and charge of
this deponent and in the same room at the
time of the Burglary

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

Charles Hest (worth)

for the reasons following, to wit:

That previous to said
Burglary and during the said property
was in deponent's room in said premises
and on the day in question left her
room about the hour of eight o'clock
and and closed her door after her, and
at the time the said deponent and
his wife were boarding in the said house
and on the above date the said deponent

✓ evidently left the house leaving the trunk after them. And this Defendant has been informed by Officer Thomas Drumm of the 14 Precinct Police that he arrested the Defendant and found in his possession and concealed upon his person the stolen put knife which Defendant identifies as hers and which was in her room on the day in question. Defendant therefore charges the said Defendant with Burglary, entering her room and stealing the stolen mentioned property from before me this
14th day of November, 1888

Lavinia E. Donnellan

John J. Morgan
Police Justice

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
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 _____ 1888
I have admitted the above named
to bail to answer by the undertaking hereto annexed.
Dated _____ 1888
There being no sufficient cause to believe the within named
guilty of the offence mentioned, I order he to be discharged.
Dated _____ 1888
Police Justice.

Police Court, District.

THE PEOPLE, &c.,
on the complaint of

1. _____
2. _____
3. _____
4. _____

Offence—BURGLARY.

Dated _____ 1888

Magistrate.

Officer.

Clerk.

Witnesses, _____
No. _____ Street, _____
No. _____ Street, _____
No. _____ Street, _____
\$ _____ to answer General Sessions.

POOR QUALITY
ORIGINAL

0479

CITY AND COUNTY }
OF NEW YORK, } ss.

aged _____ years, occupation Police Officer of No. 124

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

Sworn to before me, this 14 day of Nov 1888 Thomas J. Draine

John J. Draine
Police Justice.

POOR QUALITY
ORIGINAL

0480

Sec. 198-200.

CITY AND COUNTY }
OF NEW YORK, } ss.

3 District Police Court.

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

I Am not Guilty
and Am under an Examination
Chas Hays

Taken before me this

188

Police Justice.

POOR QUALITY
ORIGINAL

0481

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

Service Notice of Complaint
No. 35214
Police Court
District

THE PEOPLE, vs., 88
ON THE COMPLAINT OF

James A. [illegible]
135 [illegible]
Had [illegible]

Offence *Burglary*

Dated

November 17
188

Residence

John [illegible] Magistrate.

No. 3, by

John [illegible] Officer.

Residence

12

No. 4, by

James A. [illegible]

Residence

135 [illegible]

No. 3, by

John [illegible]

Residence

135 [illegible]

No. 4, by

John [illegible]

Residence

135 [illegible]

No. 3, by

John [illegible]

Residence

135 [illegible]

No. 4, by

John [illegible]

Residence

135 [illegible]

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
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 *Nov 17* 188 *John [illegible]* Police Justice.

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

Dated _____ 188 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

POOR QUALITY
ORIGINAL

0482

9

DISTRICT POLICE COURT.

THE PEOPLE,
ON COMPLAINT OF

Dannellan
agst.
Day

Examination had

November 14th 188

Before

John J. Hornan
Police Justice.

I, M. J. Cheacy, Stenographer of the District Police

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

Dannellan and all herein

as taken by me on the above examination before said Justice

Dated

Nov 14th

188

M. J. Cheacy
Stenographer.

John J. Hornan
Police Justice.

POOR QUALITY
ORIGINAL

0483

STENOGRAPHER'S MINUTES.

District Police Court.

THE PEOPLE, &c., IN COMPLAINT OF

VS.

BEFORE HON

POLICE JUSTICE,

1888

APPEARANCES:

For the People,

For the Defence,

188

INDEX.

WITNESSES.

Direct Ex.

Cross Ex.

Re-Direct.

Re-Cross.

Hamellan
Ormond

1 9
10 11

W. J. Peacy
Official Stenographer.

New York November 14th/88
Third District Police Court
Hon John J. Gorman Presid-
ing.

Levina Dannelan }
W. } Burglary.
Charles Hayt }

Levina Dannelan being
only sworn deposes and
says,

Q Where do you live?

A 234 West 21st St

Q You are a Book Keeper?

A Yes Sir,

Q What time, or what day
did this happen?

A The 13th of October

Q What time did you leave
that day?

A Ten minutes to
Eight O'clock I went
down to Breakfast.

Q The

2

Q Last time that you were
in your room was 8
O'clock in the morning?

A Yes Sir.

2

Q What did you do when
you left your room?

A Closed the door.

2

Q You pulled the door to?
A I did not lock
the door.

2

Q Then you went
to your place of employ-
ment?

A Yes Sir.

2

Q What did you discover on
your return?

A That my
property was gone, a
fruit knife and three
pens.

2

Q Valued at what?
A The Pens were valued at
three (\$3.) The Knife two
(\$2) Dollars.

2

(3)

2 When did you see the
Pins last?

A That morning

2 Did you see the Fruit
Knife?

A Yes Sir

2 Were you sure?

A Yes Sir.

2 You allege that some
other property was there, did
you room alone there?

A Yes Sir, Miss Murphy
roomed with me

2 Did you
see her property?

A Yes Sir

2 Every article as stated
in your Affidavit?

A Yes Sir.

2 What did you see that
morning belonging to
Miss Murphy?

A Her Opera
Glass in the Bureau drawer

(H)

Q Had you occasion to
open that?

A Yes Sir, I saw
the property, a gold thumb-
-ble and a ring,
What else?

Q A gold pen a pair of
ear rings

Q Do you know
the value of the Opera
glass?

A Yes Sir.

Q Do you know whether
the Bracelet was gold?

A It was gold
Will you swear that it
was either gold or
plated?

Q I cannot tell
This ring, can you
tell whether that is
gold or plated?

A Yes Sir,

Q Can you tell the value

(5)

Q of the Bracelet?

2

A No Sir.
Can you see the Value
of the Wimple or the Opera
Glass?

2

A No Sir,
Do you know the Value
of the Gold Pen?

2

A No Sir,
Do you know whether
it is gold or not?

2

A No Sir
All this property was in
the Bureau drawer?

2

A Yes Sir, the pen
was in the Bureau
What time did you
return that night?

2

A About half past
five o'clock and I found
that my property was
gone

2

The door was open
when you got back

(6)

A It was closed as I left it in the morning

Q. Who committed this robbery, do you know?

A I do not know
Q I ask the Officer to hand me the Fruit Knife, which he says was found in the possession of this Defendant (Knife handed to Counsellor Friend)

Q. How long have you had the Knife?

A. Three months
Q. You received it as a present?

A. Yes Sir.

Q. Did you use it?

A. I did not use it

Q. From whom did you receive it?

A. Mr McGinness

(4)

Q. When you got the knife
you put it away?

A. Yes, Sir, I saw the
knife that morning
you did not
handle the knife that
morning?

A. I saw it in
the box.

Q. There are a great
many fruit knives?

A. Yes, Sir,

Q. There is nothing special
about this that differs
from other knives?

A. Not at all.

Q. You will not swear
positively that this is
the identical knife that
was in the room?

A. I know the knife
by the engraving.

Q. Anything besides that?

A. No, Sir.

(8)

Q There are a great many knives like this or presume so, but I do not know

Q Will you positively swear that that is the identical knife that was given to you by Mr McGinnis

A (After looking at the knife) That is my knife.

Q. By what do you identify it?

A Counsel. I ask that this knife be kept in the possession of the Court or sent to the Property Clerk and we offer the knife in evidence for the reason that it will be an important factor in proving the innocence of

(9)

of this Defendant, He
ask that the Knife be
placed in charge of the
Court and not left in
the custody of the
Officer (Knife marked
Ethiopia A
Court) You have stated
that you do not know
the value of these articles,
or whether they were gold
or plated, what is your
best knowledge of that?
I firmly believe they
were ~~marked~~ gold

Done & before me
this 14th day of Nov 1888
John H. H. Police Justice

(10)

Thomas J. Diamond
of the 147 Precinct Police
being duly sworn deposes
and says:

Q. Officer Diamond
is the Knife that is in
evidence here, the one
you found on the defendant?

A. Yes, Sir;
Q. And that is the Knife
now?

A. Yes, Sir;
Q. What has this Pistol to
do with the case?

A. I found
that on him, and this
bunch of ~~the~~ keys, and
a file and sweet oil
used to soften metal,
the Pistol was loaded.
Pistol marked Philip B.

Q. Are these the sort of
tools used by professional
criminals?

(10)

(11)

A In my opinion they
me

Q Do you know positively

A That is the best of my
belly. The Pistol, file
and Keys offered in
evidence and marked
Q B, C & D

Court. When he was arrested
were there found in his
possession?

A Yes Sir.

Counsellor M. Friend - I move
to dismiss on the ground
that the people have
failed to prove their case,
the evidence of the Lady
Complainant would not
be received in any Court
of law.

Court. The Defendant is
held to answer in \$2000,
two thousand Dollars

M. J. Cheney
Stenographer

Court of General Sessions

The People

v.

Charles Hoyt

Burglary.

Thomas J. Diamond, patrolman, 14th precinct. On the 13th of November, 1888, between 12 and 1 o'clock in the morning, while on duty at corner of Tenth Street and Third Avenue a man by the name of Joseph H. Sans, of 159 West 23 Street, told me that the defendant, who was walking along Third Avenue, from Ninth to Tenth Street, had stolen a lot of property in 232 West 21 Street. I arrested the defendant, brought him to the Station House and there found a silver fruit knife in his possession, which the complainant herein afterwards identified as her property. The defendant denied the said charge and claimed

that the exact knife belongs to him. On the way from the Station House to the Court the defendant said to me that he did not commit the burglary, but ~~that~~ another man did it, who visited him and his wife. A ^{loaded} pistol was found on the person of the defendant Maurice Murphy, 234 West 21st Street, Dressmaker, now employed by Miss Adams, 240 West 20th Street. On the 13th of October, 1888, I resided at 232 West 21st Street, occupying one and the same room with the complainant herein. I left the house at about eight o'clock in the morning of said day. Before I left, I saw ^{in my room} one golden bracelet, one pair of pearl opera glasses, one gold thimble and one gold ring set with Turquoise and Pearls, which were ^{gold} my property, and also ^{one pair} belonging to the complainant herein. On my return in the evening, between

tip and seven o'clock, I missed
complainant's pins which had
been on the bureau ^{in the morning} ~~on the~~
Our suspicions being aroused,
the complainant and myself
made a search for our effects
and found that there were
missing

1 gold thimble	My own property. Value about \$41 \$31
1 " ring set with Pearls and Turquoise	
1 gold bracelet	
1 pair of pearl opera glasses	
1 gold earring	
1 gold pen with a pearl handle	

1 pair of gold earrings,
Value \$10 the property of my
sister Mrs. J. H.
Andrews.

1 silver fruit knife and	Property of com- plain- ant.
4 gold pins	

We informed the lady of the
house, Miss Eliza Lohm, who
at once suspected the defend-
ant of having stolen the said
property, who had left the

house with his alleged wife, without leaving any thing in his room except a trunk that seemed to contain ^{nothing but} ~~only~~ two heavy objects. The police was notified of the above facts by Messrs. Jones & Andrews. On the 15th of November, 1888, at about half past seven o'clock in the evening the defendant's wife came to my room and stated to me that a man who had visited her and her husband had stolen our said property and that she would procure the return of said property to us provided we would stop the prosecution of the defendant and give a receipt for the goods. This we declined to do. On our return to our room in the evening of November, the 16, 1888, we found a box containing the said opera glasses, gold ring, ^{thimble} ~~and~~ ~~the~~ ~~except~~ gold ^{pendant} ~~pendant~~ the complainant's 9 pins. The land lady told us that a man-

serger boy had brought the
~~boxes~~

Louisa E. Donnellan, ²⁰⁴~~224~~
West 21st Street, bookkeeper, em-
ployed by F. E. & J. A. Green,
Physicians, 95 West 14th Street,
I have heard the statement of
Miss Annie Murphy and say
that the same is correct in every
particular. On the 15th of No-
vember, 1888, about seven o'clock
in the evening a messenger
boy called at my residence
and requested me to meet a
lady at the next corner. I declined
to go, but requested Mr. P. C. Mc-
ginnis to see said lady. He
reported to me that she wanted
to take me over to the Contin-
ental Hotel to return to me the said
jewelry. Thereupon Mr. McGinnis
and myself went ^{with} said lady
who was known to me as the
wife of the defendant, to the
said Continental Hotel, where
the said lady asked me to sign
a paper, in which, as far as I
can recollect, it was stated that

I believed the defendant to be innocent of the crime charged against him, and that I had received back all the property stolen from me as aforesaid. I refused to sign said paper. He asserted her and her husband's innocence and stated that a young man who ^{had} called upon them had committed the theft. He wanted to know what we were missing and whether we would accept the money value of the stolen articles. Upon my declaration that I missed three pins, she said that she had only two. He accompanied us back to our residence and there the interview took place ^{above} described by Miss Murphy. He has refused to buy Miss Murphy and aimed three of my pins. I missed four, one of which has not been returned.

I can identify the fruit knife found on defendant's person as my property by the engraving on its handle. It was given to me as a present by Mr. Higgins.

Eliza Johns, 460 West 22^d Street,
On the 10th of October, 1888, I kept
a boarding house at No. 232
West 21st Street. The complainant
and Miss Murphy boarded with
me. On Monday, the 8th of Oc-
tober, 1888, the defendant and
his alleged wife came to my
said house and asked for
board and lodging. We agreed
upon to go a week. When I asked
him for payment in advance.
He said he could not pay in ad-
vance; he was a salesman
and would be received at any
hotel provided he had bag-
gage. I received them and
he brought a ^{large} trunk along.
They stayed until the following
Saturday, when they mysteri-
ously disappeared. The defendant
never left the house in the in-
terim, except for getting a paper;
he invariably returned at once.
His alleged wife went out fre-
quently during the day, and
in the evening both went out
together regularly. They left their
said trunk behind, and on opening

POOR QUALITY
ORIGINAL

0502

it, I found that it contained
nothing but two pieces of iron.

POOR QUALITY
ORIGINAL

0503

COURT OF GENERAL SESSIONS.

THE PEOPLE, &c.

vs,

Chas. Hoyt

BRIEF OF FACTS.

For the District Attorney.

Dated *November 20* 1888.

Edward Grover

Deputy Assistant.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Charles Hoyt

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

Charles Hoyt

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

The said

Charles Hoyt

late of the *16th* Ward of the City of New York, in the County of New York
aforesaid, on the *thirteenth* day of *October* in the year of our Lord one
thousand eight hundred and eighty-*eight*, with force and arms, in the
day - time of the same day, at the Ward, City and County aforesaid, the
dwelling house of one

Lavinia E. Donnellan

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

Lavinia E. Donnellan

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

SECOND COUNT—

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

Charles Hoyt

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

The said

Charles Hoyt

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

one fruit-knife of the value of two dollars, three pins of the value of one dollar each, one opera glass of the value of five dollars, one bracelet of the value of ten dollars, one ring of the value of ten dollars, two earrings of the value of five dollars each, one thimble of the value of five dollars, and one pen of the value of one dollar and fifty cents,

of the goods, chattels, and personal property of one *Lavinia E. Donnellan*

in the dwelling house of the said *Lavinia E. Donnellan*

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

THIRD COUNT.

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

Charles Hoyt
of the CRIME OF RECEIVING STOLEN GOODS, committed as follows :

The said

Charles Hoyt

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, *one fruit-knife of the value of two dollars, three pins of the value of one dollar each, one opera glass of the value of five dollars, one bracelet of the value of ten dollars, one ring of the value of ten dollars, two earrings of the value of five dollars each, one thumb of the value of five dollars, and one pen of the value of one dollar and fifty cents* of the goods, chattels and personal property of *Lavinia E. Donnellan*

by a certain person or persons to the Grand Jury aforesaid unknown, then lately before feloniously stolen from the said

Lavinia E. Donnellan

unlawfully and unjustly, did feloniously receive and have ; (the said

Charles Hoyt

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.

JOHN R. FELLOWS,
District Attorney.

0507

BOX:

329

FOLDER:

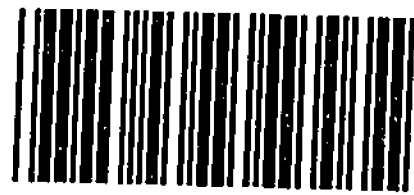
3118

DESCRIPTION:

Hurst, James

DATE:

11/08/88



3118

0508

BOX:

329

FOLDER:

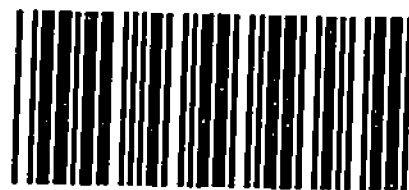
3118

DESCRIPTION:

Cooper, Jacob

DATE:

11/08/88



3118

0509

- 29 -
M. S. Dyer
Counsel,
Filed
Say of
Pleads, C. M. J. (9)

Witnesses:
O. A. Alexander.
Offic. Dyer.

THE PEOPLE
James Hurst
Jacob Cooper
Burglary in the 1st degree.
Section 486, 506, 528, 530, 535

JOHN R. FELLOWS,
District Attorney.

A True Bill.

W. C. MacLae
Forfeited November 14/88
Plead guilty
of 1st degree Burglary
Nov. 16/1888.

0510

Police Court—1st District.

City and County } ss.:
of New York,

of No. 52. East 108th Street, aged 57 years,

occupation Druggist being duly sworn

deposes and says, that the premises No 52. East-108th Street,

in the City and County aforesaid, the said being a Private Dwelling

house in the 10th Ward

and which was occupied by deponent as a Dwelling House

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

were BURGLARIOUSLY entered by means of forcibly opening

the door. Stealing from

the premises to deponent's premises

on the 28th day of October 1888 in the Evening time, and the following property feloniously taken, stolen, and carried away, viz:

One Cassia Cloak of the value
of fifteen dollars. And a quantity
of Silver and plated ware of the
value of twenty dollars. all being
of the value of thirty-five dollars.

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

James Hursh & Jacob Cooper
(both nowhere)

for the reasons following, to wit: That at or about the hour

of 11.30 P.M. on the 27th day of October 1888,

deponent, being at the premises, saw

the premises, at or about the

hour of 4 A.M. on the 28th day of October

1888. Deponent did observe that said

premises had been burglariously

entered as aforesaid and the said

property taken & then was carried

Quay, Defendant is informed by
George Hayler that at or about
the hour of 130. A.M. on the 28th day
of October 1888. He saw the said
Hurst and Lopez enter a vacant
Stable located on the West End corner
of Fifth Avenue & 109 Street - and that
the said defendants remained in
said Stable about thirty minutes and
they left said Stable, taking the said
Hayler further informs that
he found a portion in said Stable
the Silver & Platin ~~ware~~ were here shown
which defendants fully identifies as
a portion of the property taken stolen
and carried away from defendants premises
The said Hayler further informs
defendants that he was in the said
Stable from the time the said defendants
left it until he found said property and
that no other person had entered or left said
Stable. Defendants therefore prays that the
said defendants may be held to answer
the same. *Otto Alexander*
I swear to before me
this 29th day of October 1888

Police Court	District
THE PEOPLE, &c., ON THE COMPLAINT OF	
Dated	188
Magistrate.	Officer.
Clerk.	Witnesses:
Committed in default of \$	
Bailed by	No.
Street.	

POOR QUALITY
ORIGINAL

05 12

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 24 years, occupation Bricklayer of the

South Bay Ferrying Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of Otto Alexander

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

Sworn to before me, this 29th

day of October 1888

George Kaylor

W. A. Vande

Police Justice.

POOR QUALITY
ORIGINAL

0513

Sec. 198-200.

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

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

Question. What is your name?

Answer. *James Hurst.*

Question. How old are you?

Answer. *21 Years.*

Question. Where were you born?

Answer. *Philadelphia Penn*

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

Answer. *107 1/2 Street 41st Ave. 4 Months*

Question. What is your business or profession?

Answer. *Reverend -*

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
Charge*

James Hurst,

Taken before me this
day of *October* 188*8*

[Signature]
Police Justice.

POOR QUALITY
ORIGINAL

0514

Sec. 198-200.

CITY AND COUNTY } ss.
OF NEW YORK, }

District Police Court.

Jacob Cooper being duly examined before the under-
signed according to law, on the annexed charge; and being informed that it is h *right* to
make a statement in relation to the charge against h *;* that the statement is designed to
enable h *;* if he see fit to answer the charge and explain the facts alleged against h *e*
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. *Jacob Cooper*

Question. How old are you?

Answer. *17 Years*

Question. Where were you born?

Answer. *New York*

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

Answer. *1879 3rd Avenue 4 Years*

Question. What is your business or profession?

Answer. *Sign Maker*

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*
Charge

Jacob Cooper

Taken before me this

day of

188

Police Justice.

05 15

Residence ...

to answer

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

State of New York
City & County of New York, ss.

Solomon Abrahams
being duly sworn deposes and says that he
resides at No 61 East 41st St, that he
is in business at 50 East 42nd St in the
Manufacturing of Suits That he has
been acquainted with Jacob Cooper
for about 3 1/2 years. That the said
Cooper was in his employ for the period
of 2 1/2 years, and left upon his
own accord about 4 weeks ago, and that
this deponent has always found
him honest and trustworthy and
in fact so much so that he
has at all times intrusted the
said Cooper with large sums of
Money; and has been a hard
working boy. And this deponent
further says that he is ready
and willing to again accept and
take in his employ the said Cooper.

I make before me this

13th day of November 1888

Solomon Abrahams

Manicodell

Capt of Lewis N York

State of New York
City & County of New York 88.

Joseph Keit's

being duly sworn deposes and says that
he resides at No 324 East 119th
Street. That he is engaged in the
Manufacturing of cigars at No 183
Greenwich Street in the City of
New York. That he has known Jacob
Casper for the past 15 years, and
has always found him to be an
Honest and hard Working Boy,
and has at all times been a good
and dutiful Son towards his
parents and to all parents best
knowledge and belief the said
Casper has never been arrested
for any crime whatsoever, deponent
further says that he has for the past
15 years and up to this present date
been a constant Visitor to the home
of the said Casper, and that the
said Casper to the best of this deponent's
knowledge has not accustomed to being
out late at Nights as this deponent
in his visits has generally met him
home where he remained.

Sworn to before me this 3rd day of November 1888, } Joseph Keit
15th day of November 1888, }
Maurice de la Roche City of New York

State of New York
City & County of New York ss.

Lewis Cooper
being duly sworn deposes and says that
he is the father of Jacob Cooper, who
is now confined in the City Prison,
and that he resides at No 1859,
Third Avenue in the City of New York.

That the said Jacob Cooper has
at all times been a good and dutiful
son to his father and his Mother,
that he has at all times resided with
them; and has been part of the means
of the support of this dependent and
his family. That the said Cooper has
been in the employ of Samuel Abraham
at the Sugar Manufacturing business.

That the said Jacob Cooper has
never to the best of deponents knowledge
and belief been arrested for any
offence or crime, and that he
has never in the habit or custom
to remain out late in the night.

Subscribed and sworn to before me
this 15th day of November 1888

Wm. J. Cooper

Wm. J. Cooper
Notary Public
N.Y.C.

POOR QUALITY
ORIGINAL

05 19

The People

Agts

James Haert-

and

Jacob Cooper

Officers of

Long Cooper

Joseph Webb

John Albrecht

Court of general Sessions.

Part III.

The People of the State of New York : Before
 : agst. : Hon. Frederick Smyth/
James Hurst and Jacob Cooper. : and a Jury.

Indictment filed November 8th, 1888.

Indicted for Burglary in the First Degree.

New York, November 13th, 1888.

A P P E A R A N C E S:

For The People, Assistant District Attorney, W. T. Jerome,
For the Defendant, J. J. Walsh., Esq.

OTTO ALEXANDER, a witness for The People, sworn, testified:

I live at No. 52 East 108th Street in this City.
I carry on an Apothecary at the corner of 79th Street and
Third Avenue and another one at the corner of 106th Street
and Second Avenue. On the night of the 28th of October,
I returned home from my store at half past eleven o'clock,
and went into my house No. 52 East 108th Street; I locked
the door in front and then went down stairs into the base-
ment, which I am accustomed to do-- I examined the house
from the top to the bottom and I found all the doors secure-
ly locked. I then went to bed. When I went to bed that
night I left all my silver ware in the front basement and
a cloak, belonging to my wife was hanging up in the kitchen.

2

I came down stairs in the morning at seven o'clock and when I went down I found the rear door leading to the yard open and I also found the door leading to the cellar open; both these doors had been locked the night before. I also saw when I entered the basement, black foot prints on the carpet; I looked into the kitchen and I found that the cloak which my wife had hung up there to dry was missing; I then examined the place closer and I found that the coal hole which had been securely fastened the night before was open; this coal hole leads into the cellar and from there an entrance could be gained to the basement by opening the cellar door. After I found this out I went and reported my loss to the police and sometime afterwards, the following Sunday morning I think, Officer Doyle came and brought me to the station house and I there identified the silver ware which had been taken from me. The value of the cloak that was taken was about \$15. This house is situated in the 12th Ward; I have a wife and four children and they together with two servants and myself slept in that house that night.

No Cross Examination.

GEORGE KAYLOR, a witness for The People, sworn, testified:

I live on the southeast corner of 109th Street and Fifth Avenue. I lived there during the month of October this year with my wife. I know the two defendants, James Hurst and Jacob Cooper, by seeing them passing my place going to the Polo Grounds; I have known them by sight for about one year. On the night of the 28th of October, I was at my

brother's house in 81st Street near First Avenue, and I came home at about one o'clock. Right next to the house in which I lived there is a stable owned by my mother-in-law. As I approached my house on that evening I saw the two defendants walking ahead of me on the north side of Fifth Avenue. They went along 108th Street to Fifth Avenue and then turned down the hill to go to 109th Street, to this stable. Hurst had a bundle in his arms. They went to the stable and opened the door and walked in and I was behind the stable and I listened to what they said; I overheard their conversation: They said they would leave the stuff there until Monday morning-- this silver ware. About a half an hour after this these two men came out of the stable and I went in and I found a silver water pitcher, some silver napkin rings, a silver milk pitcher and a small cup. I went in to the house and told my wife and then she came out and looked at the stuff and after that I went down and reported the case to Officer Dolan. Mr. Dolan came up on that day and took the stuff away. A day or two after this a boy came to my wife with a pawn ticket, and I went and gave the pawn ticket to Mr. Alexander and he got the cloak out of pawn.

CROSS EXAMINATION.

I do not know the name of the boy who brought the ticket to my wife. I did not know where to go with the ticket so I gave it to Mr. Alexander and he went and got the cloak himself.

Q Isn't it a fact that you slept in that stable that night?

A No, sir.

Q Isn't it a fact that your wife went to the officers and re-

4

ported the stealing of that silver? A I reported it and my wife reported it.

Q Didn't your wife make application on the next day to have you arrested? A Yes, sir.

Q When did you work last? A I am a mason and I worked last a month ago for a man named Mc Entee; I have also worked for J. & W. Steers. I have never been arrested but once and that time I was simply locked up for two days.

Q What did you get that for? A I was out of work at the time and my wife thought that probably I might get work if she had me arrested.

ANNIE KAYLOR, a witness for The People, sworn, testified:

I am the wife of the last witness; I live at the southeast corner of 109th Street and Fifth Avenue. On Sunday morning the 28th of October, about one o'clock I was looking out of my window waiting for my husband to come home. I know this defendant Hurst by sight very well, but the other man I have never seen before. On the night of the 28th I saw Hurst and another fellow with him come down the hill and go into my mother's stable; Hurst had a bundle under his arm, as my husband has described. I then shut the window and paid down for a while and bout half an hour afterwards my husband came and knocked at the door, and I opened it for him. He then told me what he had seen these two men do and what he had heard, and I told him the best thing he could do would be to go and report it at the station.

5

house. I started off to the station house myself and when I got as far as Madison Avenue I met Officer Ward and I told him to keep a watch on this stable that he might see one of these men come out of it. The officer did watch the stable and he saw this man Cooper come there. My husband was not drunk on this night.

CROSS EXAMINATION.

I never saw the defendant Hurst in my house, nor did I ever see him with my husband in the stable. I have seen him come out of that stable in the morning; I know that several of these men used to sleep there. I also saw him standing around that stable during the day.

Q But on these occasions when you saw Hurst, you never saw Cooper? A No, sir; I never saw him before.

Q Didn't you report this matter at the station house because you were afraid your husband would get into trouble? A No, sir; my husband reported it himself; I was not afraid.

JOHN WARD, a witness for The People, sworn, testified:

I am an officer of the Municipal Police. I saw Mrs. Kaylor on the morning of the 29th of October, about half past seven o'clock, and she told me something. I have known these two defendants about a year and a half. On this morning I saw Cooper coming across 108th Street. With a coat under his arm. I was standing at the corner of Fifth Avenue when I saw him coming across; when he saw me he jumped behind a stone fence and I walked up

6

to him and said "Good morning, Jake", and he said "Good morning, Officer"; I says "What are you doing around here", and he said "I am just going up Fifth Avenue here, a little ways". I said "I guess it is about time for me to go down to the station house." I bid him good morning and I went as far as Madison Avenue into a new building there, and I watched his movements. I saw him turning back and going into a shed at 109th St. and Fifth Avenue; he remained around there for a good while, about ten minutes, and he came out again, and as he was crossing Fourth Avenue at 110th St. I arrested him. I said to him "Why did you come back there again"; he did not make any answer and I took him to the station house.

CROSS EXAMINATION.

Q Did you hear of the burglary of this house and the larceny of these goods before you saw Mrs. Kaylor, on that morning? A No, sir.

Q Was it reported at the station house? A It is generally reported to the Ward Detectives and not to the Patrolmen .

Q Are you the person to whom Mr. Kaylor made the report?
A No, sir.

GEORGE DORAN, a witness for The People, sworn, testified:

I am an officer of the Municipal Police attached to the 12th precinct. I have known the defendant Cooper

7

for about a year and I have known the defendant Hurst for about one month. On the morning of the 29th of October I had a conversation with Hurst: I asked him what had become of the cloak and he said he didn't know anything about it; I did not ask him what had become of the silver because the silver was there. I was going to the station house at eight o'clock that morning, and Mr. Kaylor met me in 88th St. and told me that there was some silver ware over there in a stable, and he expected that those two men would call for it. I took Officer Wright along with me and I told him to watch the place and if any man came there, to get the silver to arrest him. Finally, I put the silver in a bag and took it to 105th St. and Second Avenue, Mr. Alexander's place of business, and he identified it as his silver.

CROSS EXAMINATION.

I did not arrest Kaylor nor threaten him with arrest. On Sunday morning Mr. Alexander reported at the station house that his residence had been entered by the coal hole, and that silver ware and a cloak had been taken. Kaylor had previously reported to me that this silver ware was in his mother inlaw's stable and that he had seen these two defendants going into that stable on the morning of the 29th about one o'clock.

8

D E F E N S E.

JAMES HURST, a defendant, sworn, testified:

I live at the corner of 107th Street and First Avenue. I do not know anything about the breaking in of Mr. Alexander's house or the stealing of his silver ware.

Q Did you enter that house in any way? A No, sir.

Q Did you take any silver ware? A No, sir.

Q Did you take a cloak? A No, sir.

Q Did you take any property from his house at all?

A No, sir; I was in bed at the time.

Q You have been arrested before? A Yes, sir; I was arrested once for standing on the corner selling papers; there were a number of other fellows standing there in company with me and I was arrested. I was not in this stable belonging to Mr. Kaylor's mother-in-law on the night he has spoken of; I did not bring any silver ware or any bundle of any kind to that stable.

Q Were you ever in that stable at night? A No, sir, not before. I at one time had a horse and wagon stabled there, but I have never been there since that time.

Q How long is that ago? A Four weeks ago.

CROSS EXAMINATION.

I was sent up for three months at the time I was arrested for disorderly conduct; I was discharged at the end of three weeks. I was not working at the time of this occurrence. I know the lady who owns this stable

her name is O'Brien, and on this morning I went up to ask her for the loan of five cents to pay my carfare to 144th St. and Fourth Avenue, where I wanted to get a job. I came up through First Avenue into 107th St. and then I went down into the lot where this stable was; Officer Wright jumped out of the stable and arrested me. I asked him what I was arrested for but he would not give me any information; he punched me in the face, and kicked me. He asked me did I know anything about what I was arrested for, and I told him I did not know the first thing about it. I remember the night of the 28th of October, distinctly. On that night I was home by nine o'clock and I went to bed quite early. I have known the defendant Cooper about six weeks. I got acquainted with him in the Salvation Army; I was not a soldier but I simply attended the meetings. I never associated with Cooper much. I slept in this stable once, about five or six months ago.

November 14th, 1888.

Both defendants withdraw their plea of not guilty, and plead guilty to Burglary in the Second Degree.

0529

trial, November 13th 1888.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*James Hunt and
Jacob Roover*

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

James Hunt and Jacob Roover

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

The said *James Hunt and James
Roover, both* —

late of the *Twelfth* Ward of the City of New York, in the County of New York
aforesaid, on the *twenty-seventh* day of *October*, in the year
of our Lord one thousand eight hundred and eighty-*eight*, with force and arms, about the
hour of *twelve* o'clock in the *night* time of the same day, at the Ward,
City and County aforesaid, the dwelling house of one *Otto Alexander*. —

there situate, feloniously and burglariously did break into and enter, there being then and there
some human being, to wit: *the said Otto Alexander*. —

within the said dwelling house, with intent to commit some crime therein, to wit: the goods
chattels and personal property of the said *Otto Alexander*. —

in the said dwelling house then and there being, then and there feloniously and burglariously to
steal, take and carry away; *the said James Hunt
and Jacob Roover, and each of them,
joining them and their assistants and
confederates and helpers present,
to wit: each of the above* —

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

James Hunt and Jacob Cooper
of the CRIME OF *Grand* LARCENY *in the first degree*, committed as follows:

The said *James Hunt and Jacob Cooper, both* —

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 the said day, with force and arms,

one book of the value of fifteen
dollars, and divers articles of silver
and silver-plated ware, of an
number and description to the
Grand Jury aforesaid unknown,
of the value of twenty dollars,

of the goods, chattels and personal property of one *Otto Alexander.* —

in the dwelling house of the said *Otto Alexander.* —

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

THIRD COUNT—

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

James Smith and Jacob Cooper
of the CRIME OF RECEIVING STOLEN GOODS, committed as follows:

The said *James Smith and Jacob Cooper*,
Smith —

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

one book of the value of
fifteen dollars, and several
articles of silver and silver plated
ware, of a number and description
to the Grand Jury aforesaid
unknown, of the value of twenty
dollars,

of the goods, chattels and personal property of one *Otho Alexander,*

by a certain person or persons to the Grand Jury aforesaid unknown, then lately before feloniously
stolen, taken and carried away from the said *Otho Alexander,*

unlawfully and unjustly, did feloniously receive and have; the said *James*
Smith and Jacob Cooper

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

JOHN R. FELLOWS,
District Attorney.