

0136

BOX:

315

FOLDER:

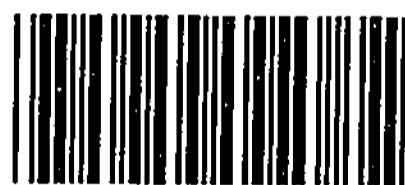
2993

DESCRIPTION:

Miller, George

DATE:

07/05/88



2993

Witnesses:

Anthony Luter

W

7

29

Counsel,
Filed *5* day of *July* 188*8*
Pleads,

THE PEOPLE

vs.

P

George Miller

Burglary in the Third degree.

[Section 498, Penal Code.]

JOHN R. FELLOWS,
District Attorney.

A True Bill.

Geo. J. Collins

July 6/88

Foreman.

Plead. Ray J. J. J.
H. J. J. J. J.

0137

0138

Police Court—2nd District.City and County }
of New York, } ss.:of No. 922 Broadway Street, aged 34 years,
occupation Butcher being duly sworn.deposes and says, that the premises No 922 Broadway Street,
in the City and County aforesaid, the said being a Butch Building in
the 18th Ward of the City of New York
and which was occupied by deponent as a Butcher Store
and in which there was ^{in part} ~~not~~ at the time a human being, by nameBroke and
were BURGLARIOUSLY entered by means of forcibly entering
said Store through the jam-light
over the side door of said Store
at about the hour of 12 1/2 o'clockon the 28th day of June 1888 in the night time, and the
following property feloniously ~~taken, stolen, and carried away, viz:~~ attemptedto be stolen and carried away, viz:
a quantity of meat and other property
of the value of one hundred (and
more) dollarsthe property of deponentand deponent further says, that he has great cause to believe, and does believe, that the aforesaid
BURGLARY was committed and the aforesaid property ^{attempted to be} taken, stolen, and carried away byGeorge Miller, now here,for the reasons following, to wit: That deponent is now
here informed by Officer Meade
that at the hour of 12 1/2 o'clock
A. M. on the morning of said day
he, said Officer, found the said
dependant concealed in a
box in the cellar of said premises
and said dependant now there

0139

Admits in open Court that he
entered said premises through
the jam light over the side
door of said store.

Sworn & began on this } 28th day of June 1888

J. M. Patterson Police Justice

Police Court _____ District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

Degree

Burglary

Dated

188

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of \$ _____ Bail.

Bailed by

No.

Street.

0140

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 42 years, occupation Police officer of No. 19th Precinct Street, being duly sworn deposes and

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

Sworn to before me, this 28th

day of June 1888

Joseph Meacle
Police Justice.

J M Patterson

0141

Sec. 198-200.

2

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

George Miller 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.

George Miller

Question. How old are you?

Answer.

31 years of age

Question. Where were you born?

Answer.

Germany

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

Answer.

783-6th Avenue, 2 months

Question. What is your business or profession?

Answer.

I have none

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 went in for a night's
lodging and something to
eat. I did not intend
to steal. I went into
the store through the
jaw-light*

George Miller

Taken before me this

28th

day of *March* 188*8*

John D. Sullivan

Police Justice.

0142

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.....

George Miller
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of
Fifteen *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 28th 188 *8 J. M. Patterson* *Police Justice.*

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

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

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

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

0143

Police Court-- 2nd District. 987

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Albert Baer
922 vs. Buway
George Miller

Offence Burglary

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Dated June 28th 1888

Patterson Magistrate.

Meachler Officer.

19 Precinct.

Witness Joseph Meachler

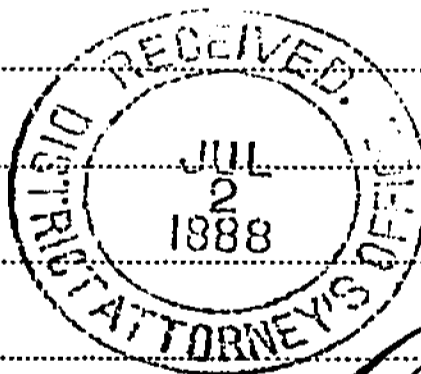
No. 19th Precinct Police Street.

No. Street.

No. Street.

\$ 1500. to answer G.S.

Comm



0144

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

George Miller

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

— George Miller —

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

The said

George Miller,

late of the *Eighteenth* Ward of the City of New York, in the County of New York, aforesaid, on the *twenty-eighth* day of *June* 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 *shop* of one

— Albert Baer —

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

— Albert Baer —

in the said *shop* 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.

John R. Fellows,
District Attorney.

0145

BOX:

315

FOLDER:

2993

DESCRIPTION:

Mills, Zephaniah H.

DATE:

07/11/88



2993

Witnesses:

Counsel,
Filed 11 day of July 1888
Pleads,

THE PEOPLE
vs.
Jephthiah H. Mills
Grand Larceny Second degree.
[Sections 528, 531, Penal Code].

JOHN R. FELLOWS,
District Attorney.

A True Bill.
Geo. J. Fellows
Foreman.

L. C. Fellows 26th July 1888.
m. J.

0147

TORN PAGE

Sec. 192.

3

District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY }
OF NEW YORK, } ss.

An information having been laid before Andrew J. White a Police Justice
of the City of New York, charging Jephthah Mills Defendant with
the offence of Grand Larceny

and he having been brought before said Justice for an examination of said charge, and it having been made to
appear to the satisfaction of said Justice that said examination should be adjourned to some other day, and the hear-
ing thereof having been adjourned,

We, Jephthah Mills Defendant of No. 2 Mills Hotel
George W. Gardner Street; by occupation a Blender man
and George W. Gardner of No. Madison Station
Street, by occupation a Coal dealer Surety, hereby jointly and severally undertake that
the above named Jephthah Mills Defendant
shall personally appear before the said Justice. at the 3 District Police Court in the City of New York,
during the said examination, or that we will pay to the People of the State of New York the sum of Five
Hundred Dollars.

Taken and acknowledged before me, this 28
day of June 1888

A. J. White POLICE JUSTICE.

Jephthah H. Mills
Geo. W. Gardner

0148

TORN PAGE

CITY AND COUNTY } ss.
OF NEW YORK, }

George M. Gardner

the within named Bail and Surety being duly sworn, says, that he is a resident and *proper* holder within ~~the said County and State~~, and is worth *Ten* Hundred Dollars, exclusive of property exempt from execution, and over and above the amount of all his debts and liabilities, and that his property consists of *Stock & fixtures of coal*

Yard and property - consisting of house and lots situated at Bedford Station Westchester County - of the value Three Thousand dollars over and above all liabilities.

Geo. M. Gardner

District Police Court.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

Undertaking to appear during the Examination.

Taken the day of 188

Justice.

Indemnity

M. A. Griffin

Wm. S. Adams

Sworn to before me, this 25
John of West
Police Justice.
1888

0149

Police Court

District.

Affidavit—Larceny.

City and County } ss.:
of New York, }John Sedgwick
of No. 408 Broome Street, aged 48 years,
occupation Manager being duly sworndeposes and says, that on the 26 day of June 188 out the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent, in the Day time, the following property viz:Four (4)
Bags of Rags of the value
of Forty Dollars (\$40)the property of Brewster, Ling & Co. in
the care and charge of
deponent at the time.and that this deponent
has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,
and carried away byStephen H. Mills (now
here for the reason that said
Mills admitted and confessed
in open Court, without force
or intimidation, but of his own
free will, and volition, that he
stole said property on said day
and date; and further Philip J
Stein of No. 19 First av, saw
said Mills take three of said Bags
of Rags; therefore Deponent now
charges, said Mills, Deponent,
with taking, stealing and carrying
away said property and prays
that he be dealt with as the Law
directs

John Sedgwick

Sworn to before me, this
1st day of June 188
of
Police Justice.

0150

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 24 years, occupation Porter of No. 408 Broome Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of John Dedgwick

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

Sworn to before me, this 24 day of June 1888

day of

188

Philip J. Stein
John Dedgwick
Police Justice.

0151

Sec. 198-200.

3 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Zephaniah H. Miller 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 at 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.

Taken before me this

date

1881

Police Justice.

0152

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 Alfred Clark

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

Dated June 27 1888 A. J. White Police Justice.

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

Dated June 28 1888 A. J. White 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.

0153

44
Police Court---990 District.

THE PEOPLE, &c.
OF THE COMPLAINT OF

J. Sedgwick
408 Avenue

2
3
4

Grand
Offence
Prison

BAILED

No. 1, by Geo W Gardner
Residence Medford Station Westchester Co. Street.

No. 2, by
Residence Street.

No. 3, by
Residence Street.

No. 4, by
Residence Street.

Dated June 27 1888

White Magistrate.

Wick Officer.

Woodbridge Precinct.

Witnesses

G. Lance Street.

Coroner's Office

North Main Street.

Coroner's Office

No. Street.

\$5000 to answer

4 June 28. 3. P.M.

Paroled at 7 P.M. 1st

Bailed

0154

ADAMS BROTHERS,
BEDFORD STATION, N. Y.
(CHARLEM R. R.)
DEALERS IN
General Merchandise,
FANCY ARTICLES, BOOKS AND MUSIC.

W. A. GRIFFIN,
Commission Merchant,
AND WHOLESALE AND RETAIL DEALER IN
Butter, Cheese, Lard & Eggs.
STAND,
No. 73 CLINTON MARKET,
Foot of Spring Street, New York.
Hotels, Grocers and Families Supplied.

0155

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Jephaniah H. Mills

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

— *Jephaniah H. Mills* —

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

The said

Jephaniah H. Mills

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

*four bags of rags of the value
of ten dollars each bag*

of the goods, chattels and personal property of one

William C. Browning

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

*John R. Fellows,
District Attorney.*

0156

BOX:

315

FOLDER:

2993

DESCRIPTION:

Miner, Susie

DATE:

07/10/88



2993

Witnesses:

Counsel,

Filed

day of

188

Pleads,

THE PEOPLE

vs.

Susie Shiner

JOHN R. FELLOWS,

District Attorney.

A TRUE BILL.

Foreman.

Read and heard of Jury

11/11/88

W. M. P. S.

Assault in the Second Degree.
(Section 218, Penal Code).

P

13th Ward

Geo. J. Halloran

July 11/88.

748 B a

0157

0158

Police Court—9 District.

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

of No. 197 South 7th Avenue Street, aged 31 years,
occupation Engineman being duly sworn
deposes and says, that on the 30 day of June 1888 at the City of New
York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by Marie Oliver,
(now here) who stabbed deponent
in the left arm with a knife or
some sharp instrument inflicting
a severe and painful wound.

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

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

Sworn to before me, this 2 day

of July

1888

Allen Jones

John J. Gorman Police Justice.

0159

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. Aure Miner

Question. How old are you?

Answer. 28 years

Question. Where were you born?

Answer. U.S.

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

Answer. 13 Fremont St., 2 months

Question. What is your business or profession?

Answer. Day work

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.

Aure Miner
Miner

Taken before me this

day of July 1888

Police Justice.

0160

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 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 July 2 - 1888 *John J. Connor* *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 he to be discharged.

Dated..... 1888 *Police Justice.*

0161

\$1500 bond for
ex July 6th 1 PM

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Police Court

2

1036
District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Allie Jones
197 5th Ave
Lucie Miner

Offence Assault,
felony

2 _____
3 _____
4 _____

Dated July 2 188

Gorman Magistrate.

Gilligan Officer.

15 Precinct.

Witnesses _____

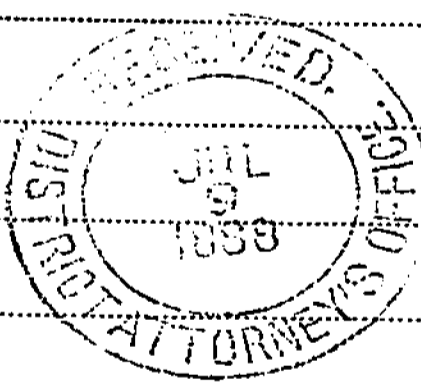
No. _____ Street.

No. _____ Street.

No. _____ Street.

\$ 1500 to answer S. S. V.

Com



0162

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Lusie Miner

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

Lusie Miner

of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said

Lusie Miner

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

Allien Jones

in the peace of the said People then and there being, feloniously did, wilfully and wrongfully make an assault; and the said Lusie Miner

with a certain

knife

which she the said

Lusie Miner in her right hand then and there had and held, the same being then and there a weapon and an instrument and weapon likely to produce grievous bodily harm, him, the said Allien Jones then and there feloniously did wilfully and wrongfully strike, beat, cut, stab ~~bruise~~ and wound, 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.

0163

SECOND COUNT—

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

— Susie Miner —
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said

Susie Miner
late of the City and County aforesaid, afterwards, to wit: on the day and in the year
aforesaid, at the City and County aforesaid, with force and arms, in and upon the
said Allien Jones

in the peace of the said People then and there being, feloniously did wilfully and
wrongfully make another assault; and the said Susie Miner

the said Allien Jones
with a certain knife

which she the said Susie Miner

in her right hand then and there had held, in and upon the

arm of him the said Allien Jones

then and there feloniously did wilfully and wrongfully strike, beat, cut, stab
~~bruise~~ and wound, and did then and there and by the means aforesaid feloniously,
wilfully and wrongfully inflict grievous bodily harm upon the said Allien
Jones to the great damage of the said Allien Jones
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.

0164

BOX:

315

FOLDER:

2993

DESCRIPTION:

Moore, James

DATE:

07/09/88



2993

Witnesses:

L. G. J. Hara

Counsel,
Filed, *9* day of *July* 1886
Pleads, *Charged July 11, 1886*

THE PEOPLE

vs.

*38. Sample
10. Sample
Shawm*

James Moore

INJURY TO PROPERTY.
[Sec. 651, Penal Code.]

JOHN R. FELLOWS,

~~RANDOLPH B. MANNING~~

District Attorney.

July 17 1886
Pr Sept 13/88
Prer. Reminded (fellow)

A True Bill.

L. G. J. Hara

Foreman.

S. P. Lys. 6 mg. 11/11
W. J. H.

0165

0166

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, ss.

5 District Police Court.

James Moore 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.

Taken before me this

day of

188

Police Justice.

0167

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

James Moore

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

Dated *July 3rd 1888* *[Signature]* 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.

0168

Police Court

1005 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Mary M. Hancock
2192 - 3rd Ave.
James Moore

1
2
3
4

Dated July 3rd 1888

Commissary
Burke

Witnesses John J. Gagin
125

Street.

No. Street.

No. Street.

\$ 1000 to answer

Com

BAILED,

No. 1, by

Residence Street.

No. 2, by

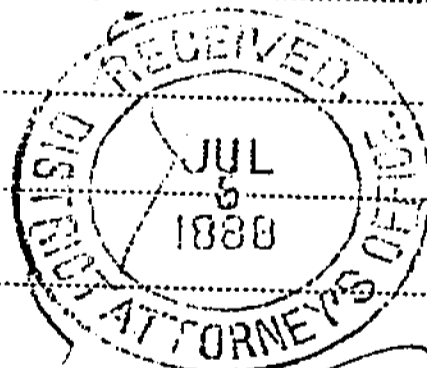
Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.



0169

COURT OF GENERAL SESSIONS OF THE PEACE:

City and County of New York.

-----x

The People	x
against	x Before,
James Moore	x Hon. Randolph B. Martine,
Indicted for malicious injury	x and a Jury.
Indictment filed, July, 1888.	x

-----x

Tried September 11, 1888.

APPEARANCES:

Assistant District Attorney Bedford, for the People.

Mr. F. B. House for the Defence.

MARY D. BRANCARD, the complainant, testified that she was a widow living at 2,192 Third Avenue in the City of New York. She kept a store,--confectionery store, there~~re~~ there were two windows in the front of her store. each contained six panes of glass. two were in the front of each window, and one at each side facing the door.

0170

2.

They were plate glass windows. The value of the windows was about \$40. She didn't put the windows in herself. They were in the store when she moved in, about 15 years ago. The window was broken at about 3 o'clock on the morning of the 4th. of July. She closed the store up on the night previous at about 10 o'clock. At about 3 o'clock the following morning she heard a noise and looked out of her window up stairs and saw several men standing outside. She lived over the store. She learned that the window was broken. She went down stairs and saw that it was broken.

-----0000-----

JOHN H. GAGIN testified that at about half past three o'clock on the morning of the 4th. of July he was in the neighbourhood of 2,192 Third Avenue. He saw the defendant there. The defendant stood pretty near the middle of the street. He saw the defendant pick up a stone and fire it across the sidewalk and hit the window. He, the witness, was on a passing horse car. He heard the crash of the glass and jumped off the car and followed the defendant about two blocks and brought him back

0171

3.

and handed him over to Officer Burke. Then he saw that the window was broken. He positively identified the defendant as the man he saw throw the stone and whom he followed and arrested. He, the witness, was on the rear end of the car, and the car hadn't gone 10 feet past the defendant, when defendant threw the stone. He, the witness, jumped off the car and the defendant jumped upon the sidewalk and stood behind a wagon. Then he walked unconcernedly and he, the witness, walked after him. He followed the defendant about two squares, expecting to get a policeman. The defendant started to go through 118 th. Street at Lexington Avenue. The complainant's store was between 119 and 120th. Streets. He, the witness, saw that the defendant was about to get away and grabbed him and took him back two blocks and asked the night watchman to rap with his night stick. The night watchman did so and Officer Burke came up. And he, the witness, turned the defendant over to Officer Burke. At the time, that he, the witness, heard the crash of the broken window, there was a night watchman on duty in front of the dry goods store, next door on the

0172

4.
downtown side. When the defendant broke the window, the night watchman rapped his stick and called for a policeman. The night watchman started to follow the defendant. He afterwards saw the stone picked up outside of the window right in the door way of the confectionery-store.

CROSS-EXAMINATION. He testified that he had lived for about 7 months at Fourth Avenue and 125th. Street. Before that he lived at 2,399 Third Avenue for over a year. Before that, he boarded with a Mrs. Sweeney at Lexington Avenue and 128th. Street, for over four years.. He was a night-watchman by occupation, or anything else that he could get to do. He worked last for Mr. Mutrie, at the New York Baseball Club grounds, as night-watchman.

J. HENRY BOSWORTH testified that he resided in the City of New York. He knew the confectionery at 2,192 Third Avenue in the City of New York, and was familiar with the windows in front of that store. The windows were made of a very thick glass- very heavy plate glass.

0173

5.

He had not bought or sold glass recently. He knew, however, the value of the glass that had been broken in the complainant's windows. To replace the glass would cost from \$100 to \$150, at least \$75.

ELJ MINZEY testified that he was a dealer in fancy goods. He had seen the window in question, in the confectionery store at 2,192 Third Avenue. It was about 10 feet high and 4 feet wide. The windows were of the same general description as his own. He knew what his own windows cost but counsel for the defence objected to his testifying as to their cost.

OFFICER JOSEPH E. BURKE testified that he was a member of the municipal police force of the City of New York; that he was on duty on the night of the 3rd. of July. At about half past three o'clock on the morning of the 4th. he stood on the Southeast corner of 122nd. Street and Third Avenue. He saw the defendant pass him going down town. When the defendant was arrested by witness Gagin, the defendant attempted to get away from

0174

8.

him. It was at Third Avenue and 120th. Street. The witness' attention was attracted by an alarm rap of a night stick. The witness charged him with breaking the window and pointed the window out to him. He also pointed out the stone with which the window had been broken, to him, the witness. The stone was lying right outside of the broken window. In the presence of the defendant, the witness Gagin, pointed to the stone and said, "that is the stone that he broke the window with." He, the witness, asked the witness Gagin if he would make a complaint against the defendant for breaking the window, and Gagin said he would, and he, the witness, arrested the defendant and took him to the station house. The defendant said to Gagin, "you can bet if I had known you were not a copper you would not have taken hold of me." The defendant was taken to the station house and locked up. At the station house, there was another officer who said that he knew the defendant.

FOR THE DEFENCE. JAMES MOORE, the defendant,

0175

7.

testified that he was 35 years of age. He had been arrested about 6 times. He had been sentenced to State Prison about 4 times. He had been 2 or 3 months out of State Prison. He did not throw the stone through the window and had nothing to do with the breaking of the window. He did not know the complainant and had no grievance against her.

CROSS-EXAMINATION. He testified that he went up to see his sister that day at 62nd. Street and 10th. Avenue and stayed there until half past five o'clock and went through Central Park to 110th. Street and walked to Fourth Avenue and went up to the Harlem Bridge and stood there. It was a pleasant summer night. He stayed there about two hours. He was not in the habit of visiting the bridge. It was the first visit in three or four years. He walked down Third Avenue to 111th. Street. He got there about 11 o'clock. He stayed there about 10 minutes expecting to see a friend. He didn't see the friend and then he went back to the bridge and stayed there about 20 minutes and met a young man named,

0176

8.

Bensell, an acquaintance. They talked about Bensell's family and where he lived. He left the Bridge to go down town again about 1 o'clock. He went into a saloon and had some supper. The saloon was about one quarter of a block from the bridge. It was Mc Guire's saloon. He ordered beefsteak and a cup of coffee. He left the saloon about a quarter to two and sauntered down Third Avenue, walking quite slowly until he was arrested. He didn't stand in the middle of the car track, and he didn't remember seeing the car on which Gagin was riding. pass him.. He was at the corner of 118th. Street, and Third Avenue when Gagin caught hold of him. He was going down to 116th. Street to take the elevated railroad train to go home. He was first sent to State Prison in 1873. He was sentenced to State Prison then for 4 years and 6 months for felonous assault. He used a knife. He was released in 1876. He was again sent to State Prison in 1877 for burglary. He had also been sentenced to the Penetentiary twice; first in 1869 and for battery again in 1884. He had been in State Prison altogether about 4 times. and had been out of State

0177

9.

Prison about 3 months. The last term was 3 years and 6 months. When Gagin caught hold of him he said that he, the defendant, had broken the window. He, the defendant, asked Gagin what was the matter, and Gagin said that he had broken a window up the Avenue and that he had arrested him. He, the defendant, walked up the Avenue to the place where the officer was. The watchman rapped for the Officer and he came. He, the defendant, told the officer that he was insane. Since he had been out of State Prison he had been working as shoemaker at Brockton, Mass. for D. W. Fields. He came to New York on the 28th. of June.

IN REBUTTAL. JOHN B. TURNER testified for the People that he was a surveyor for the Metropolitan Plate Glass Insurance Company. He had been in the employment of the Company for about 12 years. He had personally examined the broken pane of glass in the complainant's window. It was upon his survey that the Company insured the window: the broken glass was worth in the neighbourhood of \$35.

-----0000-----

The People

vs.

James McGee

Before

Hon. Randolph Mallory
and a jury

Indicted for Malicious
Injury -

Indictment filed July 1888

Tried Sept 11/1888

0179

CITY AND COUNTY } ss:
OF NEW YORK,

POLICE COURT, 5 DISTRICT.

Mary D. Brancard

No. 2192, 3-Avenue Street, aged 44 years,

occupation Housekeeper being duly sworn deposes and says,

that on the 3rd day of July 1888

at the City of New York, in the County of New York, James Moore

now present did wilfully and maliciously break and destroy a plate of glass of the value of fifty dollars in a window of said premises, the property of one Frederick Hardy, and occupied by deponent as a confectionary

that deponent is informed by John J. Gagin that he saw the defendant do break and destroy the glass. & deponent believes the same to be true
Mary D. Brancard.

Sworn to before me, this 3rd day of July 1888

Police Justice,

0180

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 25 years, occupation Watchman of No. 125

S. E. Cor 4th and 125th Street, being duly sworn deposes and says, that he has heard read the foregoing affidavit of Mary A. Brancard

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

Sworn to before me, this 3rd day of July 1888 John J. Egan.

Henry A. Brancard
Police Justice.

0181

Court of General Sessions of the Peace

IN AND FOR THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

James Moore

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

James Moore —

of the CRIME OF UNLAWFULLY AND WILFULLY

destroying —

PERSONAL PROPERTY OF ANOTHER, committed as follows:

The said

James Moore, —

late of the *Small* Ward of the City of New York, in the County of New York

aforesaid, on the *third* day of

July, —

of our Lord one thousand eight hundred and eighty-*eight*, at the Ward, City and

County aforesaid, with force and arms, *a certain* *piece of*

armor,

of the value of

fifty dollars, —

of the goods, chattels and personal property of one

Wm. D. Brown, —

then and there being, then and there feloniously did unlawfully and wilfully *steal*

and destroy, —

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 Moore —

of the CRIME OF UNLAWFULLY AND WILFULLY

destroying —

REAL PROPERTY OF ANOTHER, committed as follows:

The said

James Moore, —

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

0182

aforesaid, at the Ward, City and County aforesaid, with force and arms, *a certain*

piece of land —

of the value of *fifty dollars*. —

in, and forming part and parcel of the realty of a certain building of one

Frederick Hardy. —

there situate, of the real property of the said

Frederick Hardy. —

then and there feloniously did unlawfully and wilfully *steal and*

carry off. —

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.

RANDOLPH B. MARTINE,

District Attorney.

0183

BOX:

315

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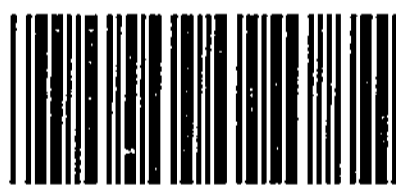
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DESCRIPTION:

Morris, Mary

DATE:

07/11/88



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15- Paul & Clare
Huntingdon

Filed

day of

188

Pleads,

Mr. G. Kelly - 11/12/

THE PEOPLE

vs.

Grand Larceny ~~Second~~ degree.
[Sections 528, 531, Penal Code].

Many more

JOHN R. FELLOWS,

PJ Sept. 12, 1888 District Attorney.

Printed and converted

P.I. rec. to mercy.

A True Bill

Geo. S. Allen

P. 3. Sept 12. 1888

City Press, L.^{cs}

0104

Edward F. Brett being duly sworn, deposes and says that in pursuance of a ^{search} warrant issued by Police Justice Jacob M. Patterson deponent searched a certain trunk at the premises 134 West 27th street which trunk was claimed by one Mary Morris as hers; that the said search was for the purpose of discovering certain stolen property mentioned in a complaint of one George B. Ashley against the said Mary Morris for larceny of the said property and the result of the said search was that deponent discovered three gold bracelets, which deponent now produces in court, and which the said ~~Joseph~~ George B. Ashley now identifies in open court as the three bracelets mentioned in his complaint on June 29 in this court, and in the said search warrant.

SWORN TO BEFORE ME

THIS 30 DAY OF June 1888.



POLICE JUSTICE.

Edward F. Brett

0186

CITY AND COUNTY } ss.
OF NEW YORK,

POLICE COURT, 2 DISTRICT.

George B. Ashley

of No. 71 Madison Avenue Street, aged 42 years,

occupation Launder being duly sworn deposes and says,

that on the 30 day of June 1888

at the City of New York, in the County of New York, deponent has
been shown three gold bracelets
which deponent identifies as the
same referred to in deponent's com
plaint in this court against Mary
Morris for larceny. Deponent was
present on the 29th day of June
when Policeman Brett took the said
property from the trunk of the
said Mary Morris.

Geo. B. Ashley

Sworn to before me, this

30

day

of

1888

John D. Sullivan

Police Justice.

0187

Police Court—2 District.

Affidavit—Larceny.

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

George B. Ashley
of No. 71 Madison Avenue Street, aged 42 years,
occupation Lawyer being duly sworn
deposes and says, that on the 8th day of June 1888 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent, in the day time, the following property viz:

one pocket-book containing fifteen dollars
one gold ring, one gold pencil, and
key, also three gold bracelets, one
box containing a breast-pin, and
a box containing feathers and ribbons,
an all of the value of one
hundred dollars

the property of deponent

and that this deponent
has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,
and carried away by Mary Morris, for the reasons
following, to wit: That she was
then a servant in said premises
and had access to said property.
That on the 12th or 13th instant
she left her employment and
did not return to her work.
That deponent is now being informed
by Annie Parham that on or
about the 12th instant she, said
Annie, saw said deponent with
a portion of said stolen property
in her possession, to wit: the
feathers and ribbons aforesaid.
That said deponent now lives

Subscribed and sworn to before me this

188

Police Court

0188

at premises 134 West 27th Street,
in the basement thereof, and
deponent has reason to believe
and does believe that said property,
or a part thereof, is now concealed
in the trunk of said defendant
in the basement of said premises
at 134 West 27th Street in the
20th Ward of the City of New
York.

Deponent therefore prays that process
may issue to search the said
premises occupied by said defendant
in the basement of premises 134
West 27th Street in the City of New
York for said property, and that
said defendant may be arrested
and dealt with as the law may
direct.

Sworn to before me this } Geo. B. Seabury
29th day of June 1888

McIntosh Police Justice

Dated 1888

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

There being no sufficient cause to believe the within named

Dated 1888

I have admitted the above named

to bail to answer by the undertaking hereto annexed.

Dated 1888

of the City of New York, until he give such bail.

Hundred Dollars and be committed to the Warden and Keeper of the City Prison

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

committed, and that there is sufficient cause to believe the within named

It appearing to me by the within depositions and statements that the crime therein mentioned has been

Police Court, District.

THE PEOPLE, &c.,
on the complaint of

vs.

Offence—LARCENY.

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Dated

1888

Magistrate.

Officer.

Clerk.

Witnesses,

No.

Street.

No.

Street.

No.

Street.

\$

to answer

Sessions.

0189

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 33 years, occupation Servant of No. Annie Parkham

71 Madison Ave. Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of George B. Ashley

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

Sworn to before me, this 29th
day of June 1888

Annie X Parkham
(mark)

J M Patterson

Police Justice.

0190

Sec. 198-200.

2

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer.

Mary Morris

Question. How old are you?

Answer.

19 years

Question. Where were you born?

Answer.

U.S.

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

Answer.

134 West 27th St.

Question. What is your business or profession?

Answer.

Domestic

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 have nothing to say
Mary Morris*

Taken before me this

day of

188

John J. McQuinn
Police Justice.

0191

Sec. 707.

2 District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK,

In the name of the People of the State of New York, To any Policeman of said City :

Proof by affidavit having been this day made before me Herbert M. Patterson Esquire,
Police Justice of said City, by George B. Ashley of No. 71 Madison
Street, in the said City, that the following property, to wit: one pocket-book

Containing fifteen dollars, one gold
ring, one gold pencil and a key,
also three gold bracelets, and
a box containing a breast-pin,
also a box containing feathers
and ribbons in all of the value
of one hundred dollars, property
of said George B. Ashley

Has been feloniously taken, stolen, and carried away by Mary Morris

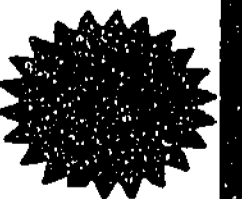
and that he has a probable cause to suspect, and does suspect that the said property
or part thereof is now concealed in the dwelling house or premises of and Casement
situate on a lot of ground fronting on No. 134 West 27th Street, in the
20th Ward of said City.

THESE ARE THEREFORE, in the name of the People of the State of New York, to command
and authorize you, with proper assistance, in the day time, to enter into the house or premises of the
said Mary Morris situate as aforesaid, and there make immediate
search for the said property and if the same, or any part thereof
shall be found, then you are likewise commanded to bring the same so found, together with the said

Mary Morris
or the person in whose custody the same shall be so found, before me or some other Police Justice in
and for the said City and County, to be dealt with as the law directs. This Warrant unless executed
within five days after its date is void.

Given at the City of New York aforesaid, under my hand and seal,
this 29th day of June one thousand
eight hundred and eighty

H. M. Patterson Police Justice.



0192

Police Court--2 District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Geo. B. Ashley
vs.
Mary Morris

SEARCH WARRANT.

Dated June 29 1888

Patterson Justice.

Wright, 15 Officer.

City and County of New York, ss:

I,

do swear that the above Inventory contains a true and detailed account of all the property taken by me in this warrant.

Sworn to before me, this

day of

188

the Officer by whom this warrant was executed,

Police Justice.

0193

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.....

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

Dated *June 30* 188 *P. J. Patterson* 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.

0 194

S. M. 69
Police Court-- 180 District. 988

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Geo. B. Ashley
~~142 Broadway~~
Mary Morris

Offence Larceny
felony

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Dated June 29 1888

Putnam Magistrate.

Brett Officer.

19 Precinct.

Witnesses A. Parson

No. 71-111 Street.

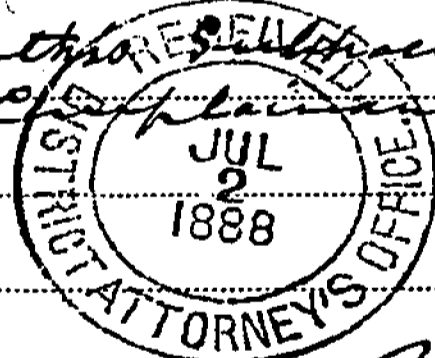
Send the above to the Clerk of the Court

No. Street.

No. Street.

\$ 1000 to answer G. S.

Conrad



0195

People

v.s.

Mary Morris

JOHN O'BYRNE.
ROBERT O'BYRNE.

LAW OFFICE OF
JOHN O'BYRNE,
STEWART BUILDING,
Entrances: { 280 Broadway and
53 Chambers Street.

New York, Sept. 7th, 1888,

Dear Sir: Inclosed find testimony
taken yesterday. I was told to leave
the papers handed to you.
Yours Very Truly
John O'Byrne

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

The People of the State
of New York } Charged with
against } Grand Larceny
May Morris. } 2nd Degree.

State of New York } ss.
City and County of New York }
Austin Huntington being
sworn says:

I reside at Magnolia in the
State of Massachusetts. I am 30 years
of age and an attorney and
counselor at law. I know the above
named defendant. She was a
servant in my family in this
city from March 21st, 1888, until
May 24th, 1888. During that time
I found her to be strictly honest,
and had she been otherwise she
had many opportunities to steal
from me.

Sworn to before
me this 5th day
of September, 1888.

} Austin Huntington.
Wm. Travers Jerome
Notary Public New York Co.

0197

Form No. 1.

THE WESTERN UNION TELEGRAPH COMPANY.

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

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

THOS. T. ECKERT, General Manager.

NORVIN GREEN, President.

NUMBER

SENT BY

REC'D BY

CHECK

Received at the WESTERN UNION BUILDING, 195 Broadway, N. Y.

1888.

Dated *Catkill Sep 18*

To *J. R. Fellows*

District Attorney

N.Y. City

Subpoenas in Mary Morris case received here too late to attend can attend Thursday or Friday if notified at once by telegraph at Catkill New York

Geo. B. Ashlow

Form No. 1.

THE WESTERN UNION TELEGRAPH COMPANY.

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

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

THOS. T. ECKERT, General Manager.

NORVIN GREEN, President.

NUMBER

SENT BY

REC'D BY

CHECK

Received at the WESTERN UNION BUILDING, 195 Broadway, N. Y.

1888.

Dated *Catkill Sep 18*

To *L. C. Ashlow*

No. 145 Broadway N.Y. City

Will you please ascertain when Mary Morris case is to be tried and telegraph me. Have telegraphed District Attorney Subpoena received too late yesterday.

Geo. B. Ashlow

0198

District Attorney's Office.

Part 3

PEOPLE

vs.

John Blayeth
for trial
Sept 11th

Complaint Permal
Sept 5

Paul Rofmerty
Permal
Sept 6

the Officers
Not Subpoenaed
NB

0199

District Attorney's Office.

Part 3
PEOPLE

^{vs.}
John Lemmings
for trial
Sept 11-

All Perennial
Sept 5th
"

0200

Affidavit wanted

SUBPENA

FOR A WITNESS TO ATTEND THE

Court of General Sessions of the Peace.

The People of the State of New York.

To *Miss Parkman*

of No *144* *May* Street *of 145 Broadway*

WE COMMAND YOU, That all business and excuses ceasing, you appear in your proper person, before the Court of General Sessions of the Peace, to be holden in and for the City and County of New York, at the Sessions Building, in the Park of the said City, on the day of *September* instant, at the hour of Eleven in the forenoon of the same day, to testify the truth and give evidence in our behalf against *Mary Morris*

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

WITNESS, Hon. FREDERICK SMYTH, Recorder of our said City, at the City Hall in our said City, the first Monday of *September*, in the year of our Lord, 1888.

JOHN R. FELLOWS, *District Attorney.*

PART III.

THE COURT ROOM IS IN THE FIRST STORY.

If this Subpœna is disobeyed, an attachment will immediately issue.
Bring this Subpœna with you, and give it to the Officer at the Court Room Door that your attendance may be known.

[SEE OTHER SIDE FOR OTHER DIRECTIONS]

0201

Dear Mr. Osborne,
 I have been thinking of you very much lately
 and wondering how you are getting on.
 I hope you are well and happy.
 I have been very busy lately
 but I have managed to find some time
 to write you a few lines.
 I am, dear Mr. Osborne,
 Yours very truly,
 Wm. Lloyd Garrison

THOMAS S. BRENNAN, *Pres.*,
 HENRY H. FORTER,
 CHARLES F. SIMMONS,
 Department of Public Charities and Correction.

Office of City Prison, Cor. Franklin and Center Streets,

THOMAS S. BUENNAN,
HENRY H. PORTER,
CHARLES F. SIMMONS.

New York,

188

Folio

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

The People &
against
Mary Morris

City and County of New York, s. s.
To wit: I, J. J. [unclear], duly
sworn, says: "That he is the attorney
for the above named defendant, who
stands charged with Grand Larceny, in
the second degree.

That Austin Huntington, who is
a material and necessary witness for
the defence, is a resident of Massa-
chusetts and is expected to depart
from this city, where he is now
staying, for his home sometime
during the 6th day of September, 1888.

2 That defendant prays his tests
may be taken before he, the said
Austin Huntington, departs from
the State; deponent therefore prays
the Court, to direct and order
the examination of the said
Austin Huntington, and that the

0203

testimony so taken be used upon
the trial of the above named
defendant

Sworn to before
me this 6th day
of Sept 1888

W. O. Byrne

Joseph O. Byrne
Notary Public
N. Y. Co.

Folio 1

At a Court of General Sessions
 of the Peace in and for the
 City and County of New York,
 held at the Court House
 in the City of New York on
 the 6th day of September
 1888.

Present,
 Hon. Frederick Knapp,
 Recorder,
 "The People &
 against
 Mary Morris }

On reading and filing the affidavit
 of John O. Hume, verified the 6th day
 of September, 1888, and on all the
 papers and proceedings herein,

" 2

It is Ordered, That the examina-
 tion of Austin Huntington, a witness
 for the defence, be taken, and that
 his testimony, so taken, be
 preserved and used for and on
 behalf of said defendant on the
 trial of the above entitled action.

Frederick Knapp
 Recorder

0205

CITY AND COUNTY OF NEW YORK, ss.:
being duly sworn deposes and says: that he is _____ years of age, and a clerk in
the office of JOHN O'BYRNE, the attorney for the _____ in this
action; on the _____ day of _____ 188 at No. _____
in the City of New York, he served the annexed _____
upon _____ the _____ therein
by delivering to and leaving with _____ personally _____
_____ true cop thereof, _____

Deponent further says that he knew the person so served to be _____

Sworn to before me this
day of _____ 188 }

General Session COURT.
City of New York,

The People

Against

May Morris

Affidavit & Order

JOHN O'BYRNE,

Attorney for

[Stewart Building.]

280 BROADWAY,

New York City.

To

Attorneys for

Due and timely service of a copy of the

within _____ is admitted this

day of _____ 188

Attorney for

Mr. Morris

Sir:

Please take notice that the within is a true

copy of an _____

this day duly filed and entered in the office of

the Clerk of this Court in this action.

Dated N. Y., _____ 18

Yours, &c.,

JOHN O'BYRNE,

Att'y for

To

Esq.,

Att'y for

0206

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Mary Morris

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

Mary Morris

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

The said *Mary Morris*

late of the City of New York, in the County of New York aforesaid, on the ~~eight~~ *eight* day of *June*, in the year of our Lord one thousand eight hundred and eighty-

eight, at the City and County aforesaid, with force and arms, one pocket book of the value of one dollar, the sum of fifteen dollars in money, lawful money of the United States and of the value of fifteen dollars, one ring of the value of ten dollars, one pencil of the value of five dollars, three bracelets of the value of ten dollars each, and a certain box containing a quantity of feathers and ribbons (a more particular description whereof is to the Grand Jury aforesaid unknown) of the value of twenty dollars.

of the goods, chattels and personal property of one *George B. Ashley*

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

John R. Kellogg

District Attorney

0207

BOX:

315

FOLDER:

2993

DESCRIPTION:

Murphy, Charles

DATE:

07/17/88



2993

0208

Witnesses:

Grey Leonard

Mercer

FR

Counsel,

Filed

17 day of July 1888

Pleads,

Charles Murphy

THE PEOPLE

vs.

Assault in the Second Degree.
(Section 218, Penal Code).

Charles Murphy

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Geo. J. Adams

Foreman.

Wm. J. Kennedy

Wm. J. Kennedy

Wm. J. Kennedy

Wm. J. Kennedy

0209

Police Court—2 District.

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

of No. 124 29 Street, aged 27 years,
occupation Laborer being duly sworn
deposes and says, that on the 24 day of June 1888 at the City of New
York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by

Charles Murphy
Who willfully & maliciously cut
and stabbed this deponent several
times about the body with
some sharp instrument. There
was a wound in the hand of the said
deponent

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

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

Sworn to before me, this 13 day
of July 1888.

M. J. Burke Police Justice.

John C. Clark

02 10

Sec. 198-200.

CITY AND COUNTY }
OF NEW YORK, } ss.

2 District Police Court.

Charles Murphy 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
Charles Murphy
James J. Murphy

Taken before me this

day of

188

Police Justice.

21

The People } Court of General Sessions. Part I
 Charles Murphy } Before Recorder Smyth. Sept. 18. 1888.
 Indictment for assault in the second degree.
 John Boyle, sworn and examined, testified.
 What is your business? I am a laborer. Do you
 know the defendant? I know him about four
 months around Twenty ninth St. Do you rem-
 ember the 24th of June of this year? Yes sir.
 Did you have any trouble with the defendant
 that day? Yes sir. Tell the jury how that trou-
 ble arose? I fell asleep on the 24th of June
 Sunday morning down the cellar. I had two
 dollars in my pocket, and while I was asleep
 the defendant came down and went through
 my pocket and took it out. James Lynch,
 who saw him, told me this. Is he in Court?
 No sir. I met Murphy that night and asked
 him about the money. I says, Michael, what
 did you want to take that two dollars off me?
 He did not say anything, but called me
 a white son of a b—h and made a
 punch at me, at the same time with the
 right hand. I hit him and he gave it to
 me in the stomach with a knife. There is
 the mark on the left side. Then what
 happened? He ran around Thirty Second
 St. and Officer Hayes met him there and
 arrested him. What did you do? I was taken
 to the Hospital, I was five days in the

0212

New York Hospital and fourteen days in the
Homoeopathic hospital. Did you see what it was
Murphy stabbed you with? No, I could not see
it; he threw it away as soon as he done it.
He first struck me alongside the heart. I
have got the clothes on I wore that night.
There is the cut in the stomach (pointing
to it). Did you see anything in the man's
hand who struck you? No sir, but I felt it.
As soon as he struck at you, he struck you
in the stomach? Yes sir. Did you fall at
that time? No, I did not. I hit him when he
made the first poke at me right alongside my
heart. He ran away as soon as he gave
me the second blow in the stomach. Do
you know when he was arrested, how soon
after? As soon as he ran through Thirtieth St.
The officer caught him, it was a quarter to
eight o'clock. He had only time to run around
the block. I ran around myself after him,
and the witness who saw him, William
Yapan, who is in Court, run after him. I
walked around to the station house and they
sent for an ambulance and the surgeon
dressed the wound and then I was taken
to the hospital. This happened on Sunday. I
was working for H. Siegen a little over a
month. I am a single man and am boarding

Cross Examined. I remember that I called
 the defendant out as he was going into the
 water closet. I believe he wore a slouch hat.
 I do not believe he had on coat or hat when
 he was arrested. Neither Jagan or I know
 what became of that hat and coat because I
 was taken away. I remember that the defendant
 came out of a saloon on Twenty ninth St.
 Jagan and I did not ask him for money
 to treat. Jagan and I did not hold him while
 another party put his hand in his pocket
 to see if he had any money; there was
 only two of us spoke to him. Neither of us
 put our hands in his pocket. I did not
 tear his pocket in trying to get my hand
 out. The defendant was not knocked down
 or kicked in the gutter. I was the only one
 who hit him once, he struck at me, I hit
 him and knocked him down at the time.
 It is not true that he told me and Jagan
 to let him alone. Jagan was working for the
 Knickerbocker Ice Co, he has never been
 arrested to my knowledge. The defendant was
 bare headed and in his shirt sleeves when
 he was brought to the station house. It is
 not true that he there charged Jagan
 and I with stealing his hat and coat;
 he did not in my presence direct the
 officer to try and get his hat and coat.

0214

William Tapan, sworn and examined, I am in the ice business and remember the 20th of June I saw the trouble between the complainant and the defendant. I was in the saloon on this night when Murphy came out of the water closet; he walked outside and Coyle behind him. I was going out at the time, they stood about two feet away from me; they were talking, I saw Murphy make a strike for Coyle and Coyle hit him. I stood alongside of Coyle and saw Murphy make a punch for his stomach. Coyle looked at me and said, "Follow that man, I am cut." I followed him around Thirtieth St. and Mr. Hayes was sitting on the steps and he caught him. I did not see anything in his hand and did not see him throw away anything. The officer asked me what was the trouble, and I told him he was after stabbing a man near 29th St. and then Coyle came in. They asked the defendant what the matter was, and he accused us of trying to beat him. I said, "You black son of a — you are big enough to eat a dozen like us," he was put back. Then I said he stabbed a man, he said he did not do it, some remark like that. They sent out a call for an ambulance and the surgeon came and

0215

dressed Coyle's wound and took him away to
 the hospital. Cross Examined. It is not true
 that I ever served a term in the State Prison
 or penitentiary; I was arrested twice for being
 drunk, I got one month in the Workhouse and
 six months the second time. I did not hear
 Coyle call Murphy out of the water closet. I did
 not use the words, "Kill the black son of a
 b. It is not true that I and Coyle took
 his hat and coat away from Murphy; we
 did not try to go through his pockets. I was in
 the saloon three or four minutes. I saw him
 have his coat on his arm going out of the
 door of the saloon, and as soon as he made
 a pass for Coyle he threw it down on the
 sidewalk. The defendant was arrested on the
 steps of the station here. I don't know that he
 was going to make a charge against me
 and Coyle. It was dark when this occurred.
 There was a party of young fellows standing
 on the corner, strangers to me, talking there.

Ellsworth Elliott, Jr. sworn. I am a physi-
 cian and surgeon at the New York hospital
 John Coyle was brought there on the 24th of
 June in an ambulance; he had a wound
 in the abdominal region, two or three inches
 above the umbilicus and two or three
 inches to the inner side of the median
 line just below the last rib; the wound

0216

was not probed; it was simply a punctured wound, very small, as if it had been made by some sharp, narrow instrument. I think he was in the hospital two or three days and he was then transferred to Bellvue hospital. I found no other wound upon him. I did not examine his clothing; that had already been done before he came under my supervision. The wound was of that character where it might have resulted very seriously provided it penetrated the abdominal cavity, but it is against all surmise to ~~penetrate~~ ^{examine} such wounds.

Thomas J. Hayes sworn. I am an officer of police and arrested the defendant on the 24th of June. I was sitting on the stoop of the station house between half past seven and eight o'clock. I heard an outcry towards the corner of Seventh Avenue. I saw Murphy turn the corner of Seventh Avenue and 25 or 30 fellows after him. When Murphy got up to the station house steps I asked those fellows what they were following him for? They said he stabbed a man. I brought him into the station house, and in a few minutes after Boyle came in stabbed. The prisoner said that he had trouble with the people who were running after him; they wanted to lick him round the corner; they

0217

said they did not want to do anything of the kind - that Murphy had stolen two dollars from Coyle in the morning, he asked him for the money that night and Coyle stabbed him without further provocation upon asking for the money. Murphy said those people wanted to lick him and that was the reason for the trouble. I searched the prisoners and found nothing. An ambulance was sent for; the doctor dressed the wound and he was taken to the hospital.

Charles Murphy, sworn and examined in his own behalf testified. My home is in Washington; at the time of my arrest I was working in the Rosmore hotel in this city. I left off watch on Saturday night and was going on again at 8 1/2 o'clock Sunday night. I came down to Duran's restaurant and bar room. I had frequently met and treated those men there. On this night I saw Jagan and Coyle, Coyle looked around and saw me going to the water closet and called Jagan; it was a very warm night, I had my coat on my arm. Jagan asked me if I had any money. I told him I was standing the boss up myself and I did not think I could stand him up for two more drinks. Coyle then says, "you have got money." I said, "No, I aint." He took my coat off.

0218

my arm and gave it to Pagan, Coyle put his arm around my neck and went into my pocket. I did not have any money in my pocket and they tore it. I said, "Coyle, I did not think you would treat me that way, that I was a good friend of his and no fighting man. Coyle knocked me down and Pagan kicked me. I got up and Coyle ran after me and fell over the grating of the cellar. I ran to the station house and the officer who was on the step, asked me what the matter was. I told him two men were beating me and I ran for protection. This man fell over the grating and cut himself, I did not have anything to cut him with. I went to the station house to have the two men arrested for beating me and trying to rob me and told the officer they had my coat and hat and asked him to get them for me. I have not seen my coat since. I have never been arrested. I always worked hard for my living. I have been in this city about four months. I saw Coyle have a knife in his hand that night; he struck me with his left hand in the mouth. I had no knife and I did not stab him. John Coyle was recalled and said he had ~~a~~ knife, a very small one, but it was in his pocket. I did not stab myself that night. I was perfectly sober and was not in any saloon. The jury rendered a verdict of guilty of assault in the second degree.

02 19

Testimony in the

case of

Charles Murphy

filed July 1888.

0220

New York Hospital,

West Fifteenth Street,

New York, June 26th 1888

John Joseph Coyle will not be able
to appear in court tomorrow
morning.
Edward L. Craft.

New York Hospital,

West Fifteenth Street,

New York, June 25th 1888

John Coyle has a non-penetrating stab-
wound of abdomen - His general con-
dition this morning is excellent & no
complications have arisen up to the
present time

Edward L. Craft
Kaiser Hospital

0221

CITY AND COUNTY
OF NEW YORK, } ss.

POLICE COURT, 2 DISTRICT.

Thomas F. Hayes
 of the 19th Precinct Police, aged _____ years,
 occupation Police Officer being duly sworn deposes and says,
 that on the 24 day of June 1888
 at the City of New York, in the County of New York, deponent

arrested Charles Murphy, now here)
 upon the complaint of John Coyle who
 charged said defendant with having
 feloniously cut and stabbed him, Coyle,
 in the abdomen with a knife there and
 then held in his, said defendant's, hands,
 inflicting such serious and grievous wounds
 that said Coyle is now confined in the
 New York Hospital, under medical
 treatment and care and is not able to
 appear to prosecute said defendant.

Sworn in before me, this

188

day

Police Justice.

0222

Summons to be returned
within 15 days of June 1888
M. J. Hayes
Police Justice

Police Court, N District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Thos. F. Hayes
vs.
Charles Murphy

AFFADAVIT.

Dated June 15 1888
Patterson Magistrate.

Thos. F. Hayes Officer.

Witness,

Ed. J. Hayes 27
Disposition, 9/12/88
A. J. Hayes 29
9/12/88
A. J. Hayes 30
9/12/88

Deponent therefore asks that
said Charles Murphy may be com-
mitted to await the result of the injuries
so inflicted on said John Doyle in
the manner aforesaid
Thomas F. Hayes

0223

Cor. July 2nd 2 1/2 P.M.
El July 6 at 2 P.M.
u 10 u 2 P.M.

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Justice Gorman will
please hear and take
the within case into
my absence

M. Patterson } Police
Justice

Police Court-- 2 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Thos. J. Hayes

vs.

Chas. Murphy

2 _____

3 _____

4 _____

Offence Assault

Dated June 25 188 8

Patterson Magistrate.

Hayes Officer.

19 Precinct.

Witnesses _____

No. _____ Street.

No. _____ Street.

No. _____ Street.

\$ _____ to answer _____

0224

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
Twenty Hundred Dollars,.....*LeFranc*
and be committed to the Warden and Keeper of
the City Prison, of the City of New York, until he give such bail.

Dated *July 13* 188*8**M. A. V. M.* *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.*

0225

Police Court--- 2 District. 1081

THE PEOPLE, &c.,
ON THE COMPLAINT OF

1. *Charles Murphy*
2.
3.
4.

Office of the District Attorney

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Dated *July 13* 188*8*

Thomas M. Hayes Magistrate.

Ellsworth Elliott, Sr. Officer.

19 Precinct.

Witnesses *Ellsworth Elliott, Sr.*

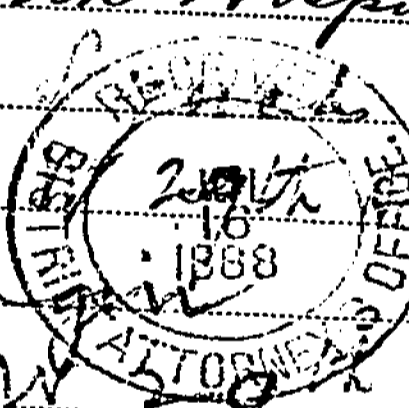
No. *New York Hospital* Street.

No. *167* Street.

No. *148 W 29th* Street.

\$ *2000* to answer

Com.



2000

0226

New York Hospital,

West Fifteenth Street,

New York, June 29, 1888.

John Coyle was admitted
to this Hospital yesterday &
was transferred to Bellevue
later in the day having
developed Delirium tremens.

Geo. P. Ludlam, Supt

0227

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 Murphy

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

Charles Murphy

of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said

Charles Murphy

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

John Boyle in the peace of the said People then and there being, feloniously did wilfully and wrongfully make an assault; and the said

with a certain ~~sharp instrument to the Grand Jury unknown~~ which *he* the said

Charles Murphy in *his* right hand then and there had and held, the same being then and there a weapon and an instrument and weapon likely to produce grievous bodily harm, *him*, the said *John Boyle* then and there feloniously did wilfully and wrongfully strike, beat, cut, stab, ~~bruise~~ and wound, 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.

0228

SECOND COUNT—

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

Charles Murphy
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said

Charles Murphy

late of the City and County aforesaid, afterwards, to wit: on the day and in the year
aforesaid, at the City and County aforesaid, with force and arms, in and upon the
said *John Boyle*

in the peace of the said People then and there being, feloniously did wilfully and
wrongfully make another assault; and the said *Charles Murphy*
the said *John Boyle*

with a certain sharp instrument to the Grand Jury unknown,
which he, the said *Charles Murphy*
in his right hand then and there had held, in and upon the
body of him, the said *John Boyle*

then and there feloniously did wilfully and wrongfully strike, beat, cut, stab
bruise and wound, and did then and there and by the means aforesaid, feloniously,
wilfully and wrongfully inflict grievous bodily harm upon the said *John*

Boyle to the great damage of the said *John Boyle* —
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.

0229

BOX:

315

FOLDER:

2993

DESCRIPTION:

Murphy, James

DATE:

07/09/88



2993

0230

Witnesses;

Supreme in
Law *for*

1917
July 19

Counsel,

Filed

9 day of July 1888

Pleads,

THE PEOPLE

vs.

James Murphy

*Burglary in the Third degree,
and Petit Larceny*

[Section 498, 506, 528, 532]

JOHN R. FELLOWS,

District Attorney.

A True Bill.

W. J. Moore

July 10th.
Foreman.

Placed Jury Box
July 11th 1888
W. J. Moore

0231

Police Court—3 District.

City and County of New York, ss.:

of No. 405 East 12th Street, aged 42 years,

occupation Clerk being duly sworn

deposes and says, that the premises No. 401 East 12th Street, 17th Ward

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

dwelling house

and which was occupied by ~~deponent~~ as a ~~dwelling~~ ^{no}and in which there was at the time ~~no~~ human being, by name

were BURGLARIOUSLY entered by means of forcibly breaking the

shutters of the front basement window and thus gaining an entrance to said premises

on the 30th day of June 1888 in the night time, and the

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

A quantity of Lead Pipe of the value of Six Dollars (\$6.)

the property of Michael Gaffney in care 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 Murphy (now here)

for the reasons following, to wit: On June the 29th last

past, Deponent locked, bolted

and effectually closed said dwelling

at the hour of about two o'clock

on the night of said date the

defendant was seen coming through,

and out of the window of the front

basement of said dwelling by William

Butler an Officer attached to the

0232

14th Precinct Police; Wherefore
deponent now charges said
Defendant with Burglariously
entering said premises and
Faking, stealing and carrying
away said property and deponent
prays that he be dealt with as
the law directs

Sworn to before me } Michael J. Farrell
this 1st day of July 1888 }
John J. Farrell }
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 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 mentioned, I order he to be discharged.
Dated 1888 Police Justice.

Police Court,	District,
THE PEOPLE, &c., on the complaint of	
1	23.
2	
3	
4	
Offence—BURGLARY.	
Dated	1888
Magistrate.	
Officer.	
Clerk.	
Witnesses,	
No.	Street,
No.	Street,
No.	Street,
\$	to answer General Sessions.

0233

CITY AND COUNTY }
OF NEW YORK, } ss.

aged

33

years,

occupation

William Butler
Policeman

of No.

the 14th Precinct Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of

Michael Farrell

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

Sworn to before me, this

day of

May

188

Wm. Butler

Johnston

Police Justice.

0234

3

District Police Court.

Sec. 108—200.

CITY AND COUNTY }
OF NEW YORK, } ss.

James Murphy 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 Murphy

Question. How old are you?

Answer.

23 Years of Age

Question. Where were you born?

Answer.

New York City

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

Answer.

419 East 13th St (9 Years

Question. What is your business or profession?

Answer.

Laborer

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

Answer.

I am not guilty

James Murphy

Taken before me this

day of

188

Police Justice.

0235

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

Defendant

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

Dated *May 1st* 188*8* *J. Thompson* 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.

0236

1908-984
Police Court---

District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

W. J. Farrell
405 East 12
James Murphy
2
3
4
Officer *Donaghy*

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Dated *July 1* 188*8*

Magistrate.

Officer.

14 Precinct.

Witnesses

No. Street.

No. Street.

No. Street.

\$ *200* to answer *Ed*



Com

0237

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 Murphy

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

James Murphy

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

The said

James Murphy

late of the *Seventeenth* Ward of the City of New York, in the County of New York, aforesaid, on the *thirtieth* day of *June*, 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

Michael Gaffney.

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

Michael Gaffney.

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.

0238

SECOND COUNT—

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

of the CRIME OF *James Murphy* ~~PEACE~~ LARCENY,—

committed as follows:

The said *James Murphy*

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,

*forty rounds of lead pipe
of the value of twelve cents
each round,*

of the goods, chattels and personal property of one *Michael F. G. G. G.*

in the *Building* of the said *Michael F. G. G. G.*

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 R. Xellous,
District Attorney

0239

BOX:

315

FOLDER:

2993

DESCRIPTION:

Murphy, Patrick

DATE:

07/21/88



2993

Witnesses;

Jeffery Ch. May
Beal
Harlem
Wm. H. H. H.
H. H. H.

2

Counsel,
Filed 21 July 1888
Pleads,

THE PEOPLE
vs.
Patrick Murphy
[Section 498, 506, 528, 532.]
Burglary in the Third degree.
and Petit Larceny

JOHN R. FELLOWS,
District Attorney.

A True Bill.

Ge. F. H. H.
Foreman.
Pleasure H. H. H.
24th 3 H. H. H.

0241

Police Court— 2 District.City and County }
of New York, } ss.:deponent Edward Callahan
of No. 404 West 16th Street, aged 24 years,
occupation joiner and being duly sworn.deposes and says, that the premises No 402 West 16th Street,
in the City and County aforesaid, the said being a frame building
in the 9th Ward of said City
and which was occupied by ~~deponent as a~~ Thomas Callahan as a junk shop
and in which there was ^{not} at the time a human being, ~~by name~~Broke and
were BURGLARIOUSLY entered by means of forcibly tearing off
joist clap-boards from the rear
of said building, at the house of
Coastal R. Mr.on the 26th day of June 1888 in the day time, and the
following property feloniously taken, stolen, and carried away, viz:about 100 pounds of baggage, in all
of the value of \$25.00the property of the said Thomas Callahan
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 byPatrick Murphy, now here,for the reasons following, to wit: That deponent there
caught and detected said Murphy
in the yard of said premises with
his body half within said building
in the hole made by tearing off
said clap-boards, and in the
act of pulling out said baggage
from said building. That when

0242

He said dependent he got up and
ran out of the yard, and was
soon thereafter arrested on the
top floor of premises 440 West 16th St.

Sworn to by me this } Edward his
27th day of June 1888 } Mark X Callaghan

J. M. Patterson Police Justice

Police Court _____ District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Degree.

vs.

Burglary

Dated

188

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of \$ _____ Bail.

Bailed by _____

No. _____

Street.

0243

Sec. 198-200.

2

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Patrick Murphy 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. *Patrick Murphy*

Question. How old are you?

Answer. *28 years of age*

Question. Where were you born?

Answer. *Ireland*

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

Answer. *400 West 16th St. 4 weeks*

Question. What is your business or profession?

Answer. *Driver*

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

Answer. *I was drunk at the time and did not know what I was doing*

his
Patrick X Murphy
Murphy

Taken before me this

day of *May* 188*8*

John J. Sullivan
Police Justice.

0244

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.....

Patrick Murphy
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 June 27 " 188 *J. M. Plutman* *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.*

0245

No 2
Police Court-- 2 95-8 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Edward Cunningham
404 West 16 St
Patrick Murphy

Offence. Burglary
and Larceny

BAILED,

No. 1, by _____
Residence _____ Street.

No. 2, by _____
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

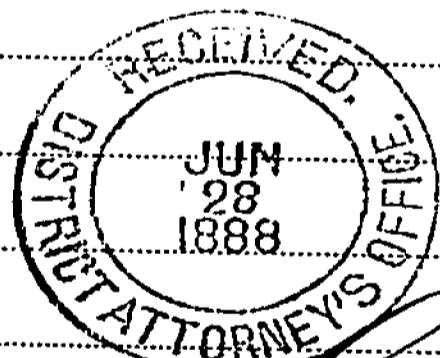
Dated June 27 1888
Patterson Magistrate.
F. J. G. Officer.
16 Precinct.

Witnesses Mrs. Cunningham
No. 303-10 Ave. Street.

No. _____ Street.

No. _____ Street.

\$ 1000 to answer G. S.
Comm.



0246

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Patricia Murphy

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

- Patricia Murphy -

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

The said

Patricia Murphy

late of the *Sixteenth* Ward of the City of New York, in the County of New York, aforesaid, on the *26th* day of *June*, 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 *Shop* of one

- Thomas Callahan -

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

- Thomas Callahan -

in the said *Shop* 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.

0247

SECOND COUNT—

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

Salvador Munday
of the CRIME OF *Petit* LARCENY,— committed as follows:

The said *Salvador Munday*

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 the said day, with force and arms,

one hundred pounds of baggage
of the value of two cents each
pound.

of the goods, chattels and personal property of one *Thomas Callahan*,

in the *shop* of the said *Thomas Callahan*,—

there situate, then and there being found, *in* the *shop* 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 H. Kellogg,
District Attorney