

0792

BOX:

253

FOLDER:

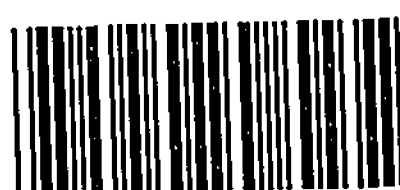
2454

DESCRIPTION:

Miller, Smith

DATE:

03/02/87



2454

0793

BOX:

253

FOLDER:

2454

DESCRIPTION:

Destler, Adam

DATE:

03/02/87



2454

Witnesses:

Bridget Murphy
Officer Fitzgerald

Counsel:

229
Filed 2 day of March 1887
Pleads, Voluntary (3)

THE PEOPLE

vs.

Smith Miller

and

Adam Destler

RANDOLPH B. MARTINE,

Attorney at Law, District Attorney.

W. H. Chase & Son, Attorneys at Law,
Burlington, Vt.

A True Bill

Wm. C. Chase & Son, Attorneys at Law,
Burlington, Vt.

March 11/87

S. P. Foreman & Son, Attorneys at Law,
Burlington, Vt.

March 11/87

G. S. D.

Burglary in the Third Degree.
[Sections 498, 506, 528, 532]

421

The People } Court of General Sessions. Part I
 Smith^{vs} Miller } Before Judge Gildersleeve..
 Adam Dester^{and} } March 9. 1887.

Indictment for burglary in the third degree.

Bridget Healy sworn and examined. I reside
 57 East Boston St. for the last 14 years. Mr. White
 hires a room of me and it is in my charge.
 I remember the 25th of Feb. I was going to iron
 and I went down to my daughter's room, she lives
 on the floor under me, I live on the third and
 she on the second floor; when I was going up
 stairs I saw the prisoners coming out of my
 room. Dester had a bundle wrapped in a
 pillow case. I halloed to my daughter and she
 halloed out of the window to Mr. George, the butcher;
 she halloed ~~the~~ "robbers," and he ran after
 the little fellow (Smith) and caught him. My hall
 room door was wide open. I missed a suit
 of clothes belonging to Jim White and pants and
 vest. I never saw the property after; they must
 have got in with a key, it was locked when
 I went down stairs; the table cloth was spread
 upon the ground. There were no marks
 on the door. Cross Examined. This is a
 tenement house and is open through the
 day but closed at ten o'clock at night. I
 swear that the door was locked when I
 went down stairs. Miller was brought back.

and I identified him. I saw two of them running away. I saw that Dester had a little chain in his breast as he was running down. I cannot tell if the chain he is wearing now is the chain. I saw the faces of both the men. The hall way was light, the light comes from the windows. I live on the corner.

Thomas Fitzpatrick sworn. I am an officer of the Tenth precinct and arrested Smith about half past one o'clock on the afternoon of the 25th. I saw a crowd outside of 157 East Houston st. I went down and Mr. George the butcher told me he had in custody a young fellow that was up there stealing clothes. I arrested him on the complaint of Mrs. Healy and she identified him before I brought him out of the house. He had none of the property in his possession. Mr. George and another roundsman who did not belong to the precinct had Smith in charge. George said he caught him running away. Smith said when I arrested him that he had nothing to do with stealing the property; he denied it in the station house and in the Court the next morning. Smith told me going down to Court the next morning about Dester that Dester was the man that ran away with the clothes.

and that he (Miller) had been up a year before; Smith did not tell me that Dester pawned the property at a certain place and that I could get the property at a pawn shop.

Jacob George sworn. I live at 61 East Houston St. I saw Miller and another man go into my house I was selling fish at my door. I went into the store and came out again. It was not two minutes after that when I heard somebody halloo, "Stop thief." I saw (Miller) the little one run and I chased him through Bleeker, Mott and Elizabeth sts. and he ran into a shoe-maker's store and I arrested him and handed him to a roundsman and Mrs. Healy identified him. he did not have anything.

Daniel J. Hofan sworn. I am an officer of the Tenth precinct and arrested Dester. Smith told me that Dester was with him, that he was the one who had the bundle going down stairs and I could find him in Tenth St. between Avenue B and C in front of an oyster saloon. I went over there a little after six and got him on the corner of Tenth St. and Avenue C. The next morning in Court when they were brought out of the prisoners box Miller asked Dester what he did with the property and he told Miller that he had chucked it away. I have not recovered the property.

Smith Miller, sworn and examined testified in his own behalf. On the 25th of Feb. I was looking for work going down Houston St. I saw pigeons on the roof and I went to get a couple of them to make a couple of cents to go to the theatre and going down I saw the door open and when I went down stairs I met Adam Dester who told me he was looking for work. I dropped the suit of clothes when the lady saw me and ran away. Dester did not touch the clothes and he was not connected with the burglary. I have known Dester a couple of months. I was convicted four years ago of burglary in the third degree. I told officer Hogan that Dester had something to do with the burglary hoping to get a lighter sentence.

Adam Dester sworn. I live 128 Houston St. and on the 25th of February I was going down Houston St. and met Smith Miller standing in front of the door. He asked me if I was looking for work? I said, no, I was going home to dinner. I asked him if he was going home; he said, "no"; I walked away. That night I was walking through Avenue C. going to the house of a friend of mine and the officer arrested me. I did not know what for. I had nothing to do with stealing the clothes and saw no bundle. I have never been convicted of any offence. The jury rendered a verdict of guilty against Miller and acquitted Dester.

0799

Testimony in the
case of
Smith Miller
filed March
1887.

0000

Police Court 1st District.City and County }
of New York, } ss.:of No. 57 East Houston Street, aged 67 years,
occupation Housekeeper being duly sworndeposes and says, that the premises No 57 East Houston Street,
in the City and County aforesaid, the said being a Dwelling Housein the 14th Ward
and which was occupied by deponent as a Dwelling
and in which there was at the time a human being by namewere BURGLARIOUSLY entered by means of forcibly Opening a
door with false keys leading into
deponent's apartment from the hall on
the fourth floor in said premiseson the 25th day of February 1887 in the day time, and the
following property feloniously taken, stolen, and carried away, viz:One Suit of Mens Clothes and a
pair of pantaloons & vest together
of the value of Twenty dollarsthe property of James White In Care and Custody of Deponent
and deponent further says, that he has great cause to believe, and does believe, that the aforesaidBURGLARY was committed and the aforesaid property taken, stolen, and carried away by
Smith Miller and Adam Destler
both now herefor the reasons following, to wit: at about the hour of one
a clock thirty Minutes P.M. on said
date deponent securely locked and
fastened the door of said apartment &
about fifteen Minutes thereafter deponent
met the defendants Destler in the hall
way of said premises with a bundle in his
possession and the defendant Miller was
in company with the defendant Destler

0001

✓ in the hall way of said premises and both dependants ran out of the hall way dependant positively identifies said dependants and dependant went up stairs and found the door open of her apartments and discovered said Burglary had been committed and said property taken stolen and carried away. Dependant is informed by Jacob Joerg of No 61 East Houston St that he saw the said dependant Miller running out of the hall of premises No 57 East Houston St and pursued said Miller until he was taken into custody by an officer.

Sworn to before me

this 16th day of February 1887 ^{Chas} Bridger & Sealey
Mayor

Andrew White Police Justice

Police Court District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

Burglary

Degree.

Dated

188

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of \$

Bail.

Bailed by

No.

Street.

0802

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 28 years, occupation Butcher of No.

61 East Houston Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of

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

Sworn to before me, this

day of

188

Police Justice.

0003

Sec. 198-200.

102 District Police Court.

CITY AND COUNTY
OF NEW YORK, ss

Smith Miller 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.

Smith Miller

Question. How old are you?

Answer.

18 years

Question. Where were you born?

Answer.

New York City

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

Answer.

544 5th St 9 Months

Question. What is your business or profession?

Answer.

Shoe Cutter

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

1 Smith Miller.

Taken before me this

day of

188

Police Justice.

0804

Sec. 198-200.

15th District Police Court.CITY AND COUNTY
OF NEW YORK, { ss

Adam Destler 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

Adam Destler

Question. How old are you?

Answer

18 years

Question. Where were you born?

Answer.

New York City

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

Answer.

127 Stanton St New York

Question What is your business or profession?

Answer

OystermanQuestion. 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 guiltyAdam Destler

Taken before me this

day of

188

Police Justice.

0005

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

Defendants

John ~~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 *Feb 26* 188 _____

John J. White 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.

0006

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Smith Witter and
Adam Darter*

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

Smith Witter and Adam Darter

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

The said *Smith Witter and Adam
Darter, both* —

late of the *South Street* Ward of the City of New York, in the County of
New York, aforesaid, on the *fourteenth* day of *February*, in the year of
our Lord one thousand eight hundred and eighty-*seven*, with force and arms, at the Ward,
City and County aforesaid, a certain building there situate, to wit: the *dwelling house* of one

Charles H. H. H. H.

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

Charles H. H. H. H.

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.

0007

SECOND COUNT—

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

Smith, Ritter and Adam Dettler
of the CRIME OF *Robbery* LARCENY,— committed as follows:

The said *Smith, Ritter and Adam Dettler, together* —

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 coat of the value of eight dollars, two pairs of trousers of the value of five dollars each pair, and two vests of the value of two dollars each,

of the goods, chattels and personal property of one *James White,*—

in the *dwelling house* of the said *Bindgeth Steady,*

there situate, then and there being found, *in* 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.

Randolph B. Smith
District Attorney.

0000

BOX:

253

FOLDER:

2454

DESCRIPTION:

Mitchel, Nellie

DATE:

03/03/87



2454

0009

Witnesses:

Mice Deanna
(or Lottie McLean)
21 Hanger
Officer Bryant

249 B. B. B.
McLay

Counsel, 3
Filed, 3
Pleads, 3
Day of March 1887

Grand Larceny, 2nd degree
[Sections 628, 681 Penal Code]

THE PEOPLE
vs.
Jellie Mitchell

RANDOLPH B. MARTINE,
District Attorney.
Pr. Mc 21/2
Gries accepted

A True Bill.

Edward J. J. J.
Foreman.
Mich. 21

0810

Police Court—

District.

Affidavit—Larceny.

City and County }
of New York, } ss.of No. 21 Eldridge Street, aged 18 years,
occupation None being duly sworndeposes and says, that on the 18th day of February 1887 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 night time, the following property viz:One gold skin sague of the value
of three hundred dollarsthe property of deponentand that this deponent
has a probable cause to suspect, and does susp. of, that the s^d property was feloniously taken, stolen,
and carried away by Nellie Mitchell (sister of deponent)from the fact that on said date
deponent loaned said sague
to said Mitchell with the understanding
that it should be returned in
a short time, deponent now says
that said Mitchell did not return
said sague and that deponent
found the same in a pawn
office where deponent believes
said Mitchell had pledged
it
Lottie Sinclair

Sworn to before me, this

day

of February 1887
at New York
Police Justice.

0011

Sec. 198—200.

District Police Court.

CITY AND COUNTY
OF NEW YORK.

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

Question. What is your name?

Answer.

Nellie Mitchell

Question. How old are you?

Answer.

21 years

Question. Where were you born?

Answer,

US

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

Answer.

46 North St. 3 mos

Question. What is your business or profession?

Answer,

Hair Dresser

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
Nellie Mitchell

Taken before me this

day of *February* 188*8*

Police Justice.

08 12

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 February 21 188 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

0813

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Police Court

District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Robert H. Clark
Nellie Mitchell

1 _____
2 _____
3 _____
4 _____

Dated *February 21* 188*7*

Cyprian Magistrate.
Crystal Officer.
J. Aaron Precinct.

Witnesses *197. Frank* Street.

No. _____ Street.

No. _____ Street.

\$ *8.00* to answer *Feb 23 3 P.M.*

Chas

08 14

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Nellie Mitchell

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

Nellie Mitchell

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

The said *Nellie Mitchell*,

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

one package of the value of

three hundred dollars,

of the goods, chattels and personal property of one

Sattie O. Hain,

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.

Handy H. Smartie

District Attorney.

08 15

BOX:

253

FOLDER:

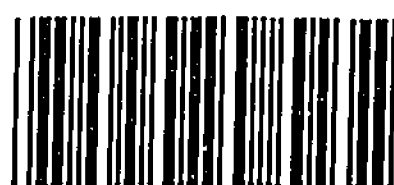
2454

DESCRIPTION:

Moore, Andrew

DATE:

03/02/87



2454

08 16

Witnesses:

Louis Larson

Officer Ornel

4th Precinct

Counsel,

Filed, 2 day of March, 1887

Pleas,

Guilty (13)

THE PEOPLE

vs.

Andrew Moore

Grand Larceny, (From the Person),
[Sections 528, 530, Penal Code]

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

James J. Moore

Foreman.

Charles J. P.

Per: One Year.

0817

Police Court—101 District.

Affidavit—Larceny.

City and County } ss.
of New York,

of No. 91 James Street, aged 32 years,
occupation Sailor being duly sworn

deposes and says, that on the 6th day of February 1887 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 night time, the following property viz:

One Silver Hunting case watch
and chain.

Being of the value of
Twenty 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 Andrew Moore (now free)

for the reason that about the hour of 1 o'clock A.M. on the night of the aforesaid day deponent had said watch attached to a chain in the left hand vest pocket of the vest then had on. As was walking through James Street when said defendant came up to deponent. He grabbed said watch and chain from deponent's vest pocket and ran away with the same, whereupon deponent chased said defendant into an alley in James Street and found said defendant in an outhouse closet in said alley. He caused him to be arrested. Deponent fully identifies said defendant as the person who took, stole and carried away said property.

Ludwig Larsen.

Sworn before me, this 6th day of February 1887
Police Justice.

0018

Sec. 198-200.

1st District Police Court.

CITY AND COUNTY OF NEW YORK, ss

Andrew Moore 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 Andrew Moore

Question How old are you?

Answer 15 years

Question Where were you born?

Answer United States

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

Answer 12 Madison Street 6 months

Question What is your business or profession?

Answer Lithographer

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

Andrew Moore

Taken before me this

6th

day

1887

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 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 Feb 16 1887 John W. Smith Police Justice.

Dated Feb 16 1887 John W. Smith Police Justice.

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

Dated Feb 16 1887 John W. Smith Police Justice.

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

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.

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

Dated 188 *Police Justice.*

0020

Police Court

166 District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

1
2
3
4

Louis Tarsen
94 Avenue
Andrew Moore

Offence

BAILED,

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

Dated

188

Magistrate.

Officer.

14 Precinct.

Witnesses

No.

Street.

No.

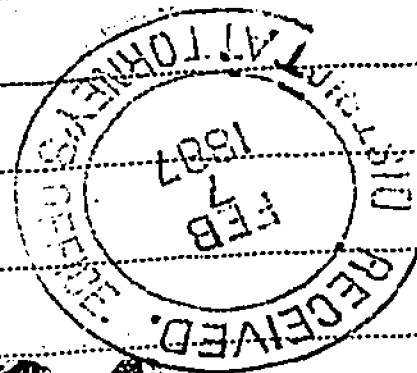
Street.

No.

\$

to answer

1000
Lew



0022

*Grant of
General Sessions*

*The People et
against
Andrew Moore*

PENAL CODE, §

Should have

Report of The New York Society
for the Prevention of Cruelty
to Children.

ELBRIDGE T. GERRY,

President, &c.,

100 East 23d Street,

NEW YORK CITY.

0023

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Andrew Moore

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

— Andrew Moore —

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

The said

Andrew Moore,

late of the City of New York, in the County of New York aforesaid, on the
— *sixth* — day of *February*, in the year of our Lord
one thousand eight hundred and eighty—*seven*, at the City and County aforesaid, in the
night time of the same day, with force and arms,

one watch of the value of
fifteen dollars, and one chain
of the value of five dollars,

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

Charles J. Bernadine,
Attorney

0024

BOX:

253

FOLDER:

2454

DESCRIPTION:

Morgan, Thomas

DATE:

03/02/87



2454

Witnesses:

John C. Evans
by Downing

Officer Thomas Benkitt
9 to 1000

See report by the
District Attorney

W. J.

238 P. 11/1/11
Counsel, *W. J.*

Filed, 2 day of March, 1887
Pleaded *Not Guilty (3)*

THE PEOPLE
11. 1/11/11
84. 1/11/11
1/11/11
Thomas Morgan
Grand Larceny, *first degree*
(From the Person).
[Sections 528, 580, Penal Code].

RANDOLPH B. MARTINE,
District Attorney.
Per Mel 7/17
Pleaded 4 1/2 1/2

A True Bill.

James J. Morgan
Foreman.

Ed. Rep. 1/11

0825

0826

Police Court—

District

Affidavit—Larceny.

City and County } ss.
of New York,

of No.

64 Downing

Street, aged

72 years,

occupation

Keep a grocery store

being duly sworn

deposes and says, that on the

26th

day of

February

1887

at the City of New

York, in the County of New York, was feloniously taken, stolen and carried away from the possession

and

Person

of deponent, in the night time, the following property viz:

Hunting Case gold watch, with
 plated chain attached of the value
 together of Fifty Dollars
 (\$50.00)

the property of

Deponent

and that this deponent

has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,

and carried away by

Thomas Morgan

(Now here) for the reasons following
 to wit: that at about the hour of
 10 O'clock P.M. said date deponent
 was in his store at the above address and
 at that time had said watch in the
 upper left hand pocket of his vest
 with said chain attached to it the other
 end of the chain caught in the button
 hole of said vest. When the defendant
 rapped at the door of deponent's store
 deponent opened the door when the
 defendant said he wanted to buy a pair
 of Coal. deponent stepped out side and
 while he was on the door step the said

Sworn to before me this 26th day of February 1887

Notary Public

0827

defendant grabbed deponent's watch chain and snatched said watch from his pocket. the chain breaking he the defendant then ran along Downing St. with said property. deponent following him and calling stop thief and when near the corner of Bedford St. he the defendant was intercepted and arrested by Officer Thomas Burkhitt of the 9th Precinct Police. Wherefore deponent charges the said defendant with felonious taking stealing and carrying away the aforesaid property from the rest then and there worn by deponent as a portion of his bodily clothing and for as he may be held and dealt with according to law

I Swore to before me
this 27th day of July 1887

John Abrams

Henry Murray
Police Justice

0020

Sec. 198-200.

CITY AND COUNTY OF NEW YORK, ss

2 District Police Court.

Thomas Morgan 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.

Thomas Morgan

Question. How old are you?

Answer.

19 years old

Question. Where were you born?

Answer.

New York city

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

Answer.

82 Vandam St 5 years

Question. What is your business or profession?

Answer.

Insurance

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

Thomas Morgan
Mark

Taken before me this

day of

1889

Police Justice.

0829

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

Dated *July 27* 188 *3 Humphreys* *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.*

0030

Police Court *262* District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

John Abram
of 64 Downing
Thomas Morgan

2 _____
3 _____
4 _____

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 *February 27* 188*7*

Murray Magistrate.

Thos Burkitt Officer.

Precinct.

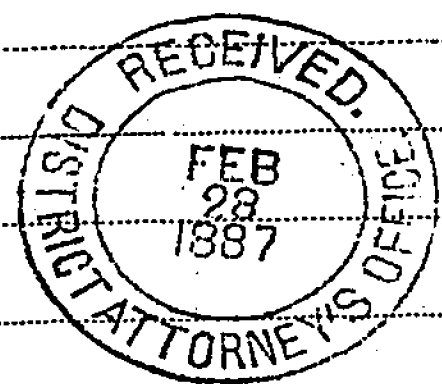
Witnesses *Said Officer*

No. _____ Street.

No. _____ Street.

No. _____ Street.

\$ *1000* to answer *GS*



(Cm)

0031

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Thomas Morgan

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

Thomas Morgan

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

The said

Thomas Morgan,

late of the City of New York, in the County of New York aforesaid, on the
Twenty-sixth day of *February*, in the year of our Lord
one thousand eight hundred and eighty-seven, at the City and County aforesaid, in the
night time of the same day, with force and arms, *one watch*
of the value of fifty dollars,
and one chain of the value
of five dollars,

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

Harold A. Smith

District Attorney.

0032

BOX:

253

FOLDER:

2454

DESCRIPTION:

Morris, John

DATE:

03/02/87



2454

Witnesses:

Johnall McCarthy

duff of fees

John Alexander
Law Corporation
for Lacey in
Bonne Pemin

FD 9

Counsel,

Filed, 2 day of March 1887

Pleads,

THE PEOPLE

vs.

John Morris

RANDOLPH B. MARTINE,

District Attorney.

Grand Larceny, 2nd degree
[Sections 528, 581, 550, Penal Code].

A True Bill.

John W. Linnard

Foreman.

John W. Linnard
J. W. Linnard
March 4/87

0033

0034

Police Court—

District.

Affidavit—Larceny.

City and County } ss.
of New York,

of No. 12 Ave Street, aged 27 years,
occupation Stableman being duly sworn

deposes and says, that on the 25 day of February 1889 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 night time, the following property viz :

One suit of clothes of the value
of Twenty eight dollars

the property of

deponent

and that this deponent

has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,
and carried away by John Morris from here from

the fact that deponent found
said Morris in a hay loft of
Stable 12 Stone Street with said
suit of clothes upon his person
and that deponent fully identified
said clothes as those belonging
to him

John J. Carthy

Subscribed and sworn to before me, this 26 day of February 1889
at New York, New York.
Police Justice.

0035

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, ss

District Police Court.

John Morris 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 *John Morris*

Question How old are you?

Answer *26 years*

Question Where were you born?

Answer *Ireland*

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

Answer *N. Steamships "Vermont"*

Question What is your business or profession?

Answer *Sailor*

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 Morris*

Taken before me this

day of *February* 188*8*

Amos H. Smith

Police Justice.

0836

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 Legendau

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 February 7 1885 Charles J. Smith 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.

0037

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Police Court

760 District

THE PEOPLE, &c.,

ON THE COMPLAINT OF

John W. Carthy
John Morris

2

3

4

Dated

February 26 1887

Magistrate.

Officer.

Precinct.

Witnesses

No.

12

No.

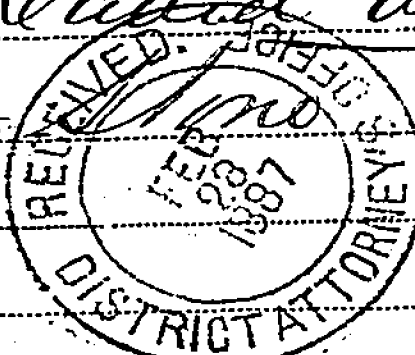
Street.

No.

Street.

\$

500 to answer



0030

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 Morris

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

John Morris —

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

The said

John Morris,

late of the First Ward of the City of New York, in the County of New York aforesaid, on the
Twenty-fifth day of *February*, in the year of our Lord
one thousand eight hundred and eighty-*seven*, at the City and County aforesaid,
with force and arms,

*one each of the value of
fifteen dollars, one pair of
trousers of the value of
ten dollars, and one vest
of the value of five dollars.*

of the goods, chattels and personal property of one

John McCarthy. —

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.

0039

SECOND COUNT—

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

John Morris

of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows:

The said *John Morris*.

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 coat of the value of fifteen dollars, one vest of the value of five dollars, and one pair of trousers of the value of ten dollars.

of the goods, chattels and personal property of one

John MacRath.

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

John MacRath.

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

John Morris.

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.

RANDOLPH B. MARTINE,

District Attorney.

0040

BOX:

253

FOLDER:

2454

DESCRIPTION:

Mullins, John

DATE:

03/15/87



2454

Witnesses:

Mary Goffins
Thos Carpenter
Margaret C. Donnell

86
Powert
April 1887

Counsel,

Filed, 15 day of March 1887

Pleeds, to guilty

THE PEOPLE

vs.
John J. Mullins
H.D.

MURDER IN THE FIRST DEGREE.

[Section 183, Penal Code.]

RANDOLPH B. MARTINE,

Apr 1/87
District Attorney.
Transferred to a 1st class
justice by order of the court

A True Bill. April 25. 1887

Heads guilty of
Murder 1st deg.

Bowie Dashi Foreman.

April 25. 1887

Sent to State Prison

for term of natural life

W. H. B. B. B.

0041

0042

COURT OF OYER & TERMINER

-----o --X

The People

v

John J. Mullins. --

-----X

City and County of New York, SS:

Maggie O'Donnell, being duly sworn, deposes and says:

I am nineteen years of age. I live at 315 Madison Street.

R.L.S.
I have lived there three years. I live there with my
elder sister and my ^{and a younger brother} younger sister. We all go to work
during the day, and lock up our rooms while away. We do
our own house work. I have lived in the Seventh Ward
about eleven years, five years in Madison Street and
before that in ~~Monroe~~ ^{Henry} Street.

I have known Mary Goggins about a year by sight, and
to speak to her, for some shorter time. I had known James
Goggins about the same time. Knew nothing of his habits
as to drinking. I do not know Mullins by name. I had
seen him before this occurrence, passing ^{by} ~~up~~ on a coal
cart. I did not know him on the night of this occurrence.
I saw him, but did not know who he was. I know nothing of
his habits as to drinking.

I have known Kate Nanary about three years. We have
been going a great deal together. We visit each other
almost daily.

I remember the night the shooting of Goggins took
place. It was on a Saturday night, about two months ago.

0043

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On that evening I had my supper at home, as usual, at about six o'clock. About eight or eight-thirty, Kate Nanary came to my house and we went out shopping. We went to different stores in Grand Street and elsewhere. We got back a few minutes after eleven - I think, five or ten minutes after. We came back to my house. We live on the top floor. We talked together until almost twelve o'clock - perhaps ten minutes to twelve. I asked her to stay, and she thought she would not, so I took a lamp and accompanied her down stairs to the door; left the lamp in the hall down stairs, on the floor, and I went to the door with Katie Nanary. Then when we got to the door, I saw on the opposite side of Madison Street, opposite Goggins's house, or a few feet nearer Gouverneur Street, on the sidewalk, two young men quarrelling. I ran across, as I thought my brother was one of the combatants, as he was out and had not yet got home. When I got across, I saw that John Goggins was lying on his back on the sidewalk, with a strange man, whom I afterwards learned was Mullins, on top of him. I am sure that this was the relative positions of the two men at the time I first saw them. When I had got about four or five feet away from them I heard John Goggins say: "Let go of me; let go of me". Then they struggled and half arose, and Goggins turned Mullins over and got on top of him. Then I saw a young man, whom I afterwards learned was Sheehan, come from the direction of Gouverneur Street, towards the two men. Then Kate Nanary called to me from the other side of the street, in

0844

3
front of my house, where she had remained standing:

"Maggie, who is it?" and I said, "It is Mary Goggins's brother." Then she cried out: "Go and call Mary Goggins". Then while Sheehan was approaching from Gouverneur St., I walked towards the area of Goggins's house and called, "Mary". Mary came out immediately and went towards the two men, and Sheehan, who was already there, and Mary, separated them. As soon as Mary came out I walked across the street to my own house. When Mary walked up to the two men, she took hold of her brother's coat, and she said: "Whitey, leave my brother alone". She said that to John Mullins.

Then Goggins had turned away from the place of the struggle, and was going with his sister, who had hold of his coat, towards the steps of his house, and Mullins was going with Sheehan towards the corner of Gouverneur St. (I think Sheehan led him). When Mullins had got almost to Gouverneur Street, as well as I can recollect; and when Goggins was, as well as I can recollect, about a foot or two away from the steps of his house, and while both had their faces away from each other, I heard Mullins call out to Goggins: "Goggins, do you want to fight". I did not hear Goggins make any answer to this, but he tried to break away from his sister. I do not know whether he broke away from her or not - I think she had hold of his clothes all the way, and kept hold of them until he was shot. I think Mullins walked almost to Gouverneur St. along by the railing before he turned back, but when she

0845

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called out to Goggins as aforesaid, he turned back, and Goggins turned back at the same time, and both advanced towards each other. When Mullins had got almost to that end of the railing nearest to Goggins's house, and when Goggins had advanced towards Mullins, so far as to be in front of the alley-way on the side of 314, or perhaps a little nearer to Mullins, and while they were about that distance apart, as near as I can recollect, I saw a flash and heard a report of a pistol in Mullins's hand. As soon as Mullins fired the shot, I heard him say: "You son of a bitch, I have finished you." Then I heard Goggins fall. Then Goggins said: "Oh Mamie, Mamie, I am gone!" Then I saw Mary Lynch running out of her house and coming across the street. Then I went into my house and saw no more.

At the time the shot was fired, Mary Goggins had hold of her brother. She was standing close up to him, and was sort of between the two men. In fact she was so close to her brother that I thought at first it was Mary who was shot. Mary told me that the bullet went past her ear.

I am positive the two men were not within five or six feet of each other at the time the shot was fired. I am also positive that Sheehan went with Mullins on his way to Gouverneur Street, after they had been first separated. I am also positive that Mullins called out to Goggins, when they were walking away from each other, "Goggins, do you want to fight", and that at that time their faces had been turned away from each other, as they were

0046

going in different directions. From the time Mullins said that, I heard nothing further from the lips of either of them, until immediately after the shooting, when Mullins uttered the oath above referred to.

Sworn to before me this

19th day of April, 1887.

Mugger's C. Donnell
Rudolph L. Scharf
Commissioner of Deeds
New York City

0047

THE PEOPLE OF THE STATE OF
NEW YORK,

against

John J. Mullins

*Oppidanik
or
Maggie O'Harell.*

RANDOLPH B. MARTINE,
DISTRICT ATTORNEY,
No. 32 CHAMBERS STREET,
NEW YORK CITY.

0048

7
COURT OF OYER & TERMINER.

City and County of New York.

-----X
The People

vs

John J. Mullins
-----X

City and County of New York, SS:

Mary Goggins, being duly sworn deposes and says: I am seventeen years of age, and the sister of John Goggins, who was shot by John J. Mullins, the above named defendant, upon the 5th of February, 1887. I reside at 314 Madison Street. I live there with my mother and my two brothers. I have lived there about four years. I never worked until July last or August last, then I went to work in Goodwin's Cigarette factory, at the foot of Grand Street. I worked there for a month, and since that time I have not done any work except, that I have done and do now house work at home. My brother John Goggins, was nineteen years of age, the thirteenth of September, 1886. John was a strong young man. Now and then, John would drink too much on Saturday nights, but he was not an habitual drinker. He was not quarrelsome but a little silly and maudlin. I do not know John Mullins to speak to him. I only know him by seeing him pass the door frequently on a coal cart. I knew that he worked with my brother John because he told me so and often used to speak of him.

0049

On the night of the shooting my brother had some drink in him. I noticed that when I was leading him away from Mullins to the house. My brother had not been home that evening. He had not been home since lunch or dinner, at about twelve o'clock. My mother informed me of this since the occurrence. I was out in the evening of that day to Katie Corcoran's, a girl acquaintance of mine, who lives at No. 32 Montgomery Street. I went there about a quarter to seven, and stayed there half an hour, then I came home, I stayed there about ten minutes. Then I went to Mrs. Cohan's, next door, I stayed there until about a quarter after ten, helped Mrs. Cohan to dry the dishes and then set down to read the papers. Then went down to my house again, and stayed there the rest of the evening. About twelve o'clock in the evening I was sitting in the front room of my home reading the morning herald, my mother and brothers were in bed, I heard a screaming in the street, and heard my name called. I wondered who could be calling it at that time of the night, as I looked at the clock and saw what time it was. Then I heard a voice in the street crying, "Mary Goggins, will you please come up for God's sake; Mary Goggins, come up". I recognized the voice as Maggie O'Donnell's, whom I have known for going on four years. Then I went up to the street - we lived in the basement and we go up steps to get to the streets. I got to the street, and the first person I saw was Maggie O'Donnell, standing about a foot away from my brother, who

0050

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was about two yards or so away from the gate towards
Gouverneur Street. When I first saw my brother, he and
Mullins were not clinched, they stood facing each other
about a foot apart. They were not clinched at any time
when I saw them, either then or afterwards. Maggie O'Don-
nell and Sheehan and Kate Nanery were the only persons
there besides the two combatants. Maggie O'Donnell stood
about a foot or two away from the two combatants, when I
came up. Then she ran across the street to the front of
her own house, No. ³¹⁵ Madison Street. Sheehan stood right
behind Mullins, right next to him. ^{I don't remember whether} ~~It was a moonlight~~ ^{ADP}
^{it was clear or not} ~~night.~~ There was no gas lamp on that side of the street
near the men, but there was one right across the street.
I heard neither of them say anything to the other. I
walked immediately up to my brother, he was the nearest to
out house of the two. I got hold of his coat and pulled
him and told him to come to the house, and I said to
Mullins: "Whitey, you let my brother alone." Whitey, was
a nickname of Mullins. My brother used to call him that,
and everybody used to that I heard speak of him. Then
Sheehan came over behind Mullins and took hold of my
brother also and said "John, you had better go down in
the house", and he helped to separate them just, and then
let him go. Then I led my brother towards the house, and
we got right to the edge of the steps. When we got there,
my brother being somewhat obstinate and stubborn, perhaps
from the effects of the drink he had had, I had some

4

little trouble to get him down the steps, and twice I asked him to come down. After I had asked him the second time and he was about to proceed down the steps to go into the house, and while our faces were turned down the steps, I heard Mullins call out: "John Goggins, do you want to fight". Then my brother turned around and I turned around and looked in the quarter from which Mullins's voice came. He was standing near that end of the railing of the house on the corner of Gouverneur and Madison Streets, nearest to our house, and was a few feet nearer Gouverneur Street than he had been when I first saw him and my brother standing facing each other when I came out of the house - he was standing still at that spot. My brother turned around and said, "Yes; I will fight you". Then my brother turned right around, broke away from me and walked towards the spot where Mullins was standing. He was a strong able man and could easily break away from me, he did not have to make much effort to break away from me. I had him by the coat. Mullins was leaning against the projecting railing, probably a foot or two back from its end, on the front of the railing that faces the street. When my brother approached Mullins, he was probably about five feet away from him, when Mullins left his leaning position and assumed an erect one, away from the railing. He stepped about two steps away from the railing in an erect position. Perhaps back a little, but I cannot remember exactly; but then he stood still, he did not retreat any more. At the time the shot was fired, I think, my

0052

brother was not more than three feet from Mullins. I am sure, however, they did not come into contact. They had not, up to the time the shot was fired, made any motion or gesture against each other, or said any word to each other except, the words I have already mentioned above. My brother had passed the alley-way which runs between our house and the house to which the projecting railing belongs, I saw the pistol first in Mullins's hand. I did not see him take it out of his pocket. I saw it first when they were the above mentioned distance from each other, and when Mullins put it up to fire. Mullins stood stock still and fired the pistol right at my brother's body. He only fired once. My brother fell. I had followed my brother when he turned back and approached Mullins, and I stood at the time of the firing close to my brother's left hand, somewhat between him and Mullins. I was not more than a foot away from my brother at the time of the firing; my clothes touched him. The very instant that Mullins shot. Mullins said to me, "go away." I said nothing to him, and then minute those words were out of his mouth, he shot. My position were such between the two men, that my clothes were almost as close to Mullins as to my brother. I was so close to the combatants that the bystanders supposed that I was shot, and so informed the officer when he came. When my brother fell, I stood still. I did nothing - I only screamed. Mullins ran down Madison Street to Gouverneur Street, I only saw him turn the corner. I did not know then where he ran.

0053

6

I remember Mary Lynch immediately after the shooting coming across the street and taking my brother's head in her lap. I have known Mary Lynch going on three years. I have known Katie Nanery, going on four years. I don't know anything about Mullins's habits as to drinking. I am certain that Mullins called out to my brother, as I stated, when he was at the edge of the steps.

The second time the men approached, when the shooting was done, I again told my brother to go back, but he would not do it.

Sworn to before me this
16th day of April, 1887.

Mary Goggins

A. D. Parker
Notary Public
N. Y. C.

0054

THE PEOPLE OF THE STATE OF
NEW YORK,

against

John J. Mulligan

*Opposition
Mary Goggins*

RANDOLPH B. MARTINE,
DISTRICT ATTORNEY,
No. 32 CHAMBERS STREET,
NEW YORK CITY.

0855

The People

vs.
Mullins

Statement of Officer Leary:

I, in company with Officer Brennan, arrested Thomas Carpenter, the witness in the House of Detention, and also arrested the defendant in this case.

On directions from the Captain, I was detailed for that duty, and I was out all ^{the} night of the shooting ^{on that errand} until the next morning. Then we got Carpenter in Madison Street, I believe, going to feed the horses, where he was working in the coal yard. We also got Mullins's brother. We took Carpenter because we knew that he had been with Mullins the night before. Mullins's brother we got next day, and we put him in a room in the Station House, and scared him so that he told us where the defendant was, and told us where the revolver was, and gave it to Officer Brennan. It is a five barrel revolver, marked, "Etna" No 3. - calibre. He told us that defendant was in Irvington, New Jersey, with an uncle of his. Officer Brennan and I went there, taking the brother with us to show us where he was, and arrested him there. When bringing him back he talked about the trouble. He told me Goggins, Carpenter and himself went to Burke's and threw dice, and Goggins was stuck, and did not have enough to pay for the drinks, and on account of not having money, he and Goggins had a quarrel about the payment. They were separated, and he said then, that when he left there, that

0856

4

he went down Montgomery to Cherry Street, into a harness shop, there to wash the blood off his face, after this scuffle at Tony Burke's. I have inquired in that Harness shop, and they did not remember his being there, although he may have been there on the evening stated. He said he sat in that harness shop for some time and went from there later on to Scammel and Madison Streets to a raffle, and going through Madison Street after leaving that place he met Goggins by Goggins's house, and as he said, Goggins was laying for him, and he says, Goggins struck him and knocked him down, and was on top of him, when he (Mullins) shot him.-- That is the story he gave us on the way over.

At the Station House, when his pedigree was taken, the Captain asked him what was his reason for shooting Goggins, he said, "he did it in self-defense." The Captain asked him, are you in the habit of carrying a pistol, he said, "no." He asked him, did he have a pistol with him that night, he said, "yes." He said, where did you get it? Mullins answered, "I took it out of the house, when I first went out in the evening." That was about half-past six and he had not been home that night up to the time of the arrest. The captain asked him why he carried the pistol that night, and he said, "he didn't know."

Officer Brennan, will, if necessary, corroborate the statements and conversations had by Leary and the de -

0857

fendant on the way from Irvington.

Captain Hedden, can be called for the conversation in
the Station House between the prisoner and himself.

0858

THE PEOPLE OF THE STATE OF
NEW YORK,

against

John J. Mulcahey

*Statement
of
Officer Leary*

RANDOLPH B. MARTINE,
DISTRICT ATTORNEY,

No. 32 CHAMBERS STREET,
NEW YORK CITY.

COURT OF OYER & TERMINER

Held in and for the City and County of New York

-----X

The People

vs.

John J. Mullins.

-----X

City and County of New York, SS:

John C. Sheehan being duly sworn deposes and says: I am 24 years of age and reside at No. 115 Broome Street with my parents. During my boyhood I attended school at the Brothers School in Rutger Street ^{Henry Street School} and at Monroe Street, I am acquainted consequently with a great many people in the Seventh Ward. Upon the night of February 5th 1887, at about 11.30 o'clock I was in the saloon of John Kelly ~~corner~~ ^{310 Madison} corner of Gouverneur & Madison Streets, at that time I left it, and when ~~at~~ ^{standing on Kelly's corner} after coming out of the saloon, I heard ~~the sounds of~~ a scuffle and a woman's scream. I went towards the quarter from which the sound proceeded and I saw upon the sidewalk in front of No. 314 Madison Street, John J. Mullins, the defendant herein, whose name I afterwards learned from I think Mary Goggins, and on top of him, striking him repeatedly, with his fist, was James Goggins, whom I had known for some time by sight, but with whom I was not acquainted to speak. I rushed to the prostrate pair and seized Goggins by the

0060

2

arm and said to him, here; what are you doing. Then *I separated them & took him away from Mullins.*

Goggins' sister then came and took him away, while I took hold of Mullins. Goggins' sister lead Goggins to Goggins' residence No 314 Madison Street, and was about going down the area steps with him - I believe he got as far as to go two steps down when he suddenly turned back. When Mullins got up he stood half leaning against the front of the railing ^{next to} ~~in front of~~ No. 314 Madison Street on the corner of *Gouverneur & Madison*

Streets, 20 or 25 feet, as near as I can remember, from Goggins' residence. He was turning and about to

I don't remember Mullins calling out to Goggins at all. I heard no conversation between them at all. leave the scene of the dispute, and as I supposed, go home, when Goggins turned as aforesaid. Immediately

Goggins turned Mullins stood still and ceased his motion as though leaving. Goggins after turning around, as mentioned, advanced in a straight line from his steps towards Mullins. Mullins' body as he stood leaning against the railing was facing, substantially, down Madison Street, looking towards Goggins' residence, and his face was turned towards Goggins and his gaze directed upon him. When Goggins had approached to a distance of about eight or ten feet from Mullins, as near as I can judge, Mullins abandoned his leaning posture, stood up straight, stepped perhaps a step or two backwards and outward from the railing, then stood still, put his hand, as I remember in his overcoat pocket, pulled out his pistol and shot Goggins. I am sure Goggins was not

3

within eight feet of him. I stood not more than ~~two~~
~~or three~~ ^{one} feet from Mullins at the time he fired the
 shot - I was in fact so near him on his right hand,
 that I thought at first that some of the powder, or
 some missile from the pistol had struck me - I thought
 I felt something on my face.

I did not see anything in Goggins' hand from the
 time I arrived on the scene until after he was shot.
 When he struck Mullins it was with his bare fist alone.

Mullins then went towards Governor Street, and I ran
 after him but slipped on a piece of ice and fell, and he
 got away. It was a bright moon-light night and the
 moon-light shone on the place where the dispute took
 place, and I could see the combatants and the people
 around very well. I think that Goggins was much the
 stronger man of the two.

I went to the scene of the murder not only because
 I was naturally attracted to it in order to see what
 was going on, but because I supposed I might be acquaint-
 ed with one or the other of the participants.

I am positive that when Mullins stan-
 doned his leaning position against the railing, he did
 not retreat more than a step or two, & that when he fired
 the shot he had ceased retreating & was standing still.

Sworn to before me
 this 14th day of April,

1887.

John C. Sheehan

Attest
 Notary Public
 My Comm. Expires

From over
 ADD

0062

City & County of New York fi:-

John C. Sheehan, being duly sworn,
deposes says:

In addition, when Mullins & Goggins were separated by me as hereinabove described, Mullins walked toward Government St. about eight or twenty feet from the corner of the house on Government Street. I was close behind him. He then turned about, & walked back down Madison Street toward the foot of the gravel. When he got about twelve feet from the end of the railing, Goggins had got about two feet or so from the rain-futter that crosses the side walk at the end of the railing. Then Mullins stood up as aforesaid from the railing & faced. There was ^{two} twelve feet distance between them at the time of firing.

Sworn to before me
this 18th day of April,
1887.

Attest:
Notary Public
City & Co.

John C. Sheehan

0063

THE PEOPLE OF THE STATE OF
NEW YORK,

against

John J. Mulvaney

John C. Sheehan's office

RANDOLPH B. MARTINE,
DISTRICT ATTORNEY,

No. 32 CHAMBERS STREET,
NEW YORK CITY

0864

COURT OF OYER & TERMINER
City and County of New York
-----X

The People &c.

vs.

John J. MULLINS
-----XX

City and County of New York SS:

Thomas Carpenter being duly sworn, deposes and says:

I am twenty years of age and reside with my mother at
74 Broome Street. I work for James Dougherty No. 280-282
Madison Street, between Montgomery and Clinton, on the
Southerly side of the street. He keeps a coal yard there.

ADP I drive a cart for him. I have ben employed by him for
about four or five years last past: The defendant, herein, John
J. Mullins, I have known for about ten years. I went to the
same school with him. My father and his father used to
work in this same coal yard together. His father works
yet putting in tons of coal for customers, and up to a
year ago used to work in the coal yard. He also at the
time of the shooting of Goggins was and for *about three years* *ADP*
before that had been a coal cart driver the same as my-
self, in this yard of Dougherty's and performed the same
duties.

The deceased, John Goggins, I have known about five
years. I went to the same school with him in Monroe St.
and was in the same class with him. He also was employed
in Dougherty's Coal Yard, at the time of this shooting, and
ADP had been so for *about one or two years* before that.

0065

Mullins and myself had regular and steady work as drivers with Dougherty, but Goggins did not. He was an extra hand, who was not employed steady, but came on at intervals, whenever the business justified or demanded it. His work was to carry hundred pound bags of coal to customers.

During my acquaintance with Mullins, as aforesaid, I have had considerable opportunity to observe his habits of drinking, and he has been accustomed to drink and get intoxicated every once in a while and is very quarrelsome when in that condition. I have seen him drunk several times and have always noticed that he was quarrelsome and reckless and wanting to fight anybody he comes across. I never had any trouble with him when he was in that condition, because I always kept clear of him on purpose. I have also had, during my acquaintance with Goggins, frequent opportunity to observe Goggins' habits in regard to drinking. He was accustomed to drink quite often and to get intoxicated. I have seen him drunk a great many times - dozens of times - and have watched him while in that condition. But he was never quarrelsome as Mullins was when drunk, on the contrary, he always acted in a maudlin, foolish manner.

I remember the day on which the shooting of Goggins by Mullins took place. I fix it not only by the facts of the quarrel which took place between them on that day previous to the meeting at which Goggins was shot but also by the fact that on the following morning I was brought

0066

to the Police Court and committed to the House of Detention as a witness. The day was Saturday, the 5th day of February, 1887.

Whichever one of the employees in Dougherty's had the keys of the yard, was accustomed to get there earlier than the rest, for the purpose of opening the yard for business, that one would get there about six o'clock, and the others would come after him at about a quarter to seven or seven. The keys were given to different employees each week. During the week on the Saturday on which Goggins was shot, Mullins had the keys, and came at about six in the morning, I suppose, as was his duty.

On that day I came to the yard about ten minutes to seven in the morning. I do not know when Goggins got there, it may have been eight or nine o'clock, about that time or near those hours, would be his earliest time for coming, except once in a great while when Mr. Dougherty had him driving a cart, when he would get there at seven o'clock. I did not see Goggins and Mullins come that day. I was with one or the other of them the most of the time. that day, as I had short orders and was almost always in the yard during the day. In the morning Mullins was sober and agreeable, but before dinner time came I noticed some slight indications of drink on him. After dinner he drank more freely, and evidences of his drink became apparent on him. It was apparent in his breath and in his gruff and mandatory remarks to me and his excited and boisterous

0067

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manner. Goggins was sober all day.

On Saturday evenings we left somewhat later than on other days, and I think we did not get off on the night in question until seven or after seven. At that time Goggins and myself were both sober and Mullins was quite drunk. The boss, I do not think, saw him drunk that day because he was in the office all day, and did not come into contact with him.. Bookkeeper, Robert Tourmey, who delivers the orders to the drivers, I believe, must have seen him as he came into contact with him in the delivery of such orders to him in the business of the day.

On the evening in question, Mullins, Goggins and myself left the yard together. Goggins had made that day a couple of dollars or so, which was considerable for him, as he usually made much less. Goggins proposed to treat us and for that purpose invited us around to Tony Burke's saloon corner of Montgomery and Henry Street, to have a drink. We went around there and all had beer at Goggins's expense. There were, perhaps, half-dozen other men in the bar room, none of whom I knew. After we had had the beer, one of us, I think it was Goggins, proposed to throw dice for drinks. We did so and Goggins lost, but he disputed it and Mullins then paid for the drinks, which was standing on the bar already ordered. Then without saying a word except something like, God damn you, Mullins, who was considerable under the influence of drink, walked over to Goggins and hit him in the face. Then Goggins in return hit Mullins two or three times in the face, making his nose bleed.

0050

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This quarrel took place in the front of the store, near the bar. Then Goggins, after giving the blows, ran to the back of the store. I did not see where he ran to. The best of my recollection is that he disappeared somewhere in the back of the store, and I think, therefore, that he got into the water closet in the back part of the store, or into the hall way into the back part of the house.. Then Mullins made a break as if to go after him, but I got him and held him and took him by the arm and lead him home to his house at No. 293 Madison Street. I do not recollect any conversation with him on the way to his house; I do not think I had any; nor do I recollect him making any remark at all. It was only a short way to his house from Tony Burke's - not a block away.

I had often been at Mullins' house and knew all the family, and visited there and had been in every room of that part of the house his family occupied, and was better acquainted with him than with Goggins. I had known him longer than I had Goggins. He lived with his father, his step-mother and his brother, on the second floor of No. 293 Madison Street, aforesaid. The house is a two story and garret house. Mullins's family occupied three rooms on the second floor, two rooms in the body of the house and a front hall bed room. The back room is occupied as a bed room in which the father and step-mother sleep, and the front room is used as a sitting room. The hall bed room is occupied as a sleeping apartment by John J. Mullins, and

0069

his brother. There is a door from the hall directly into the hall bed room, and also one from the hall directly into the front room or sitting room, also doors inside from the hall bed room to the sitting room and from the sitting room to the back bed room, so that all the rooms are connected.

When we got into the house Mullins broke away from me. He did not have much trouble to do that, as he was stronger than I was, and I would not oppose him if he wanted to get away, for I always avoided him when he was under the influence of drink, on account of his superior strength and quarrelsome disposition. He went up stairs into the second story hall and from the hall he went immediately into the sitting room by the door from the hall into the sitting room, and I followed him. His step-mother and brother were the only ones in the room. He passed through the sitting room, into the back bed room by the door between the two rooms and through the said door which was open, I saw him in that room, fumbling with his hand between the mattresses upon the bed in that back room or between the pillows and the mattress, as though looking for something.. Then he returned into the sitting room and went to a bureau which stood against the wall in that room between the door ^{to} the hall and the door from the sitting room into the hall bed room. He then opened one of the drawers of that bureau, as though looking for something, I don't remember which drawer he opened, but

0070

there are two smaller drawers on top, and I think he opened the broader drawer immediately below them - that is to say, the first broad drawer. He had not said anything that I remember up to this time. His brother then asked him, what he was looking for, and he said, "I am looking for that pistol." Then his brother asked him what he wanted it for, or what he was going to do with it, then he said, "I am going to blow out Goggins' brains with it." He found the pistol. Then his brother tried to stop him taking it. He got hold of him and had a little scuffle with him, but Mullins overpowered his brother, who is rather sickly. Then he put the pistol in his pocket - I think, his hip pocket, and went out with it. I stayed there with his step-mother and brother until he came back again, which was, I am quite certain, before nine, as he came back while his brother was still there, and his brother who does night work in the Tribune Office, as I understand, had to be at his work at nine, or leave the house at nine, so I think it must have been before nine that John Mullins came back. He came in, said not a word but washed himself and set down at the table and had his supper. I did not see the pistol on him when he came back. We asked him nothing about it, as we supposed the whole thing had been a piece of drunken rage, and he had got over it. I heard nothing about the shooting until next morning, when I was told of it by Michael Jones, ^{at 60.2 78 Madison St, when I came to the house.} I then went around to

ADP

ADT

293 Madison, B. C. Mullins and asked her if it was so, and

0071

she said "yes", then when I was going out of Mullins' house, I was accosted on Madison & Montgomery Street corner by Officer Brown, who asked my name. I told him my name, he said he wanted me at the station house. I went there with him, & was taken from there to Essex Market Police Court by Officer Leary, & there was committed to the House of Detention, where I have ever since been.

I am positive of the accuracy of my statement in regard to what occurred in Mullins' house at the time the pistol was taken from the drawer. As for my frequent visits to the house, I was familiar with the furniture & its position, as I had helped the family move there on the 1st of May, 1883.

Sworn to before me
this 19th day of April,
1887.

Thomas Carpenter

A. D. Parker

Notary Public

[Signature]

0072

THE PEOPLE OF THE STATE OF
NEW YORK,

against

John J. Mullins

Opposition

Thomas Carpenter

RANDOLPH B MARTINE,

DISTRICT ATTORNEY,

No. 32 CHAMBERS STREET,
NEW YORK CITY.

0073

7

case before the Coroner, we go together a gret deal - we are "palla". On the night of the shooting I was in her house. It was the 5th of February, on a Saturday night. I went to her house about half-past eight in the evening, and we went shopping. We went to different stores in Grand St. and elsewhere. It was after eleven a'clock when we got through shopping. I went with her then to her house, and I know the time, as I looked at the clock in her house and it was after eleven. We talked a little while up stairs in her house and she wanted me to stay there all night, but I did not want to stay all night. So I went down stairs and she came down to the door with me, with a lamp to see me off. She left the lamp in the lower hall on the floor, till she came to the door with me. We stood at the door bidding each other good by and talking about meeting each other in the morning - Sunday morning. While we stood there I heard the sounds of two men quarrelling, directly across Madison Street. I do not remember whether it was a clear or a moonlight night, but I could see two men across the street clinched. I heard talking from both of them, but the tones of one of them I could not tell him by as I did not know him at all, but I heard Goggins say: "Let me go" or words to that effect. I know it was Goggins because, although I was not acquainted with him, to speak to him, yet I have frequently heard him speak to Mary, his sister, and calling her about her residence or in front of it. Then Maggie O'Donnell ran across the street

0074

COURT OF OYER & TERMINER

City and County of New York

-----X
The People

vs

John J. Mullins.

-----X
City & County of New York P. -

Kate Nanery, being duly sworn deposes and says:

I am eighteen years of age and reside at 313 Madison St..
I shall have lived there two years next July. I live there
with my parents, ~~my two sisters and~~ ^{two} my three brothers. I
do house work in my own family and janitor work, as my
father is janitor of that building, which is a tenement
house or tenement flat. I have lived in that neighborhood
in Madison Street about five years. Before that I lived in
219 East Broadway for about three years. I have always
lived in the Seventh Ward, in that neighborhood, as ~~xxxxx~~
long as I remember, so that I am pretty well acquainted
around there. I have known Mary Goggins to speak to her
between three and four years, as near as I remember,. I
know her brother John Goggins, but not to speak to him. I
do not know John J. Mullins. I did not know him the night
of the shooting. I do not know anything about Goggins'
reputation as a drinker. Mary Goggins is a nice, respect-
able girl, as long as I know her. I don't know about the
rest of the family. I do not know anything about the
Mullins. I know Maggie O'Donnell, who testified in this

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thinking it was her brother, as she told me, for he was out late and was not yet home. I think there was snow or ice in the gutter which was left from some snow fall. She ran across to where the two men were standing clinched they were struggling and pushing and pulling all this time. I stood right still at Maggie O'Donnell's door, then I called out to Maggie O'Donnell, from one side of the street to the other, "who is it"? She said: "Mary Goggins's brother". Then I shouted to her, "Call Mary Goggins". Then Maggie O'Donnell said, "would not somebody help her" to separate them", and a young man, whose name I afterwards learned was Sheehan, ran from the corner from the direction of Gouverneur Street ^{and} helped to separate them. Then she walked from where the men were to the entrance to the gate of Goggins's house and called Mary Goggins, and Mary Goggins came out right away. As soon as she came out Maggie O'Donnell said to her, "come quick, Mary, your brother is fighting". Mary Goggins then ran to her brother, and said to Mullins: "Leave go of my brother, Whitey". I do not remember whether or no Mullins let go of him when she told him to. But at any rate, Mary took hold of her brother then and tried to pull him away, and Maggie and Sheehan helped her to separate them. Then Goggins came with his sister towards his house, and his sister led him towards the house door. Then Mullins turned around and walked towards the corner of Gouverneur Street. He got to the corner of Gouverneur Street about, when he turned back and walked to

and

I don't remember

on Sheehan's porch at the time Mullins walked towards the corner of Gouverneur Street.

He got to the corner of Gouverneur Street about, when he turned back and walked to

0076

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that end of the railing of the house at corner of Gouverneur Street and Madison, which is nearest to Goggins's house. At some time, during Mullins' return, as above stated, from the corner of Gouverneur Street to the end of the railing, Goggins turned back also. He looked back at Mullins and saw him coming. I am sure he saw him coming, before he turned back himself. I cannot say precisely at what point Mullins was on his return before Goggins turned back; nor can I say whether or no Mullins called out to him as he, (Mullins) turned back, but I am sure that Mullins after he ~~turned~~ walked from the corner of Gouverneur St. almost or fully to the end of the railing in Madison Street and that Goggins when he turned, walked only about ten feet from his steps to the end of the railing nearest his house; and I am certain, from these facts, that Mullins walked certainly, three times as far back as Goggins did. I am also certain that Mullins turned back first and was some way on his return before Goggins turned. Goggins, I think, broke away from his sister - I think she had hold of him - he was a powerful man, and did not need to do much breaking to get away from his sister. I cannot tell Mullins' precise position when the shot was fired, nor Goggins' precise position. But Mullins stood near the end of the railing aforesaid, and Goggins, I think, stood about four feet away from him, as well as I am capable of judging distances. I did not see either of them raise a hand towards the other, or make a threatening gesture at

*He didn't break away
He kept walking
all the time - all the
way till he was
killed*

*These girls can't judge
distances. Knowing
inspection of the place,
& what was pointed
out to me it was
fully 5 or 6 feet.
COT*

0077

5

the other. I did not hear either of them say a word, but the first I saw while they were at or about the distance last above mentioned, was Mullins' arm outstretched and the flash and report of a pistol. Then I saw Goggins fall, and I screamed. Mary Goggins was standing along side of her brother at the time he was shot. The only people besides the two combatants upon the scene at the time of the shooting were, Mary Goggins, Sheehan, Maggie O'Donnell and myself. Then immediately Officer Powell came - he came from the direction of *Montgomery* Street. He said he thought a girl had been shot, on account of my scream. When I screamed Miss Mary Lynch, who lives at No. *315* Madison Street, came out of her house and ran over to the place, as she thought it was her brother Frank, who had been hurt. She picked up Goggins' head in her lap under that impression, and she was sitting there with his head in her lap when the policeman came. She fainted immediately she took his head in her lap, and she was in that condition when the officer came, and some of her friends took her away from her house.

I couldn't see anything else either Goggins' or Mullins' condition as to rank.

After the shooting, Mullins uttered an oath. He said

"You son of a bitch, I have finished you"
and ran through Madison to Gouverneur and then through Gouverneur Street towards Monroe.

Sworn to before me this

16 day of April 1887.

Katie Barry
A. D. Parker
Notary Public
N.Y.C.

0078

THE PEOPLE OF THE STATE OF
NEW YORK,

against

John J. Mueser

*Opposition
Kate Chanary*

RANDOLPH B. MARTINE,
DISTRICT ATTORNEY,
No. 32 CHAMBERS STREET,
NEW YORK CITY.

0879

District Attorney's Office.

PEOPLE

vs.

Don't ask this man ques-
tion concerning his occu-
pation, if it can be avoided.
He was, when last at work,
a foot seller in the

Assembly Street.

W.D.P.

Waco, Tex.
July 9, 1867

2. 3. 1960

**POOR QUALITY
ORIGINAL**

0001

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POOR QUALITY
ORIGINAL

0002

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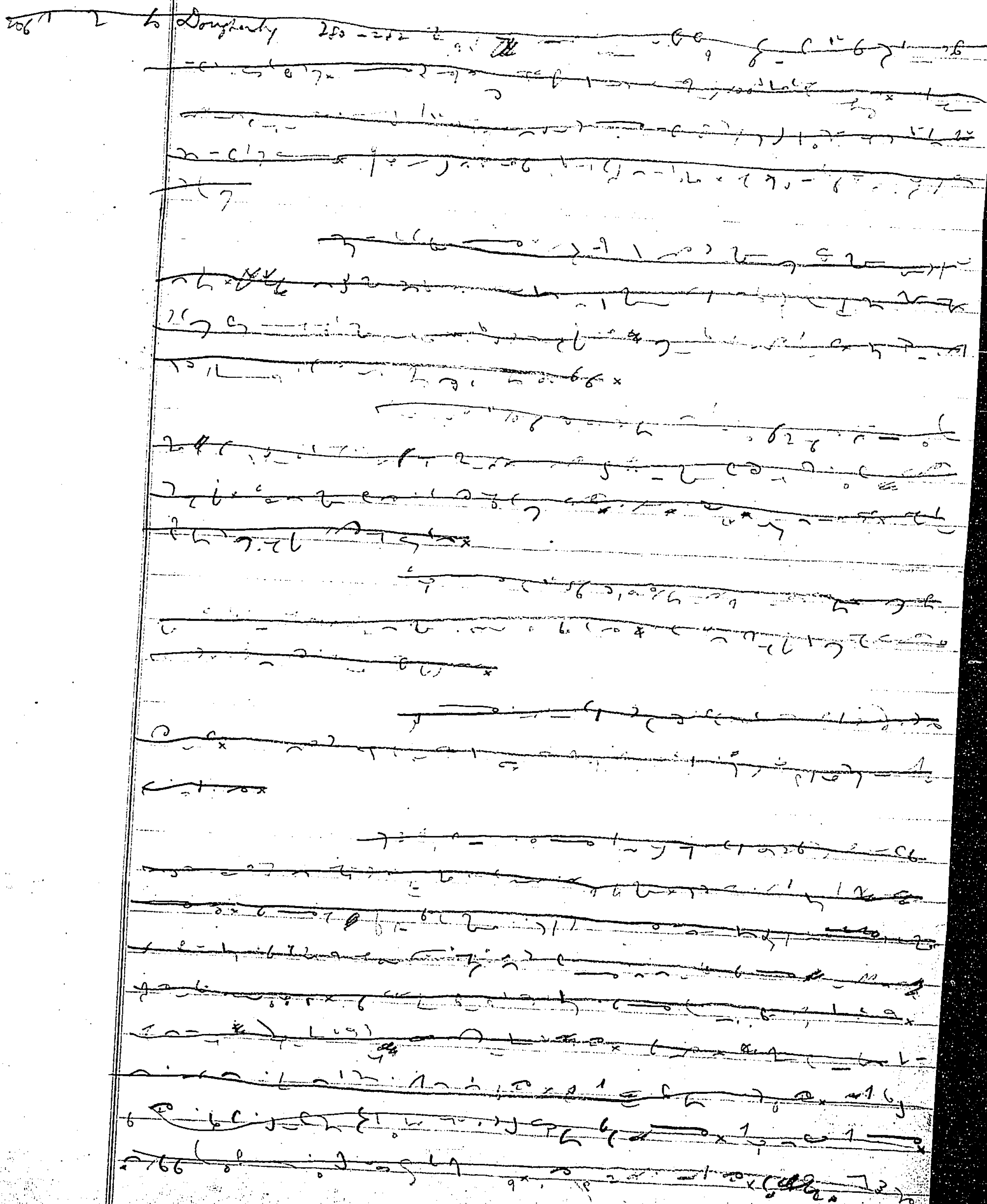
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POOR QUALITY
ORIGINAL

0005

Robert Tournay ^{2nd} 1860
Madison St

Carpenter



POOR QUALITY
ORIGINAL

0006

Handwritten text in a cursive script, likely a ledger or account book. The text is written on lined paper and includes various numbers and symbols, possibly representing currency or measurements. The script is dense and difficult to decipher due to its cursive nature and the quality of the reproduction.

Handwritten text in a cursive script, likely a ledger or account book. The text is written on lined paper and includes various numbers and symbols, possibly representing currency or measurements. The script is dense and difficult to decipher due to its cursive nature and the quality of the reproduction.

Handwritten text at the bottom of the page, possibly a signature or a date.

**POOR QUALITY
ORIGINAL**

0007

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But all four testify that after the separation, G. has proceeded almost a yard to his door, & M. had got almost to Governor M., when both turn, & advance towards each other, (Kate Chaney & Maggie O'Donoghue are several feet apart, & that when the shot is fired, he does not retreat. He evidently awaits G. What was the precise distance between them when the shot was fired, the witnesses do not agree. Sheehan thinks it was from 8 to 12 feet; the girls make it less - running from 1 to 3 feet. But I am inclined to think Sheehan the more accurate, both because the girls proved ridiculous out of isolation when I asked them in regard to measurements in front of their eyes, for the purpose of testing their acquaintance with distances, & also because when all my friends showed me on the ground the distance between the two combatants, it turned out to be six or seven feet at least.

Then G. falls, & M. O'D. & K. O'D. says "You son of a b— I fixed you."

M. flees to St. J., & the family will in some time disclose his hiding-place.

Sheehan is not a bright witness. I think he is honest enough, but he is somewhat stupid; & as to which, he just came from a saloon close by the scene of the affray, & I suspect was somewhat muddled by drink, although he denies it. Leary tells me he has, in that

time, been borrowing money from all's brother, that he might try to get back on what he had seen; but I discovered no indication of any influence of that sort in his deposition - on the contrary, the end thereof was better than the beginning.

The boy Carpenter, in the H.D. is a very honest witness, but a better man than Sheehan.

He must be very ~~carefully~~ carefully examined as to the scene in all's house, when the pistol was taken from the drawer, &c. I have this pretty well in detail. Deft may call his stepmother a brother up on this.

Kate Canary is the most self-proposed witness. Maggie is a little nervous.

I would call them in this order, I think:

1. Doctor - 2. Carpenter. 3. Maggie O'Donnell. 4. Mary Goggins. 5. Kate Canary. 6. Sheehan.

I x

There ~~are~~ were only four witnesses of the shooting -

Maggie O'Donnell, Kate Canary, Mary Goggins & Sheehan.

All of these are witnesses for the prosecution, & all testify substantially to the same facts, which show there was no purpose of self-defense on the part of O'Mullins.

Mary Goggins & Maggie O'Donnell both hear all. call out to G. as they leave the scene of the fight. Mary Goggins is close by, & M. O'D. across the street. Sheehan & Kate Canary don't hear all. call out. Sheehan is close by all. & Kate across the street, alongside of Maggie O'Donnell.

0090

41

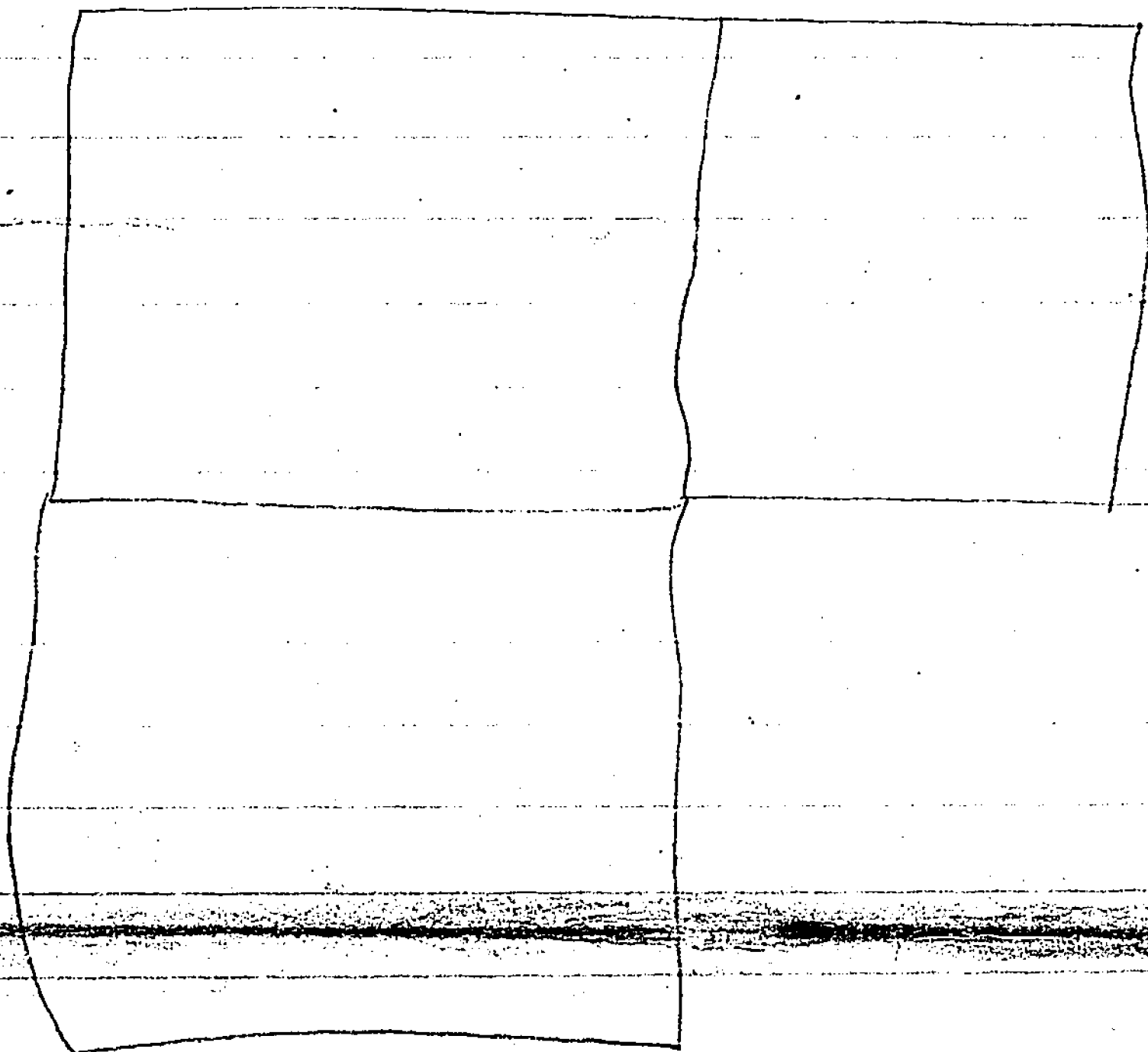
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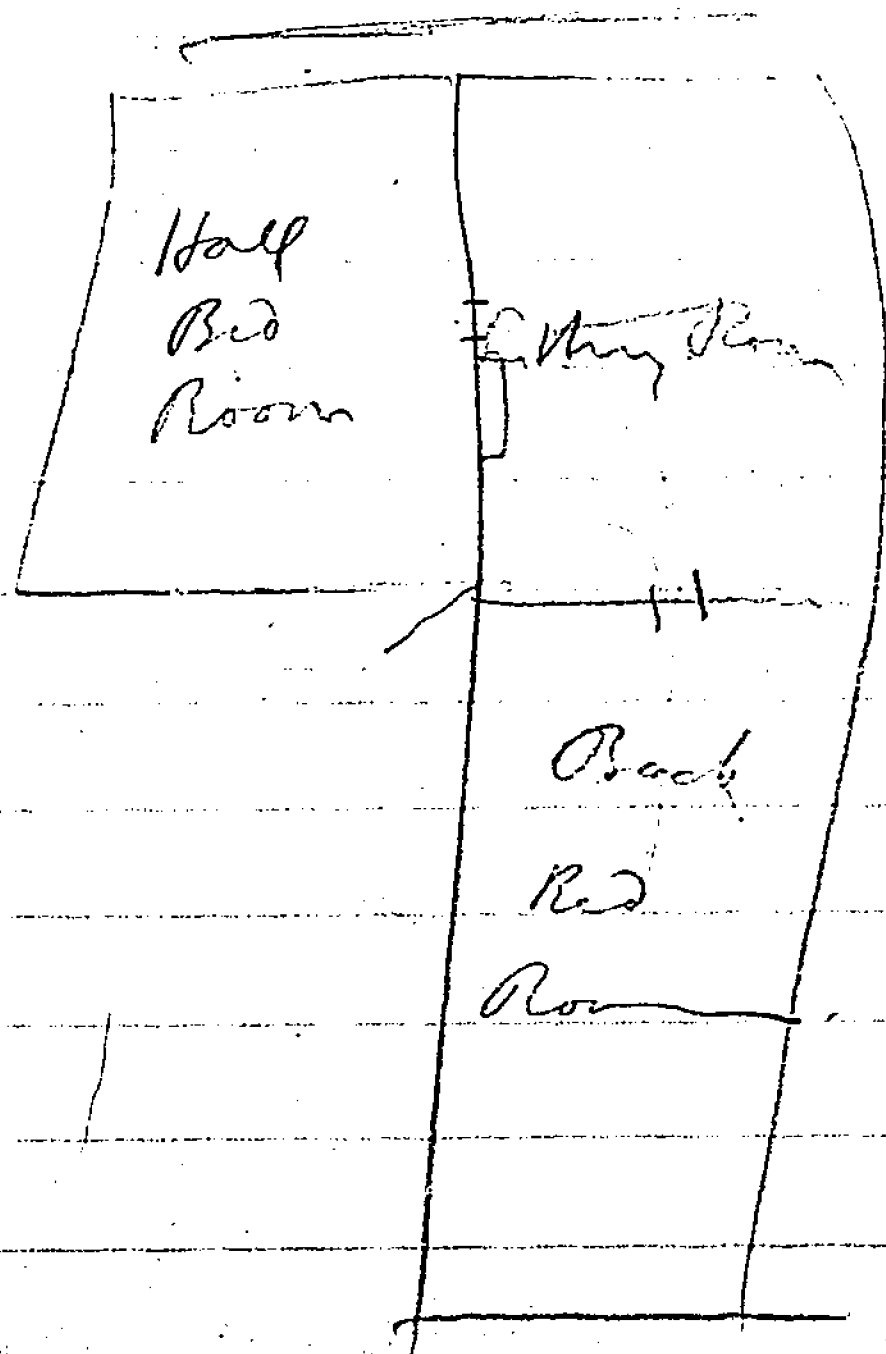
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How

0091



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0892

STATE OF NEW YORK.

CITY AND COUNTY OF NEW YORK, SS.

AN INQUISITION,

Taken at the ~~house of~~ *Coroner's Office*
No. 67 Park Row. ~~Street in the~~ *Fourth* Ward of the City of
 New York, in the County of New York, this *11th* day of *February*
 in the year of our Lord one thousand eight hundred and *77* before
John R. Nugent Coroner
 of the City and County aforesaid, on view of the Body of *James Jiggins*
 lying dead at

Nine 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
James Jiggins came to his death, do
 upon their Oaths and Affirmations, say: That the said *James Jiggins*
 came to his death by

Distl shot wound of heart
and right lung said pistol being in the hands
of John J. Mullins and in front of No 314 Madison
Street February 5th 1877 between 11 and 12 PM

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.

<i>J. C. Harstott 454 3rd Ave 6-175</i>	<i>Charles Sivers 641 2nd Ave</i>
<i>Henry Hesse 547 2nd Ave</i>	<i>Diedrich Eckhoff 530 3rd Ave</i>
<i>Charles Graham 505 2nd Ave</i>	<i>Joseph. Curran 610 3rd Ave</i>
<i>Thomas Edwards 596 3rd Ave</i>	
<i>Jacob Winternitz 555 2nd Ave</i>	
<i>Max Madigan 557 2nd Ave</i>	

John R. Nugent

CORONER, T. S.

0093

Coroner's Office.

TESTIMONY. 1

7th
 Officer Wong, Lowell Precinct Longworth
 says on Feb 5 betw 10 45 to 10 50
 PM I was patrolling Madison St
 when I reached Clinton St I heard
 a pistol shot I heard a female
 screaming I immediately ran to where
 I heard the noise and rapping
 at the same time I got opposite
 314 Madison St there were about
 forty or fifty people around a
 man lying on the sidewalk
 Mary Grogan was standing by
 crying she told me her brother
 had been shot by Dick Mullins
 and she said he had ran down
 Greenview St in the meantime
 a citizen had gone to Greenview
 Hospital for an ambulance
 instead of waiting for an ambulance
 we picked him up and carried
 him to the Hospital when we
 got within one block of the
 Hospital the ambulance was
 coming out. I said a man to
 the station house to report the
 case when we got him into the
 Hospital the doctor said he
 had died before we reached

Taken before me

this day of

188

CORONER.

0894

Coroner's Office.

TESTIMONY.

2

The Hospital He was unconscious
when we picked him up and
had not said anything

Morgan Powell

Taken before me

this 11th day of Feb. 1887

Geo R. Nugent

CORONER.

0095

Coroner's Office.

TESTIMONY.

3

Maggi O'Donnell being sworn says I
 reside at 315 Madison St. I am
 employed a masonry plaster master
 I knew the deceased ~~John~~ Goggins
 on Saturday night about 11:50 pm
 I was at 315 Madison St. I came
 down to the door to see my friend
 Mrs. Hauney who was going to leave
 I saw two men travelling
 I ran over to see as I thought
 one of them was my brother
 I saw Dr. Mullins' lawyer
 John Goggins down on the
 sidewalk my lady friend called
 to me who is Mr. O'Connell's
 was Mary Goggins brother
 she told me to call Mary
 Goggins and I did so
 Mary Goggins came out on the
 stoop where she lives and a
 young man separated them and
 took Dr. Mullins to the corner
 and Mary Goggins took her
 brother in the direction of
 her house then Mary said
 Whitey leave go of my brother
 don't touch him let him
 go

Taken before me

this

day of

188

CORONER.

0896

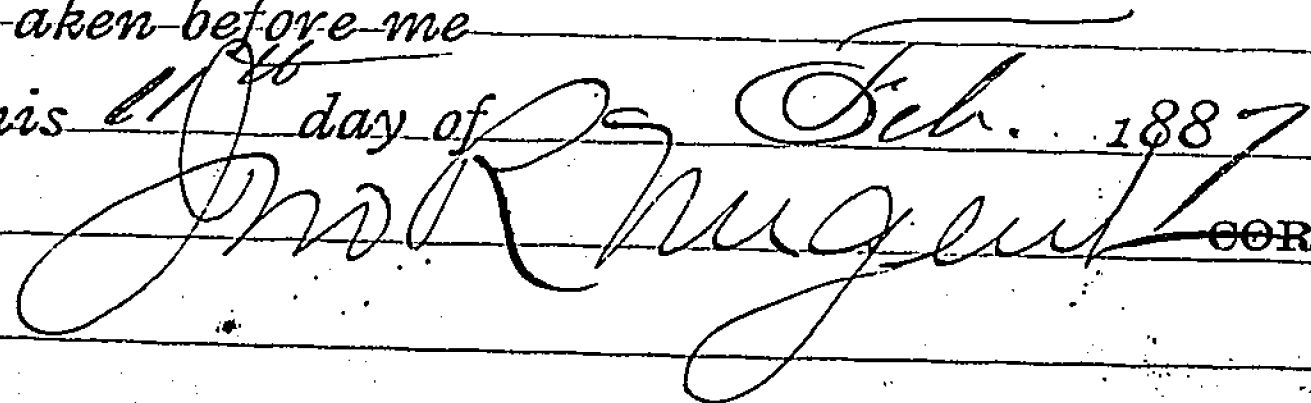
Coroner's Office.

TESTIMONY.

4

and then Dick Mullins came
back and called John Goggins
and said Johnny get away
from your sister ^{he} ~~he~~ ^{was to} approach
Mullins but his sister kept him
back & then saw Mullins fire
a shot and shoot Goggins
he said you son of a ~~bastard~~
I ~~frustrated~~ ^{frustrated} you and then
Johnny Goggins said & Maria
I am gone. Maggie O'Rourke

Taken before me

this 11th day of Feb. 1887


CORONER.

0897

Coroner's Office.

TESTIMONY.

5

Thomas Carpenter being sworn says: I
 reside at 74 Brown St. I am a
 coal cart driver. I know the deceased
 John Groggins on Saturday night
 Dec 5th 1887 we were after leaving
 off work about 7:30 pm Groggins
 brought Mullins and myself
 around to treat us to John
 Burkes or Montgomery & Henry
 St. we had a drink and
 got throwing dice for night
 we remained a half or three
 quarters of an hour Groggins
 got stuck for the dice and
 Mullins had to pay for it
 then Mullins went to his
 Groggins and Groggins struck
 Mullins twice or three times
 in the face. I took Mullins
 around to his house and he
 was no corner in the house
 then he took a pistol
 and ran out of the house
 and said he would blow
 his brains out meaning Groggins
 he could not find Groggins
 and he returned to the house
 where I had remained

Taken before me

this day of

188

CORONER.

0098

Coroner's Office.

TESTIMONY.

6

He then had his supper and
me and his brother left
him then I left his brother
Cros of East Bay & Montgomery
It is the case

Thomas Carpenter

Taken before me

this 11th day of Feb 1887

J. M. August

CORONER.

0899

Coroner's Office.

TESTIMONY.

Officer Cornelius Leary 7 Precinct
 being sworn say I was instructed
 to arrest the Prisoner ~~John~~ Mullins
 about 12 30 Sunday morning the
 case was reported at the station
 I was sent out to arrest him and
 did so that afternoon in
 Irvington N.J.

Cornelius Leary

Taken before me

this

11th day of

Feb

1887

John R. Nugent

CORONER.

0900

Coroner's Office.

TESTIMONY.

Mary Goggins I am sworn says I
 reside at 314 Madison St the
 deceased John Goggins was
 my brother about 12 pm
 Saturday Feb 5/87 I was in my
 house and heard some girls
 call me I came out and saw
 my brother & Mullins quarreling
 some young man had my
 brother and was pulling him
 towards the house I got ahead
 of my brother and was leading
 him towards the house Mullins
 asked my brother if he wanted
 to fight and my brother said
 yes and attempted to approach
 Mullins when my brother went
 towards Mullins I was between
 them they did not come in
 contact when Mullins drew a
 pistol and shot my brother
 my brother fell to the ground
 saying O my arm I am gone
 Mary Goggins.

Taken before me

this

11 day of

Feb.

1887

John R. Nugent

CORONER.

0901

Coroner's Office.

TESTIMONY.

William O'Malley M.D. being sworn say:

I made an autopsy of the body of James Higgins at Government Hospital about 1 p.m., February 6, 1887, with the following results:

The body was that of a young white man, muscular, well proportioned, tall and well developed. There was only one external mark of injury - a bullet hole in the middle of the breast bone, over the heart. On opening the chest, blood flowed out in large quantity: the pericardium contained fluid blood, and a bullet wound was found in the right ventricle of the heart, near the anterior furrow; the bullet then passed through the ventricle, lower down, into the right lung, wounding it in two places lodging in the chest wall posteriorly.

The internal organs seen otherwise remarkably healthy.

Death was due to fatal shot wound of heart and right lung, emptying nearly all the large blood vessels and the heart into both cavities of the chest.

William O'Malley M.D.

Taken before me

this 11

day of

Feb.

1887

W. R. Nugent

CORONER.

0902

Coroner's Office,

CITY AND COUNTY
OF NEW YORK, ss.

John J. Mullins 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—

John J. Mullins

Question—How old are you?

Answer—

21 Years

Question—Where were you born?

Answer—

New York City

Question—Where do you live?

Answer—

293 Madison St

Question—What is your occupation?

Answer—

Coal Cart driver

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

By advice of counsel
I decline to make any statement

John J. Mullins

Taken before me, this

11th day of February 1887

W. R. Nugent

CORONER.

0903

MEMORANDUM.

AGE.			PLACE OF NATIVITY.	WHERE FOUND.	DATE, When Reported.
19 Years.	Months.	Days.			
				<i>Lawrence Hospital</i>	<i>Feb. 6/87</i>

Vol. 20 1887
HOMICIDE.

AN INQUISITION

On the VIEW of the BODY of
James J. Higgins
whereby it is found that he came to
his Death by the hands of

John J. Williams

Inquest taken on the *11th day*
of *February* *1887*
before

John J. Higgins Coroner.

Deceased
Discharged

Date of death *February 5-1887*

0904

Vol. 220 420 1887
HOMICIDE.

AN INQUISITION

On the VIEW of the BODY of
James Higgins
whereby it is found that he came to
his Death by the hands of

John J. Mallon

Inquest taken on the 11th day
of February 1887
before

John R. Higgins Coroner.

Committed

Bailed

Discharged

Date of death February 5th 1887

MEMORANDUM.

AGE.	19 Years.	Months.	Days.
PLACE OF NATIVITY.	<i>James Higgins</i>		
WHERE FOUND.	<i>St. Patrick's Old City</i>		
DATE When Reported.	<i>Feb 6/87</i>		

0905

STATE OF NEW YORK,
CITY AND COUNTY OF NEW YORK

POLICE COURT, DISTRICT.

of No. 314 Madison Street, being duly sworn, deposes and says,
that on the 5th day of February 1887
at the City of New York, in the County of New York, John J. Mallin

Now present did wilfully & maliciously
point and aim a pistol loaded with
powder and lead at John Goggins
and fired and discharged said pistol
while the same was so pointed and aimed
the ball or missile from said pistol
striking said Goggins upon his breast
and causing him to fall upon the street.
That deponent is informed that said Goggins
died in about half an hour after such
shooting & deponent believes the same to be true
James Goggins

Sworn to before me, this

of

February

188

day

Police Justice.

0906

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

POLICE COURT, DISTRICT.

of No. John J. Reed Street, being duly sworn, deposes and says,

that on the 10 day of February 1887

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

John J. Mullins on a charge
of Homicide. That Thomas
Carpenter now present is a
Competent and Material witness
for the People on the trial of
such cause and deponent believes
that he will not appear as such
witness unless compelled so to do
by due process of law

John J. Reed

Sworn to before me, this

of

188

day

John J. Reed Police Justice.

0907

POLICE COURT 3 DISTRICT.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

John J. Creed
Thomas Carpenter

AFFIDAVIT.

Dated *February 7* 188

John J. Creed Magistrate.

Creed Officer.

Witness, _____

Disposition *Com Home of*

Detention in default of

\$500 bail

DISTRICT.

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

Thomas Carpenter

Given under my hand and seal of office this 1st day of July 1887
John W. Foster
Police Justice

0909

Sec. 100-200.

CITY AND COUNTY
OF NEW YORK,

District Police Court.

John J. Mullins 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 I only
acted in self defense
John J. Mullins*

Taken before me this

day of

188

Police Justice.

09 10

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 P. Mullins
guilty thereof, I order that he be held to answer the same and 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 July 7 1889 John P. Mullins 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.

0911

BAILED,

No. 1, by _____

Residence _____ Street _____

No. 2, by _____

Residence _____ Street _____

No. 3, by _____

Residence _____ Street _____

No. 4, by _____

Residence _____ Street _____

Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Mary Roggins
John J. Mullins

2 _____
3 _____
4 _____

Offence *Homicide*

Dated *February 7* 188

John J. Mullins Magistrate.

Leary & Creed Officer.

Perman & Cronin Precinct.

Witnesses *Thomas Carpenter*

No. *Had* Street.

Callahan Street.

No. *Hedden* Street.

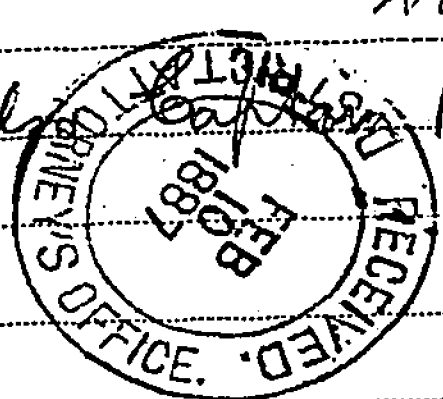
No. _____ Street.

No. _____ Street.

Filed to answer *without*

bail

Corn



09 12

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 J. Mullins

The Grand Jury of the City and County of New York, by this indictment accuse *John J. Mullins* —

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

The said

John J. Mullins,

late of the City of New York, in the County of New York aforesaid, on the *12th* day of *February* in the year of our Lord one thousand eight hundred and eighty-~~nine~~, at the City and County aforesaid, with force and arms, in and upon one *James Figagnis*, in the peace of the said People then and there being, wilfully, feloniously, and of *his* malice aforethought, did make an assault, and the said *John J. Mullins*, a certain pistol then and there charged and loaded with gunpowder and one leaden bullet, which said pistol the said *John J. Mullins* in *his* right hand then and there had and held, to, at, against, and upon the said *James Figagnis*, — then and there feloniously, wilfully, and of *his* malice aforethought, did shoot off and discharge, and the said *John J. Mullins*, — with the leaden bullet aforesaid, out of the pistol aforesaid, then and there by force of the gunpowder aforesaid, shot off, sent forth, and discharged, as aforesaid, *him* the said *James Figagnis*, in and upon the *breast* of *him* the said *James Figagnis*, then and there feloniously, wilfully, and of *his* malice aforethought, did strike, penetrate, and wound, giving to *him* the said *James Figagnis*, then and there, with the leaden bullet aforesaid, so as aforesaid discharged, sent forth, and shot out of the pistol aforesaid, by the

09-13

said *John J. Mullins*, in and upon the *Chest* of
the said *James Faggins*, one mortal wound of the breadth
of one inch, and of the depth of six inches, of which said mortal wound *the* the
said *James Faggins*, ~~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, on which said~~
~~day of~~ in the year aforesaid, the said
~~at the City and County aforesaid, of the said mortal wound did die~~
then and there died.

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

John J. Mullins, Juror,
the said *James Faggins*, in the manner and form, and by
the means aforesaid, wilfully, feloniously, and of *his* malice aforethought, did kill,
and murder, against the form of the Statute in such case made and provided, and against the
peace of the People of the State of New York and their dignity.

RANDOLPH B. MARTINE,

District Attorney.

09 14

BOX:

253

FOLDER:

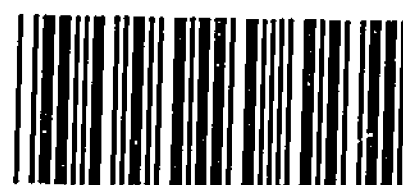
2454

DESCRIPTION:

Murray, Thomas

DATE:

03/21/87



2454

09 15

BOX:

253

FOLDER:

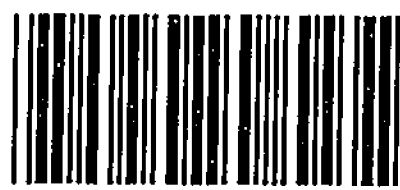
2454

DESCRIPTION:

Welch, Patrick

DATE:

03/21/87



2454

0916

Witnesses:

Leonard Seal
Off Lyons

135
102-1000

Counsel
Filed
Pleads
Day of
1887
Chitiquely

THE PEOPLE
vs.

Thomas Murray

and

Patrick Welch

Grand Larceny, 2nd degree
[Sections 628, 581 & 34 Penal Code]

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

Feb 24/87

Both of them

Foreman.

Per Six men each

The People
 v.
 Thomas Murray
 and
 Patrick Welsh
 Indictment for grand larceny in the second degree

Court of General Sessions Part II
 Before Judge Gildersleeve.
 March 22. 1887

Leonard Saal, sworn and examined,
 testified that is your business? Express driver
 Where do you live? No 232 Hopkins St. Brooklyn
 About seven o'clock on the evening of the 10th
 of March was that wagon in front of St
 Walker St? Yes sir. Did you have occasion
 to leave it? Yes sir, I was fixing the harness
 on the horse. What was in that cart at that
 time? There was as many as fifteen packages
 and three cases. Did you see either Murray
 or Welsh at that particular time? Murray
 What did you see Murray do if anything?
 He was on the tail board of the wagon lean-
 ing over like that; he had a package and
 took it up. He actually picked up the package?
 Yes sir. Where was Welsh? Welsh was five
 or ten feet from the wagon. What did you
 do when you saw Murray stooping down
 that way having the bundle? I could
 not do a great deal because I was
 alone. I ran around the wagon in case
 Murray jumped off the tail board; he
 was quicker than I was. Welsh ran
 with him in the alley. Did you

pursue them? I did until within fifteen feet, until I told the officer. The officer said, "Keep ~~that~~ and they may come back." They were in the act of coming back to the wagon. I ran over and told the officer and the officer ran over and had him arrested. Are you positive that Murray the man now on trial is the man that you actually saw in your wagon?

Yes sir; he lifted one of the bundles with his right hand. You are positive that Welsh was standing within five feet? Within five or ten feet at least. You cannot be mistaken?

No sir. What was the value of that property? Forty dollars. Was it in your care and custody? Yes sir, if I had lost it I would have paid for it. You were responsible for it? Yes sir. Cross Examined. Have you ever been arrested? No sir. Who do you drive for? Joseph Sister. Who did this property belong to? M. Parson. What did it consist of? There was fancy notions and dry goods - hosiery. What kind of goods? I did not open the package to examine it, but I just got the value of it from the owner. And that is the only way you have of knowing what was in it from the bill? It had the bill stating the

0919

amount. I opened the package when I got to the place, it was Co. D. I had to open it to receive the money. Did you see what was in it when you got to the place? Yes sir. What was in it? Hosiery and dry goods. You know it was worth a dollar, certainly the whole amount? Certainly. Are you sure that the defendant Murray lifted that package?

Yes sir. Murray is the man with the brown overcoat, he did not have that coat on that night, it was of a green shade. I was standing at the hind part of the horse in front of the wagon, so that I could see the whole part of the wagon. There was also upon the wagon two small dry goods cases and the hat case, which was behind; that is the case he leaned over, the case was between him and the package. The bundle was marked Co. D. Did you deliver the bundle to the party addressed and receive the money? Yes sir. How much did you receive? Forty dollars.

Thomas Lyons, sworn and examined, testified. What precinct do you belong to? The Sixth precinct. Were you on duty on March 30th about seven o'clock in the evening? Yes sir. Were you in the neighborhood of 8th Walker St.? Yes sir. I was informed

0920

They were on top of the wagon in the act of taking the bundle out. I told the driver to wait that they would be back. The driver went about his business and I stood inside a broken building. I sent word to another officer in White St to watch them; they came through Cortland alley to Walker St towards the wagon and the driver got excited and halloed to me that the men were on the top of the wagon, that the men were about to steal his bundle. Then I saw the prisoners walking together they were conversing. What did you do as an officer? I arrested them. Was the complainant present when you arrested them? Yes. What did he say in their presence? He pointed out Murray as the man that had the package in his hand. I said, Was this the man that was on your wagon? He said, yes, that is the man that had the package in his hand. I asked the complainant where Welsh was? He said about ten feet away; they were then opposite the wagon in Walker St.

The prisoners pleaded guilty to an attempt to commit petty larceny. They were sent to the penitentiary for six months.

0921

Testimony in the
Case of
Thos. Murray
Patrick H. Walsh
filed March
1889.

0422

Police Court—

District.

Affidavit—Larceny.

City and County } ss.
of New York,

of No.

84 Walker

Street, aged

22

years,

occupation

Express Driver

being duly sworn

deposes and says, that on the

10th day of

March

188

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 night time, the following property viz:

One package of Dry goods of
the value of Forty Dollars

the property of

Mrs. Peraw In the care and
Custody of deponent

has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,
and carried away by

Thomas Murray Patrick Welch
both now here, from the fact that at

about the hour of seven o'clock P.M.
on said date deponent saw the said
defendant Murray in a wagon in
charge of deponent with his defendants
handed on the aforesaid package in
the act of stealing the same and the
defendant Welch standing alongside
of the wagon on the street in front
of premises no 84 Walker Street
when deponent went towards the wagon
the defendants ran away and deponent
positively identifies the said defendants

Leonard Saal.

Sworn to before me, this
day of March 188

Police Justice.

0923

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, ss

15th District Police Court.

Thomas Murray 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. *Thomas Murray*

Question. How old are you?

Answer. *23 years*

Question. Where were you born?

Answer. *Brooklyn*

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

Answer. *24 West St Brooklyn 2 years*

Question. What is your business or profession?

Answer. *Longshoreman*

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*

Thomas Murray

Taken before me this 11th

day of

Police Justice.

0924

Sec. 198-200.

152

District Police Court.

CITY AND COUNTY
OF NEW YORK, { ss

Patrick Welch

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.

Patrick Welch

Question. How old are you?

Answer.

33 years

Question. Where were you born?

Answer.

Ireland

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

Answer.

29 Trout St Brooklyn 18 Months

Question. What is your business or profession?

Answer.

Longshoreman

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

Patrick Welch

Taken before me this

day of

Police Justice.

0925

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

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

Dated *March 11th* 188..... *P. G. Keefe* 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.

0926

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Police Court — District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Leonard Saal
184 Wacker
Thomas Murray
Patrick Welch

3

4

Dated March 11th 188

Duffy Magistrate.

Thomas Lyons Officer.
6th Precinct.

Witnesses

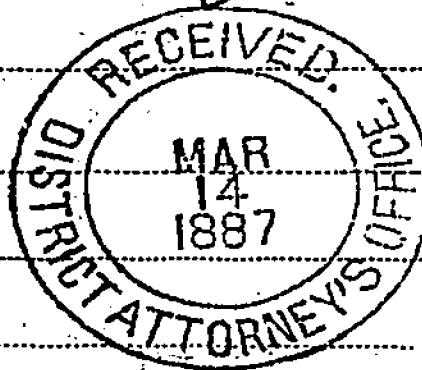
No. _____ Street.

No. _____ Street.

No. _____ Street.

\$ 500 to answer

Com



0927

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Thomas Murray
and Salinda Walden

The Grand Jury of the City and County of New York, by this indictment, accuse
Thomas Murray and Salinda Walden
of the crime of attempting to commit
of the CRIME OF GRAND LARCENY IN THE second DEGREE, committed
as follows:

The said Thomas Murray and
Salinda Walden, both —

late of the First Ward of the City of New York, in the County of New York aforesaid, on the
— Ninth — day of March, in the year of our Lord
one thousand eight hundred and eighty- seven, at the City and County aforesaid,
with force and arms,

one package containing a quantity
of dry goods, (a more particular
description whereof is to the
Grand Jury aforesaid unknown,
and can not now be given) of
the value of forty dollars.

of the goods, chattels and personal property of one

Edward G. ad. —

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.

David W. Starnes

District Attorney.