

0607

**BOX:**

348

**FOLDER:**

3279

**DESCRIPTION:**

Ulett, William

**DATE:**

03/15/89



3279

0608

Witnesses:

O. Patterson  
Lucy Legeloby  
off Mead

Counsel

Filed

Pleads,

N.C. Beach

13 day of March 1889

Chiquely

vs. THE PEOPLE

vs.

William Wlett

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

Pr. March 26/89

Pris. remitted back

for 4 months

JOHN R. FELLOWS,

March 22. Part 3 District Attorney.

March 25 - Part 3 -  
by Envelope

A True Bill

Chas. Scott Foreman.

0609

Police Court—14 District.

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

of No. 314 West 54th Street, aged 14 years,  
occupation none being duly sworn

deposes and says, that on the 7 day of March 1889 at the City of New  
York, in the County of New York,

She was violently and feloniously ASSAULTED and BEATEN by William  
Mutt (now here) who aimed at  
and discharged the contents of  
one barrel of a revolving pistol  
loaded with ball and cartridges  
and the ball from said pistol  
so discharged taking effect in  
the left side of deponent's face—

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

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

Sworn to before me, this 10 day  
of March 1889.

J. Murphy Police Justice.  
Oct

Octavia Patterson

06 10

Sec. 198-200.

4 District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*William Melt* 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.

*William Melt*

Question. How old are you?

Answer.

*33 years*

Question. Where were you born?

Answer.

*Virginia*

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

Answer.

*No 314 West 54<sup>th</sup> St. 14 years*

Question. What is your business or profession?

Answer.

*Porter*

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*

*his*  
*William Melt*  
*mark*

Taken before me this

day of

188

*John J. ...*  
Police Justice.

06 11

DR. W. B. PRITCHARD,  
355 WEST 58th STREET.

March 8-89

This certifies that Octavia  
Patterson colored of 314 W. 54  
is confined to her room  
suffering from the effect  
of a pistol wound of the  
face & from the effects of  
the anesthesia required in  
the operative procedure for  
its removal.

W. B. Pritchard, M.D.  
355 W. 58 St.



06 12

CITY AND COUNTY } ss.  
OF NEW YORK,

POLICE COURT, 11<sup>th</sup> DISTRICT.

of No. 22<sup>nd</sup> French Police Frederick Mead  
Police Officer aged 31 years,  
occupation being duly sworn deposes and says,

that on the 11<sup>th</sup> day of March 188

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

William Watts now here for felonious  
assaulting and beating Octavia Patterson  
of No 314 West 5<sup>th</sup> St by pointing, aiming  
and discharging the contents of one of the  
barrels of a pistol loaded with ball  
cartridge at the body of said Octavia  
the ball from said pistol so discharged taking  
effect in the left cheek of said Octavia  
inflicting injuries from which the said  
Octavia is now confined to her home and  
is unable to appear in Court as deponent

Sworn to before me, this

188

Aug 1

Police Justice

06 13

Police Court - District.

THE PEOPLE, &c.

ON THE COMPLAINT OF

Frederick Mead

vs  
William Mead

Dated

March 1889

Magistrate.

Officer.

Witness,

Disposition, known to court

result of injury

is informed and believes  
wherefore deponent prays that said  
William may be held to await the result  
of said injuries  
Sworn to before me this 18th day of March 1889  
J. Henry Bond

Police Justice

The Clerk of the Court

06 14

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~~

~~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. he legally discharged

Dated March 10 1889 G. H. Kennedy Police Justice.

I have admitted the above-named

to bail to answer by the undertaking hereto annexed.

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.

There being no sufficient cause to believe the within named

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.



06 15

291  
Police Court--- District. 368

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Victoria Patterson*  
314 West 54<sup>th</sup> St  
*William Meltz*

*Offence*  
*Offence*

2  
3  
4

BAILED,  
No. 1, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.  
No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.  
No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.  
No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

Dated *March 10* 1889  
*James* Magistrate.  
*Moran* Officer.  
Precinct. *22*

Witnesses *Lacy Oglesby*  
No. *314 West 54* Street.  
*David Thomas*

No. *314 West 54* Street.  
*Dr. Pritchard*  
*58<sup>th</sup> St near 8<sup>th</sup> Ave* Street.



\$ \_\_\_\_\_  
*without Bail*  
*OM*

06 16

2/8/72

Drop  
"   
Nest -

It is stipulated and

agreed that Dr. Pritchard's statement  
as follows, he need in evidence  
on the trial of this action.

I attended the girl on the

evening of March 7<sup>th</sup>, I found her  
suffering from a severe cold

wound in the face, probed the

wound & found the bone lodged  
in the flesh about an inch

and a half back from the

entrance, took the bone out.  
(Bullet presented) - It was

a superficial wound.

March 22/89

Henry O. Beach

Atty General

John F. Allen

But att

laundry

Cost

06 17

X-----X  
:  
: The People :  
:  
: v. :  
:  
: William Ulett. :  
:  
X-----X

06 18

COURT OF GENERAL SESSIONS.

-----X:  
The People :  
v. :  
*William* Ulett. : Tried March, 26th, 1889, be-  
Indictment filed *March 15 1889* and a Jury. : fore the Hon. Rufus B. Cowing  
Indicted for assault in :  
the first degree. :  
-----X

Assistant District Attorney Jerome, for the People.  
Mr. Beach for the Defense.

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O C T A V I A P A T T E R S O N, the complain-  
ant, testified that she saw the defendant on the morning  
of March 9th, 1889, in the barroom at Eighth Avenue and  
54th Street, between eight and nine o'clock in the even-  
ing. She, the complainant, was going home, and the de-  
fendant asked her where she was going. She said that  
she was going home, and he asked her in to take a drink  
with him, and then she and Lucy Oglesby went in to have  
a drink. They went inside, and the bartender brought  
the drinks. She, the complainant, saw a pistol in the  
hand of the defendant, and she started to go out. They



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went into one of the boxes in the saloon to take the drink. There were two tables and chairs in there. Lucy Oglesby saw the pistol in the defendant's hand first. She said, "Octavia, there is a pistol in his hand; it is cocked; look out; it may go off." She, the complainant, started to go out of the door, and the defendant said, "What are you running away from me for? I ain't going to hurt you." And she, the complainant said, "I am afraid of it." The defendant had been sitting down, but he got up when he said this. The defendant had been sitting at a different table from her, the complainant. The table at which he sat was almost behind the door. The defendant got in front of the door, and Lucy got past her, the complainant, and the defendant pointed the pistol into her, the complainant's face and shot her. The bullet wounded her at the side of the right eye. Then Ulett took her up to her house. He wanted to go up to her mother's rooms, but her mother was there and told him he must not come in. Then the defendant said, "What shall I do?" and her mother said, "I don't care what you do so long as you go away from here." The defendant was standing about three feet away from the complainant when he fired the pistol. She was attended

0620

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by a Doctor at her home. The Doctor extracted the bullet.

Under Cross Examination, the complainant testified that she lived at 314 West 54th Street, and the defendant lived the third house away. She had often seen the defendant in passing the saloon before the 7th of March, and going up to his home. She was in the habit of going into the saloon for beer for her mother and others. The defendant had served her several times when she went there for beer. On the morning of the day of the shooting, between eight and nine o'clock, she went to the saloon for beer. She had no animosity against the defendant. He had always treated her like a gentleman. She did not have a game of cards in the box in the saloon with the defendant. There were no hard words, and there was no quarrel in the box. After the shooting, as she had said, the defendant carried her in his arms to the hall door of her house. She could not remember whether the defendant said the shooting was an accident when he was carrying her to the house. She would not swear that he did not say so, because she did not pay any attention to what he said.

0621

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L U C Y O G L E S B Y testified that she went into the saloon with the complainant and entered the box with her. The defendant sent out for some drinks, and when they were brought to the box, she, the ~~defendant~~ ~~and~~ witness, saw a pistol cocked, and she said, "Look out, Octavia; that pistol is cocked," and she made an attempt to get out of the door, and she, the witness, did get out, but the defendant jumped right in front of the complainant and would not let her get out, and pointed the pistol in her face. She did not hear the pistol go off. She ran then.

Under Cross examination, she testified that she and the complainant had been down the street that evening. There was not a little six-year-old boy with them. There was not a party of the name of Thomas in the box drinking with them and the defendant on the evening in question. She did not know whom the defendant intended to shoot. She was afraid that he might have shot her if she did not get out. When she ran back to find Octavia, she ~~found~~ saw the defendant bringing her out in his arms.

D A V I D T H O M A S testified that he remembered the night of the 7th of March, 1889. He saw the

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defendant have a pistol in his hand. He heard one shot fired. He saw nothing further until he saw the defendant going out of the door.

Under Cross Examination, he said that it was between eight and nine o'clock. He saw the defendant first in the box in the saloon with the two young women. He had a few words of conversation with the two young women. He remained in the box about ten minutes. Lucy went out before him and he followed her closely. He did not see the defendant point the revolver at the complainant. He did not hear any quarrel before the shot was fired.

OFFICER FREDERICK MEADE testified that he arrested the defendant on the 7th of March, 1889, at about half past eight o'clock in the evening, at 54th Street and Eighth Avenue, on the northwest corner of 54th Street and Eighth Avenue. He informed the defendant that he had arrested him for feloniously assaulting the complainant. He asked Ulett if he had a pistol about him, and he said no, he had not, and he asked Ulett what he shot the complainant for, and Ulett said he didn't know. He then told Ulett that he had better go with him and explain. He then sent the witness for the complainant, but she was not able to go,



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and he then took the defendant to the station house. He afterwards went back to the defendant's house and found the pistol in the defendant's rooms. His mother-in-law gave the pistol to him, the witness. It was a seven-barrelled revolver, and two of the chambers contained cartridges that had been exploded. He had some trouble in taking the defendant to the station house, because he didn't wish to go along. He was partially drunk, but he could walk straight and talk straight.

Under Cross Examination he testified that he arrested the defendant about twenty minutes after the shooting on the corner of the street opposite from the saloon where the shooting took place. In the Police Court the defendant said that the shooting was accidental, and that he had no reason to shoot the complainant. On the night of the shooting and at the time of the arrest the defendant told him, the witness, that the shooting was accidental.

For the Defense, JAMES DENNING testified that he was a bartender in the saloon at the corner of Eighth Avenue and 54th Street, where the shooting took place. He had been employed there for about seven months. He had known the defendant for about two years.

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The defendant was working in the saloon at the time of the shooting. He, the witness, was on duty behind the bar in the saloon on the evening of the shooting. The defendant had left the revolver with which the shooting was done behind the bar the night before, and as the defendant was about leaving the saloon to go home on the night of the 7th of March, he, the witness, handed him back the revolver. He, the witness, did not hear any angry words in the box while the defendant and the young women were in the box. They appeared to be jolly and friendly. He, the witness, heard the pistol shot. He was waiting on some customers at the time, and when he had finished waiting upon them he went to the box and saw the defendant carrying the girl out in his arms.

MARTIN O'DONNELL testified that he was a bartender in the saloon in question. He knew the defendant Ulett, and knew that he had been working in the saloon for some time. He knew the complainant by sight, having seen her come into the saloon frequently for beer and other drinks. When the bartenders were busy Ulett used to wait upon the customers in the box. When the shot was fired he, the witness, was within

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about five feet of the box. As he reached the box he saw the defendant coming out of the box with the revolver in his hand, and the defendant told him that it was he that did it, and that it was an accident. The defendant then had the complainant in his arms. The proprietor's name was Clarkin.

WILLIAM ULETT, the defendant, testified that he lived at 314 West 54th Street, and he was a married man. He lived in what was called the Terrace, and the complainant also lived in one of the houses in the Terrace. On the 7th of March he was employed in the saloon at Eighth Avenue and 54th Street. On the preceding <sup>morning</sup> his wife was putting some clothes in his trunk when she saw the pistol. She told him to take the pistol out, because she was afraid to go into the trunk when it was there. She told him to take the pistol into the cellar and shoot off all of the cartridges. He did not do it, because he was late in getting to his work. That night he left it behind the bar in the store, and about noon on the day of the shooting he asked the bartender for the pistol. He put the pistol in his overcoat pocket and locked it up in the inner room, with the inten-

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tion of shooting the cartridges off in the cellar when he got home. The complainant and Lucy Oglesby and another girl came in and they had a little boy with them. They ordered drinks and after he had waited on them he asked them if they would take a drink with him, and they said they didn't mind and they got a drink of sherry, and he gave a drink of sherry to the little boy also. That was in the morning of the day of the shooting. They went away and in an hour they came back again. A little colored boy that worked in the saloon told him that the girls were inquiring for him, and he went and met them and they went into the box. They had a game of cards. She told him that she would like him to come up to their house and have a game of cards. After he had got through with his work he went up to the house and he sent out for a pint of beer, and the complainant took a glass of the beer to her mother in the back room. Then he went down town and returned to the saloon in the afternoon, and at about eight o'clock he started to go home. Then as he reached the door the complainant said, "Where are you going?" and he said "Home," and she said, "I have just come down for the milk punch that you promised me this afternoon." He invited the complainant and her



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friend into the box and ordered the milk punches. Then he put his hand into his pocket and drew out the pistol. The complainant said, "If you don't put that gun back into your pocket I will go home," and he put it back into his pocket. Then they had a further conversation and the witness Thomas came in. The girls drank milk punch and he, the defendant, drank a glass of whisky. Then he, the defendant, said that he had no more money to pay for drinks and was going home. Then Thomas and the complainant's friend started to go out of the box and he, the defendant, said, "You see how much money I have got in my pockets; perhaps we will have another drink before we go. He pulled the pistol out of his pocket and the complainant said, "I told you to put the pistol in your pocket or else I would go home." He cocked the pistol with the intention of putting the barrel away from the pistol while he was in the room, and the pistol accidentally went off. He did not point it at the complainant or any one else. He had had no quarrel with her or with any one else and had very kind feelings toward her. He told the complainant that he was very sorry that she was hurt and that he didn't intend to shoot her and he

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carried her in his arms to her house. The mother asked why he had taken the girl into the saloon, and he said that he did not take her there, but that she had come in to ask for a milk punch, and he had given it to her. X The mother told him not to go upstairs to her room, because her sons were at home and they were so crazy that they were liable to hurt him.

Under Cross Examination he said that he had the change in his pocket with the pistol after he had paid the bartender for the first round of drinks, and he pulled the pistol out accidentally when he went to look for more money. He had had the pistol for four or five months, but he did not know that the cylinder came out without cocking the pistol at all. He was trying to cock the pistol to take out the cylinder when his finger slipped. He was doing this to oblige the complainant to keep her from going away from enjoying herself. He had never been convicted of any offense.

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0629



Court of General Sessions,  
Judges' Chambers,  
32 Chambers Street.

63/18

People v  
Wright

Stipulation

and  
Verdict

0630

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,  
against

*William Ulett*

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

*William Ulett*

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

The said *William Ulett*

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

SECOND COUNT—

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

*William Ulett*

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

The said *William Ulett*

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

JOHN R. FELLOWS,

District Attorney.