

0599

BOX:

40

FOLDER:

473

DESCRIPTION:

Cook, James J.

DATE:

06/20/81



473

0600

BOX:

40

FOLDER:

473

DESCRIPTION:

Shields, Alexander

DATE:

06/20/81



473

0601

The deft. child.

not be convicted and
the Compl. desire to
see him as a witness.

Bail may be discharge
and Miller possessive return
if the Court consent.

G. M. Sybil

July 12, 81

See Court
letter, further
of other
of the

1881
Filed 20 day of June 1881

Plends
#2 Not Guilty (23) 55

Indictment for Receiving Stolen Goods
THE PEOPLE
vs
Francis J. Cook
Attorney at Law

MARIE C. COLLINS
BENJAMIN PHELPS
District Attorney

Aug. 1st 1881

Wm. J. ...

A True Bill.
J. W. ...

Mr. ...

...

...

...

0602

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

Police Court, 5th District.

John B. Haaslocher
of No. 240 East 92nd Street, being duly sworn, deposes and
says, that on the 12th day of June 1881
at the City of New York, in the County of New York, eighteen Kegs,

for holding Beer, the property of
George Robert and of the value
of forty dollars, and eighteen
Beer Kegs the property of George
Ringle and others, Co-partners,
and of the value of forty dollars
were found secreted in a hay
loft at premises No. 239 West
91st Street in the 16th Ward of
the City of New York.

That said property was stolen
property and was in the possession
when so found of its dependants
here present, viz:

James J. Cook and
Alexander Shields, Cook now
here; and deponent charges
and alleges that said Cook
and said Shields did knowingly
and feloniously receive said
property they, said dependants,
well knowing at the time
that said property was stolen.

Sworn to before me
this 13th day of June 1881
John B. Haaslocher

Henry Gammella Justice

0603

City and County of New York, D.
 Christian Hackmeister, of 149
 East 92nd Street being duly sworn
 says - that on the 11th day of June
 instant James J. Cook, John (name)
 came to deponent and offered to
 sell to deponent seventeen Kegs
 for brewing beer, which he said
 were at Morris No. 239 West
 30th Street and which he told
 deponent he had collected at
 various places throughout the
 City. That he informed deponent
 said Kegs were stamped with
 the stamp of "Ringle & Co" of
 which firm deponent is a
 member.
 That after the arrest of the
 defendants James J. Cook and
 Alexander Shields deponent
 went to the 23rd Precinct Station
 house and identified eighteen
 Kegs found in the possession of
 said defendants as the property
 of said Ringle & Co. and as
 being stolen property for Hackmeister

Arrived before me this
 13th day of June 1871
 Joseph Gorman Police Justice

Police Court, District

THE PEOPLE, &c.

ON THE COMPLAINT OF

vs.

ARRIDAVIT

Dated 1871

Magistrate

Officer

Witness

Disposition

0604

City and County of N. H.
New York

John Ross, of the 23rd Precinct
Police, being duly sworn says
that on the 1st day of June
instant deponent in Company
of Officer Bingham went to
the premises no. 235 West 31st
Street in said City and there
and there found the property
described in the foregoing
affidavit of John P. Harbuck,
and consisting of thirty-six
beer kegs, concealed in the
kay loft over the stairs in
said premises. That the
defendant Alexander Shind,
now here, was then and there
present and in charge of
said premises, and the defendant
James J. Cook, now here,
informed deponent that the
property aforesaid was stored
there and that said premises
was used by said Cook, as
a store house.
John Ross

Subscribed before me this
1st day of June 1881
Hugh Green Dea. J. J. J.

0606

POLICE COURT—FIFTH DISTRICT.

CITY AND COUNTY }
OF NEW YORK, } ss.

James J. Cook being duly examined before the under-
signed, 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.

James J. Cook

Question. How old are you?

Answer.

43 years of age

Question. Where were you born?

Answer.

Brooklyn L. I.

Question. Where do you live?

Answer.

24th near 8th Avenue

Question. What is your occupation?

Answer.

Agent

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

Answer.

I am not guilty of the charge

James J. Cook
Mark

Taken before me this

13th

day of

June

1871

Hugh Casner Police Justice.

0607

POLICE COURT—FIFTH DISTRICT.

CITY AND COUNTY }
OF NEW YORK, } ss.

Alexander Shields being duly examined before the under-
signed, 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. *Alexander Shields*

Question. How old are you?

Answer. *27 years of age*

Question. Where were you born?

Answer. *Albany*

Question. Where do you live?

Answer. *250 West 28th St.*

Question. What is your occupation?

Answer. *Truckman*

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

Answer. *I am not guilty of the charge*

Taken before me, this *13th* }
day of *June* 18*71* }
Alex Shields

Henry Gardner Police Justice.

0608

POLICE COURT—FIFTH DISTRICT.

IN THE PEOPLE, &c.,
VS THE COMRADE OF

602

John A. Haselbacher
240 E 92nd St

vs.
James J. Cook

Alexander Shields

No 12 Exchange St



June 13th 1881

Dated

Gardner

Magistrate.

Per J. Benjamin 23 officer.

Max

Clerk

Witnesses: Alex. Shields, Blaine

Officer John Ross

and Robert K. Benjamin.

23 Precinct Force

Christian Hackamaster

149 East 92nd Street. A.

#1000. back to Am. G.A.

Comd

(over)

Received in Dist. Atty's Office.

BAILED.

No. 1, by

Residence

No. 2, by *William J. Harrison*

Residence, *248 West 27th St*

No. 3, by

Residence

No. 4, by

Residence

0609

New York July 20th 1881

To the Hon. District Attorney
N. Y. C.

Dear Sir, I have the liberty
taken in addressing you. I
wish to call your attention
to the facts in this case. My name
is that of Cook and as you are
aware the charge against me
is for receiving stolen goods -
The facts are as follows.

I was impelled by a number
of Ladies from Brooklyn to collect
their lost and strayed keys.
Some of them paid me by the
month for recovering them and
others so much on each key -
as a half dollar for quadruple,
twenty five cents for one six and
I recovered those keys altogether
from Stalions in places where

06 10

They were inalterably lost to the Brewers. The way I am my business, was to hire a wagon and go into those places and take what kegs I was authorized by the Brewers to take, I would take them to my store house and pick out each Brewer's kegs, and send them a postal card notifying them that I had collected from Stationers a certain number of their kegs and to call and get them as soon as convenient. Every Brewer so notified always promptly sent for their kegs and my charges for collection all seemed satisfied and I felt conscious in my mind that I was doing an honest straight forward business with the greater number of the Brewers which I was collecting for. I have seen personally and talked with and they were perfectly satisfied with me in regard to Mr King's charge against me I cannot understand why he ever made it. I had collected his kegs before he paid me for recovering them for which I hold his receipt he never expressed any dissatisfaction neither did he tell me to stop. I had every reason to believe he was satisfied until after recovering a number of his kegs and going in person and reporting the same to him he has me arrested on the spot London. Let me call your further attention to the fact that I have in the

0611

whole course of my business
never bought, sold or received
a keg or tierce and bore to steal
or otherwise gain possession of
any kegs for my benefit I have
nor ever had any business with
any other than the Brewers -
I was doing business for, and
I have certainly saved many
hundreds of dollars by collect-
ing and delivering them
their property, and I certainly
was making but a poor living
out of the business myself -
So Hon Sir Hoping you will give
this your consideration, and I
call God to witness it is the
whole truth

Your Will confer a
charity on me, that suffers ino-
cently of any guilty intentions to do
wrong - Respectfully Jas J Cook

06 13

First District Police Court,

COURT STREET, CORNER OF BUTLER STREET.

GARRET BERGEN,

POLICE JUSTICE.

Brooklyn, N.Y., Dec 14th 1884

Saml J. K. Smyth
Recorder City of New York
Dear Sir,
The bearer
Mr. George Thushing, I know to
be a perfectly honest and
trustworthy gentleman and
any kindness you may show
him in the matter before you
of the paper of James J. Cook
in which he is personally in-
terested will be duly appre-
ciated.
Yours Obedt Servant
Garret Bergen

0614

Court of General Sessions
of the City of New York
The People vs }
James J. Cook }
vs

Hon Daniel Gottaris
District Attorney

Sir Please take notice
that on the 21st day of Decem-
ber 1881 at 11 o'clock in the fore-
noon of said day or as
soon thereafter as counsel
can be heard in the annex-
ed affidavit I shall move
the Honorable Court to
remit the fine of \$200 here-
tofore imposed upon the above
named defendant.

Respectfully Yours
Chas Spencer
Atty for Deft.

Dated N.Y. Dec 20th 1881

06 15

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

George J. Flushing of No. 494 Henry Street of Brooklyn & State aforesaid being duly sworn deposes and says that he is the brother-in-law of one James J. Leach now in the Penitentiary of the City of New York under a conviction of the Court of General Sessions of the County of New York of the offense of larceny and by the judgment of said Court sentenced to the Penitentiary of the City of New York for the term of six months and to pay a fine of Two Hundred dollars and stand committed until said fine be paid. That said Leach's term of imprisonment will expire on or about the 29th day January 1882, and will be detained on and after

06 16

that date for the payment
of said fine, that he is poor,
and has a wife and four
children depending upon him
for support, ~~and this deponent~~
and this deponent has believed
them of their wants ~~wants~~ as
far as was in his power and
did at the time of his trial
pay Counsel for his defence
as said book was so un-
able to do.

That it is positive that
he is unable to pay said fine
and his poverty is such that
there is no way in which said
amount of fine can be paid
sworn to before
me this 14th day of December 1881
George B. Flushing
of Chesapeake
Notary Public
Mary Co.

06 17

State of New York }
City of Brooklyn }
County of Kings } S.S.

James Cook being duly sworn
deposes and says that he is a
resident of the City of Brooklyn
that he knows James J. Cook
and all his family, that his
knowledge of said James J.
Cook is that he is an honest
upright and faithful man
industrious and that any
thing given to him would be
perfectly transacted and
faithfully performed

Sworn to before me, ¹⁸⁸⁷
this 13th day of December

J. Albert C. J. Secy. Pub. King County
James Cook

06 18

State of New York
City of Brooklyn
County of Kings SS.

John J. Kierstead being duly sworn, says he knows James J. Cook, that he has been acquainted with him for at least 15 years that to his knowledge, said Cook bears a good reputation, and is honest, industrious, sober and upright man, and safe to be trusted by anybody, and would say, that his character is good.

Sworn to before this
13th day of December 1844
J. Albert DeCen
Notary Public
Kings County

John J. Kierstead

0619

State of New York }
City of Brooklyn }
County of Kings } S.S.

Edward Mulvaney being
duly sworn deposes and says
that he knows James J. Cook, that
his knowledge extends to six
years, that during that time he
knew him to be an honest
upright and industrious man
that his reputation is very good
and believe that he could be
trusted with any business or
work, or any trust, that would
require probity and honesty

Sworn to before me ¹⁸⁸⁷
this 13th day of December

J. Schutte Com. Supv. P. M.

Kings County - Edward Mulvaney.

State of New York }
City of Brooklyn }
County of Kings } S.S.

Darby Coulter being duly
sworn deposes and says that he
knows the family of James J.
Cook, that he is also acquainted
with James J. Cook for 15 years

0620

State of New York,
City of Brooklyn,
County of Kings, N.Y.

Philip Casey being duly sworn
deposes and says that he knows James
J. Cook, that he has been acquainted
with him for at least five years
that during that time, which was
the last five years past, said Cook
has borne a good reputation
and to his knowledge, is honest
industrious, and an upright man.

Sworn to before me
this 9th day of ~~June~~ ^{July} 1884
J. Albert DeLeon
Notary Public
Kings County

0621

Court of General Ses-
sions -

The People vs

74

James Cook

Allegation in support
of removal of
same suppressed &
revised editions

Discovered a
copy of the within
written papers is
hereby admitted
led 1881

Wm. H. Hunt, Esq.

Produced to
Hoo. Secy
July 25/82
75

0622

2205.

The People
vs
James J. Cook
jointly indicted with Alexander Shields for receiving stolen goods.

Count of General Sessions, Part First.
Before Recorder Smythe, August 1. 1880

Christian Wockhemister, sworn and examined testified. I was in the brewing business and connected with the firm of Kirgler & Co. I know the prisoner a little over three months; he came the first time in our Brewery and told me he got six of our empty kegs. How did you come by them kegs? He said he got them from the Italians and got them from the piers. I told him he got no business to take our kegs from piers; when we get notice from piers we get our kegs there. He told me, if you give me three dollars for each you send down for them kegs you could have them. I took the address, I did not send for the kegs at all. So after eight or nine days he came into the Brewery; he said he got sixteen kegs. I said, "you make a regular business of it, I do not know how you come by them kegs. I wanted to know how he got them. So I make an agreement with him; he wants eight dollars I will make an agreement with him to pay him five dollars, and the next day or the day after I got them sixteen kegs. Two or three weeks after that he come in our office; he say he got seventeen kegs; he wanted eight

0623

dollars for them. Then he came in and said he got seventeen kegs. I told him he got them in a wrong way. I have got witness in this Court that know where he got them. I told him he got no business to take our property anywhere; so I got him arrested. Before I went in the station house he told me to send for them kegs. "I won't charge anything." I said, "I don't care for them, I want satisfaction now." So I got him arrested, and that is all I know about Mr. Cook. After his arrest we got the kegs back from the station house. I was not along with the officer when he got them; the officer is here; we pay about twenty seven dollars a dozen for them; the prisoner got inside of five or six weeks thirty five of our kegs altogether; it could not be possible he got them from the Italians; the name of George Ringler & Co. 92nd St. is on the kegs three times; it is on the iron rim on both ends of the keg and is burned in. I told the prisoner he had no business to take the kegs from the docks; he said he took some from the docks and some from the Italians. We send some beer in the country, and when the kegs come back they are landed on the docks. Do you sell any beer to these Italians? No sir, never will. I am a partner of Ringler & Co.; I paid the prisoner five dollars

0624

for Keps; the paper now shown me is in the handwriting of the book-keeper of Kimpfer & Co. The prisoner gave me his address. I sent for the Keps the second time. I paid him five dollars for sixteen Keps. I sent a driver for the Keps; he found them in the place where the prisoner said they were; they were returned to our Brewery - nineteen Keps. My Counsel. Do you know that the brewers at one time formed a Society for the purpose of recovering Keps? Objected to. Counsel. I propose to show that he was employed by the brewers for that purpose and had an authorization; nearly every brewer employed him to recover Keps. I propose to show that the Society was disbanded and that the prisoner continued in the employ of the various brewers. [Witness: There was once a Society, but we gave it up about a year ago. I never employed this man to recover our Keps. The firms of Shret & Co and Kimpfer & Co were members of that Society. I only saw the prisoner three times in our Brewery. John B. Hasdlocher, sworn and examined, testified. I am Superintendent of the Shret's Brewery. I know the prisoner by sight. I suppose three to five months coming to our Brewery, he brought empty Keps there; he was not employed by us for that purpose; he told me

0625

he picked them up from the Italians, fished them out of the river on excursion boats, and so on; they were city keps. They were on both sides of the head branched George Street, New York, and on the iron "fish." Had you authorized this man to take these keps from any place for you? No sir. These keps were our property; he had no authority whatever to take them; we had a man employed, A. M. Ross, our detective, gathering these keps; he gathers them today. When the prisoner was arrested we recovered eighteen keps at the station house. I got from the prisoner coming to our place about twenty one to twenty four keps; he brought one or two lots there. I paid him for one lot one night and I would not pay him for the balance of it; he said, "there is three of your keps over at my place. I went over for them" the card said No 250 West Twenty eighth St. When the driver got there he had to wait there, and he brought the keps from 239 West Thirty first St. That is the first time I ever had an idea that the keps were stolen. Had these keps been stolen from you? Yes sir. Cross Examined. I know of the existence of a Society for the purpose of recovering keps; the officer employed by that Society was A. M. Ross, Mr. Christ was a member of the Society; he was the

0626

one that proposed it at the time. Did Ross
ever produce bills for money for receiving
Keps? Yes, every month. I do not know whether
there was a bill paid to Ross or not. I did not
audit the bills, but I paid them. Do you know
whether money was paid by Ross to Cook? I do
not. On one occasion I paid the prisoner five
dollars and thirty five or forty cents for bring-
ing Keps home when he told me he got them
from excursion boats. I did not get the postal
cards I have now from the prisoner, I got them
from outside parties. Did you ever see Mr.
Ehret pay the prisoner money? No sir. I could
swear that I was not present on one occasion
when Mr. Ehret paid the prisoner money. There
was seven dollars paid to the prisoner by me
through one of the clerks. The prisoner notified
me that he had the Keps, and I told him it
was crooked business right up and down. After
I stopped paying him and he notified me that
he had some Keps I sent and recovered three
of them. I sent a competent driver of the name
Ernest K. Bingham, sworn and examined
testified. I arrested the prisoner at Ninety
Second St. between Second and Third avenues.
I went to his place of business; he said he
lived at 250 West Twenty eight St. I went there;
they knew him, but he did not live there.

0627

I went to Thirty first St. and found three hundred Kegs of different breweries up in a hay loft in the rear of a house in a stable. This Shields claimed to hire the stable. How did you happen to go there? Had seen a card of Mr. Cook. We went to Twenty eighth St.; then we were informed that he had this beer arrangement in Thirty first St. When the prisoner was arrested he said, "Mr. Bookbinder, you can have these Kegs, I don't want the money; send and get them. I found nineteen Kegs belonging to Kingler & Co and eighteen belonging to Shret & Co."

John Ross sworn and examined. I am a police officer attached to the Twenty third precinct. I was not with Officer Bingham when the officers arrested the prisoner. The Captain sent me over to Twenty eighth St. near Seventh ave. where Mr. Cook lived to see if I could discover any Kegs over there and to arrest the party who had possession of the place where the Kegs were. When I went to Twenty eighth St. I could not find anything of Cook. I was informed the place was at Thirty first St. I met Mr. Shields, and he told me where the place was. I told him to open the stable. The prisoner said nothing. There might be 200 or 275 Kegs, I did not count them singly, I only counted those I went after; there was between 200 and 300.

0628

John B. Harolocke recalled the kegs had
branded on both sides about 18 or 16 of an inch
and on the iron "bush" the name of George
Shret. We might send out twenty thins and kegs
in a day. They were stolen from saloon keepers,
they were all city kegs, they were all painted
new and they had not been out two days as
the stamp testified. The last lot of kegs I recov-
ered was 18. Every keg has an internal rev-
erine stamp on it. I do not know they were
stolen except the fact that I found them in
his possession. On Saturday afternoon I says
to Mr. Cook, "you have been playing this thing
long enough, I think it is crooked, leave your
hands from our kegs, and the first one you
touch again I am going to have you arrested."
He said, "Are you not going to pay me \$1.50?"
I said, "No sir, get out." He never came after-
wards to our place; he was arrested two days
afterwards. James J. Cook sworn and
examined in his own behalf testified. I live
at 306 West Twenty fourth St. My business at
the time of my arrest was recovering lost kegs
for the brewers. I commenced to work for my-
self somewhere in March. I had been engaged
in that business before. I was employed by a
man named A. M. Ross, a detective for
the Brewers Association. Did you, while

0629

employed by Ross recover Keps? Yes sir. It was
sometime ago, may be a couple of years ago.
I recovered a good many Keps for Ringler and
Ehret. There were only 75 or 80 Keps in my place
and I notified all the breweries I had them
I was employed by a number of brewers to
recover Keps. I have a written authorization
to recover these Keps. I will give the names of
some of them; Otto Hubert, Mayer and Bachman
Liebman & Sons, Williamsburgh Brewing Co.
Eckert and Winter. Mr. Winter employed me
before his previous, I have no written agreement
Conrad Stein. I know Ehret & Co. I delivered
them some Keps. The last time I delivered
Keps to them was somewhere about March. I
delivered fifteen and received seven dollars.
I notified them again I had Keps belonging
to them; he always told me that he was busy
and they would send down for them as soon
as they got ready; he never told me that the
thing looked crooked; he never notified me
not to touch the Keps or he would have me
arrested or I never would attempt to touch his
Keps. Ringler & Co. never notified me not to
touch his Keps. I received them from Italians
in James, Roosevelt and Baxter sts. in the
worst kind of "dives". They made beds
and stools of them. I have an agreement

0630

with brewers to take the Keff out. I never induced anybody to steal Mr. Shret's Keff.

George Mushing testified that he was a policeman in Brooklyn and knows the prisoner eight or nine years; he has always been an upright honest man.

The jury rendered a verdict of guilty. The prisoner was sentenced to the Penitentiary for six months and fined \$200.

0631

Testimony in the case
of
James J. Cook
filed June 1971

0632

CITY AND COUNTY }
OF NEW YORK, } ss.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present:

That *James J. Cook and Alexander Shields* each
late of the First Ward of the City of New York, in the County of New York, aforesaid,
on the *twelfth* day of *June* in the year of our Lord
one thousand eight hundred and ~~seventy~~ *eighty one* with force and arms, at the
Ward, City and County aforesaid,

*eighteen kegs (of the kind commonly
known as and called beer kegs) of the
value of two dollars each*

of the goods, Chattels and personal property of *George Ebert*

by *a certain person or*
~~and certain other persons~~ to the Jurors aforesaid unknown, then lately before feloniously
stolen ~~of the said~~ *taken and carried away from the said George Ebert*
unlawfully, unjustly, ~~and for the sake of wicked gain~~, did feloniously receive and have
(the said

*James J. Cook and Alexander
Shields*

then and there well knowing the said goods, chattels, and personal property to have
been feloniously ~~stolen~~ *taken and carried* against the form of the Statute in such case made and pro-
vided, and against the peace of the People of the State of New York, and their dignity.

~~James J. Cook and Alexander Shields~~, District Attorney

0633

And the Jurors aforesaid, upon their oath aforesaid, do further present

That the said

James J. Cook and
Alexander Shield

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

eighteen Kegs (of the kind commonly
known as and called beer Kegs) of
the value of two dollars each

of the goods, chattels, and personal property of ~~the said~~

George Ringler

by a certain person or persons to the Jurors aforesaid unknown, then lately before feloniously
stolen ~~at the said~~ *taken and carried away from the said*

George Ringler

unlawfully, unjustly, and for the sake of ~~wicked gain~~, did feloniously receive and have (the said

James J. Cook and Alexander Shield

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

DANIEL C. ROLLINS,

~~Attorney at Law~~, District Attorney

0634

BOX:

40

FOLDER:

473

DESCRIPTION:

Cooley, William

DATE:

06/17/81



473

0635

136 B.W.

Counsel,
Filed 17 day of June 1881
Plends

Larceny, and Receiving Stolen Goods.

THE PEOPLE

vs.

^{NA}
William Corley

DANIEL C ROLLINS,

BY BENJAMIN K. PHELPS

District Attorney.

A True Bill.

Wm. G. Howard Foreman

0636

City & Co. of New York,
Robert B. Baker of
291 2^d Avenue New
York City being duly
sworn says: That
he is a dealer in milk.
That on the 10th day
of May 1881 there
were at the Harlem
Depot twelve cans
of milk each con-
taining 40 quarts,
and of the value of
\$1.45 per can, which
that day arrived that
morning consigned
to department, and marked
A.B.W. in large letters
and ~~to each~~ by labels
attached to each can
also marked with de-
partment's initials, R.B.B.
That as department is
informed and believes
are William Cooley
employed by the Har-
lem R.R.C., stole, took

0637

and carried away the contents of one of the cans, worth \$1.⁴⁵
That the basis for Department's belief is the statement of Ed. C. Jost of 133 E. 50 St., to the effect that he purchased said milk from Mr. Cooley, and the statement of Charles Schouler, 59 1/2nd Avenue, that he saw Cooley fill the can after its contents had been poured out, with other milk and then put it with the other eleven cans. Department afterwards tested and examined the milk so substituted for his own, and found it of an inferior quality, differing from that in the other eleven cans.

Department further says

0638

that he and his business have for a long time suffered from depredations of this character, and that he has been compelled to keep men on watch at night and to employ detectives. That his other dealers have suffered in the same way, and the Commission has been and is a very general one among dealers.

Robert B Baker

Sworn to
before me
May 26. 1881

Washington Page
Notary Public
New York C

0639

Mr Cowley
lives at
437 E. 71st St
Mr Penfold
Mr Cowley

Mr Cowley
71st St
Mr Cowley

Mr Cowley:-
R. B. Baker
591
Mr Cowley
E. 59th St
A. C. Jones
133 E. 50th St

G. J.
Mr Cowley
Mr Cowley
Mr Cowley

0640

CITY AND COUNTY }
OF NEW YORK, } ss.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
*in and for the body of the City and County of New York, upon
their Oath, present:*

That

William Cooley

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

*forty quarts of milk of the value of
three and one half cents each quart*

of the goods, chattels, and personal property of one

Robert B. Baker

then and
there being found, 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.

0641

And the Jurors aforesaid, upon their oath aforesaid, do further present

That the said

William Cooley

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

Forty quarts of milk of the value of three and one half cents each quart

of the goods, chattels, and personal property of the said

Robert B. Baker

by a certain person or persons to the Jurors aforesaid unknown, then lately before feloniously stolen ~~of the said~~

taken and carried away from the said Robert B. Baker

unlawfully, unjustly, and ~~for the sake of wicked gain~~, did feloniously receive and have (the said

William Cooley

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

DANIEL C ROLLINS,

~~BENJ. R. PHELPS~~, District Attorney.

0642

BOX:

40

FOLDER:

473

DESCRIPTION:

Cornell, Daniel

DATE:

06/23/81



473

0643

Mr. Cullen asks
prompt trial
Reminded to Monday

F.S.
May 27/81

P. 2 June 27
W. J. K.
Filed 23 day of June 1881
Pleads *not guilty* 24.

THE PEOPLE
vs. P
Daniel Cornell
Felonious Assault and Battery.

42
francesco
Daniel C. Phelps
BENJ. K. PHELPS,

District Attorney.
Court into June 27, 1881
pleads *not guilty*
A True Bill. 29.

W. G. Chaul Foreman.
30 days City Prison
F.S.
In app. *offenses*

0644

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

Form

POLICE COURT—FIRST DISTRICT.

Richard Berkeley
of No. *the 1st Precinct* Street, being duly sworn, deposes and says,
that on the *18th* day of *June* 18*87*

at the City of New York, in the County of New York, he was violently and feloniously assaulted and
beaten by

Daniel Cornell now present.

*That said Daniel did
wilfully and maliciously
and while in deponent's lawful
custody struck at deponent
with an open knife which
he then held in his hand
cutting the sleeve of deponent
coat and grazing the skin
of deponent's arm*

Deponent believes that said injury, as above set forth, was inflicted by said

Daniel Cornell
with the felonious intent to take the life of deponent, or to do ^{him} 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 dealt with accord-
ing to law.

Richard Berkeley

Sworn to, before me,

day of

June

18*87*

Police Justice

M. W. [Signature]

0645

Police Court—First District.

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

Daniel Cornell being duly examined before the under-
signed, according to law, on the annexed charge; and being informed that he was at
liberty to refuse to answer any question that may be put to him states as follows, viz:

Question. What is your name?

Answer. *Daniel Cornell*

Question. How old are you?

Answer. *42 Years*

Question. Where were you born?

Answer. *Wayne Co. this State*

Question. Where do you live?

Answer. *Hamstead Long Island*

Question. What is your occupation?

Answer. *I take care of horses*

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

Answer. *I do not know any
thing about it I was drunk
at the time*

Daniel Cornell

19c
19c
Taken before me, this
19c
day of *June*
1897
Thomas A. [Signature]
POLICE JUSTICE.

0646

COUNSEL FOR COMPLAINANT.

Name,
Address,

COUNSEL FOR DEFENDANT.

Name,
Address,

194 Dickman
Police Court—First District.

AF FID A VIT—Felonious Assault & Battery
THE PEOPLE &c.,
ON THE COMPLAINT OF
Richard Berkeley
1st Precinct
Daniel Corneli

BAILED:

No. 1, by

Residence,

No. 2, by

Residence,

No. 3, by

Residence,

No. 4, by

Residence,

No. 5, by

Residence,

No. 6, by

Residence,

Dated, June 19, 1881

Ottobony Magistrate.

Officer.

Clerk.

Witnesses, Daniel Berkeley
1st Precinct

RECEIVED
JUN 21 1881
at General Sessions
Received at Dist. Atty's Office,
Cora

to answer

0647

Rev. Stat. Vol. 1, p. 633, § 1, 2, Laws N. Y. 1833, p. 10, § 4 & 5
Laws Ed. to the City, p. 603, § 7, 8. Form 42.

FIRST DISTRICT.

AFFIDAVIT—DISORDERLY CONDUCT.

STATE OF NEW YORK.
CITY AND COUNTY OF NEW YORK. } ss.

of the First Precinct Police, being duly sworn, deposes and says
that on the 18 day of June 1887, at the City of New York, in the
County of New York. Daniel Farrell

Sworn to, before me, this 19 day

M. J. [Signature]
1887
Justice.

(now here), was in Fulton Street, in a state of
INTOXICATION, and that he was brawling, quarreling, fighting, using
~~profane, indecent~~ insulting, and threatening language and behavior, making a noise and
disturbing the peace: And did then and there after having been
arrested pull out a knife and
strike therewith at another officer
who assisted this deponent

Daniel J. Fitzpatrick

0648

Police Court--First District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Daniel Cornell

AFFIDAVIT—Intoxication and Dis. Cond.

Dated *June 19* 188 *1*

JUSTICE.

OFFICER.

Witnesses,

Disposition, *said office*

Fined \$ _____

\$ _____ Bonds for G. B. for

_____ Months.

Term of Imprisonment not to exceed _____

Months.

Bailed by _____

No. _____ Street.

0649

Brooklyn June 27/78
King Co.

And
Frederic Smyth
Judge

Dear Sir

I regret
to learn that Robin
Amel La Felleur (pronounced
is in custody - charged
with felonious assault

I have known Mr Amel
for some time - and for ^{some} time
what I know of his in-
-temperance - to my knowledge
he has been a quiet and
good citizen - apparently
a gentleman - However he
has subjected himself to
the Law and I would

0650

respectfully ask your Gov.
if it would not be in-
-convenient - and within your
-power - to discharge him
if the circumstances attending
-are not be an injustice
to the complainant - and
the public - should you
not feel warranted in doing
so - be as lenient as possi-
-ble - Could you pay
-fines and acquittal
-Army - and I can see
-you - as I know him - as
-gluttening

Yours with Respects
H. D. Stone

August 10
Town of Brown
Kemp Co.

0651

J.S.

Reference of sending
to my son - Senator James
T. Campbell Polier
Justice - Illinois - U.S.
and may either
J.S.

0652

N.Y. Court of General Sessions

People vs
Daniel Cornell vs

City & County of New York S.S.

James Giddings
of the city of Brooklyn being duly sworn
says! I am a Hotel Keeper and my
place of business is at No 66 Vanderbilt
Avenue, Brooklyn L. I. I know the
prisoner Daniel Cornell and have
been acquainted with ^{him} for the past three
years, he is an hostler by occupation and
I know him to be a hard working, peaceable
and industrious man. and never knew
or heard of his being in any difficulty
previous to this charge.

Sworn to before me this 29th day of June 1881. James Giddings

P. Alexander

Notary Public

N.Y. City & Co.

0653

Of General Sessions

People

vs

Samuel Correll

affidavit

Geo. Goldings

0654

N.Y. Court of General Sessions

People

vs
Daniel Cornell

City & County of New York SS.

George Latham
of the Village of Gravesend L.I. being
duly sworn says! I am a Surveyer!
I know the prisoner Cornell and
been acquainted with him upwards
of Four years, I never knew him to
be in any trouble previous to this
charge of assault & battery. I have
known him to be an honest, hard
working sober and industrious man.
Sworn to before me this 29th day of June 1881

P. Alexander

Notary Public
N.Y. City & Co.

0655

City General Session

People

Amiel ~~Smith~~

Affidavit

George Lathrop

0656

N.Y. Court of General Sessions

People 
vs
Daniel Cornell 

City & County of New York S.S.

Garrett Butler
of the village of Gravesend L.I. being
duly sworn says, I am a butcher by
occupation, I know the prisoner Daniel
Cornell and have been well acquainted
with him for the past eight years and
have seen him most every day during
that time, I know him to be a sober
hardworking and industrious man
and up to the present charge, have
never heard of or knew of any thing
against him.

Sworn to before me 
this 29th day of June 1881 

J. Alexander
Notary Public
N.Y. City &c.

0657

Chy General Sessions

People

vs
Daniel Cornell

Affidavit

Garrett Butler

0658

CITY AND COUNTY }
OF NEW YORK. } ss.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present :

That *Daniel Cornell*

late of the City of New York, in the County of New York, aforesaid, on the
eighteenth day of *June* in the year of our Lord
one thousand eight hundred and eighty *one* with force and arms, at the City and
County aforesaid, in and upon the body of *Richard Berkley*
in the peace of the said people then and there being, feloniously did make an assault
and *him* the said *Richard Berkley*
with a certain *knife*
which the said *Daniel Cornell*

in *his* right hand then and there had and held, the same being a deadly and
dangerous weapon, willfully and feloniously did beat, strike, stab, cut, and wound
with intent *him* the said *Richard Berkley*
then and there, feloniously and willfully 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 Jurors aforesaid, upon their Oath aforesaid, do further present : That
afterwards, to wit, on the day and in the year aforesaid, at the City and County
aforesaid, the said *Daniel Cornell* *Richard Berkley*
with force and arms, in and upon the body of the said *Richard Berkley*
then and there being, willfully and feloniously did make an
assault and *him* the said *Richard Berkley*
with a certain *knife* which the said *Daniel Cornell*

in *his* right hand, then and there
had and held, the same being then and there a sharp, dangerous weapon, willfully
and feloniously, and without justifiable ~~and~~ excusable cause, did then and there beat,
strike, stab, cut, and wound, with intent to ~~that~~ and there willfully and feloniously
do bodily harm unto *him* the said *Richard Berkley*
against the form of the Statute in such case made and provided, and against the
peace of the People of the State of New York and their dignity.

THIRD COUNT.

And the Jurors aforesaid, upon their Oath aforesaid, do further present : That
afterwards, to wit, on the day and in the year aforesaid, at the City and County afore-
said, the said *Daniel Cornell*

with force and arms, in and upon the body of *Richard Berkley*
in the peace of the said people then and there being, feloniously did make another
assault and *him* the said *Richard Berkley*
with a certain *knife*
which the said *Daniel Cornell*

in *his* right
hand then and there had and held, willfully and feloniously did beat, strike, stab, cut,
and wound, the same being such means and force as was likely to produce the death
of *him* the said *Richard Berkley* with intent *him* the

0659

said *Richard Berkley* then and there feloniously and willfully 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.

FOURTH COUNT.

And the Jurors aforesaid, upon their Oath aforesaid, do further present: That afterwards, to wit on the day and in the year aforesaid, at the City and County aforesaid, the said *Daniel Cornell*

with force and arms, in and upon the body of the said *Richard Berkley* then and there being, willfully and feloniously, did make another assault and the said *Richard Berkley* with a certain *knife* which the said *Daniel Cornell* in *his* right hand then and there had and held, the same being then and there a deadly weapon, willfully and feloniously did then and there beat, strike, stab, cut and wound, with intent to then and there willfully and feloniously maim *him* the said *Richard Berkley* 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.

Daniel G. Rollins
~~BENJ. K. PHELPS, District Attorney.~~

March 27/87
CS
Remond's testimony
Benjamin's testimony

P. S. Downing
W. H. P.
Filed 23 day of June 1881
Please *W. H. P.*

THE PEOPLE
vs.
Daniel Cornell
Felonious Assault and Battery.

Daniel G. Rollins
BENJ. K. PHELPS
District Attorney.

sent me down 29. 1881
W. H. P.
A True Bill.
29.

Wm. H. P.
200 N. 4th St. N.Y.C.

Wm. H. P.
200 N. 4th St. N.Y.C.

0660

BOX:

40

FOLDER:

473

DESCRIPTION:

Courtwright, Jacob R.

DATE:

06/27/81



473

0661

Filed 27 day of June 1881
Pleads *W. H. H. H. H. H.*

THE PEOPLE,
vs.
R
Francis R. Crostonright
of the County of ... State of ...

Assault and Battery.—Felonious.

DANIEL G. ROLLINS,
District Attorney.

A True Bill.

W. H. H. H. H.
Foreman.

Read Entry 104
20 July 6. 1881

W. H. H. H. H.
6 years.

Handwritten notes

Handwritten notes

0662

Police Court—Second District.

CITY AND COUNTY }
OF NEW YORK, } ss.

Jacob R. Courtwright

being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he is at liberty to refuse to answer any question that may be put to him, states as follows, viz.:

Question.—What is your name?

Answer.—*Jacob R. Courtwright*

Question.—How old are you?

Answer.—*Thirty seven years*

Question.—Where were you born?

Answer.—*Stone Ridge Ulster County New York*

Question.—Where do you live?

Answer.—*115 Wace Street*

Question.—What is your occupation?

Answer.—*Cook*

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

Answer.—*I shot her. She wanted J.R. Courtwright to get rid of me I have been supporting her two years, have been married for eleven years, J.R. Courtwright*

Taken before me this

29

day of

June

18*97*

Police Justice.

J. J. [Signature]

0663

PART I.

THE COURT-ROOM IS IN THE SECOND STORY, AND FRONTING THE PAPER.

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

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

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

Case of Susan Courtwright

SUBPOENA

FOR A WITNESS TO ATTEND THE

Court of General Sessions of the Peace.

The People of the State of New York,

To *Doctor Charles A. Leale*
of No. *745 Fifth Avenue* Street,

GREETING :

WE COMMAND YOU, That, all business and excuses ceasing, you *appear* in your proper person, before the Court of General Sessions of the Peace, to be holden in and for the City and County of New York, at the Sessions Building, in the Park of the said City, on the *6* day of *July* instant, at the hour of eleven in the forenoon of the same day, to testify the truth and give evidence in our behalf, against

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

WITNESS, Hon. FREDERICK SMYTH, Recorder of our said City, at the City Hall, in our said City, the first Monday of *July*, in the year of our Lord 188 /

DANIEL G. ROLLINS, *District Attorney.*

0664

Dr. Charles A. Leale 745 Fifth av. account of his ^{first} ~~first~~ ^{treatment}
of Mrs. Courtright aged 73

Shot wound, fracturing the ninth rib and entering between the ninth and tenth ribs, in the direction of the spleen, on the left side, inflicted by her husband, while grasping her with his left arm and pointing the pistol in the direction of the heart. He fired three shots, the second hit her near the shoulder producing a simple flesh wound, the third passed through her clothing only. ^{Dr. Leale} Mrs. Courtright then fled but escaped from the city but was subsequently arrested.

Immediately after the injury Dr. Charles A. Leale was sent for by different messengers but being out, two neighboring physicians were called in who searched in vain for the ball, and applied a bandage to the ~~shot~~ parts.

At 6 P.M. April 29th 1881 as Dr. Leale entered his office the son of Mrs. Courtright was found in waiting and after relating the facts stating that his mother was mortally wounded, he went immediately to the bed side of Mrs. Courtright, and found her in great mental agitation, suffering from a numbness over the entire left side, and pain on moving. She was lying in bed on the right side ~~with~~ with that horror of having a bullet in the body so apparent to most people.

0665

2

At the special request of ~~Dr. Lee~~ of all present Dr. Deale examined the wounded woman finding the wound near the shoulder of very little importance - but that the wound of the side was more serious. Dr. Deale by very careful manipulation with the delicate touch of the finger ends, soon discovered a hard ~~and~~ unnatural deep seated substance, which he firmly believed to be the ball, a delicate aluminum probe was now passed through the opening made by the ball, but failed to detect the presence of any abnormal substance. nevertheless Dr. Deale told the patient that if she could bare a little momentary pain (about as much as to draw a small tooth) he would cut down on the hard substance and probably remove the ball, which he did, seized the ball with his forceps and easily removed a leaden bullet, very much flattened when it had struck the rib, flattened to one side and entered in the direction of the spleen, between the 9th and tenth ribs, he then thoroughly washed ~~out~~ the cleaned the wound removing particles of Mrs. Conright's clothing, forced in before the bullet drew the edges together, with his fingers, covering the ^{wound} ~~it~~ with several layers of collodion, which on drying

0666

3

Contracted and firmly held the parts in
opposition. She called quickly on seeing the ball and on
First day. ^{being assured that she was probably out of danger} No fever.

Second day - T 99. P. 80.

Third day. As there is commencing fever and
more pain around the wound, ^{with circumscribed inflammation} all dressings
were carefully removed, and the parts thoroughly
washed out with Castile Soap and
with directions to keep the parts thoroughly
cleansed and resort to the open wound
treatment as Dr. Seale by experience had
been taught was the best in such cases.

Mrs. Contright up to the tenth day was kept
guardedly under the influence of Morphine
and after the shock had been relieved by a little
Brandy, kept continually on thin beef broth
and water in small quantities frequently given -
On the tenth (10th) day after having been shot, the wound
was closing by granulations, and made to progress from
the bottom, until the (18th) - eighteenth day, when it
had completely healed in a firm and healthy manner.

July 5th Mrs. Contright went to the office of Dr. Seale who after
a thorough physical examination pronounced her ^{kid} lung, heart, &
stomach in a normal condition and that the only remaining trouble
was from the shock upon her nervous system.

the plan did not remove much inflammation

0667

DR. CHARLES A. LEALE,
No. 745 FIFTH AVENUE,
bet. 57th & 58th Sts.,
NEW YORK.

Ms. Susan Comright
is now slowly convalescing.
I removed the ball from her
chest the same day that
she was shot. She is
still confined to her bed,
but not in a dangerous
condition.

C. A. Leale

May 9, 1887

0668

Second District Police Court.

AFFIDAVIT—FELONIOUS ASSAULT, &c.

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

Susan Courtwright (Colored)

of No. *151*

West 26th

Street, being duly sworn, deposes and says

that on the *29th* day of *April* in the year

1881, at the City of New York, he was violently and feloniously assaulted and beaten by

*Jacob Courtwright, Colored -
(Now here) who discharged a pistol
loaded with powder and ball three several
times, wounding deponent on the left
side and on the right arm*

with the felonious intent to take the life of deponent, or to do him 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 dealt with according to law.

Sworn to before me this

23rd day

of

June

1881

Susan Courtwright

W. W. [Signature]

Police Justice.

0669

State and County of New York, s.s.

City of New York

Max F. Schmittberger of the 29th
Precinct Police being duly sworn deposes
and says that he arrested the accused
Jacob R. Courtwright colored on the 4th
day of May 1881. in Kingston New York
and that he the said Jacob, then and
there acknowledged and confessed that
he had assaulted and beat the complainant
by discharging at her person a pistol
loaded with powder and ball, and that
he had thrown away the said pistol
in Central Park

Sworn to before me Max F. Schmittberger
this 27th day of June 1881

M. F. Schmittberger
Police Justice

0670

207 Milk Lane

POLICE COURT—Second District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Jesse Wright (Plaintiff)
151 W 26th St

vs.

Jacob R. Armstrong (Defendant)

Dated June 23rd 1881

Wm. B. W. Burke
Magistrate

J. Chittberg
Officer.

L. J. Quinn
Clerk.

Witnesses,

Francis Martin
151 W 26th St



Committed in default of bail.

Bailed by

No.

Street.

0671

FORM 10.

STATE OF NEW YORK,
CITY AND COUNTY OF NEW YORK.

Joseph H. Chamberlain
of No. *29th Precinct* Street, being duly sworn, deposes and says,

that on the *29th* day of *April* 188*8* at the City of
New York, in the County of New York,

that one Jacob
R. Courtwright did feloniously
shoot his wife Susan
Courtwright that said
Susan is so injured
that her life is endangered
and unable to appear in Court
Said Susan informed
that this deponent that
the injuries aforesaid was
received by the hands
of her husband Jacob who
has escaped arrest and is now
in the hands of the authorities

Subscribed and sworn to before me this 29th day of April 1888 at New York
D. J. T. Justice

0672

at Kingston New York therefore
deponent prays that a warrant
may issue for the arrest
of said Jacob
Brown to before Messrs F. Schmittberger
one this 4th day
1881 J. J. Morgan
Justice

W.

FORM 10.

Police Court - Second District.

THE PEOPLE, &c.

ON THE COMPLAINT OF

AFFIDAVIT

Assault on Ocean Court.

Geo. P. Bowler

Dated, May 4th 1881

Morgan,
Justice.

Schmittberger
Officer.

29th Precinct.

Witness.

Committed for

further examination

to await the

inquiry.

0673

CITY AND COUNTY }
OF NEW YORK, } ss.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK.
in and for the body of the City and County of New York, upon
their Oath, present :

That

Jacob R. Courtwright

lare of the City of New York, in the County of New York, aforesaid,

on the *twenty ninth* day of *April* in the year of our Lord
one thousand eight hundred and eighty. *me* with force and arms. at the City and
County aforesaid, in and upon the body of *Susan Courtwright*
in the peace of the said People then and there being. feloniously did make an assault
and to, at and against *her* the said *Susan Courtwright*
a certain *pistole* then and there loaded and charged with gunpowder and one
leaden bullet, which the said *Jacob R. Courtwright*
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

Susan Courtwright

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 there dignity.

SECOND COUNT.

And the Jurors aforesaid, upon their Oath aforesaid, do further present: That
afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid,
the said

Jacob R. Courtwright

with force and arms, in and upon the body of the said *Susan Courtwright*
in the peace of the said people then and there being. wilfully and feloniously did make
an assault and to, at and against *her* the said *Susan Courtwright*
a certain *pistole* then and there loaded and charged with gunpowder and one
leaden bullet, which the said *Jacob R. Courtwright*
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 attempt to discharge,
with intent *her* the said

Susan Courtwright

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.

0674

THIRD COUNT.

And the Jurors aforesaid, upon their Oath aforesaid, do further present: That afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, the said

Jacob R. Courtwright
with force and arms, in and upon the body of the said *Susan Courtwright*
then and there being, wilfully and feloniously did make an
assault and to, at and against *her* the said *Susan Courtwright*
a certain *pistole* then and there loaded and
charged with gunpowder and one leaden bullet, which *pistole* the said
in *his* *Jacob R. Courtwright* right hand, then and there had and held, wilfully and feloniously, and
without justifiable ~~and~~ excusable cause, did then and there shoot off and discharge,
with intent; then and there, thereby *her* the said

Susan Courtwright
wilfully and feloniously then and there to injure, 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.

FOURTH COUNT.

And the Jurors aforesaid upon their Oath aforesaid, do further present: That afterwards, to wit, on the day and in year aforesaid, at the City and County aforesaid, the said

Jacob R. Courtwright
with force and arms, in and upon the body of the said *Susan Courtwright*
then and there being, wilfully and feloniously, did make an
assault and to, at and against *her* the said *Susan Courtwright*
a certain *pistole* then and there loaded and
charged with gunpowder and one leaden bullet, which *pistole* the said
in *his* *Jacob R. Courtwright* right hand, then and there had and held, wilfully and feloniously, and
without justifiable ~~and~~ excusable cause, did then and there attempt to shoot off and
discharge, with intent, then and there, thereby *her* the said

Susan Courtwright
wilfully and feloniously then and there to injure, 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.

DANIEL G. ROLLINS, District Attorney.

0675

BOX:

40

FOLDER:

473

DESCRIPTION:

Cragin, Simon

DATE:

06/15/81



473

0676

J. J. [Signature]
Counsel,
Filed 15 day June 1881
Pleads,

Indictment
vs.
THE PEOPLE
vs. Simon Cragin
vs. Daniel S. Miller
~~vs. H. H. PHILIPS~~
District Attorney.

A True Bill.

Wm. J. Stewart Foreman.
June 16. 1881.
I plead guilty
S.P. 2 year.

0677

Form 112.
STATE OF NEW YORK,)
CITY AND COUNTY OF NEW YORK,) ss: Police Court—First District.

of No. 123rd Fulton Street, being duly sworn, deposes
and says, that on the 18th day of May 1881

at the City of New York, in the County of New York, was feloniously taken, stolen, and carried
away from the possession of deponent, and from a wagon

in deponent's charge
the following property, viz: Twenty Revolver Pistols
contained in a package

of the value of two hundred Dollars,
the property of Mulbert Hulbert and
in deponent's care and charge

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 Oregan

now present from the fact
that he was seen by one
Heating to take said property
from the aforesaid wagon in
Duane Street while deponent
was engaged in a store business
for the owner of said property
Johann H. Meyer.

City and County of New York
Alexander Heating
of No 86 Duane Street being sworn

Sworn to, before me this 18th day of May 1881
Alexander Heating
Police Justice.

0678

Says that on the day in
Question deponent saw the
prisoner take from a wagon
standing in front of 84 Duane
Street a certain package which
he carried away. That depon-
ent saw printed on said
wagon the name of ~~Mulligan~~
Kaldenberg ~~Hullbert~~ and subsequently
learned that a package
containing pistols had been
stolen from said wagon

Alexander Keating

Sworn to before me this
3^d day of June 1881
Wm. H. Keating
Justice

0679

Police Court—First District.

CITY AND COUNTY }
OF NEW YORK. } ss.

Simon Regan

being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he was at liberty to refuse to answer any question that may be put to him, states as follows, viz:

Question. What is your name?

Answer.

Simon Regan

Question. How old are you?

Answer.

23 Years

Question. Where were you born?

Answer.

New York City

Question. Where do you live?

Answer.

37 Chatham Street

Question. What is your occupation?

Answer.

Sailor

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

Answer.

I am not guilty of the charge

Simon Regan

Taken before me, this

day of *June* 18*97*

John W. ...
Police Justice.

0680

Police Court—First District

A Affidavit—Larceny.

THE PEOPLE & C,
ON THE COMPLAINT OF

J. M. H. Hedges
125 Fulton St.
John Cregan

BAILED:

No. 1, by

Residence,

No. 2, by

Residence,

No. 3, by

Residence,

No. 4, by

Residence,

No. 5, by

Residence,

No. 6, by

Residence,

Dated

18

James

Magistrate.

Officer.

Witnesses:

Alexander Leach
St. Ann Street

RECEIVED
\$ *1000* No. *1001* Just
at Sessions

Received at Dist. Atty's office

COUNSEL FOR COMPLAINANT.

Name

Address

COUNSEL FOR DEFENDANT.

Name

Address



0681

CITY AND COUNTY } ss.
OF NEW YORK, }

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present:

That

Simon Cragin

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

*Twenty pistols of the value of ten
dollars each*

of the goods, chattels and personal property of one

Mulbert Hulbert

then and
there being found, 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.

Samuel S. Rollie
BENJ. K. PHELPS, District Attorney.

0682

BOX:

40

FOLDER:

473

DESCRIPTION:

Cronin, John

DATE:

06/20/81



473

0683

W. J. ...

for ...

...

147. *McC.*
John Cronin

Filed 20 day of June 1881
Pleads Not Guilty of.

THE PEOPLE

vs.

P

John Cronin
Sick

50 W. Hudson

Felony Assault and Battery.

Daniel G. Rollins
BENJ. K. PHELPS,

District Attorney.

A True Bill.

W. G. Church Foreman

July 13. 1881.

Friend of Cronin
on record Court
S. P. 3 1/2 year.

0684

45.

The People
John Cronin

Court of General Sessions. Part First.
Before ~~the~~ the Coroner, July 13, 1881.

Indictment for felonious assault and battery
Alfred Traylor, sworn and examined. I live
at 283 West Houston St. I know the prisoner, he
lives in the same place. I have known him
pretty near two years. I live one flight of stairs
up, the people that he lived with occupy the rest
of the house; my wife and daughter lives with me.
I remember the 12th offense; he cut me in the
neighborhood of about 11 o'clock that night in the
door way going out of the hall; the lady of the
house carries on a laundry and keeps boarders,
I occupy rooms. This Sunday evening I allude
to I was lying down on the lounge asleep when
I was awoke by considerable noise by the prisoner.
This lady, Mrs. Bradley and her daughter had
taken refuge in my room. I saw her there when
I awoke and she made a communication to
me. In consequence of what she said I put on
my boots and coat and tried to get out of the
house to get a policeman. I did not get out of the
house because somebody had locked the door
and had taken the key out. I went and asked
the prisoner what he meant by such actions.
The prisoner was in the front room, which
was occupied by Mrs. Bradley. When I went in
I think he was in the act of turning off the

0685

gas; he had his hand up to the gas. How many times were you cut? I was struck twice in my mouth and different times on my clothes. I was cut on the cheek by the prisoner by a big blade of a pocket knife. I had no weapon.

Cross Examined. I have lived in this house two years next September and the prisoner has lived there off and on during that time. I have been in his dining room and drunk with him; we have been friendly together up to the time of this cutting. I was cut most of this day and I did not hear any of the trouble in the house myself. Did not somebody come to you and make some complaint to you and you tried to get out in the street and get a policeman? Yes sir. You could not get out? No sir. Did you start to where this man was? Yes sir. I asked him what the devil he meant or what the hell he meant? I did not do anything to him, I did not seize him by the throat. I did not try to strangle him. I did not put a hand on him till after he cut me. I put my hand up that way to try to protect myself and tried to push him from me. That is all I remember doing. Is it not the fact that you seized this man by the throat and was strangling him and he took out a knife to defend himself? No sir. I do not think

0686

Ms. Bradley was in the room the time I was cut. I didn't know where she was, I did not see her. I did not strike or threaten him. I had no weapon. John Corwin, sworn and examined in his own behalf. I have been engineering and night watchman for the Army Department corner of Houston and Green Sts. I have been an assistant engineer at sea and a fireman. I have known the complainant a couple of years. There never has been any ill feeling between us. I live in that house and occupy the front and back kitchen and the top of the house. I cut the complainant. The night in question I had a little difficulty, I thought it was all over and I went down stairs to look at the clock. I saw it was eleven o'clock. I think I. "The best I can do is to go to bed, this will be over tomorrow, and I will fix some arrangement tomorrow. I had a difficulty with the mistress of the house. I had no difficulty whatever with the complainant. I took off my clothes to the pants and shirts, I had clippers on, I went down to the front kitchen called a dining room, that is the front basement, it is two stories from the rooms this man occupies and I took out my knife to fill my pipe to have a smoke before I went to bed; the knife laid on the table; the door was kind of closed to, not altogether shut, and the first thing I knew

0687

This man came down and grabbed me by the neck; he says, "What do you mean?" As soon as I found I was caught around the neck and he was choking me, I grabbed around the table for the knife, he shoved me out of the dining room into the hall at the front basement of the hall door. That is where the cutting took place, I cut him, I cannot exactly tell where, I cut two or three skirmishes around, I could not see what I was doing, I done it to extricate myself.

What was he doing when you were cutting with the knife? He was pushing me, his wife was behind him, I could not tell how they were using me, I was knocked down. I was on my own premises. Cross Examined. I have been living with the landlady, Mrs. Bradley, I had a quarrel with her that day. I thought it was all over at 11 o'clock that night. I lived with her as a wife for ten years. I supported and took care of her; the rent receipts are in my name.

William H. Berrigan, sworn and examined. I have been an officer of the Superior Court fourteen years, I know Mr. Corwin for 25 years and know other people who know him; his reputation for peace and quietness is good. I live in his neighborhood. Cross Examined. Do you know of his relations with Mrs. Bradley? I do not. I never heard of his being charged with any assault upon Mrs. Bradley before this time.

0688

Emma Bradley called by the prosecution as rebutting evidence. I remember the night when the complainant was cut, I was not in the hall when he was cut, I was in this man's room (the complainant) I was hiding for my life. Then I last saw him I was in the front parlor lying on the floor. I took my bed in the front room. There was two nights he had been threatening me for my life. I got under the bed, for this man was after me to take my life. He was all the whole day at me previous to five o'clock in the evening, he would have a white shirt to put on, for he says, "there will be a tragedy in the house to night," he kept on calling me everything, and he did it for two days before this. At 7 o'clock I was sitting on the stoop and the rest of the boarders were there; he came and wanted a glass of beer. I said, "I never go for beer, I would not like to go." I thought to myself, perhaps it will quiet him down, and he will go to sleep. I said, "Fetch me a pitcher and I will give it to another party on the stoop. He would not let me go for the beer; he came back and drank the beer, he said, "I will be in the Tombs tomorrow for there will be a tragedy in this house. One gentleman heard it and notified the police that there was going to be a

0689

tragedy that was on this night. I thought he was quieted down. There was another young man he got a pint of beer and they two drank it together. He went in and laid down. I had not my clothes off for two nights in fear of him. I laid down; he called me, I answered I was going to bed; he thumped at the door, I heard him go around to the folding doors. There is folding doors between. I got them tied in the middle, I found he was trying to open them. I made my way into the hall and he after me and I went up to the complainant's room, he was asleep; his wife and the daughter was there; she ran and locked the front room door that was communicating also with that room. I thought as I was going up the stairs I heard the front door bang, but the people were on the stoop when I went up. That is how I got into the room. The prisoner came and banged at the front door. I was in the back room of Mr. Trailer's. With that I heard him speak to somebody outside that belonged to that room, and he was bound to get in. Mr. Trailer's daughter went around and let him in. Mr. Trailer woke up and said, "What the hell is all that noise about?" Mr. Trailer said, "Mr. Cronin is after Mrs. Cronin for her life." I ran into the bed room. I could

0690

see that he went into that room. In his mad
rage in running through the room he never
saw me; he was running after me for my
life. I said to Mr. Trailler, "For God's sake go for
a policeman, for that man will have my
life yet." I saw Mr. Trailler come to his room
holding his hand so (showing) with the
blood streaming down. I came out when
I heard he was cut. I did not know he was cut,
for I did not hear an angry word between them.
The wall was covered with blood; it must
have been done by the parlor floor. The
house was mine and I lived with him as
his wife; he was not in the habit of drinking
very freely, but on the day of the cutting he
was pretty full; his business is a fireman
and my business is a laundry. I remember
his wife when she was living; I believe her
daughter is in court. I visited his family
but I never lived in it. I lived in the same
house with them. I was not a widow when I
lived with him; my husband was living. I
have been three years away from him; he
promised to support me, which he never
done. I have two little children by my husband,
he is dead six years. The prisoner and I
have always lived friendly. I don't want to live
with him now, for he would take my life.

0691

He follows the sea for a living, but he was a year and eight months living on me; he was sick many a time and I took care of him the best I could. My husband died at Kinderhook, Columbia Co. I did not go to the funeral, but my daughter did. Louis Richart, sworn. I arrested the prisoner in the back kitchen of 285 West Houston St. I saw the complainant after the deed was committed. I got the knife in the prisoner's pocket; it was a large sized pocket knife; the prisoner might have been drinking, but I would not arrest him for intoxication. There were no bruises on him except a scratch on his neck; he said the complainant done it. John Cronin recalled. I have supported her, I am subject to rheumatic pains and was not able to work after I came out of the hospital. I assisted her in the house. I never threatened to kill her. I see the man Neilson in Court. I never told him there would be a tragedy in the house and that I would sleep in the station house; he is Mrs. Bradley's lover; he is a deserter from an English ship; on Friday night he was sitting in a chair smoking a cigar while she was in bed in the same room; they have been out promenading together, and I spoke to her about it.

0692

The jury rendered a verdict of guilty of
an assault with intent to do bodily harm.
He was sent to the State prison for
three years and six months.

W. Lawrence of ...

0693

Testimony in the case

John Cronin

filed June 1911

0694

AFFIDAVIT—FELONIOUS ASSAULT, &c.

Second District Police Court.

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

Alfred Taylor of No. 285
West Houston Street, being duly sworn, deposes and says
that on the 12th day of June

1881, at the City of New York, he was violently and feloniously assaulted and beaten by
John Cronin (nowhere) who struck
deponent two blows on the face with
a knife then and there held in
the hands of said Cronin cutting
deponent's face

with the felonious intent to take the life of deponent, or to do him 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 dealt
with according to law.

Sworn to before me this 13th day } Alfred Taylor
of [Signature] 1881 }
[Signature] Police Justice.

0695

Police Court—Second District.

CITY AND COUNTY OF NEW YORK, ss.

John Cronin being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he is at liberty to refuse to answer any question that may be put to him, states as follows, viz:

QUESTION.—What is your name?

ANSWER.—*John Cronin*

QUESTION.—How old are you?

ANSWER.—*Forty Six Years.*

QUESTION.—Where were you born?

ANSWER.—*New York City*

QUESTION.—Where do you live?

ANSWER.—*285 West Houston Street*

QUESTION.—What is your occupation?

ANSWER.—*Seaman*

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

ANSWER.—*The complainant came into my rooms and assaulted me in company with his wife I cut him in self defence*

John Cronin

Taken before me, this

Wm. H. Morgan
Police Justice
1881

0696

AFFIDAVIT—FELONIOUS ASSAULT, &c.

Second District Police Court.

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

Alfred Taylor of No. *285*
West Houston Street, being duly sworn, deposes and says
that on the *12th* day of *June* in the year

1887, at the City of New York, he was violently and feloniously assaulted and beaten by
John Cronin (nowhere) who struck
deponent two blows on the face with
a knife then and there held in
the hands of said Cronin cutting
deponent's face

with the felonious intent to take the life of deponent, or to do him 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 dealt
with according to law.

Sworn to before me this *12th* day
of *June* 1887 } *Alfred Taylor*
C. J. Morgan Police Justice.

0697

has been
deposited
in the
court

POLICE COURT—Second District.

THE PEOPLE, &c.,

vs.

Alfred Naayen,
285 West-Houston St.

vs.

John Brown

Dated June 13, 1881

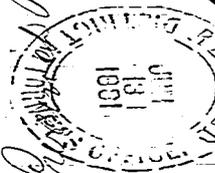
Wm. Maguire, Magistrate.

Richard F.

Clerk.

Witnesses,

Louis Richert
P. P. Richert



Committed in default of \$2000 bail.

Bailed by

No.

Street.

OFFENCE—Felonious Assault and Battery.

603

0698

CITY AND COUNTY }
OF NEW YORK. } ss

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present :

That *John Cronin*

late of the City of New York, in the County of New York, aforesaid, on the
twelfth day of *June* in the year of our Lord
one thousand eight hundred and eighty *one* with force and arms, at the City and
County aforesaid, in and upon the body of *Alfred Traylor*
in the peace of the said people then and there being, feloniously did make an assault
and *him* the said *Alfred Traylor*
with a certain *knife*
which the said *John Cronin*

in *his* right hand then and there had and held, the same being a deadly and
dangerous weapon, willfully and feloniously did beat, strike, stab, cut, and wound
with intent *him* the said *Alfred Traylor*
then and there, feloniously and willfully 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 Jurors aforesaid, upon their Oath aforesaid, do further present: That
afterwards, to wit, on the day and in the year aforesaid, at the City and County
aforesaid, the said *John Cronin*
with force and arms, in and upon the body of the said *Alfred Traylor*
then and there being, willfully and feloniously did make an
assault and *him* the said *Alfred Traylor*
with a certain *knife* which the said *John Cronin*

in *his* right hand, then and there
had and held, the same being then and there a sharp, dangerous weapon, willfully
and feloniously, and without justifiable ~~and~~ excusable cause, did then and there beat,
strike, stab, cut, and wound, with intent to then and there willfully and feloniously
do bodily harm unto *him* the said *Alfred Traylor*
against the form of the Statute in such case made and provided, and against the
peace of the People of the State of New York and their dignity.

THIRD COUNT.

And the Jurors aforesaid, upon their Oath aforesaid, do further present: That
afterwards, to wit, on the day and in the year aforesaid, at the City and County afore-
said, the said *John Cronin*

with force and arms, in and upon the body of *Alfred Traylor*
in the peace of the said people then and there being, feloniously, did make another
assault and *him* the said *Alfred Traylor*
with a certain *knife*
which the said *John Cronin*

in *his* right
hand then and there had and held, willfully and feloniously did beat, strike, stab, cut,
and wound, the same being such means and force as was likely to produce the death
of *him* the said *Alfred Traylor* with intent *him* the

0700

BOX:

40

FOLDER:

473

DESCRIPTION:

Crowley, Jeremiah

DATE:

06/09/81



473

0701

Bail

Frank M Katz
192 Monroe St

25 H. Coleman

Filed 9 day of June 1881
Pleads *Not guilty.*

31 *W. H. [unclear]*
THE PEOPLE vs. B

Jeremiah Crowley

Felony Assault and Battery.

Daniel G. Rollins
BENJ. K. PHELPS
District Attorney.

A True Bill.

8th

W. B. [unclear] Foreman.
J. [unclear]
[unclear]
[unclear]

0702

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

Form

POLICE COURT—FIRST DISTRICT.

Thomas Hayes
of No. *32 Greenwich* Street, being duly sworn, deposes and says,
that on the *7th* day of *May* 18*87*
at the City of New York, in the County of New York, he was violently and feloniously assaulted and
beaten by

Jeremiah Crowley now present.

That said Crowley did wilfully and maliciously strike this deponent a violent blow upon the back part of his head with a cut-knife rendering deponent unconscious and endangering deponent's life - That the prisoner admitted to Officer Crowley of 4th Precinct that he did so strike and assault deponent and deponent believes the same to be true

Sworn to, before me this

day of

June 18*87*
W. M. Munn
Police Justice

Deponent believes that said injury, as above set forth, was inflicted by said

Jeremiah Crowley
with the felonious intent to take the life of deponent, ~~or~~ to do h^{im} 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 dealt with according to law.

Thomas Hayes

0703

Police Court—First District.

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

Jeremiah Crowley being duly examined before the under-
signed, according to law, on the annexed charge; and being informed that he was at
liberty to refuse to answer any question that may be put to ~~him~~ *he*, states as follows, viz:

Question. What is your name?

Answer. *Jeremiah Crowley*

Question. How old are you?

Answer. *47 Years*

Question. Where were you born?

Answer. *Ireland*

Question. Where do you live?

Answer. *31 Washington Street*

Question. What is your occupation?

Answer. *Longshoreman*

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

Answer. *I am not guilty the
Complainant assaulted me first
and blackened my eyes - I did
it in self defence*

Jeremiah Crowley

Taken before me, this *14* day of *June* 18*97*
W. C. Williams Police Justice

0704

COUNSEL FOR COMPLAINANT.

Name.....
Address.....

COUNSEL FOR DEFENDANT.

Name.....
Address.....

25 Bide m...
Police Court—First District.

AFIDAVIT—Felonious Assault & Battery

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Thomas James
32 Greenwood Ave
Jenniah Crowley

Dated June 4 1891

Magistrate.

Thomas Mulvey

Officer.

Clerk.

Witnesses

James Redmond
not found

Witnesses

Thomas Redmond

35 Washington St



at General Sessions
Received at Dist. Atty's Office

BAILED:

No. 1, by.....
Residence.....

No. 2, by.....
Residence.....

No. 3, by.....
Residence.....

No. 4, by.....
Residence.....

No. 5, by.....
Residence.....

No. 6, by.....
Residence.....

0705

Not found

PART I.

THE COURT ROOM IS IN THE SECOND STORY AND FRONTING THE PARK.
If this Subpoena is disobeyed, an attachment will immediately issue.
Bring this Subpoena with you, and give it to the Officer at the Court-Room door, that your attendance may be known.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

SUBPOENA
FOR A WITNESS TO ATTEND THE
Court of General Sessions of the Peace.

The People of the State of New York,

To *Thos. Sullivan*
of No. *20 Albany* Street,

GREETING :

WE COMMAND YOU, That, all business and excuses ceasing, you *appear* in your proper person, before the Court of General Sessions of the Peace, to be holden in and for the City and County of New York, at the Sessions Building, in the Park of the said City, on the *22* day of *Jan* instant, at the hour of eleven in the forenoon of the same day to testify the truth and give evidence in our behalf, against

Dominick Crowley

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

Witness, Hon. FREDERICK SMYTH, Recorder, of our said City, at the City Hall, in our said City, the first Monday of *Jan* in the year of Lord 188 *9*

JOHN McKEON, *District Attorney.*

0706

District Attorney's Office.

THE PEOPLE

against

James A. [unclear]

NAME OF PAPER

Filed, 18

New York, 18

Taken from

And sent to

*Put this case on calendar
for Monday [unclear] 15th [unclear]
with [unclear] for [unclear]*

*Done [unclear]
June 12, 1882*

0707

CITY AND COUNTY }
OF NEW YORK. } ss.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present:

That *Jeremiah Crowley*

late of the City of New York, in the County of New York, aforesaid, on the
Seventh day of *May* in the year of our Lord
one thousand eight hundred and eighty *one*, with force and arms, at the City and
County aforesaid; in and upon the body of *Thomas Hynes*
in the peace of the said people then and there being, feloniously did make an assault
and *him* the said *Thomas Hynes*
with a certain *Cart Lung*
which the said *Jeremiah Crowley*

in *his* right hand then and there had and held, the same being a deadly and
dangerous weapon, willfully and feloniously did beat, strike, ~~stab~~, cut, and wound
with intent *him* the said *Thomas Hynes*
then and there, feloniously and willfully 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 Jurors aforesaid, upon their Oath aforesaid, do further present: That
afterwards, to wit, on the day and in the year aforesaid, at the City and County
aforesaid, the said *Jeremiah Crowley*
with force and arms, in and upon the body of the said *Thomas Hynes*
then and there being, willfully and feloniously did make an
assault and *him* the said *Thomas Hynes*
with a certain *Cart Lung* which the said *Jeremiah Crowley*

in *his* right hand, then and there
had and held, the same being then and there a sharp, dangerous weapon, willfully
and feloniously, and without justifiable ~~and~~ excusable cause, did then and there beat,
strike, stab, cut, and wound, with intent to then and there willfully and feloniously
do bodily harm unto *him* the said *Thomas Hynes*
against the form of the Statute in such case made and provided, and against the
peace of the People of the State of New York and their dignity.

THIRD COUNT.

And the Jurors aforesaid, upon their Oath aforesaid, do further present: That
afterwards, to wit, on the day and in the year aforesaid, at the City and County afore-
said, the said *Jeremiah Crowley*
with force and arms, in and upon the body of *Thomas Hynes*
in the peace of the said people then and there being, feloniously, did make another
assault and *him* the said *Thomas Hynes*
with a certain *Cart Lung*
which the said *Jeremiah Crowley*

in *his* right
hand then and there had and held, willfully and feloniously did beat, strike, stab, cut,
and wound, the same being such means and force as was likely to produce the death
of *him* the said *Thomas Hynes* with intent *him* the

0708

said *Thomas Aynes* then and there feloniously and willfully 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.

FOURTH COUNT.

And the Jurors aforesaid, upon their Oath aforesaid, do further present: That afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, the said *Jeremiah Crowley*

with force and arms, in and upon the body of the said *Thomas Aynes* then and there being, willfully and feloniously, did make another assault and the said *Thomas Aynes* with a certain *cutting* which the said *Jeremiah Crowley*

in *his* right hand then and there had and held, the same being then and there a deadly weapon, willfully and feloniously did then and there beat, strike, stab, cut and wound, with intent to then and there willfully and feloniously main *him* the said *Thomas Aynes* 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.

Daniel G. Rollins
BENJ. K. PHELPS, District Attorney.

Bail

Francis M. Kott
192 Movement

Wm. G. Coleman

Filed *9* day of *June* 188*1*
People's *Assembly*

THE PEOPLE
vs.
Jeremiah Crowley
B
Felonious Assault and Battery.

Daniel G. Rollins
BENJ. K. PHELPS
District Attorney.

A True Bill.
S. H.

Spencer
Carroll
Carroll

0709

BOX:

40

FOLDER:

473

DESCRIPTION:

Cunningham, Emma

DATE:

06/15/81



473

0710

Counsel *W. C. Deane*
Filed *10* day of *June* 188*1*
Pleas *Not guilty*

THE PEOPLE
vs.
I.
Edward Cunningham
INDICTMENT.
Larceny of Money, &c., from the person
in the night time, *at New York*

D. G. Rollins
DANIEL G ROLLINS,
District Attorney.

A True Bill.

Wm. Edward Foreman
June 15. 1881
Wm. Edward Foreman
Sentence suspended

0711

FORM 894

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

Police Court--Second District.

of No 112. West 16th St Arthur Hughes
and says, that on the 6th day of June 1881
at the City of New York, in the County of New York, was feloniously taken, stolen and carried
away, from the possession of deponent, and given deponent's person.

the following property, to wit: Good and Lawful money of
the United States Consisting of National Bank or
National United States Treasury Notes of divers
denominations and value all

of the value of Fifty Dollars,
the property of deponent's

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 Emmus Cunningham
and Mary E. Cantrell (both now here) given
the fact that on the night of said date deponent
met said defendants in the alley way leading
to deponent's premises. When said defendants
said to deponent come and treat deponent,
went with said defendants to the corner of
16th street and 6th Avenue where deponent drank
two glasses of beer in company of said defendants
Deponent then returned home in company
with said defendants and found his door
locked deponent then sat down on the stoop
and went to sleep. Deponent awoke at or about
the hour of 3 o'clock A.M. on the 7th inst deponent

Sworn to before me, this 8th day of June 1881
Police Justice.

0712

Then went into his house and at or about 6 O'clock A.M. on 7th inst deponent discovered that his Money had been taken stolen and carried away from the right hand pantaloons pocket then on deponents person deponent caused the arrest of said defendants and on being searched in the station house said Emma Cunningham offered deponent forty nine dollars which she said was a portion of the Money taken stolen and carried away from deponents person deponent is informed by Officer Eastline that said Cunningham informed said Eastline that she the said Cunningham would not have taken the money unless she had been told to do so by the said Cantwell

Sworn to before me
his 8th day of June 1881

Arthur Hughes
his
Magistrate

R. H. Bieby Police Justice

City and County of
New York

David H. Eastline of the 29th Precinct Police being duly sworn deposes and says that he arrested Emma Cunningham and Mary E. Cantwell and that said Cunningham admitted and confessed to deponent that she had taken the Money and that she was told to do so by said Cantwell who was in company with said Cunningham at the time said Money was taken stolen and carried away from the Complainant, deponent on searching said Cunningham in the station house found in her possession forty nine ~~which~~ dollars which the Complainant identified as a portion of the Money which had been taken stolen and carried away

0713

Police Court—Second District.

CITY AND COUNTY OF NEW YORK. } ss

Emma Cunningham being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he is at liberty to refuse to answer any question that may be put to *h₂*, states as follows, viz:

QUESTION.—What is your name?

ANSWER.—*Emma Cunningham*

QUESTION.—How old are you?

ANSWER.—*Twenty Two Years.*

QUESTION.—Where were you born?

ANSWER.—*New York City*

QUESTION.—Where do you live?

ANSWER.—*112 West 16th Street*

QUESTION.—What is your occupation?

ANSWER.—*Domestic*

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

ANSWER.—*I am not guilty of stealing the money. I did not intend to steal it.*
Emma Cunningham

Taken before me, this

Paul
day of
1881
Police Justice.

0714

Police Court—Second District.

CITY AND COUNTY OF NEW YORK, ss.

May E. Cantwell being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he is at liberty to refuse to answer any question that may be put to he, states as follows, viz:

QUESTION.—What is your name?

ANSWER.—*May E. Cantwell*

QUESTION.—How old are you?

ANSWER.—*Thirty years*

QUESTION.—Where were you born?

ANSWER.—*New York*

QUESTION.—Where do you live?

ANSWER.—*57 West 18 Street*

QUESTION.—What is your occupation?

ANSWER.—*I don't do anything. I am married*

QUESTION.—Have you anything to say, and if so, what—relative to the charge

here preferred against you?

ANSWER.—*I don't see as there can be any charge made against me, because the first thing I knew about the money being stolen was seeing it taken from Emma Cunningham's stocking in the Station House last night*

May E. Cantwell

Taken before me, this

A. J. Smith

day of

June 1887

Police Justice.

0715

Given his person

Sworn to before me
this 8th day of June 1881
B. J. Frisby

David N. Erskine

Police Justice

0716

Form 891.

Police Court-Second District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Arthur Hughes
112 W. 86 St.

Emma Cunningham
Mrs. G. Cantwell

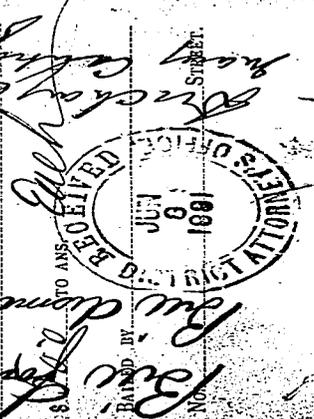
DATE June 8 1891

W. D. Kirby
MAGISTRATE.

OFFICER,
29th Precinct

Witness
Mr. G. H. ...
J. J. ...

For deposit as to ...



588

0717

CITY AND COUNTY }
OF NEW YORK, } ss.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
*in and for the body of the City and County of New York, upon
their Oath, present :*

That *Emma Cunningham*

late of the First Ward of the City of New York, in the County of New York, aforesaid,

on the *sixth one* day of *June* in the year of our Lord one thousand eight hundred and eighty ~~at the Ward, City and County aforesaid, with force and arms, in the night time~~ *of said day*, three promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one thousand dollars, and of the value of one thousand dollars each : three promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of five hundred dollars, and of the value of five hundred dollars each : twenty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one hundred dollars, and of the value of one hundred dollars each : thirty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of fifty dollars, and of the value of fifty dollars each : fifty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of twenty dollars, and of the value of twenty dollars each : sixty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of ten dollars, and of the value of ten dollars each : eighty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of five dollars, and of the value of five dollars each : ninety promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of three dollars, and of the value of three dollars each : one hundred promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of two dollars, and of the value of two dollars each : one hundred and twenty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one dollar, and of the value of one dollar each : one promissory note for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of one hundred dollars : one promissory note for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of fifty dollars : two promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of twenty dollars each : three promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of ten dollars each : ten promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of five dollars each : ten promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of three dollars each : fifteen promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of two dollars each : thirty promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of one dollar each : bank bills of banks to the jurors aforesaid unknown, and of a number and denomination to the jurors aforesaid unknown, of the value of one thousand dollars. Two gold coins (of the kind usually known as eagles), of the value of twenty dollars each : three gold coins (of the kind usually known as half eagles), of the value of five dollars each : fifteen gold coins (of the kind usually known as quarter eagles), of the value of two dollars and fifty cents each : ten gold coins (of the kind usually known as three dollar pieces), of the value of three dollars each : thirty gold coins (of the kind usually known as dollar pieces), of the value of one dollar each : gold coin of the denomination to the jurors unknown, and a more particular description whereof cannot be given, of the value of one thousand dollars. Sixty silver coins (of the kind usually known as dollars), of the value of fifty cents each : sixty silver coins (of the kind usually known as quarter dollars), of the value of twenty-five cents each : three hundred silver coins (of the kind usually called dimes), of the value of ten cents each : six hundred silver coins (of the kind usually known as half dimes), of the value of five cents each : one thousand silver coins (of the kind known as three cent pieces), of the value of three cents each : silver coin of a denomination to the jurors unknown, and a more particular description whereof cannot be given, of the value of fifty dollars. Three thousand coins (of the kind known as cents), of the value of one cent each : five hundred coins (of the kind known as two cents), of the value of two cents each. One hundred due bills of the United States of America, the same being then and there due and unsatisfied (and of the kind known as fractional currency), of the denomination of fifty cents each, and of the marketable value of fifty cents each : two hundred due bills of the United States of America, the same being then and there due and unsatisfied (and of the kind known as fractional currency), of the denomination of twenty-five cents each, and of the marketable value of twenty-five cents each : five hundred due bills of the United States of America, the same being then and there due and unsatisfied (and of the kind known as fractional currency), of the denomination of ten cents each, and of the marketable value of ten cents each,

\$50000

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

~~DANIEL C. ROLLINS~~
~~FRANK PHILLIPS~~, District Attorney.

0718

And the Jurors aforesaid, upon their oath aforesaid, do further present

That the said

Curra Cunningham

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

with force and arms, at the Ward, City and County aforesaid, ~~and was~~ three promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one thousand dollars, and of the value of one thousand dollars each: three promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of five hundred dollars, and of the value of five hundred dollars each: twenty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one hundred dollars, and of the value of one hundred dollars each: thirty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of fifty dollars, and of the value of fifty dollars each: fifty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of twenty dollars, and of the value of twenty dollars each: sixty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of ten dollars, and of the value of ten dollars each: eighty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of five dollars, and of the value of five dollars each: ninety promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of three dollars, and of the value of three dollars each: one hundred promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of two dollars, and of the value of two dollars each: one hundred and twenty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one dollar, and of the value of one dollar each: one promissory note for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of one hundred dollars: one promissory note for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of fifty dollars: two promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of twenty dollars each: three promissory notes for the payment of money (and of the kind known as bank notes,) being then and there due and unsatisfied, of the value of ten dollars each: ten promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of five dollars each: ten promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of three dollars each: fifteen promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of two dollars each: thirty promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of one dollar each: bank bills of banks to the jurors aforesaid unknown, and of a number and denomination to the jurors aforesaid unknown, of the value of one thousand dollars. Two gold coins (of the kind usually known as double eagles), of the value of twenty dollars each: three gold coins (of the kind usually known as eagles), of the value of ten dollars each: six gold coins (of the kind usually known as half eagles), of the value of five dollars each: fifteen gold coins (of the kind usually known as quarter eagles), of the value of two dollars and fifty cents each: ten gold coins (of the kind usually known as three dollar pieces), of the value of three dollars each: thirty gold coins (of the kind usually known as dollar pieces), of the value of one dollar each: gold coin of the denomination to the jurors unknown, and a more particular description whereof cannot be given, of the value of one thousand dollars. Sixty silver coins (of the kind usually known as dollars), of the value of one dollar each: sixty silver coins (of the kind usually known as quarter dollars), of the value of twenty-five cents each: three hundred silver coins (of the kind usually known as dimes), of the value of ten cents each: six hundred silver coins (of the kind usually known as half dimes), of the value of five cents each: one thousand silver coins (of the kind known as three cent pieces), of the value of three cents each: silver coin of a denomination to the jurors unknown, and a more particular description whereof cannot be given, of the value of fifty dollars. Three thousand coins (of the kind known as cents), of the value of one cent each: five hundred coins (of the kind known as two cents), of the value of two cents each. One hundred due bills of the United States of America, the same being then and there due and unsatisfied (and of the kind known as fractional currency), of the denomination of fifty cents each, and of the marketable value of fifty cents each: two hundred due bills of the United States of America, the same being then and there due and unsatisfied (and of the kind known as fractional currency), of the denomination of twenty-five cents each, and of the marketable value of twenty-five cents each: five hundred due bills of the United States of America, the same being then and there due and unsatisfied (and of the kind known as fractional currency), of the denomination of ten cents each, and of the marketable value of ten cents each,

of the goods, chattels, and personal property of the said *Arthur Hughes*

by a certain person, or persons to the Jurors aforesaid unknown, then lately before feloniously stolen ~~of the said~~ *taken and carried away from the said*

Arthur Hughes
unlawfully, unjustly, and for the sake of wicked gain, did feloniously receive and have (the said

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

DANIEL C. ROLLINS,
District Attorney.

0719

BOX:

40

FOLDER:

473

DESCRIPTION:

Curtin, Kate

DATE:

06/16/81



473

0721

FORM 112.

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

Police Court—Third District.

Rebecca Sheehan

of No. *212 South* Street, being duly sworn, deposes

and says that on the *3rd* day of *June* 1881

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

the following property viz: *One Shawl one Table Cloth and one pair of Garters, and good and lawful money of the issue of the United States consisting of Silver Coins of the value of five dollars said property being in all*

of the value of *Twenty Eight* Dollars

the property of *Thomas Sheehan deponent's husband*

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 *Hate Curtin*

(nowhere) from the fact that said Hate acknowledged to deponent in the presence of witnesses that she did steal the aforesaid property that she found said Shawl & Garters and spent the aforesaid five dollars Silver Coin

Rebecca Sheehan

Amk

Sworn to, before me this

day of

June

1881

Charles J. Ryan

POICE JUSTICE.

0722

Police Court—Third District.

CITY AND COUNTY } ss.
OF NEW YORK. }

Kate Curtin being duly examined before the under-
signed, according to law, on the annexed charge; and being informed that ~~she~~ ^{he} was at
liberty to refuse to answer any question that may be put to ~~her~~ ^{him}, states as follows,

viz:

Question. What is your name?

Answer. *Kate Curtin*

Question. How old are you?

Answer. *38 years*

Question. Where were you born?

Answer. *Ireland*

Question. Where do you live?

Answer. *61 Oak Street*

Question. What is your occupation?

Answer. *Tailoring Cross St*

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

Answer. *I took the shawl but not with intent to keep it, I took the use of it I was out of work & intended to return it as soon as I go to work to take it out of pawn*

Kate Curtin
MUR

Taken before me, this 11 day of June 1887
Thomas J. [Signature]
POLICE JUSTICE

0723

COUNSEL FOR COMPLAINANT.

Name.....
Address.....

COUNSEL FOR DEFENDANT.

Name.....
Address.....

POLICE COURT—THIRD DISTRICT.

AFFIDAVIT—LARCENY.

THE PEOPLE, & c.,
ON THE COMPLAINT OF
Robert Sheehan
vs. *Smith et al.*
212

Kato Clinton

1.....
2.....
3.....
4.....
5.....
6.....

Date *Aug 11* 19*14*
Magistrate
Lawson Officer.
Clerk.

Witnesses
[Signature]
[Signature]

§ *[Signature]* to answer
at *[Signature]* Sessions
Received at Dist. Attys Office,

CMC

BAILED.
No. 1, by.....
Residence.....
No. 2, by.....
Residence.....
No. 3, by.....
Residence.....
No. 4, by.....
Residence.....
No. 5, by.....
Residence.....
No. 6, by.....
Residence.....

0724

CITY AND COUNTY } ss.
OF NEW YORK,

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present :

That

Kate Curtin

late of the First Ward of the City of New York, in the County of New York aforesaid,
on the *third* day of *June* in the year of our Lord
one thousand eight hundred and ~~seventy~~ *eighty one* at the Ward, City and County
aforesaid, with force and arms

*One shawl of the value of ten dollars
One table-cloth of the value of three dollars
Two garters of the value of five dollars each
Divers coins of a number, kind and
denomination ~~and~~ to the jurors aforesaid
unknown and a more accurate description
of which cannot now be given of the value of
five dollars*

of the goods, chattels and personal property of one

Thomas Sheehan

then and
there being found, 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.

Daniel G. Rollins
—BENJ. K. PHELPS, District Attorney.

0725

BOX:

40

FOLDER:

473

DESCRIPTION:

Cuthbert, Charles

DATE:

06/15/81



473

0726

Wm. W. ...
Counsel,
Filed 15 day of June 1881
Pleas for July 21.

Larceny, and Receiving Stolen Goods.

THE PEOPLE

vs.

Charles Cutlerbert
P

C. ROLLINS,
K. PHELPS,
District Attorney.

A True Bill.

Wm. Sprunt Foreman,

July 8. 1881.

Wm. J. Comstock
John J. ...

Pen 4 months.

0727

5

24

The People
Charles C. Thbert
Indictment for grand larceny and receiving stolen goods.

Court of General Sessions, Part First.
Before Judge Cowing July 5. 1881.

James Lawler, sworn and examined, testified
I am connected with the New York club; it has a
house in Twenty fifth St. and Fifth Ave. opposite
the North monument. On the 2nd of Dec. there was stolen
silver plated knives and forks, table spoons and
tea spoons; there was six knives, 13 table spoons
seven forks and six ^{tea} spoons; the property of the
club; they were kept off the dining room in boxes;
they were all missed at one time. I don't know
who took them. I saw half a dozen of the knives
since; they were shown to me by officer Schmittberger
I don't know the prisoner, never saw him till the
day he was arrested; he was not connected with
the club in any way; he never had been a waiter
there to my knowledge. Cross Examined. I have
been in the employ of the New York club since
the first of Sept. 1877. I was only away a few
months last summer. I could not say how
long the knives which were stolen were in the
possession of the New York club; but I know they
were in their possession before they were stolen
I don't know whether the property was in possession
of the club before I was employed in or not.
I have never purchased knives and forks of
this kind, but the club has, I was told by the

0728

bookkeeper. I don't know of my own knowledge that the New York club is incorporated or not. Max F. Schmittberger, sworn and examined. I arrested this prisoner in Lehman's pawn office 476 Sixth Avenue between Twenty eighth and Twenty ninth Sts. I was in the pawn shop and he came in; I was not in looking for him. He had half a dozen of knives rolled up in a piece of paper. He asked the pawn broker to give him a dollar and a half. I picked up one of those, I saw they were marked with the initials N. Y. C. I supposed it meant New York club. I asked the prisoner where he got them, who they belonged to. He said they belonged to his sister. I asked him where his sister lived? He said East Thirty third St.; he did not know the number. I then told him I thought there was something wrong about this, you had better come to the station house. On the way to the station house he says, "I will tell you the truth about this matter; I have got these knives a year in my possession, I bought them off a man in Eighth Avenue." I asked him the man's name and he said he did not know. I brought him to the station house and searched him and found two napkins in his pocket also marked New York club and two pawn tickets representing some more silver also belonging

0729

to the New York club. One of the pawn tickets was issued by M. Stiche 311 Third ave. June 4, 1885 six forks, 30 cents. King. What name was he giving in this pawnshop where you found him? He did not get that far, I arrested him before he pawned them [Mr. Lyon read the other pawn ticket: June 6. 1885. Six table spoons 60 cents. King. Solomon Sterns. 118 West 27th St.] Mr. Lawler went to Stiche's place. I went to Sterns' place and he (Lawler) identified the property. Did you have any conversation with him about these pawn tickets before you went there? Yes sir, he said he had bought all this property a year ago, and that he got hard up and he had pawned it. I asked him about those rap-kins and he refused to give any information about them. Cross Examined. I think it was on the 7th of June that I arrested him. Mr. Lawler says that the thugs were taken in December 1880. The prisoner said his sister lived in Thirty Third St. Might you not have misunderstood him as to the exact streets? No sir, I did not. I am positive he told me East Thirty Third St. James Lawler recalled. I went to Stiche's pawn office. I saw the six forks represented by the ticket, they belonged to the New York club; they had the initials of the club on them. I went to Solomon Sterns'

0730

I saw the table spoons there; they belonged to the New York club. I understand it was incorporated in 1864 and is composed of about four hundred gentlemen. I saw the act of incorporation in the club house about a year ago. I was told that it was the act of incorporation, I do not know it of my own knowledge. Charles Cuthbert, sworn and examined in his own behalf testified. I am a waiter, I have worked nine months in the Fifth Avenue hotel and worked altogether fifteen months at the St. Denis. I worked in the Bristol two winters. I waited on District Attorney Bell in Barmons' Fifth Ave. I have never been arrested before for anything. I bought the knives from a man named McDermott; we were in a saloon drinking; he called me one side and said he wanted money enough to take him to Boston. I said, "What do you want for them?" He said, one dollar. I intended to go to Canada. I left the Royal hotel sometime in Dec. I had not money enough to take me to Toronto and I pledged the eight spoons and the six ^{forks} ~~knives~~ and when I pledged ^{them to} the six knives the officer arrested me. I did not tell the officer that my sister lived in 33rd St. I think it was last fall I got those knives. I got the napkins at the same time. I knew the New York club, but I did not see the name of the club on them. The jury rendered a verdict of guilty of petty larceny!

0731

Testimony in the case of
Charles Luthbert
filed June 1881

0732

FORM 89a.

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

Police Court--Second District.

of No James Lawler
5 West 25th Street (New York Club) Street, being duly sworn, deposes
and says, that on the 2nd day of December 1880
at the City of New York, in the County of New York, was feloniously taken, stolen and carried
away, from the possession of deponent,

the following property, to wit: A quantity of silver plated ware
consisting of eight knives of the value of one
dollar each, and other articles all

of the value of thirty four Dollars,
the property of the New York Club incorporated under
the laws of the state of New York, and in deponent's care
and charge as head waiter

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 Charles Cuthbert
(Now here) from the fact that deponent is
informed by Officer Schmidtberg that
he arrested said Cuthbert with a portion
of said property in his possession and which
is here shown and which deponent identifies
as a portion of the property; which has been
taken, stolen, and carried away from
the New York Club's Rooms, No 5 West 25th
Street on said date.

James Lawler

Sworn to before me, this _____ day

of December 1880
J. W. Brady
Police Justice.

0733

Handwritten header text, possibly a name or title, partially obscured.

City and County
 of New York S.S.S. Max Schmittberger of
 the 29th Precinct Police being duly sworn deposes
 and says that on the 7th day of June 1881 he arrested
 Charles Leuthbert in the Pawn Shop kept by Mrs
 Lerner in 6th Avenue near West 29th Street where said
 Leuthbert offered to pawn for the sum of One ¹⁰⁰00
 dollars the property here shown and which has been
 identified by the Complainant in the within case
 as ~~set~~ a portion of the property which had been taken
 stolen and carried away as set forth in the foregoing
 affidavit

Max F. Schmittberger

Sworn to before me
 this 7th day of June 1881

Signature
 Police Justice

0734

Police Court—Second District.

CITY AND COUNTY
OF NEW YORK, ss.

Charles Luthbert being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he is at liberty to refuse to answer any question that may be put to him, states as follows, viz:

QUESTION.—What is your name?

ANSWER.—*Charles Luthbert*

QUESTION.—How old are you?

ANSWER.—*Thirty four years.*

QUESTION.—Where were you born?

ANSWER.—*England*

QUESTION.—Where do you live?

ANSWER.—*100. East 31st Street*

QUESTION.—What is your occupation?

ANSWER.—*Writer*

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

ANSWER.—*I am not guilty of stealing the property I bought the tickets in August 1880. for the property which was found in my possession from a man whose name I think is Mr. Donald.*

Charles Luthbert

Taken before me, this

A. W. Smith

Mag. of Grand 1881

Police Justice.

0735

Form 891.

Police Court-Second District

THE PEOPLE & c.,
ON THE COMPLAINT OF

James Carter
5 West No. 25th St

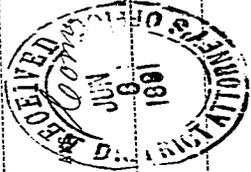
Charles Southworth

DATED *June 11* 1891

W. B. Bick MAGISTRATE.

Max Schmitt OFFICER.

WITNESS:
Max Schmitt
22 Parson's Place
with property



\$ *1000* TO

PAID BY

No. STREET.

Affidavit-Larceny

588

0736

CITY AND COUNTY }
OF NEW YORK, } ss.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
*in and for the body of the City and County of New York, upon
their Oath, present:*

That

Charles Cuttbert

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

*Eight Knives of the value of one
dollar each*

*Given articles of silver ware (a
more accurate description of which
is to the jurors of ones aid unknown
and cannot now be given,) of
the value of twenty six dollars*

of the goods, chattels, and personal property of ~~one~~

The New York Club

then and
there being found, 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.

0737

And the Jurors aforesaid, upon their oath aforesaid, do further present
That the said

Charles Cuttbert

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

Eight Knives of the value of one dollar each

Two articles of silver ware (a more accurate description of which is to the jurors aforesaid unknown and cannot now be given) of the value of twenty six dollars

of the goods, chattels, and personal property of the said

The New York Club

by a certain person or persons to the Jurors aforesaid unknown, then lately before feloniously
stolen ~~of the said~~ *taken and carried away from the said*

The New York Club

unlawfully, unjustly, and ~~for the sake of wicked gain,~~ did feloniously receive and have (the said

Charles Cuttbert

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.

DANIEL C. ROLLINS,
BENJ. K. PHELPS, District Attorney.

0739

BOX:

40

FOLDER:

474

DESCRIPTION:

Davis, James

DATE:

06/15/81



474

0740

101 With return
Summons

Filed 15 day of June 1881

Pleads Not guilty (16)

THE PEOPLE

vs.

P

James Davis

Felonious Assault and Battery.

Daniel G. Phelps

BENJ. K. PHELPS,

District Attorney.

A True Bill.

Wm. C. Hunt Foreman.

June 20. 1881.

Spier & Appointed

0741

AFFIDAVIT—FELONIOUS ASSAULT, &c.

Second District Police Court.

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

Jacob Elliott of No. *249*
Seventh Avenue Street, being duly sworn, deposes and says
that on the *29* day of *May* in the year
1881, at the City of New York, he was violently and feloniously assaulted and beaten by

*James Davis (now here) who willfully and
maliciously cut deponent on the wrist
with a razor then and there held in
the hand of said Davis*

with the felonious intent to take the life of deponent, or to do him 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 dealt
with according to law.

Sworn to before me this *29* day } *Jacob H. Elliott*
of *May* 1881 } *mark*

A. M. Brady Police Justice.

0742

Police Court—Second District.

CITY AND COUNTY }
OF NEW YORK. } ss.

James Davis being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he is at liberty to refuse to answer any question that may be put to him states as follows, viz:

QUESTION.—What is your name?

ANSWER.— *James Davis*

QUESTION.—How old are you?

ANSWER.— *44*

QUESTION.—Where were you born?

ANSWER.— *West-India Islands*

QUESTION.—Where do you live?

ANSWER.— *121 W 25 St*

QUESTION.—What is your occupation?

ANSWER.— *Cook*

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

ANSWER.— *I am not guilty*

James ^{his} Davis
mark

Taken before me, this

29

day of

May 1881

Police Justice.

Prof. [Signature]

0743

POLICE COURT—Second District.

THE PEOPLE, & c.,
ON THE COMPLAINT OF
Jacob Elliott
247 7th Av.
N.Y.
James Davis

OFFENCE—Felonious Assault and Battery

Dated *May 29* 18*81*
73 7th Blvd Magistrate.
McCool 29 Officer.

Clerk.



Committed in default of \$ *1000* bail.

Bailed by *Ryan*
No. _____ Street.

0744

CITY AND COUNTY }
OF NEW YORK. } ss.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present :

That *James Davis*

late of the City of New York, in the County of New York, aforesaid, on the
twentieth day of *May* in the year of our Lord
one thousand eight hundred and eighty *one* with force and arms at the City and
County aforesaid, in and upon the body of *Jacob Elliott*
in the peace of the said people then and there being, feloniously did make an assault
and *him* the said *Jacob Elliott*
with a certain *razor*
which the said *James Davis*

in *his* right hand then and there had and held, the same being a deadly and
dangerous weapon, willfully and feloniously did beat, strike, stab, cut, and wound
with intent *him* the said *Jacob Elliott*
then and there, feloniously and willfully 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 Jurors aforesaid, upon their Oath aforesaid, do further present : That
afterwards, to wit, on the day and in the year aforesaid, at the City and County
aforesaid, the said *James Davis*
with force and arms, in and upon the body of the said *Jacob Elliott*
then and there being, willfully and feloniously did make an
assault and *him* the said *Jacob Elliott*
with a certain *razor* which the said *James Davis*

in *his* right hand, then and there
had and held, the same being then and there a sharp, dangerous weapon, willfully
and feloniously, and without justifiable ^{or} excusable cause, did then and there beat,
strike, stab, cut, and wound, with intent to then and there willfully and feloniously
do bodily harm unto *him* the said *Jacob Elliott*
against the form of the Statute in such case made and provided, and against the
peace of the People of the State of New York and their dignity.

THIRD COUNT.

And the Jurors aforesaid, upon their Oath aforesaid, do further present : That
afterwards, to wit, on the day and in the year aforesaid, at the City and County afore-
said, the said *James Davis*

with force and arms, in and upon the body of *Jacob Elliott*
in the peace of the said people then and there being, feloniously, did make another
assault and *him* the said *Jacob Elliott*
with a certain *razor*
which the said *James Davis*

in *his* right
hand then and there had and held, willfully and feloniously did beat, strike, stab, cut,
and wound, the same being such means and force as was likely to produce the death
of *him* the said *Jacob Elliott* with intent *him* the

0745

said *Jacob Elliott* then and there feloniously and willfully 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.

FOURTH COUNT.

And the Jurors aforesaid, upon their Oath aforesaid, do further present: That afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, the said *James Davis*

with force and arms, in and upon the body of the said *Jacob Elliott* then and there being, willfully and feloniously, did make another assault and the said *Jacob Elliott* with a certain *razor* which the said *James Davis*

in *his* right hand then and there had and held, the same being then and there a deadly weapon, willfully and feloniously did then and there beat, strike, stab, cut and wound, with intent to then and there willfully and feloniously maim *him* the said *Jacob Elliott* 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.

Daniel G. Rollins
BENJ. K. PHELPS, District Attorney.

A TRUE BILL.

Wm. H. Smith
James G. Bennett
James G. Bennett

Daniel G. Rollins
DAN. K. PHELPS
District Attorney.

James Davis
THE PEOPLE
vs.
P
Felonious Assault and Battery.

Filed *15* day of *June* 1881
Pleas *Not guilty (16)*

10/1
Am. W. W. W.