

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

use him as a witness.

Bail may be dis charged
and Miller prosecute if the
Court consents.

Wm. L. Maynard

July 12, 81

See Complaint
written for trial
of child's father
and mother.

1881
Filed 20 day of June 1881

Plends
#2 Not Guilty (23) C.S.

Indictment for Receiving Stolen Goods.
THE PEOPLE
vs.
James L. Cook
Attorney at Law

DANIEL C. COLLINS,
BENJAMIN K. PHELPS,
District Attorney.

Aug. 1881
Wm. L. Maynard
Spec. Agent
A True Bill.

Jan 6 1881
Wm. L. Maynard
Foreman.

Wm. L. Maynard

Wm. L. Maynard
Wm. L. Maynard
Wm. L. Maynard

0602

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

Police Court,

5th District.

John B. Hasselocher
 of No. *240 East 92nd* Street, being duly sworn, deposes and
 says, that on the *12th* day of *June* 18*81*
 at the City of New York, in the County of New York, *eighteen* Kegs,

for holding Beer, the property of
George Weber and of the value
forty dollars, and *eighteen*
Beer Kegs the property of *George*
Ringler 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 the defendants
 here present, viz:

James J. Cook and
Alexander Shields, both now
 here; and deponent charges
 and alleges that said *Cook*
 and said *Shields* did knowingly
 and feloniously receive said
 property they, said defendants,
 well knowing at the time
 that said property was stolen.
 Sworn to before me
 this *13th* day of *June* 1881

John B. Hasselocher

High Court of 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
 38th 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 Shicks 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

Sworn to before me this
 13th day of June 1881
 Joseph Greenwald Notary Public

Police Court, District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

Dated 187

Magistrate.

Officer.

Witness.

Disposition.

AFFIDAVIT.

0604

City and County of N. Y.
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 premises No. 235 West 31st
Street in said City and then
and there found the property
described in the foregoing
affidavit of John P. Harbuck,
and consisting of thirty-six
beer kegs, concealed in the
day left 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 him; Cook, as
a store house.

John Ross

Subscribed before me this
18th day of June 1881
Hugh Greene Notary Public

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 Street 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 charges

James J. Cook
Mark

Taken before me this

13th

day of

June

1871

Hugh Cassin Police Justice.

0607

POLICE COURT—FIFTH DISTRICT.

CITY AND COUNTY }
OF NEW YORK, } ss.

Alexander Shields being duly examined before the undersigned, according to law, on the annexed charge: and being informed that he was at liberty to answer, or not, all or any questions put to him, states as follows, viz:

Question. What is your name?

Answer. *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. *200 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

day of

June *13* 18*71*

Alex Shields

Hugh Garman Police Justice.

0608

POLICE COURT—FIFTH DISTRICT.

12th THE PEOPLE, &c.,
VS THE COMPAINT OF 602

John A. Haselbacher
240 E 92nd St

James J. Cook

Alexander Smith

No 12 Discharged

RECEIVED
JAN 13 1881

Dated Jan 13 1881

Gardner
Magistrate.

Revs J. Bingham 23 officer.

Max
Clerk

WITNESSES
Messrs John Ross
and Robert H. Bingham.

23 Plaintiff's Vice

Christian Hackman Ten

149 East 92nd Street. A.

#1000. back to Mrs. G.A.

Received in Dist. Atty's Office.

Comd
(over)

BAILED.

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

0609

New York July 20th 1881

To the Hon. District Attorney
Hon. Sir.

Pardon the liberty I
take in addressing you. I
wish to call your attention
to the facts in this case. My name
is J. J. 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 Bazaar Bazaar to collect
them lost and strayed keys.
Some of them paid me by the
month for recovering them and
others so much on each key.
or a half dollar for four to six.
twenty five cents for one six and so
I recovered those keys altogether
from Italian 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 Brewers Kegs, and send them a postal card notifying them that I had collected from Italians 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. 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 Kingless - 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. Don't 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 hired any boat to ship
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 & have
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 Now I am Hoping you will give
this your Consideration, and I
call God to witness it is the
whole truth

You 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^r 17th 1884

Sam^l J. K. Smythe
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 capture of James J. Cook
in which he is personally in-
terested will be duly appre-
ciated.
Yours O^b Servant
Garret Bergen

06 14

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

Hon Samuel Grannis
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 81

06 15

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

George J. Flushing of No
494 Henry Street of Brook-
lyn & 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 con-
viction of the Court of Gen-
eral Sessions of the County
of New York of the offence
of larceny and by the judg-
ment 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 relieved
them of their wants ~~as~~ 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 F. 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,
this 13th day of December 1887
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. Kiernan being duly sworn, says he knows James J. Crook, that he has been acquainted with him for at least 15 years that to his knowledge, said Crook 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. Kiernan

06 19

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

this 13th day of December 1884

J. Schute Com. Sup. Ct.

Kings County - Edward Mulvaney.

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

Darby Coulton 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 } S.S.

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 1884
J. Albert Deane
Notary Public
Kings County

0621

Court of General Ses-
sions -
~~~~~

The People vs

vs

James J. Cook

affidavit in support  
of removal of  
himself &  
his wife &  
children from

This record of a  
copy of the within  
written papers is  
hereby admitted  
as correct.

Respectfully,  
J. J. Cook

Indorsed to  
Hoo. Secy  
July 20/82  
J. J.

0622

205.

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

{ Court of General Sessions, Part First.  
Before Recorder Smythe, August 1<sup>st</sup> 1888

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 do not 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 Keps. 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 Keps. "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 Keps 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 Keps altogether; it could not be possible he got them from the Italians; the name of George Ringler & Co. 92<sup>nd</sup> St. is on the Keps three times; it is on the iron rim on both ends of the Kef. and is burned in. I told the prisoner he had no business to take the Keps 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 Keps 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. Hasselocher, 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 branded George Christ, 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  
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  
Keps 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. Hockermister, you can have these Keps, I  
don't want the money; send and get them. I  
found nineteen Keps belonging to Ringler & 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 Keps over there and to arrest the party  
who had possession of the place where the  
Keps 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 Keps, 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-  
enue 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, for 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, Williamburgh 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 fourteen 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. Shroto Keff.

George Rushing 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 F. 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 ~~of 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 F. 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  
Pleads

THE PEOPLE

vs.

William Corley  
N.A.

Larceny, and Receiving Stolen Goods.

DANIEL C. ROLLINS,

BY BENJ. K. PHELPS

District Attorney.

A True Bill.

Wm. C. Howard Foreman.

0636

City & Co. of New York, N.Y.:  
Robert B. Baker of  
291 2<sup>d</sup> Avenue New  
York City being duly  
sworn says: That  
he is a dealer in milk.  
That on the 10<sup>th</sup> 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  
has arrived that  
morning consigned  
to defendant, and marked  
A.B.W. in large letters  
and ~~to each~~ by labels  
attached to each can  
also marked with de-  
fendant's initials, R.B.B.  
That as defendant 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 belief is the statement of A. C. Goss of 133 E. 50 St, to the effect that he purchased said milk from Mrs. Cooley, and the statement of Charles Schouler, 591 2<sup>nd</sup> 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 afterward 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 Complaint 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

Wm Cooley  
lives at  
437 E. 71<sup>st</sup> St  
Ch. People  
Wm Cooley

the bbr 71072  
an 1<sup>st</sup> Ave  
Lareny

Whittrups:-  
R. B. Baker  
Wm Shoules  
ew. 59 1/2<sup>nd</sup> av.  
A. C. J. 50<sup>th</sup>  
133 E. 50<sup>th</sup> St

G. J.  
Lareny  
Whittrups  
next to 600<sup>th</sup> St.

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  
*twentieth* 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  
Remanded to Monday

F.S.  
May 27/81

P. 2 June 27  
W. H. K.  
Filed 23 day of June 1881  
Pleads Not Guilty 24.

THE PEOPLE  
vs. P  
Daniel Cornell

Felonious Assault and Battery.

Daniel C. Phelps  
BENT K PHELPS

District Attorney.

part into June 27. 1881  
pleads Not Guilty.

A True Bill.

29.

W. G. Chaul Foreman.

30 days City Prison  
F.S.  
On app. of counsel

0644

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

Form

POLICE COURT—FIRST DISTRICT.

*Richard Berkeley*  
of No. *the 1<sup>st</sup> Precinct* Street, being duly sworn, deposes and says,  
that on the *18<sup>th</sup>* 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's  
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, this

day of

*Michael J. Costa*  
1887  
Police Justice.



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.

*Greensend 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*

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

0646

COUNSEL FOR COMPLAINANT.

Name, .....

Address, .....

COUNSEL FOR DEFENDANT.

Name, .....

Address, .....

Police Court—First District.

THE PEOPLE &c.,  
ON THE COMPLAINT OF

*Richard Berkley*  
1st Precinct  
*Daniel Corneli*

AFIDAVIT—Felonious Assault & Battery

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.

*Berkley* Officer.

*1st Precinct* Clerk.

Witnesses, *Daniel Corneli*

*1st Precinct*

to answer

at General Sessions

Received at Dist. Atty's Office,



*Am*

0647

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

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 1881, at the City of New York, in the  
County of New York. Daniel Farrell

(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 F. Fitzpatrick

Sworn to, before me, this 19 day

of June 1881

Justice.

0648

Police Court--First District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

vs.

*Daniel Russell*

AFFIDAVIT--Intoxication and Dis. Cond.

Dated *June 19* 188 *1*

*Atty* JUSTICE.

*Patent* OFFICER.

Witnesses, *1st P*

*Said officer*  
Disposition

Fined \$ \_\_\_\_\_

\$ \_\_\_\_\_ Bonds for G. B. for

\_\_\_\_\_ Months.

Term of Imprisonment not to exceed \_\_\_\_\_

Months.

Bailed by \_\_\_\_\_

No. \_\_\_\_\_ Street.

0649

Grover June 27/77  
Kings Co.

And  
Frederic Smyth  
Justice

Dear Sir  
Respect

to learn - that William  
Amel (a fellow townsman)  
is in Custody - charged  
with felonious - Assault

I have known Mr Amel  
for some time - and for <sup>quite</sup> long  
that I know of his in-  
temperance - to my knowledge  
he has been a good and  
good citizen - apparently  
a gentleman - However he  
has subjected himself to  
the Law and I would

0650

respectfully ask your Hon.  
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 poss-  
-ble - Could I see many  
-mines and acquaintances  
-among us - and I am sure  
-you - as I know him - as  
-gluttening

Yours with Respects  
H. D. Stokes

Lucius C.  
Foster of Brown  
Kings Co.

0651

J. D.

Reference to Senator  
John D. - Senator Lucius  
J. D. Campbell Polier  
Justice - Thomas Alden  
And May at the  
J. D. S.

0652

N.Y. Court of General Sessions

People

vs

Daniel Cornell

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 <sup>him</sup> 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 29<sup>th</sup> day of June 1881. *James Giddings*  
P. Alexander

Notary Public

N.Y. City &c.



0653

At General Sessions

People

vs

Samuel Cornell

affidavit

Jas. Goldings

0654

N.Y. Court of General Sessions

People

<sup>vs</sup>  
Daniel Cornell

City & County of New York S.S.

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 &c

0655

City General Session

People

Samuel ~~Bornell~~

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 Session

People

vs  
Daniel Cornell

affidavit

Garrett Butler

0658

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 *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 *kill* 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.

*See Cornell's file*  
*Prison & Jail*  
*Counters & Maturity*  
*July 27/81*  
*JS*

*See also original*  
*20 days City Prison*  
*7/0*

*Dist. Criminal Foreman*

*Dist. Attorney*  
*sent me June 29, 1881*  
*pleads guilty*  
*A True Bill*  
*29.*

*Daniel G. Rollins*  
*BENJ. K. PHELPS*

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

Filed 23 day of June 1881  
Pleas *Not Guilty*  
*JS*

0660

BOX:

40

FOLDER:

473

DESCRIPTION:

Courtwright, Jacob R.

DATE:

06/27/81



473



0661

Filed 27 day of June 1881  
Pleads *Wm. H. H. 20*

THE PEOPLE,

vs.

Assault and Battery.—Felonious.

*R*  
*Francis R. Coustonight*  
*26*  
*1511 10th*  
*Wm. H. H. 20*

DANIEL G. ROLLINS,

District Attorney.

A True Bill.

*Wm. H. H. 20* Foreman.

*Heads Entry 1st*  
*20 July 6, 1881*

*W. H. H. 20* years.

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, I.R. Courtwright*

Taken before me, this

*23rd*

day of

*June*

1881

Police Justice.

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 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 R. 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 <sup>friend</sup> ~~friend~~  
 of Mrs. Courtright aged 70

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. <sup>Dr. Leale</sup> 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 29<sup>th</sup> 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 numbness over the entire left side, and pain on moving. She was lying in bed on the right side with that horror of having a bullet in the body so apparent to most people.

0665

2

At the special request ~~Dr. Lee~~ of all present Dr.  
 Leale 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.  
 Leale 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. Leale 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, glancing to one side  
 and entered in the direction of the spleen, between  
 the 9<sup>th</sup> 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  
<sup>wound</sup> ~~off~~ with several layers of collodion, which on drying

0666

3

Contracted and firmly held the parts in  
apposition. She rallied quickly on seeing the ball and on  
being assured that she was probably out of danger.  
First day. No fever.

Second day - T 99. P. 80.

Third day. As there is commencing fever and  
more pain around the wound, <sup>with circumscribed inflammation</sup> 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. Leale 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 morphia  
and after the shock had been relieved by a little  
Brandy, kept continuously on thin beef broth  
and water in small quantities frequently given.

On the tenth (10<sup>th</sup>) day after having been shot, the wound  
was closing by granulations, and made to progress from  
the bottom, until the (18<sup>th</sup>) - eighteenth day, when it  
had completely healed in a firm and healthy manner.

July 5<sup>th</sup> Mrs. Contright went to the office of Dr. Leale who after  
a thorough physical examination pronounced her <sup>fit</sup> 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 prevent further inflammation

0667

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

Mrs. 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*

*210 1/2 Ave*  
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 a gun upon a person  
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 23rd 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 (Alb.)  
151 W 26<sup>th</sup> St

vs.

Jacob R. Wright (Alb.)

Dated June 23<sup>rd</sup> 1881  
J. B. W. Burke  
Magistrate

J. Chittberg  
Officer.

L. J. Vene  
Clerk.

Witnesses,

Anna Martin  
151 W 26<sup>th</sup> 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*

*Deputy Justice*

0672

at Kingston New York therefore  
deponent prays that a warrant  
may issue for the arrest  
of said Jacob  
Broom to be before  
me this 4th day  
1881 J. J. Morgan  
Justice

Mose F. Schmittberger

FORM 10.  
Police Court - Second District.

THE PEOPLE, &c.

ON THE COMPLAINT OF

AFFIDAVIT

Assault on Susan Court.

Geo. F. Brouncker

Dated, May 4th 1881

Morgan,  
Justice.

M. F. Schmittberger  
Officer.

29th Precinct.

Witness,

Committed for  
further examination  
two to arrest with  
inquiries.

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*

lure 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  
leadен 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  
leadен 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 *pistol* then and there loaded and  
charged with gunpowder and one leaden bullet, which *pistol* 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 *pistol* then and there loaded and  
charged with gunpowder and one leaden bullet, which *pistol* 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,

THE PEOPLE  
vs.  
Simon Cragin  
Indictment  
Larceny.  
*[Signature]*  
Daniel S. Miller  
DANIEL S. MILLER  
District Attorney.

A True Bill.

*Wm. G. Shuman* Foreman.  
June 16. 1881.  
*[Signature]* Pleads guilty  
S.P. 2 year.



0677

STATE OF NEW YORK  
CITY AND COUNTY OF NEW YORK

Form 112.

Police Court—First District.

of No. 123rd Fulton Street, being duly sworn, deposes  
and says, that on the 18th day of May 1887

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

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

Sworn to, before me this

18th day

1887

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 de-  
ponent saw printed on said  
wagon the name of ~~Hulbert~~  
Kaldenberg ~~Hulbert~~ and subsequently  
learned that a package  
containing pistols had been  
stolen from said wagon

Alexander Keating

Sworn to before me this  
3<sup>d</sup> day of June 1881  
John H. [Signature]  
Police Justice

0679

Police Court—First District.

CITY AND COUNTY }  
OF NEW YORK. } ss.

*Simon Eragin*

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 Eragin*

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 Eragin*

Taken before me, this

day of June 1897

Police Justice.

0680

Police Court—First District

THE PEOPLE & C,  
ON THE COMPLAINT OF

*John H. Hager*  
125 Fulton St.

*John Oregon*

Affidavit—Larceny.

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.

*Wm. T. Cold*

Officer.

*St. Lawrence*

Witnesses:

*Alexander Leary*

*St. Lawrence*

RECEIVED

at

Session

1001

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~~ *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. Rollier*  
**BENJ. K. PHELPS, District Attorney.**

0682

BOX:

40

FOLDER:

473

DESCRIPTION:

Cronin, John

DATE:

06/20/81



473

G. J. Manning  
to be taken of  
1867

for Anna  
Lillian big dance  
from W. B.  
January 24

July 2

Filed 20 day of June 1881  
Pleads Not Guilty etc.

**vs.**

John Cronin  
50 20. Hudson Sick =

50  
255 W. Hurstville

Sick =

## Felonious Assault and Battery.

*Daniel C. Rollins*  
BENJ. K. PHELPS,

*District Attorney.*

## A True Bill.

W. G. Church Foreman

July 13. 1881.

Tried & Committed  
on second count  
S. P. 3 1/2 years.

0684

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 of June; 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 drank 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

Mrs. 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 Cronin, sworn and examined in his own behalf. I have been engineering and night watchman for the Army Department corner of Newton 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 where he was cut, I was in this man's room (the complainant) I was hiding for my life. When 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 Tomb 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 fold-  
ing doors between. I got them tied in the mid-  
dle. 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 belong-  
ed 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.

*of course of course of the*



0693

Testimony in the case

John Cronin

filed June 1941

0694

AFFIDAVIT—FELONIOUS ASSAULT, &c.

Second District Police Court.

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

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

*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 *13<sup>th</sup>* day }  
of *June* *1881* } *Alfred Hayler*  
*J. J. Morgan* 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.—

QUESTION.—How old are you?

ANSWER.—

QUESTION.—Where were you born?

ANSWER.—

QUESTION.—Where do you live?

ANSWER.—

QUESTION.—What is your occupation?

ANSWER.—

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 defense*

*John Cronin*

Taken before me, this

1881

Police Justice.

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 *12<sup>th</sup>* day of *June* in the year

*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 *12<sup>th</sup>* day  
of *June* 188*1* } *Alfred Taylor*  
*C. J. Morgan* Police Justice.

0697

has bail and  
also appears in  
court

POLICE COURT—Second District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

OFFENCE—Felonious Assault and Battery

Alfred Haynes,  
285 West-Houston St.

vs.

John Brown

Dated June 13, 1881

Wm. Maguire Magistrate.

Richards

Officer.

Clerk.

Witnesses,

Louis Richards  
J. P. Richards



Committed in default of \$2000 bail.

Bailed by

No.

Street.

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

0699

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.

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 *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 another assault and 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 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 *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.

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

At the Bill:

District Attorney.

BENJ. K. PHELPS

Felonious Assault and Battery.

THE PEOPLE

28.

Filed 20 day of June 1881  
Pleas Not Guilty 21.

*W. J. McEl*  
*141 W. 10th St.*

*W. J. McEl*  
*June 18 1881*  
*Spencer & Co.*  
*Superior Court*  
*18 3/4 years*

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.*

33 *31 May 1881*  
THE PEOPLE vs. B

*Premiah Crowley*

Felony Assault and Battery.

*Daniel C. Rollins*  
BENJ. K. PHELPS  
District Attorney.

A True Bill.

8th

*Wm. C. Smith* Foreman.  
*James P. Smith*  
*John A. Smith*  
*Ben. C. Smith*

0702

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

Form

POLICE COURT—FIRST DISTRICT.

*Thomas Hynes*  
of No. *32 Greenwich* Street, being duly sworn, deposes and says,  
that on the *7<sup>th</sup>* 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  
deponent admitted to Officer  
Crowley of 7<sup>th</sup> Precinct that he  
did so strike and assault  
deponent and deponent believes  
the same to be true*

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 him *any* 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.

*Thomas Hynes*

Sworn to, before me this  
day of *June* 18*87*  
*W. M. Munn*  
Police Justice.

0703

Police Court—First District.

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

*Jeremiah Crowley*

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.

*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 1897

*W. C. McNamee*  
Police Justice

0704

COUNSEL FOR COMPLAINANT.

Name,.....

Address,.....

COUNSEL FOR DEFENDANT.

Name,.....

Address,.....

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

AFIDAVIT—Felonious Assault & Battery

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Thomas Pines  
32 Broadway St  
Jenniah Crowley

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 4 1891

Magistrate.

Thomas Mulvey, Officer.

Clerk.

Witnesses,

Thomas Mulvey

not found

Thomas Mulvey

35 Washington St



at General Sessions

Received at Dist. Atty's Office,

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

of No.

*Thos. Sullivan*  
*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

*Dermick 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

in the year of Lord 188 *9*

JOHN McKEON, *District Attorney.*

0706

**District Attorney's Office.**

THE PEOPLE

against

*James A. Garfield*

NAME OF PAPER

Filed,

18

New York,

18

Taken from

And sent to

*Put this case on calendar  
for hearing 15<sup>th</sup> inst  
without further delay*

*Done City  
June 12, 1882*

0707

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

*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 Tung*  
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 Tung* 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 Tung*  
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 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.

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 Hynes* then and there being, willfully and feloniously, did make another assault and the said *Thomas Hynes* 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 maim *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.

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

*Paul*

*Frank M. Katz*  
*192 Monmouth*

*W. C. Coleman*

Filed 9 day of June 1881  
People's Attorney

THE PEOPLE

*B*

Felonious Assault and Battery.

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

A True Bill.

*Sto*

*Wm. C. Coleman*  
*Charles H. H. H.*  
*Curran & Co.*



0709

**BOX:**

40

**FOLDER:**

473

**DESCRIPTION:**

Cunningham, Emma

**DATE:**

06/15/81



473

0710

Counsel *W. F. T.*  
Filed *15* day of *June* 188*1*  
Pleas *In guilty*

THE PEOPLE

vs.

*I.*

*Edward Cunningham*

INDICTMENT.  
Larceny of Money, &c., from the person  
in the night time, *W. F. T.*

DANIEL C. ROLLINS,

*Attorney at Law*

District Attorney.

A True Bill.

*Wm. C. Howard* Foreman.

*June 15, 1881*

*Howard*

*Sentence suspended*

0711

FORM 894.

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

Police Court--Second District.

of No 112. West 16<sup>th</sup> St Arthur Hughes Res Street, being duly sworn, deposes  
and says, that on the 6<sup>th</sup> 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,  
with with said defendants to the corner of  
16<sup>th</sup> street and 6<sup>th</sup> 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 stairs  
and went to sleep. Deponent awoke at or about  
the hour of 3 O'clock A.M. on the 7<sup>th</sup> inst deponent

Sworn to before me, this

188

day

Police Justice.

0712

Then went into his house and at or about 6 O'clock A.M. on 7<sup>th</sup> 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  
this 8<sup>th</sup> day of June 1881

his  
Arthur Hughes  
Marshall

R. H. Bieby Police Justice

City and County of  
New York

David H. Eastline of the 29<sup>th</sup>

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 *h<sub>2</sub>*, 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 16<sup>th</sup> 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

*Arthur J. [Signature]*  
day of *June* 188*8*  
Police Justice.

0714

Police Court—Second District.

CITY AND COUNTY  
OF NEW YORK

ss

*Mary 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.—

*Mary 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*

*Mary E. Cantwell*

Taken before me, this

day of

188

Police Justice.

0715

from his person

from before me  
this 8<sup>th</sup> day of June 1881  
B. J. & W. H.

David V. Erskine

Police Justice

0716

Form 891.

Police Court-Second District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

*Arthur Hughes*  
112 W 16 St.

*Emma Cunningham*

*Wm. C. Cantwell*

*James J. Kane*

*James J. Kane*

*James J. Kane*

*James J. Kane*

*James J. Kane*

*James J. Kane*

*James J. Kane*

*James J. Kane*

*James J. Kane*

*James J. Kane*

*James J. Kane*

*James J. Kane*



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

*Euna Cunningham*

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

on the *sixth* day of *June* in the year of our Lord one thousand eight hundred and eighty *one* 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: sixty silver coins (of the kind usually known as half dollars), of the value of fifty cents each: one hundred and fifty 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 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*  
*BERNARD PHILLIPS*, District Attorney.

0718

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

That the said

*Emma 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 ~~arms~~, 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 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 half dollars), of the value of fifty cents each: one hundred and fifty 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,

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

*Emma 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,  
BENJ. K. PHILLIPS, District Attorney.

0719

BOX:

40

FOLDER:

473

DESCRIPTION:

Curtin, Kate

DATE:

06/16/81



473

0720

119

Counsel,

Filed 16 day June 1881

Pleads,

THE PEOPLE

vs.

Kate Burpen.

David G. Rollins  
BENJ. M. RHEERS,

District Attorney.

A True Bill.

Wm. Shunk Foreman.

June 17. 1881

Wm. Shunk

Per 30 days.

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 *3<sup>rd</sup>* 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 Courtin*

*(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**Amended*

Sworn to, before me this

day of

*June*

1881

Police Justice.

0722

Police Court—Third District.

CITY AND COUNTY } ss.  
OF NEW YORK.

*Kate Curtin* being duly examined before the undersigned, according to law, on the annexed charge; and being informed that <sup>9</sup> he was at liberty to refuse to answer any question that may be put to her, 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 Gowns*

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*  
*(Mark)*

Taken before me, this 11 day of June 1887  
*James J. Smith*  
Police Justice.

0723

COUNSEL FOR COMPLAINANT.

Name, \_\_\_\_\_

Address, \_\_\_\_\_

COUNSEL FOR DEFENDANT.

Name, \_\_\_\_\_

Address, \_\_\_\_\_

POLICE COURT—THIRD DISTRICT.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

*Robert Sheehan*  
212 South St.

*Kate Martin*

AFFIDAVIT—LARCENY.

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 \_\_\_\_\_

*Aug 11* 18*98*

Magistrate.

Officer.

Clerk.

Witnesses \_\_\_\_\_

§ *to answer*

at *Dist.* Sessions

Received at Dist. Att'y's Office,

*One*

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

94. *[Signature]*  
Counsel,  
Filed 15 day of June 1881  
Pleads Not Guilty 21.

THE PEOPLE

vs.

*[Signature]*  
Charles Cutlerbert

Larceny, and Receiving Stolen Goods.

*[Signature]*  
C. COLLINS,  
K. PHEPS,  
District Attorney.

A True Bill.

*[Signature]* Foreman,  
*[Signature]*  
Jury of Comities of  
West Larceny  
Pen 4 months.

0727

5

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

Court of General Sessions, Part First.  
 Before Judge Cowing. July 8, 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 <sup>tea</sup> 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. That 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 24th 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 trumps 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 street? 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 Barmon's Fifth Ave. I have never been arrested before for anything. I bought the knives from a man named McDermell; 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 <sup>forks</sup> ~~knives~~ and when I <sup>presented</sup> ~~pledged~~ the six knives the officer arrested me. I did not tell the officer that my sister lived in 33<sup>rd</sup> 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 1981

0732

FORM 891.

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

Police Court--Second District.

James Lawler  
of No 5 West 25<sup>th</sup> Street (New York Club) Street, being duly sworn, deposes  
and says, that on the 2<sup>nd</sup> 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 Rooms No 5 West 25<sup>th</sup>  
Street on said date

James Lawler

Sworn to before me, this

1881 day

Police Justice.



0733

*Alfred Schmittberger*

City and County  
of New York S.S.S. *Max Schmittberger* of  
the 29<sup>th</sup> Precinct Police being duly sworn deposes  
and says that on the 7<sup>th</sup> day of June 1881 he arrested  
Charles Cuthbert in the Pawn Shop kept by Mrs  
Lemon in 6<sup>th</sup> Avenue near West 29<sup>th</sup> Street where said  
Cuthbert offered to pawn for the sum of One \$100  
dollar 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 7<sup>th</sup> day of June 1881

*Wm. M. M. M.* 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 31<sup>st</sup> Street*

QUESTION.—What is your occupation?

ANSWER.—

*Waiter*

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

*14<sup>th</sup> day of June 1881*

Police Justice.

0735

Form 891.

Police Court-Second District

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*James Lawler*  
5 West W. 25th St.

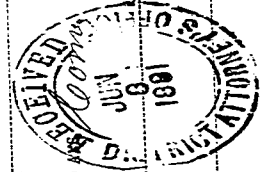
*Charles Southworth*

DATED June 17th 1891

*W. B. Bickel* MAGISTRATE.

*Max Schmitt* OFFICER.

WITNESS:  
*Max Schmitt*  
*22 Parson's Office*  
*with property*



\$ 1000 TO

PAID BY

No.

STREET.

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 C. the best*

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 ~~against the form of the Statute in such case made and provided, and against the peace of the~~  
*taken and carried away*  
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  
Lemmon  
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.

W. J. Clark Foreman.

June 20. 1881.

True & Accepted

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 <sup>his</sup> Elliott*  
of *May* *1881* } *mark*

*R. 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* <sup>*his*</sup> *Davis*  
*mark*

Taken before me, this

day of

1881

Police Justice.

0743

POLICE COURT—Second District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Jacob Elliott  
vs.  
J. W. [unclear]

James Davis

OFFENCE—Felony Assault and Battery

Dated May 29 1881

Magistrate.

W. C. Coolidge

Officer.

Clerk.



Committed in default of \$1000 bail.

Bailed by [signature]  
No. [unclear]

Street.

0744

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

*James Davis*  
late of the City of New York, in the County of New York, aforesaid, on the  
*twentyninth* 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 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 *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

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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.

District Attorney.

BENJ. K. PHELPS

Felonious Assault and Battery.

THE PEOPLE

vs.

*J*

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

*Depositions*

*101 Ant. Ward*

*Wm. C. Smith Foreman*

*James D. O. W. W.*

*James D. O. W. W.*