

0258

BOX:

528

FOLDER:

4809

DESCRIPTION:

Morris, Thomas

DATE:

07/21/93



4809

POOR QUALITY ORIGINAL

0259

Bail fixed at \$500
RBM

Witnesses:

Patrick Green

1913

Counsel,

Present

Filed

21 day of July 1893

Pleads,

not guilty

vs. THE PEOPLE

vs.

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

Thomas Morris

Henry Beach Taylor

DE LANCEY NICOLL,

District Attorney.

Aug 27 1893

A TRUE BILL.

William McKeane

Foreman.

Aug 9 1893

Trued and jury returned
9 for come

W. T. ...
6 mos - per ...

THE PEOPLE,

COURT OF GENERAL SESSIONS, TERM 1.

vs.

BEFORE JUDGE F. J. FERGUSON.

THOMAS MORRIS.

New York, August 8th, 1893.

Indictment for ASSAULT, in the SECOND DEGREE.

A Jury was empanelled and sworn.

Assistant District Attorney Townsend, for the People;

Mr. McManis, for the Defendant.

PATRICK GREEN, sworn, and examined by Mr. Townsend, testified:

Q. You are a police officer; are you? A. Yes, sir.

Q. Correct with what precinct?

A. The twenty-fifth precinct.

Q. Now, do you recollect the morning of the 7th of July?

A. Yes, sir.

Q. And do you recollect where you were at 7 o'clock that morning?

A. I was at 73rd Street and Avenue A.

Q. You were at 73rd Street and Avenue A? A. Yes, sir, walking along.

Q. That was your post that morning?

A. That was my post -- from 69th Street to 74th Street.

Q. What happened, officer, while you were -----

By the Court:

Q. Which side of the avenue was it on?

A. It was on the east side of Avenue A; and a woman came up to me and said -----

(Objected to.)

By Mr. Townsend:

Q. Now, officer, what happened?

(Objected to)

Q. Did you see any one there? A. I did, sir.

Q. When did you see? A. A while.

Q. Did you have any talk with her? A. I did; and I went to investigate the trouble.

Q. In consequence of the information that you had with the woman, where did you go?

A. To 7th street, and between 70th and 71st streets, on the west side of Market A ----

Q. What did you see there?

A. I saw a man bleeding -- two or three.

Q. Do you know about what number it was?

A. It was in front of 1,315.

Q. Did you know the names of those men who were there?

A. Well ----

Q. You have since learned them?

A. Yes, sir; Chubbary, Castillo, Mordley -- the Indian right name -- and Mahon.

By the Court:

Q. Who was the man who was bleeding?

A. Joseph Jorsik.

By Mr. Townsend?

Q. Did you have any talk with this man who was bleeding?

A. I did.

Q. As a result of that, where did you go?

A. I went to see who it was committed the assault.

Q. Where did you go?

A. I went into the liquor store between 70th and 71st

streets, on the west side of Avenue A.

Q. That liquor store was that?

A. It is kept by a man named John Markeler.

Q. Did you see any one there?

A. I did, sir; I saw Morrissey, this defendant.

By the Court:

Q. This defendant?

A. Yes, sir.

By Mr. Townsend:

Q. What was he doing when you saw him?

A. He was walking around the store, as if he was going into the water-closet.

Q. What did you do?

A. I took a hold of him, and brought him to the door.

Q. What did you say to him?

A. I said that I wanted him for attacking a butcher; he said he didn't do it. I then called for the butcher, to know if Morrissey assaulted him; he said no.

By the Court:

Q. That is, the butcher said no?

A. Yes, sir.

By Mr. Townsend:

Q. Then what did you do?

A. I waited around for three or four minutes.

Q. What became of Morrissey?

A. Morrissey remained there, at the door of the liquor store.

By the Court:

Q. You released him from custody?

A. Yes, sir.

By Mr. Townsend:

Q. Then where did you go?

A. I stood on the opposite side of the way, straight across. Then the butcher

came to the door, and he beckoned across, and he says,
"There is the car."

By Mr. McManis:

Q. Where was Morris?

A. He was standing on the west side of a grade A, between
70th and 71st streets, about 20 feet from where I released
him.

By Mr. Townsend:

Q. Then the wife or someone said, "There is the car?"

A. Yes, sir: "That is the car you saw," pointing
to Garberry. I ran across the street, and he ran into
Riley's liquor saloon.

By the Court:

Q. Who -- Garberry did?

A. Garberry did. As far as he seen me going into the
saloon he got out on the 70th street side, and was across
the hill, and I got --

(Objection to. Objection over-ruled. Exception.)

By Mr. Townsend:

Q. Then if you see Garberry again?

A. Yes, sir; he passed -- he followed me up the hill,
and the other was --

Q. That is, the defendant and the other of them followed you up
the hill?

A. Yes, sir.

Q. When you got to the top of the hill, what did you do?

A. I put Garberry under arrest, and went down the hill.

Q. Which way did you go?

A. I went down the the complainant's door.

Q. On the way down, was the defendant there?

A. Yes, sir.

Q. Did he say anything, or do anything?

A. He did.

Q. What did he do?

A. He told me to let go of him. He said, "Let go of that man; let him go." I said, "Now, you keep back; now, I want the whole of you people to keep back. I am going to make this arrest." I started in walking down to the sidewalk, down to the east-west corner. There is a liquor store there, and I saw a man named Riley, and he says to me

By the Court:

Q. Was the defendant there?

A. He was. This Riley came out of the liquor store, and he says to me, "Mr. Green, what are you doing here?" He says, "You will, you are a pitcher?"

By the Court:

Q. What did he say?

"Now, Mr. Green, I know this boy is not working."--to me, the man whom I had under arrest.

B. What happened there then?

"Let him go, and I will see the defendant. I will let him go without a complaint." "Oh, you are a pitcher," Maxwell said, and the four got a hold of me, and this prisoner he twisted right around me and got a hold of me and took me by the feet, and he struck me with a billie.

By Mr. Townsend:

Q. Who caught you by the feet? A. The defendant.

Q. The defendant caught you by the feet, and threw you on the ground?

A. Yes, sir.

Q. What did this man do? A. He kicked me, twice.

Q. Well, then, but was some other that?

After I got up, I was barely able to stand, and I left the audience of my partner, in short words, I was over. We looked around for some looking new form. They were down the hill, and at the time I couldn't see anything, there was no way there: they got away, they succeeded in getting away. For two or three minutes, I got up to the platform and pointed to the other side of the road, "Take that fellow there," and I went into Wiley's too back for the other fellows.

Q. What was done with this boy?

A. He was brought to the court - to the station house.

Q. You were in uniform at the time? A. Yes, sir.

Q. When he was taken to the court did you make a complaint against him? A. Yes, sir.

Q. Was he searched in the station house? A. Yes, sir.

Q. What was found on you sir? A. That knife (indicating)

Q. That knife? (Showing knife to the witness)

A. Yes, sir; that knife.

By the Court:

Q. Where was it found on him?

A. In his hip pocket.

By Mr. Townsend:

Q. You have been a number of years on the police force?

A. Yes, sir; over twenty years.

C R O S S E X A M I N A T I O N:

By Mr. McMenus:

Q. You first saw the defendant in the saloon; did you not?

A. Yes, sir.

Q. He was not wearing any distinctive features? A. No.

Q. Nor wearing any clothes? A. No.

Q. Did you have a warrant for his arrest? A. No.

Q. You are not holding him until you see him after arrest?

A. Yes, sir.

Q. You believe that they were justified in doing so?

A. I believe they were justified.

Q. You did not see any other persons who were committed by him in your presence? Answer the question.

B. the Court:

Q. Did you see him commit any crime? A. No, sir.

By Mr. M. Munnis:

Q. You had no warrant in your possession at the time you arrested him? A. No.

Q. Then you went out to get out for? A. No.

Q. Where did you find him?

A. To the rear of the dinner table.

Q. In the presence of the witness?

A. Yes, sir.

Q. And the witness said he was not one of the men who had not caught him? A. Yes, sir.

Q. And you let him go? A. I did.

Q. Then you went to look for whom - who saw the man you were looking for? A. O'Leary.

Q. Where did you find him?

A. I found him on top of the rocks, where I succeeded in arresting him.

Q. What was he doing at the time you arrested him?

A. Nothing.

Q. Did you have any warrant for him?

A. No.

Q. Did you place him under arrest?

A. Yes, sir.

The Court: He answers no.

By Mr. McManis:

Q. Now bring it in down to Riley's witness?

A. No, sir.

Q. Where did you find him?

A. I brought him down to the jail in front of Riley's witness. Riley had a son, a boy in his childhood; and if I would let him go, he would see the father and he would make my complaint.

Q. What did you tell him?

A. I told him that I would do no such a thing.

Q. You didn't let him go?

A. No, sir.

Q. Did you agree to let him go, to Riley?

A. No.

Q. Now, up to that time, you had no trouble with Morris. Then you brought this Carberry in.

A. Yes, I had trouble with Morris; I told him to keep back, and not get near me.

Q. Well, you weren't satisfied about him, were you?

A. No, sir.

Q. You haven't been injured or molested up to that time?

A. No.

Q. Then where did you start to go to with Carberry?

A. To the justice, to make the complaint.

Q. Is that your custom, to arraign prisoners before the complainant?

A. Yes, sir.

Q. Was that your duty, to bring him before the complainant?

The Court: Excluded.

By Mr. McManus:

- Q. You found O'Leary to be a doctor? A. Yes, sir.
- Q. Was the doctor with you? A. He was.
- Q. How far is that? A. A mile and a half; he couldn't see where he was to go.
- Q. And you said the doctor was? A. The doctor said he was not a doctor.
- Q. Did the doctor come out with you? A. Oh, that's all he got out of the doctor.
- Q. He told you that he was not the doctor, is that right? A. He did.
- Q. And he did not consider it a fact that he had liquor? A. Yes, sir, he was under the influence of liquor.
- Q. Isn't it a fact that you had trouble with these other men, and stayed there until you were driven away? A. No.
- Q. You didn't see the doctor there? A. No, sir.
- Q. Who were the other men? A. This was one of them.
- Q. Was he? A. I don't know who he is; I couldn't see where he was to go; I found him on the corner.
- Q. You had some officers with you? A. Yes, sir, one.
- Q. Who made the arrest? A. The other officer.
- Q. In your presence? A. Yes, sir.
- Q. And then did you bring him again to the doctor? A. No..

By the Court:

- Q. What you saw the butcher, what was his condition?
A. His eye was cut, and black and bleeding; that is all.

Q. Now, did you see him? A. That is all.

By Mr. McInerney:

Q. How long did you know him? Did you know him?

A. I know him since the month of March.

Q. Did you know him at the time he was with you?

A. I know him and he is with me.

By the Court:

Q. Do you know him? A. I know him.

By the Court: Well, you know him from the past.

TONY VALENCIA, sworn to and examined by the Court, testified:

Q. Where do you live? A. First Avenue, 1,808.

Q. 1,808 First Avenue? A. Yes, sir.

Q. What is your name, Tony? A. Tony Valencia.

A. Born at New York.

Q. You know Officer Green? A. Yes, sir.

A. Yes, sir. I know him.

Q. Did you see him on the morning of the 17th of July?

A. I saw him only when he came from the store, that is all.

Q. What time in the morning was it? A. 7 o'clock.

Q. What did you see -- did you see anything, anything?

A. I saw a man hit by a horse in the eye.

Q. Well, then, after that, did you see the officer?

A. I seen the officer when he ran up the hill.

Q. Look at this man Morris; did you see him there?

A. I saw him there afterwards, in front of our store.

Q. What was he doing?

10 A. I didn't see, only when he got hold of the policeman.

- Q. Was it this officer? A. Yes, sir.
- Q. How did he enter your room?
- A. Oh, I don't recall, unless I recall it.
- Q. Describe to me what he said or did or how he acted while of him? A. Oh, like this, you know.
- Q. What did he do then?
- A. I don't see anything, he only said, "Oh, yes, like that."
- Q. What happened to the officer?
- A. Some other three fellows ran out the door.
- Q. Did you see Morris kick him?
- A. I don't see anything, by the officer, and I don't know what happened.
- Q. You saw this man, Morris, speak to the officer?
- A. Yes, sir.
- Q. And that was when the officer was lying down on the floor up?
- A. Lying down.
- Q. Then what happened after that?
- A. Then the policeman he went up and he said to the other policeman, and then the rest of the fellow was away.
- Q. Did you see Morris after that?
- A. I don't see him at the door.
- Q. After that?
- A. Yes, sir; all of them fellows ran away, and then I saw him on the corner.

C R O S S E X A M I N A T I O N :

By Mr. McManus:

Q. You saw the whole of it?

(Objected to)

11 A. I seen him kick the officer.

Q. Your boss had seen the file with the picture of him, is that right?

A. Yes, sir.

Q. What was it?

A. He was standing in front of the store, and one fellow was along and he told him that the name.

Q. With his fist? A. Yes, sir.

Q. Nothing in his hand? A. No, sir. The picture was.

Q. Now, with a number of people with you in front of that store, was there any other officers there at the meeting?

A. Yes, sir. With the crowd.

Q. How long did you know this man?

A. Since I started with the store.

Q. How long is that? A. A lot of months.

Q. Did you see him during that?

A. I saw him every day, and for a long time.

Q. Did you ever see him fight with the people there?

A. No, sir.

Q. What was his condition this day?

A. The state of these fellows was drunk, and one fellow--

Q. Was he with them all that day? A. No, sir.

Q. He wasn't with them at all that day? A. Yes, sir.

Q. And he didn't have anything to do with your boss?

A. No, sir. It was the liquor

saloon.

Q. Isn't it possible for you to be mistaken about your seeing the defendant grab the officer's hand the waist?

The Court: Around to Q.

By Mr. McManis:

Q. It is possible that you may be mistaken; isn't it?

By the Court:

12 Q. Did you see him grab the officer around that way?

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A. Yes, sir.

Q. Any further about it? A. No, sir.

B. Mr. MEMPHIS:

Q. To whom did you first tell about it?

A. No one.

Q. Did you tell it to anyone other than the police?

A. No.

Q. Wouldn't you be in the Police Court?

A. Yes, but not that time.

Q. Wouldn't you be in the Police Court?

A. I don't recall the exact time, outside.

Q. About the time you were in front of the store that morning?

A. Well, not when it was a crime.

Q. Well, about what time?

A. Well, I don't know the exact time.

Q. Did you see the man that was in the store at that time?

A. No, sir.

Q. What was he doing?

A. He was standing on the corner.

Q. Who arrested him?

A. Mr. G... said that other policeman. He took the man to the store and he followed them.

Q. Did they get him with the club?

A. I don't recall that.

Q. How far were you from the store?

A. He was on the corner, and I was in front of our store.

Q. Did he also get together with the officer and any one, in front of his house? A. The officer was afraid to speak to me, and he hit me, and he was afraid to get together with the officer or any one, and he was afraid to get together with any one else, and I could not see any one else between the officer and the other fellows.

By the Court:

Q. Did he see the officer?
A. I didn't see him.

By Mr. Lawrence:

Q. He didn't see him, did he?
A. That is all; I don't see any other thing.

By Counsel:

Q. Is that the same story that you told in the Police Court?
A. Yes, sir.

By Mr. Lawrence:

Q. You were not afraid of this man? A. No.

GEORGE B. MARKS, witness, was called by Mr. Lawrence.

Q. Where do you live? A. 340 E. of 113th Street.
Q. What is your business? A. We are a restaurant.

Q. Now, did you recollect the evening of the 17th of July?
A. It was on a Monday morning.

Q. Where were you that morning?
A. I was on Avenue A, betwixt 70th and 71st streets; coming down Avenue A.

Q. Driving? A. Yes, sir.

Q. You saw Officer Green that morning? A. I did.

Q. Describe to the jury what you saw take place there?

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A. As I was walking down the A. Street West street, I saw a crowd of people there, and I saw the defendant in the crowd of a witness. I went over to this witness, and the witness once took a hold of the witness, at the same time. I was with a crowd of witnesses, and I saw the witness trying to take the witness away from me. The witness said, "Let go of me."

By the Court:

Q. Was the witness afraid?

A. Yes, sir; he said, "Let go of me." I heard him say that. I went to the witness and I saw the witness get out, and I saw the witness get away from the witness. I saw the witness get away from the witness, and I saw the witness when he was down this fellow had kicked him.

By Mr. Townsend:

Q. How many times did he kick him?

A. Probably half a dozen times.

Q. Did you hear the policemen say anything?

A. I heard the policeman say,

Q. You heard him say?

A. Yes, sir.

Q. What he said of Martin?

A. He was by Lawrence West street.

Q. You saw the policeman say that?

A. Yes, sir; he said a witness in the crowd; he said the witness was taken. I called to the policeman, "Take them go."

Q. Where were you?

A. I was standing on the witness.

CROSS EXAMINATION:

By Mr. McManis:

Q. You say the witness was walking toward the river, that the

police are pursued?

A. That was the police, Fifth Street, from the car, at or
7015 Street towards First Street.

Q. Was the car with one of the men that was moving?

A. Yes, sir.

Q. How many men were in the car?

A. I saw one sitting.

Q. How many were there when you saw them?

A. About five or six.

Q. And you didn't see any other people in the car?

A. No, sir, I didn't see any other people.

Q. And you didn't see any other people, you didn't see any other
people for a while, did you?

A. Yes, sir, I didn't see any other people for a while.

Q. Positive about that?

A. Yes, sir; I am positive about that.

Q. Were you subpoenaed by the Police Court?

A. No, sir.

Q. Who subpoenaed you here? A. The District Attorney.

Q. Did you ever have any conversation with the District Attorney
before now? A. No, sir.

B. Mr. Woodward:

Q. How did you come to be here?

A. I noticed at the Fifth Street police station that I saw
the assault.

Q. And told them the news thing that you were told about?

A. Yes, sir.

Mr. Woodward: That is the issue for the People.

THE CASE FOR THE DEFENSE.

Mr. McManus: Now, if the Court please, I want to mention the defendant, upon the witness stand, that the defendant was by the direction of the defendant, and illegal, and the witness that he was not in the commission of any crime, and that the officer was not in the commission of any crime, and that the defendant was not in the commission of any crime, and that the officer was not in the commission of any crime, and that the defendant was not in the commission of any crime, and that the officer was not in the commission of any crime.

The Court: I will submit the matter to the jury, if you please.

Mr. McManus: Note an exception.

CATHERINE BECKER, sworn, and examined by Mr. McManus, testified:

McManus, testified:

- Q. Where do you live? A. 1, 312, 1st Avenue A.
- Q. What is your occupation? A. Mine?
- Q. Yes? A. I am licensed as a miner.
- Q. At what number? A. 1, 312.
- Q. You recall at this morning, the 7th, I believe, the time of the trouble with the officer? A. Yes, sir.
- Q. What time was it? A. Between 7 and 8 o'clock.
- Q. What did you see?

A: I seen Officer Green toward the fellow, and when he did a big fellow took the right away, and the officer wrestled and the rest came after him, and they tumbled around the street; and all fell down in the street; and then another officer came up, and the fellows ran away. He took his club and clubbed wherever he could. That fellow (the defendant) was tumbling all around, you know, stiff drunk -- tumbling all around.

Q. Was he one of the parties that was assisting in the attack?

A. No, sir; not at all.

Q. How do you know of the attack?

A. Because I saw the defendant, I saw the other, and the defendant was with the other.

By the Court:

Q. How do you know the defendant's name?

A. I was at the place where the attack took place.

Q. But you don't know?

A. So the other friend, and the other children came; from 700 feet, and I saw the defendant was on the ground, and he had two bats in his hand, a black bat and a white bat, and the two children came up to him and hit him a couple of times; he didn't get hurt; and the other person hit him and arrested him. The other two got him over to the hospital, and the other said, "He ain't got nothing to do with it." He (the defendant) says, "Because, I didn't do it." Then they took him away.

By Mr. McManis:

Q. Did you see the defendant's name on the envelope?

A. He didn't have any name on it.

Q. Was there a name on any of the envelopes?

A. No, sir; not on any of the envelopes.

Q. And went over to the scene? A. Yes, sir.

Q. Are you positive that he did not run with the envelope?

A. No, sir; he didn't run; no, sir; he didn't.

C R O S S E X A M I N A T I O N, by Mr. Tolson:

Q. Did you see the officer when he was moving the envelope?

A. Yes, sir.

Q. Was the defendant there?

Q. He was very much under the influence of liquor?

A. Yes, sir.

Q. Surprised? A. Yes, sir.

Q. You didn't see the tent or the trailer?

A. No, sir.

C R O S S E X A M I N A T I O N :

By Mr. Tompkins:

Q. How long have you known Halley?

A. Oh, I have known him, I guess, about -- we have been nearly brought up together.

Q. Friends? A. Well, not exactly friends.

Q. Did you ever know him to be a drunk?

A. He has worked as long as I know him.

Q. At what? A. Driving a car.

Q. What is his name? A. I am not sure of the name of the man of Watson; he was in the car with me.

Q. How long have you been working for him?

A. I was a driver of a car, and I was in the car.

Q. At that time? A. Yes, sir.

Q. Working? A. Yes, sir.

Q. Did you go with him to the car? A. No, sir.

Q. You saw him? A. Yes, sir, I saw him.

Q. Where do you meet him?

A. On the scene, if I happen to be working near some work.

JOHN HALLEY, sworn, and examined by Mr. McManis, testified:

Q. What is your business? A. I am driving a private

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ad. out.

- Q. Do you know the defendant? A. Yes. I know
some of the details.
- Q. For how long? A. He came to work for me three
- Q. How long did he live for you?
A. He drove a cab for me for a few months.
- Q. How, on this 17th of July, did he get to the
house that was on Avenue A?
A. He did not have a car.
- Q. Did he have a car at that time? A. No, sir.
- Q. How long did he live for you?
A. About two years.
- Q. Do you know where he was living? A. Yes, sir.
- Q. How long?
A. Mr. [Name].
- Q. How long do you know this man?
A. Well, I know Mr. [Name] for five or six years.
- Q. Do you know what his reputation is for good or bad?
A. No, he was a very quiet, unassuming man.
- Q. Have you ever known what he did for a living?
A. No, sir; I know his work was in the [industry],
and went about the business.

CROSS EXAMINATION:

By Mr. [Name]:

- Q. You don't know anything about the assault that morning?
A. No, sir.
- Q. How long has the defendant worked for you?
A. He worked up to the Saturday before this Monday. We

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... ..

Q. Did you see any other individuals on the morning of ...?

A. No, that is all I saw on that morning.

WILLIAM DEADY, was called to the stand by Mr. Maloney,
and testified:

Q. Do you know the defendant? A. Yes, sir.

Q. On the 17th of July, 1968, did you see the defendant at ...
and A ... A? A. Yes, sir.

Q. Did you see the defendant ...? A. Yes, sir.

Q. State the date and time ...?

A. Well, I don't know the exact date, but it was ...
the afternoon.

By the Court:

Q. Was your sister ...? A. Yes, sir.

By Mr. Maloney:

Q. You said that you saw the defendant ...
in the ...? A. Yes, sir.

Green and ... of their ...

Q. Green and ...? A. Yes, sir.

Q. Where did you see him?

A. Between 701 and 711 streets, on A ... A, on the
west side of the street.

Q. What was the defendant doing at the time?

A. He didn't seem to be doing anything.

Q. Did the officer strike him?

A. There was three officers.

Q. Did they strike him? A. Well, one of them
struck him.

Q. Did he take out of his pocket a small object?

A. Yes, sir.

By the Court:

Q. These objects were produced in evidence, is that right?

A. Yes, sir.

By the Court:

Q. Did you notice any other thing at that time?

A. No, sir, I did not see anything else.

By Mr. McMahon:

Q. Could you say where the defendant is living?

A. Yes, sir.

THOMAS McMAHON, witness, was examined and sworn.

McMahon, testified:

Q. What do you do for a living?

A. Bookkeeper.

Q. Do you know the defendant?

A. Yes, sir; I am acquainted with him.

Q. On the evening of the 17th of July, were you on 73rd Street and Avenue A?

A. Yes, sir.

Q. Did you see any of this disturbance with Officer Green?

A. Yes, sir; I saw Officer Green and two other policemen take him here, by the neck, and I saw another man that he said, "Mind your own business, or I will blow the top of your head off." That boy was drunk, he was at Ring's.

Q. Did you see any trouble between Green and anyone else?

A. Yes, sir; there was a man.

Q. State what that trouble was?

A. The trouble was that Officer Green chased Cardenas and Castillo to the river.

Q. You saw him before he chased them to the river?

C R O S S E X A M I N A T I O N :

By Mr. Townsend:

- Q. You were not there when the witness was in there?
A. No, sir.
- Q. Why weren't you there that day?
A. Why, sir.
- Q. Did you go to work?
A. No, sir; I didn't go to work.
- Q. You held out that day?
A. Yes, sir.
- Q. You are entitled to hold out?
A. Yes, sir.
- Q. You are his first employer?
A. Yes, sir.

THOMAS MORRIS, sworn, and examined by Mr.

Mellish, testified, for the first time:

- Q. What is your age?
A. 21 or 22.
- Q. What is your business?
A. I am a horse and cart.
- Q. For what?
A. Hiding.
- Q. How long have you worked for him?
A. Six years.
- Q. Who did you work for before him?
A. His father.
- Q. How long did you work for Fitzgerald?
A. About four years.
- Q. And the day is your witness?
A. I worked for Paddy Norton.
- Q. Have you ever been arrested or sentenced or fined?
A. No, sir.
- Q. Never been in any trouble?
A. No, sir.
- Q. Now, on this 17th of July -- when did you quit work?
A. Saturday night I got laid off.
- Q. Why?
A. Because there was no work for the horse and cart.

Q. And you left out money? A. Yes, sir.

Q. Now, money, nominally, where did you go to get the money you got up? A. I got it out of my pocket about five.

Q. Where did you go? A. Down to the bar.

Q. From there, would you go?

A. I went to the bar, I don't know, and then back.

By the Court:

Q. How long did you stay at the bar?

A. A lot of time.

By Mr. McManis:

Q. Did you take me to the bar? A. Yes, sir.

Q. Did you drink there?

A. Yes, I had a couple of or three drinks.

Q. Whiskey? A. No, beer.

Q. Beer? A. Yes, sir.

Q. How many drinks did you have there?

A. Yes, sir.

By the Court:

Q. Six or seven drinks of beer? A. Yes, sir.

Q. Was that all the drinks you had? A. Yes, sir.

By Mr. McManis:

Q. Had you any breakfast that morning? A. No, sir.

Q. About seven o'clock, did you see Old man Green?

A. Yes, sir.

Q. Now, state just what occurred between you and him?

A. I was in the bar, having a drink, and I saw Officer Green, and the three men got away from him. He ran towards the river, and I stood on the corner. Then Officer Green came back, and took me to the butcher; the butcher

says, "He didn't take it;" "Well," she says, "he is one of the
many soldiers," and in passion she hits the witness and
Hittler.

Q. Were you with those three boys that mentioned it?

A. No, sir; I am in a room.

Q. You didn't see anything to do with them?

A. No, sir.

Q. Did you see the man who hit the man in the back?

A. No, sir; I didn't see the man who hit the man in the
back; I saw the man who was running away, and the man who hit him.

Q. Did you see a hole in the ground, about in the middle?

A. No, sir; I didn't see anything.

Q. Nor strike him, in any manner or manner?

A. No, sir; I do not.

Q. You had this knife on your person? A. Yes, sir.

Q. What is your name, sir? A. I am a soldier
and I am a soldier in the army.

Q. You had it in your pocket when you were arrested?

A. Yes, sir.

Q. There is no other evidence to the effect that you were
the officer?

A. No, sir.

Q. You are telling the truth? A. Yes, sir, it is
the truth that I am telling.

By the Court:

Q. Do you remember other things that happened that evening?

A. Pretty nearly all.

Q. Up to the time that the officer hit you in the back, you
recollect everything?

A. Yes, sir.

Q. You saw three men there, and the officer, fighting?

A. Yes, sir.

- Q. Did you see Riley's car there?
- A. I did not see it, sir.
- Q. Did you see any other cars there?
- A. No, sir.
- Q. You looked on the hillside, did you not?
- A. Yes, sir.
- Q. The officer's car, too?
- A. Yes, sir.
- Q. Did you see any other cars?
- A. No, sir.
- Q. You saw the car that was parked on the hillside?
- A. Yes, sir; I saw it on the hillside.
- Q. You saw the car, too?
- A. No, sir.
- Q. You saw the car, did you not?
- A. Yes, sir; I saw it on the hillside.

CROSS EXAMINATION:

By Mr. Townsend:

- Q. The officer's car, did you see it there?
- A. I was outside, sir, and I saw it.
- Q. Were there other cars there?
- A. No, sir; I saw the car on the hillside.
- Q. When the officer first saw the car, did he take a note of the car and report to you, and you said you intended to go with it?
- A. He said, "He is one of the boys, anyway."
- Q. Did you see the three cars go away after that, or before that?
- A. Before that.
- Q. Now, the officer says that he saw one of the men, up the hill, and that you followed him?
- A. No, sir.
- Q. And that he caught one of the men, and you got a hold of him?

and you said to him, "Leave him alone"?

A. I don't know what he said to him, but I don't know, because I was asleep.

Q. Did you hear him say anything else?

A. No, sir.

Q. You didn't hear him say anything else?

A. No, sir.

Q. While you had this man in your apartment, did you ever hear him say anything else?

A. No, sir.

Q. And was not so?

A. No, sir; he was not.

Q. Now, did you ever hear him say anything else when he was in your apartment?

A. No, sir; I don't know what he said when he was in my apartment.

Q. You were in the apartment when you saw the man in the street?

A. Yes, sir; I was in the apartment.

Q. You saw the man in the street when you were in the apartment?

A. Yes, sir.

Q. And you saw him in the street?

A. Yes, sir.

Q. Now, did you ever hear him say anything else when he was in the street?

B. The Court:

Q. Did you see him in the street?

A. Yes, sir.

Q. Did you see him in the street?

A. Yes, sir.

Q. Did you see him in the street?

A. Yes, sir.

Q. How many hats did you see in the street?

A. Two, sir.

Q. How many hats did you see in the street?

A. I had two hats: I had an old straw hat.

By Mr. Townsend:

Q. Did you see your hat?

A. No, sir; I didn't change my hat.

Q. You had two hats in your possession at that time?

A. Yes, sir; I had an old straw hat that I found in the street.

- Q. You were washing your hands, is that right?
- A. Yes, sir.
- Q. And were you washing your hands at the time you were talking to him?
- A. Yes, sir.
- Q. Did you have the time at all in the hallway?
- A. No, sir.
- Q. You testified that you had never seen a ~~bullet~~?
- A. Yes, sir.
- Q. That is a fact?
- A. Yes, sir.

ALDEN S. MYERS, sworn, testified as follows:

My name, testified:

- Q. You are a veterinary surgeon? A. Yes, sir.
- Q. Where is your place of business?
- A. Between 70th and 71st streets.
- Q. Do you know the defendant? A. Yes, sir.
- Q. How long have you known him? A. About eight months.
- Q. Have you seen him frequently?
- A. Yes, sir; every week or two days.
- Q. Do you know his reputation in the community for peace and quiet?
- A. Yes, sir.
- Q. What is it, good or bad?
- A. It is good, as far as I know. I know him across the way stable, and I know when all of the boys was making trouble he wasn't there.

CROSS EXAMINATION, by Mr. Tolson:

- Q. You are a good friend of the defendant; aren't you?
- A. No, sir; I am not.
- 31 Q. Don't you associate with him?

A. Not sir; not a day in the life of a man.

Q. How long have you been in the service?

A. Well, I have been in the service since 1914.

Q. You have been in the service since 1914, is that right?

A. Yes, sir.

Q. Do you know the name of the man?

A. Not sir.

Q. Did you see him in the service?

A. Possibly, but I don't know his name.

Q. Did you see him in the service in the year 1914?

A. I don't know. I don't know the name of the man, but I know he was in the service in 1914. I don't know the name of the man, but I know he was in the service in 1914. I don't know the name of the man, but I know he was in the service in 1914.

ELIZA MORRIS, sworn, and examined by Mr.

Morrison, testified:

Q. You are the mother of the defendant in this case, is that right?

A. Yes, sir.

Q. Do you know the name of the defendant?

A. Yes, sir; his name is John Doe.

Q. Do you know how he was the possessor of the knife? (Killer shown to the witness.)

A. Yes, sir; I do. He took it out of his pocket, and when it looked, he was going to use it.

Q. And that was the occasion of his being in this knife?

A. Yes, sir.

Q. This boy has never been arrested?

A. No, sir.

Q. He has contributed to your support?

A. Yes, sir.

Q. He is your main support?

POOR QUALITY ORIGINAL

0292

A. Yes, sir; for the 100 dollars your father hasn't
earned a dollar; and he used to get to be, say, two weeks,
\$15.00.

Mr. McMenus: That is the case for the dollar.

Mr. Townsend: That is the case for the dollar.

THE JURY DISAGREED.

**POOR QUALITY
ORIGINAL**

0293

Testimony in the
case of
Thomas Morris

filed

July 1973

78-100

POOR QUALITY ORIGINAL

0294

Police Court— District.

1891

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

of No. 25 Beaver Street, aged 48 years,
occupation Police Officer being duly sworn,

deposes and says, that on the 17 day of July 1891 at the City of New
York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by Thomas Morris (now here), and three others not yet arrested who were acting in concert for the reasons following to-wit: Deponent had one of the three men not arrested under arrest for assault. Deponent was in full uniform. The defendant Morris seized hold of deponent's arms and pushed the prisoner. The said Morris and said three men struck deponent, knocked him down and whilst he was prostrate they did him grievous injuries. Deponent further says that the defendant Morris had a large knife when arrested said assault was committed.

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

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

Sworn to before me, this 17 day
of July 1891,

Patrick Green

[Signature]
Police Justice.

POOR QUALITY ORIGINAL

0295

Sec. 193-200.

4 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss:

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

I am not guilty
THOMAS MORRIS

Taken before me this
day of July 1893
[Signature]
Police Justice

POOR QUALITY ORIGINAL

0296

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court...

THE PEOPLE, vs.

[Handwritten signatures]

District

Dated,

189

Offense

No.

\$

No.

Street

to answer

Street

No. 1315 - Ave C
George G. M. ...
412 S 13th St

No. 1315 - Ave C
Henry ...
Street

No. 1315 - Ave C
...
Street

...
Precinct

...
Magistrate

...
Officer

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

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

Dated, *July 17* 189 *Stegau* Police Justice.

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

Dated, 189 Police Justice.

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

Dated, 189 Police Justice.

Court of General Sessions of the Peace
OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Thomas Morris

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

Thomas Morris

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

The said Thomas Morris

late of the City of New York, in the County of New York aforesaid, on the *seventeenth* day of *July*, in the year of our Lord one thousand eight hundred and ninety-*three*, at the City and County aforesaid, with force and arms, feloniously made an assault in and upon one *Patrick Green*

then and there being, a *patrolman*, of the Municipal Police of the City of New York, and as such *patrolman* being then and there engaged in the lawful *apprehension* of a certain person whose name is to the Grand Jury aforesaid unknown

and the said *Thomas Morris* him the said *Patrick Green* then and there feloniously did beat, strike, wound and otherwise illtreat, with intent then and there and thereby to prevent and resist the lawful *apprehension* of *the said person* as aforesaid, 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.

DE LANCEY NICOLL,
District Attorney.

0298

BOX:

528

FOLDER:

4809

DESCRIPTION:

Mosher, John

DATE:

07/10/93



4809

Witnesses:

S. Newman

H. H. [unclear]

Chas. [unclear]

[Signature]

Counsel,

Filed *10/14/18* day of *July* 189*3*

Pleas, *1st guilty*

THE PEOPLE

vs.

John M. [unclear]

Burglary in the Third Degree.
[Section 498, 506, 528, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000]

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

[Signature]

Foreman.

Part 2 July 24 93

7 reads Burg 9 2 day.

H. H. S. [unclear]

[Signature]

CITY AND COUNTY }
OF NEW YORK, } ss.

1921

Edward Lofan
aged 14 years, occupation clerk of No. 315 Rivington Street, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of Hyman Goldstein and that the facts stated therein on information of deponent are true of deponent's own knowledge.

Sworn to before me this 28 day } Edw. Lofan
of Nov 1893

Police Justice.

Police Court— 3 District.

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

Hyman Goldstein
of No. 229 Delancey Street, aged 40 years,
occupation tailor being duly sworn

deposes and says, that the premises No 204 Delancey Street, 13th Ward
in the City and County aforesaid the said being a three story brick
building, the lower floor of which
and which was occupied by deponent as a tailor shop

and in which there was at the time a human being, by name one Kaplan,
whose first name is unknown to deponent,
were BURGLARIOUSLY entered by means of forcibly breaking a
pane of glass in a window leading to said shop
from the rear and forcibly removing
two iron bars

on the 9 day of March 1893 in the night time, and the
following property feloniously taken, stolen, and carried away, viz:

Eleven coats, together of the value of
nearly Dollars,
\$90.⁰⁰/₁₀₀

the property of Radig and Freidenthal in deponent's care and custody,
and deponent further says, that he has great cause to believe, and does believe, that the aforesaid
BURGLARY was committed and the aforesaid property taken, stolen and carried away by
John Mosher (now here)

for the reasons following, to wit: Deponent saw said window securely
locked and fastened before he left the aforesaid
premises on said date about 8³⁰ PM,
that the aforesaid property was at that time
in the store: that on the next morning
about 6³⁰ AM, deponent found said place
to be broken open and said property was
missing. That deponent is informed by one
Edward Lofan and also by Samuel Weissman

That on March 10, 1893, defendant gave to said Weismann a coat to pawn, which he in turn gave to Logan, who pawned said coat at the corner of East Broadway and Leammel Street, in this city, which deponent afterwards identified as part of the missing property. Therefore deponent prays that defendant may be dealt with according to law.

Sworn to before me this } Hyman by Goldstein
28 day of June 1893 }
Police Justice

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of
Hundred Dollars and be committed to the Warden and Keeper of the City Prison
of the City of New York, until he give such bail.
Dated _____ 1893
Police Justice

I have admitted the above named
to bail to answer by the undertaking hereto annexed.
Dated _____ 1893
Police Justice

There being no sufficient cause to believe the within named
guilty of the offense within mentioned, I order he to be discharged.
Dated _____ 1893
Police Justice

Police Court, District

THE PEOPLE, etc.,
on the complaint of
vs.
1
2
3
4

Offense—BURGLARY.
Dated _____ 1893
Magistrate.
Officer.
Clerk.
Witnesses,
No. _____ Street,
No. _____ Street,
No. _____ Street,
§ _____ to answer General Sessions.

CITY AND COUNTY }
OF NEW YORK, } ss.

1921

aged 15 years, occupation carpenter of No. 319 Rivington Street, being duly sworn, deposes and

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

Sworn to before me, this 24 day of June 1897 } Samuel Weissman

Police Justice.

(1335)

Sec. 198-200.

3

District Police Court

CITY AND COUNTY OF NEW YORK, ss.

John Mosher

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

Question. What is your name?

Answer. John Mosher

Question. How old are you?

Answer. 17 years

Question. Where were you born?

Answer. U.S.

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

Answer. 376 Grand Street - 6 mos.

Question. What is your business or profession?

Answer. Varnisher

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

Answer. I am not guilty. J Mosher

Taken before me this 27 day of August 1899 Police Justice.

BAILED,
 No. 1, by _____
 Residence _____ Street _____
 No. 2, by _____
 Residence _____ Street _____
 No. 3, by _____
 Residence _____ Street _____
 No. 4, by _____
 Residence _____ Street _____

Police Court... 3 District. 695

THE PEOPLE, Ac.,
 ON THE COMPLAINT OF

Thomas J. McLaughlin
 249 West 104th St
John J. McLaughlin

Offense *Burglary*

Dated, *June 28* 189*3*

Henry H. Kelly
 124
 Precinct.

Witnesses *Ed. Logan*
 No. *315* *Amersky St*
 Street
Saml. McLaughlin
 No. *319* *Amersky St*
 Street

No. _____
 \$ *1500* to answer
J. J. P.
Wm. J. P.

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

guilty thereof, I order that he be held to answer the same, and he be admitted to bail in the sum of *500* Hundred Dollars, and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.
 Dated, *June 28* 189*3* *Henry H. Kelly* Police Justice.

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

Dated, _____ 189 _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

John Mosher

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

John Mosher

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

The said

John Mosher

late of the *13th* Ward of the City of New York, in the County of New York, aforesaid, on the
ninth day of *March* in the year of our Lord one
thousand eight hundred and ninety-*three* in the *night*-time of the same day, at the
Ward, City and County aforesaid, a certain building there situate, to wit, the *shop* of
one *Hyman Goldstein*

there situate, feloniously and burglariously did break into and enter, with intent to commit some
crime therein, to wit: with intent the goods, chattels and personal property of the said

Hyman Goldstein in the said *shop*
then and there being, then and there feloniously and burglariously to steal, take and carry away,
against the form of the statute in such case made and provided, and against the peace of the
People of the State of New York and their dignity.

SECOND COUNT—

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

John Mosher

of the CRIME OF *Grand* LARCENY in the second degree, committed as follows:

The said

John Mosher

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

eleven coats of the value of nine dollars each

of the goods, chattels and personal property of one

Hyman Goldstein

in the

shop

of the said

Hyman Goldstein

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

THIRD COUNT:

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

John Mosher
of the CRIME OF RECEIVING STOLEN GOODS, committed as follows:

The said *John Mosher*,

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,

*seven coats of the value of
nine dollars each*

of the goods, chattels and personal property of *Hyman Goldstein*

by a certain person or persons to the Grand Jury aforesaid unknown, then lately before feloniously stolen from the said *Hyman Goldstein*

unlawfully and unjustly did feloniously receive and have: (the said

John Mosher
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.

DE LANCEY NICOLL,

District Attorney.

0309

BOX:

528

FOLDER:

4809

DESCRIPTION:

Murno, Arthur

DATE:

07/06/93



4809

Police Court 3 District.

Affidavit—Larceny.

City and County }
of New York, } ss. Samuel Cooper
of No. 110 Fourth Avenue Street, aged 34 years.
occupation Commissioner of Public Works being duly sworn,
deposes and says, that on the 24 day of June 1897 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent, in the time, the following property, viz:

A scarf pin, one watch & chain
a diamond ring a pistol and
two hundred dollars
Valued together One hundred and
eighty dollars

Sworn to before me, this 27 day of July 1897

Samuel Cooper

the property of deponent

and that this deponent
was a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen
and carried away by Arthur Monroe now here,
for the reason that deponent
and defendant were fellow
lodgers at the above premises
and on said day deponent left
defendant in the room and said
property was in deponent's trunk
the trunk. Deponent returned and found
the trunk broken and said property
missing and defendant had left
the place and did not return.
The defendant in open Court acknowledges
and confesses that he took, stole
and carried away said property.
Samuel Cooper

Police Justice.

Sec. 198-200.

3 District Police Court. 1882

City and County of New York, ss:

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

Question. What is your name?

Answer. Arthur Monroe

Question. How old are you?

Answer. 31 years

Question. Where were you born?

Answer. England

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

Answer. 110 Fourth ave; 2 weeks

Question. What is your business or profession?

Answer. Clerk

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

Answer. I am guilty

Arthur Monroe

Taken before me this 2 day of July 1893

Police Justice.

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court...

District.

THE PEOPLE, Ac.,
ON THE COMPLAINT OF

James L. Barber
Arthur M. ...

Offense

Law of ...

Dated

June 27 1893

Magistrate

Arrest & Mollony
Officer

14 Precinct

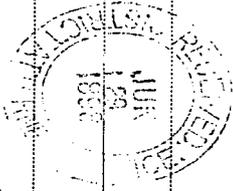
Witnesses

No. 1

3

Street

No. 2



Street

No. 3

§ 1052 to answer

85 Street

Signature

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

defendant

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

Dated, June 27 1893

Signature

Police Justice.

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

Dated, 189

Police Justice.

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

Dated, 189

Police Justice.

Court of General Sessions of the Peace
OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Arthur Munro

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

Arthur Munro

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

The said

Arthur Munro

late of the City of New York, in the County of New York aforesaid, on the *24th* day of *June* in the year of our Lord one thousand eight hundred and ninety-*three*, at the City and County aforesaid, with force and arms,

one scarf-pin of the value of fifty dollars, one watch of the value of sixty dollars, one chain of the value of thirty dollars, one finger ring of the value of forty dollars and one pistol of the value of ten dollars.

of the goods, chattels and personal property of one

Samuel Cooper

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

De Lancey Nicoll
District Attorney

03 15

BOX:

528

FOLDER:

4809

DESCRIPTION:

Murphy, John

DATE:

07/21/93



4809

03 16

BOX:

528

FOLDER:

4809

DESCRIPTION:

McCrimlisk, Andrew

DATE:

07/21/93



4809

0317

BOX:

528

FOLDER:

4809

DESCRIPTION:

McCrimlisk, Andrew

DATE:

07/21/93



4809

727

Counsel,

Filed *[Signature]* 1893

Pleads *[Signature]*

THE PEOPLE

vs.

John Murphy

and

Andrew McComb

DE LANCEY NICOLL,

District Attorney.

Section 498, Vol. 6, 1893
Forgery in the Third Degree.

A TRUE BILL

[Signature]

Dec 22 93

Dec 13 93

on receipt of writ, atty. sent discharge on his own recogn.

Post by Sept 6 1893

Not. P. G. P. at. Param

City Prison one day

Witnesses:

This case has been frequently upon the records and it appears that the complainant cannot be found and as defendant McComb has been confined since July last I recommended the discharge of defendant McComb on his own recognizance

Dec 22 93
[Signature]

COURT OF GENERAL SESSIONS OF THE PEACE,
CITY AND COUNTY OF NEW YORK.

THE PEOPLE,
-against-
JOHN MURPHY.

Before
-- HON. FREDERICK SMYTH,
and a Jury.

TRIED, NEW YORK, JULY 5TH, 1893.

INDICTED FOR AN ATTEMPT TO COMMIT BURGLARY IN THE
THIRD DEGREE.

INDICTMENT FILED JUNE 13TH, 1893.

APPEARANCES:

BARTOW S. WEEKS, ESQ.,

For THE PEOPLE.

Mr. COSTELLO,

For THE DEFENSE.

GEORGE KAPLAN testified that he is a manufacturer of clothing, at 32 East Broadway, and he lives in the same house. His store is on the ground floor. On June 9th he closed his store about 10 o'clock at night, leaving the doors and windows all securely fastened. The store had two windows with the door in the center. When he closed his store he had in stock 52 pairs of pants in the show window. The night watchman and three officers woke him up about 1.30 in the morning, and he went downstairs and examined his store, and found it in good condition. The next morning he went to Essex Market and made a complaint against Murphy and Farrell. Next door to his, the complainant's, place there is a house, No. 34, and there is a hallway to that house. The value of the trousers alleged to have been stolen is admitted by the Defense.

ISIDOR COHEN testified that he is a private night-watchman in East Broadway from Catherine to Rutgers Street, in-

cluding the complainant's store, 32 East Broadway. The witness goes on duty at 9 or 10 o'clock and remains until 5 or 6 o'clock in the morning. He went on duty at 9 o'clock on June 9th. He saw the defendant in company with Farrell about 10 minutes to one o'clock, on the side of the street on which the complainant's store is situated. They went over to the complainant's store and looked in the window for about a minute and then they went into the hallway of the house next door, No. 34. They remained in there a few minutes and when they came out Farrell had a handkerchief in his hand. Farrell struck the glass twice with something wrapped up in the handkerchief, and, after doing this; looked up at the front of the house, and then they walked into the hallway of No. 34 until a horse car that was coming along had passed, and then Farrell went up to the window of the store and "gave it another shot", and a third man joined the other two, and spoke a few words to them, and then the third man walked towards Catherine Street and the other two went into Market Street

and crossed Division. While they were doing what has been described, the witness stood on the stoop of No. 43, and, afterwards, followed them and saw the roundsman, and had a conversation with him, in consequence of which the roundsman arrested two of the defendants, who were, at that time at a soda-water stand, about six feet away, and gave an alarm for assistance. The witness, in the presence of Murphy and the other man, said that they attempted to break into the house No. 32 East Broadway. Farrell said nothing, but the defendant said that "I only met my friend here, and he asked me if I have got the price of a glass of soda-water, and he treated me to a glass of soda-water". The defendants were taken to the station-house and the roundsman said that he found the handkerchief with a stone in it at the same place where he made the arrest, and the defendants made no reply. The defendant said his name was Murphy and that he lived in 60th Street. In

C r o s s - E x a m i n a t i o n

the witness testified that there was sufficient light

to easily see the movements of the defendant and his companions, and that few people passed along his post at one or two o'clock in the morning.

GEORGE KAPLAN, the complainant, being recalled testified, that the 52 pairs of pants were worth \$110., or a little over \$2. apiece.

ANDREW J. HENDRY, testified that he is an officer attached to the 7th precinct, and on the early morning of June 10th, from midnight to 6 o'clock in the morning, his post was included East Broadway. The witness's attention was attracted by his roundsman blowing his whistle, and he, the witness, went to 32 East Broadway and found Murphy and Farrell in custody of two officers. The names of the officers were Malloy and Jennings. The two officers and the two prisoners and the witness and Cohen and the roundsman were there at the time. Cohen said that the defendants tried to commit a burglary and they were delivered into his, the witness's, custody, with in-

structions to take them to the station-house and have them locked up. Murphy said that he was a bricklayer and lived at 220 East 60th Street. The witness took the prisoners to the station-house and the roundsman went up Market Street and found the stone with the handkerchief around it. The witness made a complaint against the defendants at the station-house, on the watchman's complaint, of attempted burglary. The defendants did not say anything at the station-house. When the roundsman came into the station-house, he handed the witness the handkerchief and said, "I found that in Market Street where they were arrested. This was done and said in the presence of Murphy, who said nothing. In

C r o s s - E x a m i n a t i o n

(None.)

THE DEFENSE.

--

JOHN MURPHY, the defendant, sworn, testified, in his own behalf, that, previous to his arrest, he lived at 390 East 60th Street with his two sisters. His occupation was that of a bricklayer. The defendant denied that he attempted to break in the premises No. 32 East Broadway; or that he was on East Broadway that night, but had crossed East Broadway on Market Street. He never saw the stone and the handkerchief before it was exhibited by the officer. He did not know Thomas Farrell, and was not with him, previous to his, the defendant's, arrest. He had not been in the hallway of No. 34 East Broadway that night. In

C r o s s - E x a m i n a t i o n

the defendant testified, that he was never convicted, and denied that he was known as "Redney McLoughlin" He worked last, for Tom Reilly, at 59th Street, as a bricklayer, from last February up to June. Pre-

vicious to that he worked "long the dock". He went downtown on the night in question, to see a friend named Patrick McGrath, in Munroe Street, whom he met about 9 o'clock, and he left him about midnight. Then the defendant walked up Market to Division Street, and stopped at the soda-water stand there and got a drink of soda, and the officer arrested him. The defendant was going up Division Street to take a Second Avenue Elevated. The defendant did not know Mrs. Farrell. He, the defendant, had never before been arrested. On the way to 32 East Broadway and to the station-house, the watchman told the officer in charge of the defendant that he, the defendant, had broken the window of the store with a brick, and he, the defendant, did not say anything in reply, nor did he deny having broken the window.

(The Jury returned a verdict of guilty.)

POOR QUALITY ORIGINAL

0327

PART III.

THE COURT ROOM IS IN THE FIRST STORY.
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.]

1703

Northwith
SUBPOENA FOR A WITNESS TO ATTEND THE GENERAL SESSIONS OF THE PEACE.

In the Name of the People of the State of New York.

M. Spiegel

of No. *41 Willett or 216 E 5th* Street

YOU ARE COMMANDED to appear before the Court of General Sessions of the Peace in and for the City and County of New York, at the Sessions Building, adjoining the New Court House in the City Hall Park, in the City of New York, on the *6* day of *1895* at half past ten o'clock in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York against

Andrew W. Brinlick

Dated at the City of New York, the first Monday of

in the year of our Lord 189*5*.

DE LANCEY NICOLL, *District Attorney.*

POOR QUALITY ORIGINAL

0328

PART III.

THE COURT ROOM IS IN THE FIRST STORY.
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.]

1703

Northworth

SUBPOENA FOR A WITNESS TO ATTEND THE GENERAL SESSIONS OF THE PEACE

In the Name of the People of the State of New York.

M. Spiegel

of No. *41 Wallcutt or 416 E 5th* Street

YOU ARE COMMANDED to appear before the Court of General Sessions of the Peace in and for the City and County of New York, at the Sessions Building, adjoining the New Court House in the City Hall Park, in the City of New York, on the day of *6* 189*8* at half past ten o'clock in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York against

Andrew W. Crinick

Dated at the City of New York, the first Monday of

in the year of our Lord 189*8*.

DE LANCEY NICOLL, *District Attorney.*

POOR QUALITY ORIGINAL

0329

PART III.

The Court Room is in the First Story.
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 INSTRUCTIONS.]

1703

Forthwith
SUBPOENA FOR A WITNESS TO ATTEND THE GENERAL SESSIONS OF THE PEACE

In the Name of the People of the State of New York.

To *Mrs. Spiegel*
of No. *41 Willett or 716 E 5th* Street

YOU ARE COMMANDED to appear before the Court of General Sessions of the Peace in and for the City and County of New York, at the Sessions Building, adjoining the New Court House in the City Hall Park, in the City of New York, on the day of *6* 189*8* at half past ten o'clock in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York against

Andrew McKim
Dated at the City of New York, the first Monday of

in the year of our Lord 189*8*.

DE LANCEY NICOLL, *District Attorney.*

aid the case not be called in Court, please inquire about it, and you may be convenient to remain, or his early to the District Attorney's Office. when served, please send to know of more testimony, Magistrate, or if a fact there brought out, please Attorney or one of his

THE PEOPLE

vs.

Andrew M. Crimlisk

City and County of New York, ss:

John Newman being duly sworn, deposes and says: I reside at No. *126 Madison St*

Street, in the City of New York. I am a Subpoena server in the office of the District Attorney

of the City and County of New York. On the

6th day of *Dec* 189*3*

I called at

41. Willett St New York City

the alleged residence

of *William Spiegel*.

the complainant herein, to serve him with the annexed subpoena, and was informed by

the proprietor of the wheel shop at 41. Willett St New York City that no such person as William Spiegel was ever known there, I then went to 216 E 5th N.Y. City, and went to that address and no one knew him there,

Sworn to before me, this

13

day

of

Dec

189*3*

John Newman
Subpoena Server.

Henry Wungger
notary public
mills

Court of General Sessions.

THE PEOPLE, on the complaint of

vs.

Andrew M. L. Grundler

Offense

DE LANCEY NICOLL,

District Attorney.

Affidavit of

John J. Courm. cap

Subpoena Server.

FAILURE TO FIND WITNESS.

~~Mr. Justice~~ ~~George Person~~
from John Murphy

Dear Sir

I kindly ask of you
to loan me a small favor I am
in the job 4 Mouthland, West
now waiting for trial for a charge of
Burglary the 3rd time and I would
like you to loan me a copy and I am
getting very sick I have not got a
family in the way of to pay
Sawyer in I would like to see
my family and a certificate
is the first time I was ever arrested
in all my life and I take it very
heavy I would thank you very much
for doing me this small favor I was
not down to court in 6 weeks and
I do not know what is the matter
I am a young man 18 years old and
was working until a few days before

There is no complaint against me
The charge against me and I should
think I have suffered enough for what
I am accused of.

I got arrested my case came this way
I was living in Madison St. until
about a year ago and had a good
time. One day I had some of my
friends in the city. It was a few
friends in Madison St. and I was
drinking and I was arrested when I got
away from this place
at least an hour and I came back
again and as soon as I came back I
was arrested there was 2 other men
arrested for the same charge before
me which I do not know. The officer
swore on his oath in the court that he
could see one of the men who was
in with me pulling the other man
out of a window now he swears he saw
him pulling me out of the window so now
please grant my request. Grand John Murphy

Police Court— 3 District.

City and County } ss.:
of New York,

William Spiegel
of No. 41 Willett Street, aged 30 years,
occupation manufacturer of bar. fixtures being duly sworn
deposes and says, that the premises No. 41 Willett Street, 13 Ward
in the City and County aforesaid the said being a two-story brick
building, the second floor of
which was occupied by deponent as a factory
~~and in which there was at the time a human being, by name~~

were BURGLARIOUSLY entered by means of forcibly breaking a
pane of glass in a door leading to said
factory

on the 5 day of July 1893 in the night time, and the
following property feloniously taken, stolen, and carried away, viz:

A quantity of carpenters' tools
of the value of Fifteen Dollars,
\$15.00

the property of Max Reichbach, who is in the employ of deponent
and deponent further says, that he has great cause to believe, and does believe, that the aforesaid
BURGLARY, was committed and the aforesaid property taken, stolen and carried away by

Francis Farley, John Murphy, and
Andrew M. Crimlick (all workers) acting in concert,

for the reasons following, to wit: Deponent left the doors and windows
of said factory securely locked and fastened
on July 4, 1893 at 6 P.M. the tools of the
above-named workman being in the factory.

That deponent is informed by Officer Rully of
the 12th Precinct Police that about 2 A.M. on
the aforesaid date he saw the defendants having
the premises having in their possession a
quantity of tools which said Reichbach,

identified as his property. Whereupon deponent charges defendants with burglary and prays that they may be dealt with according to law

Subscribed before me this 6 day of July 1893
J. M. Ryan
Police Justice

I appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of
Hundred Dollars and be committed to the Warden and Keeper of the City Prison
of the City of New York, until he give such bail.
Dated 1893
Police Justice.

I have admitted the above named
to bail to answer by the undertaking hereto annexed.
Dated 1893
Police Justice.

There being no sufficient cause to believe the within named
guilty of the offense within mentioned, I order he to be discharged.
Dated 1893
Police Justice.

Police Court, District, _____

THE PEOPLE, etc.,
on the complaint of _____

vs.

1 _____
2 _____
3 _____
4 _____

Offence—BURGLARY.

Dated 1893 _____

Magistrate, _____

Officer, _____

Clerk, _____

Witness, _____

No. _____ Street, _____

No. _____ Street, _____

No. _____ Street, _____

\$ _____ to answer General Sessions.

CITY AND COUNTY }
OF NEW YORK, } ss.

1921

John J. Reilly
aged _____ years, occupation *Police officer* of No. *the 12th Precinct* *Police* Street, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of *William Spiegel* and that the facts stated therein on information of deponent are true of deponent's own knowledge.

Sworn to before me, this *6* day *of July* 189*7*
John J. Reilly
John Ryan Police Justice.

Sec. 198-200.

3

District Police Court.

CITY AND COUNTY }
NEW YORK, } ss.

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

Question. What is your name?

Answer. *Francis Farley*

Question. How old are you?

Answer. *30 years*

Question. Where were you born?

Answer. *U.S.*

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

Answer. *75 Montgomery St. 1 year*

Question. What is your business or profession?

Answer. *Dry goods packer*

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

Answer. *I am not guilty -
Francis Farley*

Taken before me this _____ day of _____ 19____
[Signature]
Police Justice.

Sec. 198-200.

3

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. *Andrew M. Crimlik*

Question. How old are you?

Answer. *28 years*

Question. Where were you born?

Answer. *U.S.*

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

Answer. *283 Monroe St - 3 years*

Question. What is your business or profession?

Answer. *Laborer*

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

Answer. *I am not guilty -*

Andrew M. Crimlik

Taken before me this

day of

John H. Ryan
189

Police Justice.

Sec. 198-200.

3

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. *John Murphy*

Question. How old are you?

Answer. *18 years*

Question. Where were you born?

Answer. *A.S.*

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

Answer. *No. 2 Lafayette Place - 7 years*

Question. What is your business or profession?

Answer. *Printer*

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

Answer. *I am not guilty - John Murphy*

Taken before me this
day of *Dec* 188*8*
John J. [Signature]

Police Justice.

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

Police Court--- 141 3 District 727
 J. B. G. J. R.
 ON THE COMPLAINT OF
 William Spitzer
 216. East 45. St.
 Marcus W. Taylor
 John Murphy
 against James McConrath
 Date, July 6 1893
 J. R. G. Magistrate
 12 Precinct
 Witness M. Reichman
 No. 165 4th Avenue Street
 DISMISSED
 No. 218 to the City Prison
 Alexander Spitzer
 216 East 45th Street
 J. R. G. J. R.
 J. R. G. J. R.

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named Defendant guilty thereof, I order that he be held to answer the same, and he be admitted to bail in the sum of Ten Hundred Dollars, and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.
 Dated, July 6 1893
 J. R. G. J. R. Police Justice.

I have admitted the above-named
 to bail to answer by the undertaking hereto annexed.
 Dated, 189..... Police Justice.

There being no sufficient cause to believe the within named
 guilty of the offense within mentioned, I order h to be discharged.
 Dated, 189..... Police Justice.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against
John Murphy
and
Andrew Mc Cumberick

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

John Murphy and *Andrew Mc Cumberick*

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

The said

John Murphy and *Andrew Mc Cumberick*, both

late of the *13th* Ward of the City of New York, in the County of New York, aforesaid, on the
fifth day of *July* in the year of our Lord one
thousand eight hundred and ninety-*three* in the *night* time of the same day, at the
Ward, City and County aforesaid, a certain building there situate, to wit, the *factory* of
one *William Sprugel*

there situate, feloniously and burglariously did break into and enter, with intent to commit some
crime therein, to wit: with intent the goods, chattels and personal property of the said ~~one~~
Max Reichbach in the said *factory*
then and there being, then and there feloniously and burglariously to steal, take and carry away,
against the form of the statute in such case made and provided, and against the peace of the
People of the State of New York and their dignity.

SECOND COUNT—

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

John Murphy and Andrew McGrimlock
of the CRIME OF *Petit* LARCENY committed as follows:

The said *John Murphy and Andrew McGrimlock, both*

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

divers ~~were~~ carpenters tools of a number and description to the Grand Jury aforesaid unknown of the value of fifteen dollars

of the goods, chattels and personal property of one *Max Reichbach*
in the *factory* *one, William Spigel* of the said *Max Reichbach*

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

THIRD COUNT:

And the Grand Jury aforesaid, by this indictment, further accuse the said
John Murphy and Andrew Mc Crumlish
of the CRIME OF RECEIVING STOLEN GOODS, committed as follows:

The said *John Murphy and Andrew Mc Crumlish*, both

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,

divers carpenter's tools of a number and description to the Grand Jury aforesaid unknown, of the value of fifteen dollars

of the goods, chattels and personal property of

Max Reichbach

by a certain person or persons to the Grand Jury aforesaid unknown, then lately before feloniously stolen from the said

Max Reichbach

unlawfully and unjustly did feloniously receive and have: (the said

Murphy and Andrew Mc Crumlish
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.

DE LANCEY NICOLL,
District Attorney.

0345

BOX:

528

FOLDER:

4809

DESCRIPTION:

Murphy, Joseph

DATE:

07/12/93



4809

997
A

Counsel,

Filed

189

Plends,

July 13
August 13

THE PEOPLE

vs.

R

Joseph Murphy.

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

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

James McLean

Foreman.

Subscribed and sworn to
at San Francisco
this 2nd day of August 1898
District and Assessor

Witnesses:

Tomio Gario

POOR QUALITY ORIGINAL

0347

Police Court— 51 District.

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

of No. 421 E. 13th St Street, aged 37 years,
occupation Coal dealer being duly sworn

deposes and says, that on the 29 day of June 1893 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by Joseph Murphy (now here) said
an other man. Now with me
this deponent held deponent
while the ~~deponent~~ man not
yet arrested wilfully and maliciously
cut and stabbed deponent on
the forehead with a knife. Then
and then held in his hands
deponent further says that such
assault was committed

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

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

Sworn to before me, this 30 day
of June 1893

Joseph Murphy
deponent

John H. Burke Police Justice,

Sec. 198-200.

1882

District Police Court.

City and County of New York, ss:

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

Am not guilty
Joseph Murphy
mark

Taken before me this

day of *July* 1889

John R. Smith

Police Justice.

POOR QUALITY ORIGINAL

0349

BAILED,
 No. 1, by _____
 Residence: _____ Street
 No. 2, by _____
 Residence: _____ Street
 No. 3, by _____
 Residence: _____ Street
 No. 4, by _____
 Residence: _____ Street

Police Court, 5 District, 710

THE PEOPLE, &c.,
 ON THE COMPLAINT OF
John James
421 E. 13th St.
Joseph Murphy
 Offense: Assault-
Blow

Date: June 30 1893
James E. Tamm Magistrate,
12th St. Precinct 27

Witnesses _____
 No. _____ Street
 No. _____ Street
 No. 1000 Street
 to answer City

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

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

Dated, June 20 1893. Amos B. ... Police Justice.

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

Dated, _____ 189 _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

Court of General Sessions of the Peace OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Joseph Murphy

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

Joseph Murphy

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

The said Joseph Murphy

late of the City of New York, in the County of New York aforesaid, on the twentieth day of June in the year of our Lord one thousand eight hundred and ninety-three, with force and arms, at the City and County aforesaid, in and upon the body of one Tony Bavis in the peace of the said People then and there being, feloniously did make an assault, and him the said Tony Bavis with a certain knife

which the said Joseph Murphy in his right hand then and there had and held, the same being a deadly and dangerous weapon, then and there wilfully and feloniously did strike, beat, cut, stab and wound,

with intent him the said Tony Bavis thereby then and there feloniously and wilfully to kill, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT—

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

Joseph Murphy

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

The said Joseph Murphy

late of the City and County aforesaid, afterwards, to wit: On the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of the said Tony Bavis in the peace of the said People then and there being, feloniously did wilfully and wrongfully make another assault, and him the said Tony Bavis

with a certain knife

which the said Joseph Murphy in his right hand then and there had and held, the same being a weapon and an instrument likely to produce grievous bodily harm, then and there feloniously did wilfully and wrongfully strike, beat, cut, stab and wound, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

THIRD COUNT—

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

— *Joseph Murphy* —
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said — *Joseph Murphy* —

late of the City and County aforesaid, afterwards, to wit: On the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon the said *Jonny*
Ganis in the peace of the said People then and there being, feloniously did wilfully and wrongfully make another assault, and *him* the said

with a certain *knife*

which *he* the said *Joseph Murphy*
in *his* right hand then and there had and held in and upon the *face and head*
forehead of *him* the said *Jonny Ganis*
then and there feloniously did wilfully and wrongfully strike, beat, stab, cut, bruise and wound, and did then and there and by the means aforesaid, feloniously, wilfully and wrongfully inflict grievous bodily harm upon the said

— *Jonny Ganis* —
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.

DE LANCEY NICOLL,
District Attorney.

0352

BOX:

528

FOLDER:

4809

DESCRIPTION:

Murphy, Michael

DATE:

07/21/93



4809

POOR QUALITY ORIGINAL

0353

168 X

Counsel,

Filed

day of

189

Pleads,

D. J. Curran
July 3
1893
Wm. Curran

THE PEOPLE

vs.

24
2200m
Trust Co.
I

Michael Murphy

Michael Murphy
[Section 498, Burglary in the Third Degree.]

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Kenneth McKee

Foreman.

Sept 2 - ind. of 7, 1893
Heads of ind. of Murphy
John D. ...
Denig mus
RBH

Witnesses:

Wm Curran

Officer

POOR QUALITY ORIGINAL

0354

Police Court— District.

City and County } 55.:
of New York,

of No. *Barge No. 1. foot Westman* Street, aged *43* years,
occupation *Oysters & Claus* being duly sworn
deposes and says, that the premises ~~is~~ *Barge No. 1.* Street *4th* Ward
in the City and County aforesaid the said being a *Oyster Barge*
securely fastened to Pier 23 & 34.
and which was occupied by deponent as a *Oyster Barge*
~~and in which there was at the time a human being, by name~~

were BURGLARIOUSLY entered by means of forcibly *breaking*
the cash bars of a window
of said barge.

on the *9th* day of *July* 18*93* in the *day* time, and the
following property feloniously taken, stolen, and carried away, viz:

Books papers and other
articles of trifling value

the property of *Alpman*
and deponent further says, that he has great cause to believe, and does believe, that the aforesaid
BURGLARY was committed and the aforesaid property taken, stolen and carried away by

Michael Murphy

for the reasons following, to wit:

that deponent securely
fastened by locking said
premises on July 7th 1893
and a deponent informant informed
that by John Carstent of the
37th Precinct that at about
the hour of 11 o'clock A.M. of
July 9th he detected the defendant
in the act of clearing said

premises by means of a rear window of that department has examined the premises and found them broken as described and the money drawers containing the books etc broken open and its contents scattered about.

Sworn to before me this 10th day of July 1893

John Blumson
Police Justice

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of
Hundred Dollars and be committed to the Warden and Keeper of the City Prison
of the City of New York, until he give such bail.
Dated 1893 Police Justice
I have admitted the above named
to bail to answer by the undertaking hereunto annexed.
Dated 1893 Police Justice
There being no sufficient cause to believe the within named
guilty of the offence within mentioned, I order he to be discharged.
Dated 1893 Police Justice

Police Court, District.

THE PEOPLE, vs.,
on the complaint of

vs.

1
2
3
4

Offence—BURGLARY.

Dated 1893

Magistrate.

Officer.

Clerk.

Witnesses,

No.

Street,

No.

Street,

No.

Street,

§ to answer General Sessions.

POOR QUALITY ORIGINAL

0356

CITY AND COUNTY }
OF NEW YORK, } ss.

John Carstens
Police Officer of No. *37th Avenue*

Street, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of *William B. L...* and that the facts stated therein on information of deponent are true of deponent's own knowledge.

Sworn to before me this, *10* day of *July*, 189*3* *John Carstens*

William B. L...
Police Justice.

POOR QUALITY ORIGINAL

0357

Sec. 198-200.

District Police Court.

City and County of New York, ss:
Michael Murphy being duly examined before the undersigned according to law, on the annexed charge; and being informed that it is his right to make a statement in relation to the charge against him; that the statement is designed to enable him, if he see fit, to answer the charge and explain the facts alleged against him; that he is at liberty to waive making a statement, and that his waiver cannot be used against him on the trial.

Question. What is your name?

Answer. *Michael Murphy*

Question. How old are you?

Answer. *34 years*

Question. Where were you born?

Answer. *MS*

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

Answer. *Refused*

Question. What is your business or profession?

Answer. *Truck driver*

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

Answer. *I am not guilty
Michael Murphy*

Taken before me this
day of *July* 189*9*
[Signature]
Police Justice

POOR QUALITY ORIGINAL

0358

BAILED,
 No. 1, by _____
 Residence _____ Street
 No. 2, by _____
 Residence _____ Street
 No. 3, by _____
 Residence _____ Street
 No. 4, by _____
 Residence _____ Street

975
 Police Court---
 District
 746

THE PEOPLE, Ec.
 ON THE COMPLAINT OF
 William J. Dinnick
 Range No. 1, 10th Precinct
 Richard Murphy
 1
 2
 3
 4
 Offense
 Burglary

Dated July 10 189
 Magistrate
 Charles
 Officer
 3rd Precinct
 Witness
 Callahan
 Street
 No. _____
 Street
 No. _____
 Street
 No. _____
 Street
 No. 1800 to answer
 Street
 Callahan

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

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

Dated, July 10 189 _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

POOR QUALITY ORIGINAL

0359

Court of General Sessions of the Peace
OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against
Michael Murphy

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

Michael Murphy

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

The said *Michael Murphy*

late of the *4th* Ward of the City of New York, in the County of New York, aforesaid, on the
ninth day of *July*, in the year of our Lord one
thousand eight hundred and ninety-*three*, in the *day* time of the same day, at the
Ward, City and County aforesaid, a certain building ~~there situate~~, to wit, the *vessel* of
one *William B. Semmon*, *the same being*
a barge, then lying and being in the
waters there, commonly known as the East River,
~~there situate~~, feloniously and burglariously did break into and enter, with intent to commit some
crime therein, to wit: with intent the goods, chattels and personal property of the said
William B. Semmon, in the said *barge*
then and there being, then and there feloniously and burglariously to steal, take and carry away,
against the form of the statute in such case made and provided, and against the peace of the
People of the State of New York and their dignity.

De Saucy
District Attorney

0360

BOX:

528

FOLDER:

4809

DESCRIPTION:

Murray, Frank W

DATE:

07/06/93



4809

0361

BOX:

528

FOLDER:

4809

DESCRIPTION:

Murray, Frank W

DATE:

07/06/93



4809

Witnesses:

Edward O'Brien
Officer

Counsel,

Filed

Pleads,

#8
6 July 1890

THE PEOPLE

vs.

Frank W. Murray

Grand Larceny,
(From the Person,
Degree, Penal Code.)

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

W. J. McKeown
Foreman.

July 1903

Thos. G. May

Pen 3 months

Police Court— 3 District.

Affidavit—Larceny.

City and County }
of New York, } ss.

James Conlon

of No. Flatlands Long Island Street, aged 40 years.
working for Denis Mahan or send to subpoena to John Conlon 319 E. 45th St.
occupation Farmer being duly sworn,

deposes and says, that on the 26 day of June 1893 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in right time, the following property, viz:

One silver watch, of the value of Ten Dollars

\$10.00

the property of deponent

and that this deponent

has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen from the person and possession of deponent Paul Murray (now here) and carried away by

from the fact, that on the aforesaid date about 10³⁰ PM deponent was on Division Street and had the aforesaid property in his vest pocket: that defendant then and there accosted deponent and seized hold of the chain to which said watch was attached and pulled said watch out of deponent's pocket and ran away with it: that on defendant being arrested deponent's watch was found in his possession. Wherefore deponent prays that defendant may be dealt with according to Law.

James Conlon

Sworn to before me, this 27 day of June 1893

James Conlon
Police Justice.

Sec. 198-200.

1882

3 District Police Court.

City and County of New York, ss:

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

Question. What is your name?

Answer. Frank Murray

Question. How old are you?

Answer. 29 years

Question. Where were you born?

Answer. Sweden

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

Answer. No home.

Question. What is your business or profession?

Answer. Sailor

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

Answer. I am not guilty -
Frank William Murray

Taken before me this

27

day of December 1893

Amos B. King

Police Justice.

BAILABLE

No. 1, by _____
Residence _____ Street _____

No. 2, by _____
Residence _____ Street _____

No. 3, by _____
Residence _____ Street _____

No. 4, by _____
Residence _____ Street _____

Police Court--- 3 District. 980

THE PEOPLE, &c.,
ON THE COMPLAINT OF

James Butler
Frank Murray

1 _____
2 _____
3 _____
4 _____

Offense *Larceny from the Person*

Dated, *June 29* 1893

John Wick Magistrate.
Spive Officer.

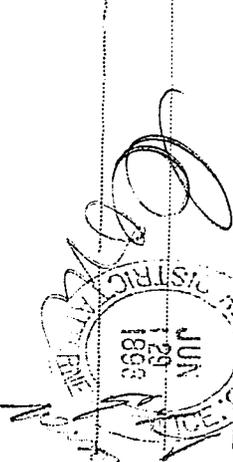
11 Precinct.

Witnesses

No. _____
Charles Williams Committed in

No. *1120* bail for
his good behavior for 6 months

No. *1000* Street



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

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

Dated, *June 27* 1893 *James Butler* Police Justice.

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

Dated, _____ 189 _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

Court of General Sessions of the Peace
OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Frank W. Murray

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

Frank W. Murray

of the CRIME OF GRAND LARCENY in the *first* degree, committed as follows:

The said

Frank W. Murray

late of the City of New York, in the County of New York aforesaid, on the *56th* day of *June* in the year of our Lord one thousand eight hundred and ninety-*three*, in the *night*-time of the said day, at the City and County aforesaid, with force and arms,

*one watch of the value
of ten dollars*

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

*De Lancey McCall
District Attorney*

0368

BOX:

528

FOLDER:

4810

DESCRIPTION:

Newman, Max

DATE:

07/06/93



4810

Witnesses:

John Davis

Jacob Jones Officer

Counsel,

Filed

Pleads,

6 July 1893

THE PEOPLE

vs.

Max Newman

H.D.

Robbery, - 5th Class Degree, (Sections 224 and 228, Penal Code.)

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Lawrence McKeane

Foreman.

July 14/93

Wendell Keyser

New York General Sessions.

PEOPLE ON MY COMPLAINT,
VERSUS

Wm Newman

As complainant in the above case, I beg to recommend the defendant to such leniency and clemency as the Court and District Attorney may see fit to show; but I expressly assert that my reasons for so doing are not controlled by any advantage to myself.

I was very much under the influence of liquor that night, and now I am not satisfied that the defendant was ~~not~~ one of the men who took my watch.

There were a great many men running, and I cannot swear that Newman is the man. I do not want to punish an innocent man.

I ask to withdraw the complaint and have the defendant discharged.

Lothar W. Freier

AFFIDAVIT FOR COMMITMENT OF WITNESS.

4771

POLICE COURT 3 DISTRICT.

CITY AND COUNTY }
OF NEW YORK, } ss.

of the 14 Precinct Police, being duly sworn, deposes
and says that John Dreier
(now here) is a material witness for the people against
Max Newman charged
with Robbery. As deponent has
cause to fear that the said John Dreier
will not appear in court to testify when wanted, deponent prays
that the said John Dreier be
committed to the House of Detention in default of bail for his
appearance.

Jacob Zorn

Sworn to before me, this 18
day of June 1897

[Signature]

Police Justice.

Police Court-- 3 District.

CITY AND COUNTY } OF NEW YORK, } ss

John Dreier of No. 334 Stanton Street, Aged 38 Years

Occupation laborer being duly sworn, deposes and says, that on the 28 day of June 1887, at the 17th Ward of the City of New York, in the County of New York, was feloniously taken, stolen, and carried away, from the person of deponent by force and violence, without his consent and against his will, the following property, viz:

One silver watch and fifty-cent gold and lawful money of the United States, together of the value of Four Dollars

\$4.00

of the value of Four DOLLARS,

the property of deponent

and that this deponent has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen, and carried away, by force and violence as aforesaid by

Max Newman (now here) and another person unknown to deponent and not yet arrested both acting in concert, from the fact, that whilst deponent was on Second Avenue and First Street, in this city, about 1:30 AM, he was accosted by said Newman and the other person referred to: that the defendant Newman took said watch from deponent's vest pocket and tore out the pocket of deponent's trousers which contained said fifty-cent, whilst deponent was being held by the person who was in Newman's company. This deponent is informed by

deponent

Knows & believes me, this

1887

Police District

Officer Zorn of the 124th Precinct Police, that whilst said officer was pursuing said persons he saw one of them throw away a packet containing a watch which defendant identifies as his missing property. Therefore defendant prays that defendant may be dealt with according to law.

Sworn before me this }
28th day of June 1893 } David C. Hoar
Police Justice

Dated 1888 Police Justice

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

Dated 1888 Police Justice

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

Dated 1888 Police Justice

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

I order that he be held to answer the same and he be admitted to bail in the sum of Hundred Dollars and be committed to the Warden and Keeper of the City Prison

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

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

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

POOR QUALITY ORIGINAL

0374

CITY AND COUNTY }
OF NEW YORK, } ss.

1921

aged 36 years, occupation Jacob Zorn of No. 14th Street

Street, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of John Dreein and that the facts stated therein on information of deponent are true of deponent's own knowledge.

Sworn to before me, this 26 day of June 1898 } Jacob Zorn

[Signature] Police Justice.

(1835)

Sec. 198-200.

3

District Police Court

CITY AND COUNTY OF NEW YORK, ss.

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

Question. What is your name?

Answer. *Max Newman*

Question. How old are you?

Answer. *21 years*

Question. Where were you born?

Answer. *England*

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

Answer. *47 Norfolk St. 3 years*

Question. What is your business or profession?

Answer. *Tailor*

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

Answer. *I am not guilty*
Max Newman

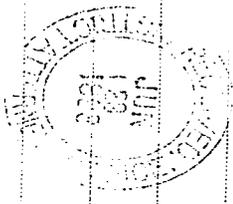


Taken before me this *14* day of *June* 189*7*
[Signature]
Police Justice.

BAILLED,
 No. 1, by _____
 Residence _____ Street
 No. 2, by _____
 Residence _____ Street
 No. 3, by _____
 Residence _____ Street
 No. 4, by _____
 Residence _____ Street

House of A. Johnson
 Police Court... District...
 THE PEOPLE, Ec.,
 ON THE COMPLAINT OF
John A. Reed
 Magistrate of the City of New York
Max Newman
 704
 Offenses: *Robbery*

Dated, *June 28*, 189*2*
John Reed Magistrate
John Officer
 Precinct *14*
 Witnesses _____
 No. _____ Street
 No. _____ Street
 No. _____ Street
 \$ *1000* to answer
John
 \$ *5*



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

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

Dated, *June 28*, 189*2* *John Reed* Police Justice.

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

Dated, _____ 189 _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Max Newman

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

Max Newman

of the CRIME OF ROBBERY in the first degree, committed as follows:

The said Max Newman

late of the City of New York, in the County of New York aforesaid, on the 28th day of June, in the year of our Lord one thousand eight hundred and ninety-three, in the night time of the said day, at the City and County aforesaid, with force and arms, in and upon one John Dreier in the peace of the said People then and there being, feloniously did make an assault; and

one watch of the value of three dollars and fifty cents and divers coins of the United States of America, of a number, kind and denomination to the Grand Jury aforesaid unknown, of the value of fifty cents

of the goods, chattels and personal property of the said John Dreier from the person of the said John Dreier against the will and by violence to the person of the said John Dreier then and there violently and feloniously did rob, steal, take and carry away,

the said Max Newman being then and there aided by an accomplice actually present, to wit by a certain other person to the Grand Jury aforesaid unknown.

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.

De Launcy Nicoll District Attorney