

0996

BOX:

502

FOLDER:

4581

DESCRIPTION:

Moore, James

DATE:

11/30/92



4581

Witnesses:

Wm. Lynch
Off. Bryan 4th

Counsel,

Filed

day of

189

Pleads,

THE PEOPLE

vs.

James Moore

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

Dr. LANCEY NICOLI,

District Attorney.

A TRUE BILL.

John E. Forlorn

Foreman.

Ordered, convicted
of Assault 2nd deg
S.P. 5 yrs. - P.M.

0998

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, *Nov 24* 1892

Police Justice.

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

Dated, 189

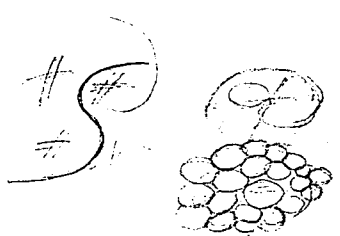
..... Police Justice.

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.

0999



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

Police Court---

1471
District.

THE PEOPLE, &c.
ON THE COMPLAINT OF

William Lynch
52
James Hone

1
2
3
4

Offense Assault
Ind

Dated, Nov 24

189 2

W. M.
J. M. Barry

Magistrate.
Officer.
Precinct.

Witnesses

No. Street.

No. Street.

No. Street.

\$ 1000 to answer
\$ 1000 bond by J. M. Barry

C

THE PEOPLE,

COURT OF GENERAL SESSIONS, PART I.

vs.

BEFORE JUDGE MARTINE.

JAMES MOORE.

Friday, December 9, 1992.

Indicted for ASSAULT in the First degree.

A Jury was empannelled and sworn.

WILLIAM LYNCH, sworn, and examined:

I live at 52 Oliver street and am a junk-handler. On the 24th of November, 1992, I saw the defendant, about a quarter past eleven at night. Where were you at the time you saw him? I was in Gallagher's liquor store, No. 54 Oliver street right next door to where I live. Was the defendant in there when you went in, or did he enter after you? Yes, he was in there. When you went in there you saw him; did you see anybody else? Yes, there was about six or seven in the store. What was the first thing that took place between you and this defendant? There was nothing until it came to the time of closing up; that was about five minutes after twelve, midnight. I was standing with my back against the bar, and James Moore came running in from the street; he had gone out. Had you any quarrel or dispute before he went out? No; he came running in and says to me, "How long do you know my brother to be a thief?" I told him it was none of his business, if his brother came to me, I would talk to him. You said, "let your brother come to me, and I will settle it with him;" is that what you said? Yes. With that he led off and made a clout for me, and I shoved him away. That is the Irish for "strike;" isn't it? Yes; he hit me with his closed fist or he made to hit me, I put up my hand and I defended the blow off. What was the next thing after the attempt-

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ed blow? I shoved him away a piece from me, and he threw off his over-coat. Did you take yours off too? No, I had none on, I did not take off anything. What did he do with the overcoat? He flung it on the floor of the liquor store, right near the door. What did he say then? He did not say anything. What did he do? He put his hand into his right under-coat pocket and pulled out a weapon, I could not swear whether it was a knife or not, but I could see it shining in his hand. Was it open when he took it out? Yes, it was already open. He held it in his hand like that. (Showing) He made two or three aims for my head, but did not hit me. Did he hit your hat? Yes, and he made a cut in it, in three places; (the witness showed his hat.) What were you doing while he was doing that? I had hold of him, and a crowd got hold of me and pulled me back; they did not know he had a knife or anything, they wanted to separate us. Did anybody get hold of him? No. You are the one that was pulled off? Yes, and he ran away, up in the house; the crowd pulled me away and he got up into the house. What were you doing to him? I was not doing anything at all to him; I held him down in front of the door and had hold of him by one arm, and with the other hand I had hold of his shoulder and I kept him down. Was he down when he cut you? No, he cut me when he was coming out of the door; he made a drive like this (showing). I threw him down and he called out. I was stabbed. I called "Police" and I held fast to him, and then the crowd came in and got him away from me; then he ran up to the house. Had you up to that time been cut? Yes, I was cut as soon as I grabbed him, as soon as we went to the door. You said that you saw a knife in his hand and that

then you grabbed him by the wrist? Yes. Before you grabbed him had you been cut? No, it was after the crown got in that I got cut. Those cuts were made in your hat before you grabbed him? No. While you had hold of his hand and neck did you receive any cut? No; I let go of his wrist because I could not hold it any longer; I was getting shoved and pulled. It was the shoving and pulling that separated you? Yes. Had you been cut down to that time, when you let go of his wrist? No. Had your hat been cut? No. When you were separated which way did he go? He went up in his own house, that was only about ten steps from where I was, he ran around the corner. You left the saloon, did you? Yes. Had you been cut? Yes, I was cut. When were you cut? I was cut at the separation of the two of us. I got cut, as I understand it, in the struggle of letting go of him, I had him bent down. You had hold of his wrist, did you? Yes. You had been down up to that time? No, not up to that time. Did you force him down when you had hold of his wrist? Yes, on the sidewalk; it commenced in the saloon. Then you were pulled and you got out on the sidewalk? Yes, the crowd was out on the side-walk at the time. Did you keep hold of his wrist until you got out on the sidewalk, and then you forced him down on the side-walk? Yes; I did not strike him, I got no chance to press him down with my own strength. While you were struggling did you see this weapon in his hand? Yes, it looked like a knife; I could see only the blade, not the handle; his back was down on the side-walk and his head up, and I was bending over him. I was holding him down with one of my hands, I had hold of him by the arms and by the top of the shoulder. You held him

there to prevent his cutting you? Yes. While he was down that way with the knife in his hand you held him? Yes. Did anybody in the crowd take hold of you? Yes, to pull me. Did they finally pull you away? Yes. And in the pulling away did you get cut? Yes. Who cut you? That man there, the defendant; while he was lying down on the ground is the time that he gave me the jab. Where were you cut? Right there (pointing to the left thigh.) There is a hole in your trousers leg, was that the cut? That is the cut of the knife. Did the knife go through and did it cut into your skin? Yes; I was dressed by the ambulance surgeon in the Chamber Street Hospital. How long a wound did it make? It is only small, about a quarter of an inch or more. Did you get cut in your knee before you got cut in the hat? No. Did you get cut in the thigh before you got cut in the hat? Yes. When was it that you got cut in the hat? It was when I got up and the crowd tried to pull me away; he gave me three or four dashes over my head. The crowd got you and him apart? Yes. Did he get up from the side-walk? Yes. What was the first thing he did? He drew his knife across my head. He went for you again? Yes. Did you have a club, knife or pistol, or anything? No. Then it was that he jabbed you with this knife? Yes. Did the crowd get hold of him? No, he ran up in the house. What did you do? I went into the house and undressed myself and looked at my leg, and went down to the corner and met an officer at the corner and told him about it; just at that time he (the defendant) came down for his pint of beer, the defendant and his brother, and I pointed him out to the officer; he had a can in his hand, and the officer made the arrest. Had you laid your hand upon this

defendant before he drew his knife upon you? No. Had you threatened to do anything to him of any kind? No; I never had a quarrel with the man in my life. Had you loved toward him before you saw him with the knife upraised against you? Yes, as soon as he struck at me I made for him, I pushed him off.

CROSS EXAMINATION:

You had called his brother a thief; that was the cause of this fuss, was it not? Yes. And he came out and asked you why did you call his brother a thief and you told him it was none of his business, to send his brother to you and you would take care of him? Yes. What did you say, "take care," or "settle?" I would settle with him. Then an altercation took place between you and the defendant and you say he struck at you? Yes. You struck back at him? No, I only shoved him. You shoved him back with your right arm? Yes. Then you clinched him? No. What occurred next? He threw off his overcoat and threw it on the floor. He was trying to put his hand into his right hand coat pocket. Didn't you say before he put his hand into his overcoat pocket? I did not say anything of the kind. Then you clinched him by the shoulders? Yes, we struggled outside of the door. Then a portion of the affair took place in the liquor store? Yes, I struggled with him until we got outside of the door and then I put him down. At that time he had the knife in his hand? Yes. You caught hold of the hand in which he had the knife and also the shoulder; is that right? you both struggled to the side-walk, you downed him on the side-walk, and you were on top of him? Yes. When you were on that side-walk did you try to kick him? No. Did you have him

down, standing over him, trying in every way you could to kick him with the leg that is cut? No. You did not make a single kick at his head? No. Up to the time you got on the side-walk you were not touched, I mean by his knife? No. You protected yourself by holding his arm, he was down on the ground, on the side-walk, the crowd rushed at you to take you away from this man and did take you away; is that right? Yes. He was lying on the ground when he cut you just above your knee; is that right? Yes. Are you positive you saw the knife in his hand --- you saw something shining? Yes, shining. What time was this? It was about five minutes after twelve o'clock at night. It was after you were pulled and released him that he made the jabs at your hat? Yes. How much had you been drinking? Only one glass of lager that evening. I went in at a quarter past eleven. Did you see him drink? No, I did not see him drink anything of any harm, he had a couple of glasses of beer while I was in there. Was he sober? Yes. What do you do for a living? I work at rags for Thomas Smith, at W. Peck Slip and have worked for him over three years. What were you doing in this saloon at twelve o'clock at night? I went in there to have a glass of beer, I could take half a dozen if I wanted like it, but I only took one; I was there about three-quarters of an hour. You came in at a quarter past eleven and stayed until this fracas occurred; is that right? Yes.

DANIEL DUGAN, sworn and examined, testified:

You are an officer of the 4th precinct and arrested this defendant on the 24th of November, 1892? Yes, I arrested him upon the side-walk in front of No. 54 Oliver street, upon

Lynch's complaint; Lynch was standing on the side-walk with the crowd. Where was the defendant when you saw him first? They were close together; I was going up Oak street and saw a crowd assembled about fifty feet from the corner; I ran up; there was an officer in uniform; I made inquiries what was the matter, and Lynch said this man, the defendant, stabbed him. I made him prisoner and took the two to the station house. Referring to this defendant, what did he say? On the way to the station house he told me they had a fight, that they had a quarrel about his brother; he said Lynch called his brother a thief, and he had a right to defend his brother to speak up for him. Anything else? That's all. Did you search him? I did. Did you find a knife on him? No. Did you see Lynch's wounds? Yes. Did you see a wound in his leg? Yes, I saw the doctor dress it. Did you see the cut in his trousers? Yes. Did you see the cuts in his hat? Yes, at the station house he showed it. Was he drunk or sober? He was sober, they were both sober. You got up to this crowd, you say Lynch was standing close beside the defendant? Yes, the two were very close. Did you speak to Lynch that night? I spoke when I went right up, I asked what was the matter. Who responded? Lynch said, "He cut me." When he said that did the defendant say anything? No, not then. How far were you away from the defendant at that time? I was quite close to him. He made no answer then? No. Did anybody else say anything? No. You went up and took hold of the defendant? Yes. When you got to the defendant did he say anything then? No; I took him to the station house. You started down to the station house and I suppose the crowd followed? Yes. There was another of-

ficer present? The officer in uniform on the beat. On your way to the station house where was Lynch? He was right with me on one side, and the defendant on the other. You three walked along together, and on the way did you talk? No. How far did you have to go to get to the station house? The station house is No. 9 Oak street, two and a half blocks. You three men did not go along absolutely silent? No, I asked the young man what the trouble was about. Lynch said, "I am stabbed." I said, "Who did it?" He said, "This man," pointing to the defendant. The defendant said nothing? No. You came along and the crowd behind? Yes, five or ten people. I asked him how it happened and he said he called his brother a thief. I asked him how he done it, what he done it with; he did not acknowledge doing it at all. I asked him what did he stab him with, and he said he did not stab him. You had heard the man charge the other one with being cutt, had you? Yes. He made that accusation against him while he was present? Yes, right on the walk. When he said he did not stab him did you make any further inquiry then? No, I took them to the station house, it was very convenient to the house; they went to the station house peacefully. You got him to the station house, the Sergeant was at the desk, this man was arraigned and his pedigree taken, and you stood beside him? Yes. Did Lynch make the accusation, or you? Lynch made the complaint, I explained it to the Sergeant; Lynch told the Sergeant this man stabbed him, showing his hat, and then showing him the stab on the leg. Was this man bleeding? Yes. Is that all that he said at that time? That was all. Did this defendant make any answer? He said Lynch hit him and knocked him down. Did the

Sergeant ask him about the stabbing? I do not recollect. Was there any question at all put to this man as to whether he stabbed him or whether he stabbed him or anything on that subject? No, the Sergeant sent for an ambulance immediately. He said Lynch knocked him down. He was not accused of knocking Lynch down, he was accused of stabbing? That is all. When he said that Lynch knocked him down no inquiry was made? No. Who was that Sergeant? Sergeant McNeeley. This man was locked down? Yes, and Lynch was let go, after his wounds were dressed by the ambulance surgeon. The next day I took the defendant to the Tombs Police Court. On the way there did he say anything? No. Not a word? No. You did not open your mouths from the time you started? I might have said something about the weather. Nothing on the subject of this case? No. Did you have any other prisoner with you? No, he was the only one. When he got to the Court, someone made a statement to the clerk there? Lynch made the formal complaint. Were you present when it was made? Yes. Was the defendant close by? Yes, he was called out, I took him out of the pen. Was the statement made in his presence and hearing? No, the statement was read to him afterward. The Clerk took the statement down and swore him; the defendant had this statement read to him and the usual questions put to him? Yes. Did the defendant at that time say anything else? No, not to my recollection. Did he say anything at all on the subject of the stabbing? No, he went before Judge McMahon and he made the same complaint; he, Lynch, accused this man of stabbing him and explained how it occurred, and the defendant pleaded not guilty. He was committed on a thousand dollars bail.

The Case for the Defence.

JAMES MOORE, sworn and examined in his own behalf, testified:

Where do you reside? 54 Oliver street. For whom do you work? My father. Have you ever been convicted of any offence? No. Never have been in prison other than upon this charge? No. How old are you? Twenty-one. Have you a brass on? Yes. What is its condition now? It is broke and rusted. Tell everything that occurred that night from the beginning of the altercation with this man up to the end? When I first went into the saloon Mr. Lynch stood at the bar. I heard him talking to a gentleman and I asked him about it. He says it is none of my business, and that he would see to my brother. He was half-way between the storm-door; he says, "I will settle with your brother; I says, "All right." He says, "Are you looking for fight?" I says, "No, I ain't looking for fight." He said, "If you are, I will give you all the fight you want." He struck me and I staggered and went to the ground. I was half-way between the storm-door and the outer door, and both of us was rolling on the ground. My brother came to my assistance. He had his legs across me and I could not use my hands; then the crowd got around and dragged Lynch away, and had him pulled away. This man Lynch says while you were inside you took your over-coat off and as soon as you got it off you ran your hand into some pocket and got some instrument, is that right; did you get anything to cut him with? No. Did you cut him in the leg, as he says you did? No. Did you cut him in two places on the hat, as he said? No. What became of you after the crowd separated you? After the crowd sepa-

rated me I walked up into the house, I thought it was about time to go to bed. Did the crowd catch hold of him and take him away? Yes; they took me away and him also. Did you try at any time after being separated to cut or strike him? No. You went right away home? Yes.

CROSS EXAMINATION:

Was he drunk that night? He was not very drunk, he had a little in him, he had about two or three whiskies and a couple of glasses of mixed ale. Did you see him take them? Yes. You saw him take two or three whiskies and a couple of glasses of mixed ale? Yes. Within what space of time? I guess within half or three-quarters of an hour, while I was there. That must have affected him somewhat, didn't it? Yes, I should think so. Didn't you observe that he was somewhat under the influence of liquor? Yes. The officer says that he was sober; did you hear the officer say that? Yes, the officer said so, but he might not know as to whether or not he was drunk. When you came in you were the first to speak to him about this business? Yes. What did you say to him? I asked him how long did he know my brother to be a thief. Is your brother a thief? No. Why did you ask him that? Because I did not want any word like that to go around, I wanted to know what the story was. Had you heard that Lynch had called your brother a thief? Yes. What had you heard of your brother as having come from Lynch? I heard that he said my brother was a thief and he put people up to rob Lynch --- that is what he said people told him. That made you somewhat angry at Lynch, I suppose? Yes, I was not very angry, I just wanted merely to see whether it was true or a lie. Did you feel friendly towards Lynch?

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Yes, I felt friendly, I wanted to know what he had heard. Do you mean to say that you were friendly? I did not have any angry thoughts about him. What did Lynch say? He says, "I will see your brother." He said it was none of your business? He said that he would settle with him. How did that affect you, did you still feel friendly when he said that? answer yes or no? Yes, I was not unfriendly towards him. What was done when he said he would settle with your brother? He says, "Did you come to look for fight?" I says, "No, sir." Did you say "sir?" Yes. Then what did he do? He struck me. You had not done anything to him? No. You simply inquired about your brother, what he had said? Yes. You thought he said these things about your brother, didn't you; you believed that he had? Yes, I believed he had. You wanted to find out from him whether he had or not? Yes. After you had simply asked these questions Lynch hauled off and struck you? Yes. Where did he hit you? He hit me right there, in the chest. Did you have an overcoat on that night? No. Did you have one off in the saloon? No, I did not have an overcoat on at all. Didn't you have an overcoat in the saloon at any time that night? No -- yes, I had in the early part of the night my overcoat on, about eight o'clock. Where did you leave your overcoat? I sent it up into the house with my brother, about eight or half-past eight o'clock. Where were you when you took it off? I was in the street. Why did you send it up stairs? It was getting rather warm. This was November 24 and you took off your overcoat and sent it up because it was getting too warm; is that right? Yes; it was Thanksgiving evening. That was a warm night? Yes. Did you go to a foot-ball game that

day? No. Do you mean to say that the night of the 24th of November was a warm night? Yes, I felt warm. What was the effect of that blow upon you struck by this defendant? Knocked me down. In the street or in the saloon? Right on the trestle outside the door. Did it knock you out of the door? Yes. When you got the blow you were standing in the saloon? I was standing in the storm-door. Were you outside of the saloon when you got the blow? No, I was in the storm-door. Were you under the roof of the storm-door? Yes. You were outside of the saloon, were you not? You may say outside of the saloon. Who was your brother then? I do not know, I believe he was standing alongside of me, outside. Did he hear this conversation between you and Lynch? I do not know if he did or not. How near about was Lynch standing to your brother? About four feet away. Was Lynch in the saloon or was he in the storm-door? He was in the storm-door, Lynch was with me, he was coming out. Was your brother in the storm-door? No, he was on the outside. Is that your brother? (Pointing to a man in court.) Yes. I ask you, was your brother in the storm-door when you were hit? Yes, he was in the storm-door or near it. How far away from you was he? About four feet. Was he near enough to hear all this conversation between you and Lynch? Yes. Was he near enough to hear what you said to Lynch? Yes, I believe he could. When you fell did Lynch come down upon you? Yes. Did your brother come in to help you? I believe so, I could not exactly say, I do not know if it was exactly him first or some other fellows. Did he come in at all to help you? Yes. Did he pull Lynch off you? That I do not know.

When you were down there didn't you have something in your hand? No. Did you have anything in your hand at all while he was at you? No, nothing in my hand. He says you took something out of your pocket? No. Do you know how he got that cut in his right or left thigh? No, I don't. Do you know how he got those cuts in his hat? Those cuts were in his hat before? Do you know how he got those cuts in his hat? No. The cut in his trousers was there before, wasn't it? I don't know. The cut in his leg was there before, wasn't it? That I do not know. Do you know how he got the cut in his leg? No. Your counsel has said something about a truss? Yes. Did your truss cut him in the leg? I do not know, that I could not swear to. Your truss was under your trousers? Yes. Was it possible, do you think, for your truss or anything on it to cut his trousers and cut his leg? Yes, when I laid on the ground it could. So that he had to have it fixed up by a surgeon? Yes. You think it could happen that way? It might. You did not take your truss off and hit him with it, did you? No. You say your truss is broken? Yes, I had to tie it on. What is your business? Painter. Haven't you been convicted for something before? No, I never was convicted of anything. Never served any time? Yes, I did; I served on the Island, my father put me there; I was there fifteen days for vagrancy, and that is the only time I have been on the Island. Have you been in the House of Refuge or the Juvenile Asylum? No. How long ago was it that you were on the Island for vagrancy? I guess it was about two months ago. Was it before this trouble with Lynch? Yes, I believe I was out seven weeks. How long had you been in that saloon that night? Three-

quarters of an hour. Had you been in any other saloon before you went to that? No. How many drinks did you have there? None. How long have you been at the business of a painter? I have been all my lifetime in that trade, I worked for my father; I last did work on the 24th of November, Thanksgiving eve; I worked up in 18th street for Mr. O'Reilly, he has a brewery; I have worked steadily for my father, when he wanted me. When he did not want you you loafed; is that it? Yes. What had you been doing that caused your father to send you to the Island? I did not do as he told me. Where were you when you heard that Lynch had called your brother a thief? I was in the house. I was with him three-quarters of an hour, but we did not drink together; we were conversing as to how they celebrated Thanks-giving, we were talking of what ^{we} were going to do on Thanks-giving, that was Wednesday night. We were talking friendly and pleasant, and after that conversation I went home --- I did not go home, I just walked outside and came in again, I met my brother out there, he had not been in the saloon before; he said to me, "Go up in the house." I did not go, I returned back in the saloon. What other persons had you seen from the time of seeing Lynch until the time you turned back into the saloon? No other person. Who was it that told you that he said your brother was a thief? I knew that all day. You knew that when you were talking with him in the early evening, and all was friendly with you? Yes. Why didn't you ask him there? I did not think of the subject. It had not made much impression on you? No. Who told you about that first? Some friends. And when you went back did you go back for the purpose of making that

inquiry of Lynch? Yes. You went in with the intention of asking why he had called your brother a thief? Yes. Were you annoyed? No. Why did you care if you had no feeling of annoyance with him; merely curiosity to see if it was true? Yes. You were perfectly calm and quiet about it, you went in out of curiosity to find out whether it was true; is that it? Yes. When you met him what was the first thing you said? "Lynch, how long do you know my brother to be a thief?" Did you say that to him in the same tone you are talking to me now, quiet and easy? Yes. How did he answer you, what tone on voice, angry or otherwise? "What are you looking for, for fight? I will settle with your brother." Did he answer it in a loud or angry tone or in a quiet tone? In an angry tone. You had not spoken in an angry tone? No. You had spoken in a quiet, easy tone? Yes. He jumped on you? No, he fell on me, I suppose to beat me. He came down on top of you, his stomach right upon you, you were lying upon your back? Yes. Your brother did something, exactly what you do not know? No. Did others in the crowd help you? Yes, some persons who came out of the saloon. You heard Lynch say that the first part of this altercation took place inside of the saloon, and in the struggle you got outside? Yes, I heard him say that. What do you say about that? I say that is not so. It all occurred on the outside at this storm-door, is that it? Yes. And that when you and he were in the altercation he says that he received a cut, that you first had struck at him and he warded you off; do you recollect his saying that? Yes. What do you say about that? He struck at me first. He says you struck at him first, you heard him say so---there

is a dispute between you about that? Yes. When did you first learn that Lynch had been cut or claimed to have been cut? When I came down stairs, I opened the door for my father. Lynch was present when you were arrested? Yes. Had he accused you of cutting him before the officer came up? Yes, he accused me; he says I cut him and he told the people there. What did you say? I said I did not cut him. The officer came up and took you in custody and Lynch accused you and pointed you out? Yes. What did you say to the officer on the way to the station house? I told the officer that I did not cut him. Did the officer, on the way to the station house, charge you or Lynch say so? Lynch said so. Lynch went along with us to the station house. The officer asked me what did I do it for and I told him he called my brother a thief and that I had a right to stand up for my brother. In the station house did you say that he knocked you down? I do not remember saying that. What did you say about the cutting? I said in the station house and at the police court that I did not do it, and I have always said so. Did you see any blood on him? No. I saw his pantaloons were cut, and I saw his hat cut before.

JOSEPH MOORE, sworn and examined:

I reside at 54 Oliver Street with my father, and work for O'Reilly the brewer; I have been taking contracts for them for the last ten or eleven years as a painter. Did you see the trouble between this complainant and your brother? Not at the beginning of it in the saloon because I was standing in the exterior, about four feet from the storm-doors, I saw what occurred on the sidewalk and all that occurred outside

of the saloon. Did your brother have a knife there? No. Did he have an overcoat on or not? No. In your own way, tell what you saw of that fight? I was standing there against a sort of brick pillar, I had my back against it, waiting for my father to return, he is generally out late in the evening with some friends. I saw two persons coming from what they call the short door on the side-walk and I jumped in between them; I saw that my brother was one of them; I put out my arms to separate both of them, because one man was heavier, and as my brother was ruptured I knew he was a weak man; three or four more parties came from the saloon at the same time, we all took a hand in trying to separate them. Did your brother after the separation took place stab or try to stab this man in the head? No. Or on the hat? No, because he had gone up to the house. He went up immediately on the separation to the house? Yes. Could you see your brother and this man all during the fight, I mean outside, on the side-walk? Yes, I could see both their hands were going and Lynch had him down. You did not see a knife in his hand? No.

CROSS EXAMINATION:

Do you mean to say he did not have a knife, or you did not see it? I did not see any knife with him. He did not have any knife? I never saw him carry a pen-knife or a knife of any kind. You did not hear the conversation that took place inside? No, I did not. You did not see your brother knocked down or any blows struck by Lynch? No, because I was on the outside. Did you see Lynch have hold of your brother with the right hand while he was down? No, I could not see that. Did you see him have hold of his shoulder

while he was down? Both of them was locked together, Lynch was on top and my brother was below, I took hold of Lynch and somebody else took hold of him also, I could not tell who it was, there was two or three more in it at the same time. Then you pulled Lynch away from your brother? I did not succeed at that time in pulling him away. Didn't you finally get him away by pulling? Yes, at the last; while Lynch was on his feet. I had nothing to do with the affair inside of the saloon, I am talking of the outside. Your brother was on his back on the side-walk, you saw that? Yes, I saw that. It was dark, there was a gas-lamp but there was not much light, I could not see much at the time, there is no light outside of the store. Where did this happen? 54 Oliver street, it is a hundred feet from the corner of Oak. There is a gas-lamp but it must be about ten feet away, it gave a sort of dismal light. Was there any light shining out of the store windows? Yes, but we went off from the lights. Where your brother and Lynch were they had no light from the saloon? No. Might not your brother have had something in his hand and you not see it? Not to my knowledge, because my brother was mostly down. It was possible for him to have something and you not see it? No, I was between him most of the time and if he had done anything I would have got wounded instead of anybody else. I was kind of between them. Have you ever been convicted of crime or ever been in prison? No.

The Jury rendered a verdict of GUILTY of ASSAULT in the SECOND DEGREE.

19 The Defendant was sentenced to State Prison for five years.

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

James Moore

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

James Moore

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

The said

James Moore

late of the City of New York, in the County of New York aforesaid, on the *twenty fourth* day of *November* in the year of our Lord one thousand eight hundred and ninety-*two*, with force and arms, at the City and County aforesaid, in and upon the body of one *William Ryuch* in the peace of the said People then and there being, feloniously did make an assault and *him* the said *William Ryuch* with a certain *knife*

which the said

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 *William Ryuch* 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

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

The said

James Moore

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 *William Ryuch* in the peace of the said People then and there being, feloniously did wilfully and wrongfully make another assault, and *him* the said *William Ryuch*

with a certain *knife*

which the said

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

James Moore

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

The said

James Moore

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 *William Lynch* 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* *William Lynch*

which *he* the said

in *his* right hand then and there had and held, in and upon the *James Moore*
~~left~~ leg of *him* the said

then and there feloniously did wilfully and wrongfully strike, beat, stab, cut ~~bruise~~ *William Lynch* and wound, and did then and there and by the means aforesaid, feloniously, wilfully and wrongfully inflict grievous bodily harm upon the said

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. *William Lynch*

DE LANCEY NICOLL, District Attorney.

Police Court— / District.

1931

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

of No. 5-2 Elver William Lynch Street, aged 26 years,
occupation junk dealer being duly sworn,
deposes and says, that on the 24 day of November 1892 at the City of New
York, in the County of New York, in Elver

he was violently and feloniously ASSAULTED and BEATEN by James Moore
(now here) who did cut, slash and stab
deponent in the left leg with a knife then
and there held in his hand

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 24 day }
of Nov 1892 } William Lynch

Attest Police Justice.

1022

Sec. 198—200.

1882
District Police Court.

City and County of New York, ss:

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

Question. What is your name?

Answer.

James Moore

Question. How old are you?

Answer.

21 years

Question. Where were you born?

Answer.

New York

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

Answer.

24 Waller Street. 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

James Moore

Taken before me this

24

day of

Nov

1892

Police Justice.

1023

BOX:

502

FOLDER:

4581

DESCRIPTION:

Moran, John

DATE:

11/23/92



4581

Witnesses:

Michl J Farrell

the defts
Ans to Magistrate

[Signature]

248

Counsel,

Filed, 23rd day of Nov 1892

Pleads,

Myself

THE PEOPLE

31 5²² 7¹² ps.

INJURY TO PROPERTY.

[Section 654, Penal Code.]

John Moran

DR LANCEY NICOLL,

District Attorney.

A TRUE BILL.

John G. Foreman

Foreman.

Paul J. Farrell

Please verify

29-11-1892

City and County of New York, ss:

John Moran 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 Moran*

Question. How old are you?

Answer. *32 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *Home*

Question. What is your business or profession?

Answer. *Tin Smith*

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. *All I got to say is, that I ~~wrote~~ had killed him.*

John Moran

Taken before me this
day of *Nov* 1892

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 \$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, Dec 10 189..... John J. [Signature] Police Justice.

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

Dated,..... 189..... John J. [Signature] 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..... John J. [Signature] Police Justice.

1450

Police Court--- District.

THE PEOPLE, &c.
ON THE COMPLAINT OF

Michael J. Handell
John Huran

1
2
3
4

Offense *Drunk*
Practicing

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Dated, *Nov 18* 189

W. C. Cuddy Magistrate.

W. C. Cuddy Officer.

Precinct.

Witnesses

No. Street.

No. Street.

No. Street.

\$ to answer *W. C. Cuddy*

W. C. Cuddy

W. C. Cuddy

New York. Jan'y 26/92

Sir:

Sometime in November 1892, my brother, while intoxicated, broke a pane of plate in the window of a saloon frequented by him. The breaking of the glass was the direct result of a quarrel between himself and the proprietor of the place. He was arrested, but believing that it would not result seriously failed to notify us of his trouble, ~~and~~ We were therefore intensely shocked when we learned that he was sentenced by Recorder Smyth to three (3) yrs. in Sing Sing Prison. He is a respectable mechanic and can always obtain employment. I forwarded an application for executive clemency to the Governor but have since learned that it has been referred to you. I ^{also} forwarded to the Governor whatever documents I possessed, obtained from several of his employers, attesting his capability as a workman, and his honesty and respectability as a citizen while in their employ, and have at present none to offer you, but could no doubt obtain new ones if you deem it necessary. Earnestly soliciting your aid in this matter, I remain

Yours Respectfully, J. W. Moran ^{432 5th St.}
N. Y. City

1029

District Attorney's Office,

CITY AND COUNTY OF NEW YORK.

4-

Mealy 1894

CAPTAIN OR OFFICER IN COMMAND.

Dear Sir:

I desire to see Officer *Fullen*
or *W. F. F.* attached to your command in
New York in relation to the case of
Joe Moran
sentenced Dec 1/92 to 3
years and *months* imprisonment by
Recorder Fung

Please ask the officer to bring such information in relation to the case, and as to the previous record of the prisoner, as he may be enabled to obtain.

Yours truly,

HENRY W. UNGER,

Deputy Assistant and Secretary to the District Attorney.

1030

CITY AND COUNTY,
OF NEW YORK, ss.

POLICE COURT, DISTRICT.

Michael J. Farrell

of No. 21 Chatham Square Street, aged 23 years,
 occupation Saloon Keeper being duly sworn deposes and says,
 that on the 8 day of November 1892

at the City of New York, in the County of New York, John Moran (now
 here) did willfully and maliciously break
 a plate of glass in defendant's premises at
 above address by throwing a large stone
 through the same. The value of said glass
 plate is \$72 - seventy two dollars.

Michael J. Farrell

Sworn to before me, this

of

1892

1892

day

Police Justice.

Court of General Sessions of the Peace

517

IN AND FOR THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
AGAINST

John Moran

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

John Moran
of the CRIME OF UNLAWFULLY AND WILFULLY *destroying* PERSONAL PROPERTY OF ANOTHER,
committed as follows:

The said

John Moran

late of the City of New York, in the County of New York aforesaid, on the *18th*
day of *November* in the year of our Lord one thousand eight hundred and
ninety-*two*, at the City and County aforesaid, with force and arms,

one pane of plate glass

of the value of *seventy-two dollars*
of the goods, chattels and personal property of one *Michael J. Farrell*
then and there being, then and there feloniously did unlawfully and wilfully *break*

and destroy:

[Signature]

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 Moran
 of the CRIME OF UNLAWFULLY AND WILFULLY *destroying* REAL PROPERTY OF ANOTHER,
 committed as follows:

The said *John Moran*,
 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,

one pane of plate glass

of the value of *seventy-two dollars*
 in, and forming part and parcel of the realty of a certain building of one *Michael*
J. Farrell there situate, of the real property of the said

Michael J. Farrell
 then and there feloniously did unlawfully and wilfully

break and

destroy:

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.

1033

BOX:

502

FOLDER:

4581

DESCRIPTION:

Moriarty, Cornelius

DATE:

11/21/92



4581

Witnesses:

Officer Arthur H. [unclear]

Stephen Rostamus

Supervisor
Vandal [unclear]
PH

Counsel,

Filed 21st day of Nov 1892

Plead 11 guilty

THE PEOPLE

Grand Larceny, (From the Person) Degree.
[Sections 855, 856, Penal Code.]

Cornelius Morant

DE LANCEY NICOLL,

District Attorney.

Pen 3 months

A TRUE BILL. Dec. 2nd

John E. Sullivan

Foreman.

Nov 30

172 ~~6000~~

Police Court

District.

Affidavit—Larceny.

City and County }
of New York, } ss:

Stephen Bontone

of No. 170 Worch Street, aged 16 years,
 occupation Painter being duly sworn,
 deposes and says, that on the 6th day of November 1892 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 daytime, the following property, viz:

One open faced silver watch
 of the value of

Two Dollars.

the property of

Deponent

Sworn to before me, this

of 11th day of November 1892

at New York City, Police Justice.

and that this deponent
 has a probable cause to suspect, and does suspect, that the said property was feloni-
 ously taken, stolen and carried away by

Cosellius Moriarty
 (maunder) for the reasons following
 to wit, after said day deponent was in
 Mulberry Street, and had said watch
 in the inner left hand vest pocket
 of the vest he had on and to which was
 attached a chain and said deponent
 pulled said watch out of deponent's
 pocket and broke the ring of said watch
 and ran away with the same and
 deponent pursued him and saw said
 deponent lose said watch in his hand
 while running and dropped the same
 which another person picked up and
 deponent caused deponent to be arrested
 and fully identified said watch as being his
 and charged deponent with the larceny
 thereof.

Stephen Bontone

1036

Sec. 198—200.

District Police Court.

City and County of New York, ss:

Cornelius Moriarty 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.

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
Cornelius Moriarty

Taken before me this

day of

189

at

Police Justice.

1037

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

Robert Smith
guilty thereof, I order that he be held to answer the same, and he be admitted to bail in the sum of 100 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, 12th 189 NY 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.

Police Court--

1422
1384
District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Stephen Boston
179. North
Cornelia Moore

Officer of Police
Shelton

BAILED,

No. 1, by.....

Residence..... Street.

No. 2, by.....

Residence..... Street.

No. 3, by.....

Residence..... Street.

No. 4, by.....

Residence..... Street.

2.....
3.....
4.....

Dated,

Nov 7
Grand
Shelton

189 2

Magistrate.

Officer.

Precinct.

Witnesses

No. Street.

No. Street.

No. Street.

\$ *100.00* to answer *GS*

\$100.00. Paid 7/12/1892

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Cornelius Moriarty

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

Cornelius Moriarty
of the CRIME OF GRAND LARCENY in the *second* degree, committed as follows:

The said

Cornelius Moriarty

late of the City of New York, in the County of New York aforesaid, on the *10th* day of *November* in the year of our Lord one thousand eight hundred and ninety-*two*, in the *day* time of the said day, at the City and County aforesaid, with force and arms,

*one watch of the
value of two dollars*

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

1040

BOX:

502

FOLDER:

4581

DESCRIPTION:

Morse, Joseph

DATE:

11/03/92



4581

Witnesses :

Witnesses:

Alf Edwards

Counsel,

Filed

Clay (A)

18!

Pleads,

THE PEOPLE

U.S.

Joseph Morse

100

[Sec. 303, Penal Code, as amended by Chapter 325, Laws of 1902.]

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

B. J. Leonard

Foreman.

Brooks Foreman.
Head & Beauty Beg
Pen 6 me.

Police Court, 2 District.

City and County of New York, ss. 146.834

of No. 132 East 25th Street, aged 32 years,occupation Porter being duly sworn, deposes and says,that on the 9th day of October 1882, at the City of NewYork, in the County of New York, Joseph Morse (now here)

did attempt to Carnally know a male person in a manner contrary to nature, from the following facts to wit: That about the hour of 1.15 o'clock P.M. of said date while deponent was sitting on a bench in Madison Square Park, he was accosted by the defendant who came and sat down on the bench alongside deponent, and the defendant did then place his hands on deponent's pantaloons, over deponent's privates, and attempted to unbutton deponent's pants, and that deponent did then get up from said bench, and the defendant then followed him, and did then attempt again to take hold of deponent's privates, and that deponent to get rid of the defendant, did then make an engagement with him (defendant) to meet him in said Park at 7 o'clock P.M. and that deponent after leaving the defendant went to the 19th Precinct Station House, and reported the action and the engagement that he had made with the defendant, to the Captain of said Precinct - and that acting under the instructions and advice of said Captain, he about the hour of seven o'clock P.M. met the defendant in said Madison Square Park, and that the defendant in Company with deponent, went to deponent's home at the above mentioned address, and that after entering deponent's room at said address the defendant made the proposition to deponent that he would unbutton his pants, and let them down, and that he would have sexual connection with deponent, by inserting his (defendant's) Penis into deponent's Rectum, and

deponent's refusal to do so, he then (defendant) unbuttoned his pants, and bared his Rectum to deponent's view, and that the defendant did then unbutton deponent's pants, and took hold of deponent's Penis with his hand, and that the defendant did then lean over the bed, and exposed his Rectum to deponent, and told deponent to have sexual connection with him by inserting his Penis into defendant's rectum, and that deponent did then give a cough, which had been previously arranged was to be a signal, with Officer Charles D. Kemp - of the 19th Precinct Police, and that said Officer did then enter deponent's room and place the defendant under arrest - And deponent is further informed by said Officer Kemp - that on his entering the said room he saw the defendant in a leaning position over a bed, with his Rectum bared to view, deponent therefore charges the defendant with attempt of Violation of Section 903 of the Penal Code. and swears that he may be held to answer

Sworn to before me this } Alfred Edwards
10th day of October 1892

Alfred Edwards
Police Justice

Dated 1888 Police Justice.

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

There being no sufficient cause to believe the within named

Dated 1888 Police Justice.

I have admitted the above named

Dated 1888 Police Justice.

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

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.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

1
2
3
4

Offence,

Dated

1888

Magistrate.

Officer.

Clerk.

Witnesses,

No.

Street,

No.

Street,

No.

Street.

\$ to answer

Sessions

1044

CITY AND COUNTY }
OF NEW YORK, } ss.

Charles D. Kemp
aged _____ years, occupation *Police Officer* of No. *19th Precinct Police* Street, being duly sworn, deposes and
says, that he has heard read the foregoing affidavit of *Alfred Edwards*
and that the facts stated therein on information of deponent are true of deponent's own
knowledge.

Sworn to before me, this _____
day of _____, 1890.

Charles D. Kemp

Police Justice.

(1835)

Sec. 198-200.

CITY AND COUNTY } ss.
OF NEW YORK,

2
District Police Court.

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

Question. What is your name?

Answer. *Joseph Morse*

Question. How old are you?

Answer. *38 years -*

Question. Where were you born?

Answer. *Mary Station*

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

Answer. *None*

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 have been drinking for the*

past three or four days - and have no recollection of what I was doing

Joseph Morse

Taken before me this

day of

189

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 John Doe

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

Dated, 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 h to be discharged.

Dated, _____ 189 _____ Police Justice.

104

Police Court---

1774
1894 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Alfred Edwards
Joseph Morris

Offense *Crime*
Up. Malice

BAILED,

No. 1, by.....

Residence Street.

No. 2, by.....

Residence Street.

No. 3, by.....

Residence Street.

No. 4, by.....

Residence Street.

Dated

Oct 18
Chas S White
Kemp
19

189

Magistrate.

Officer.

Precinct.

Witnesses

No. Street.

No. Street.

No. Street.

* to answer

G. J. ...

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

THE PEOPLE OF THE STATE OF NEW YORK

against

Joseph Marse

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this

indictment accuse *Joseph Marse* —
~~attempt to commit~~
of the CRIME OF SODOMY, committed as follows:

The said *Joseph Marse*, —

late of the City of New York, in the County of New York aforesaid, on the
ninth day of *October*, in the year of our Lord one thousand
eight hundred and ninety- *two* —, at the City and County aforesaid,
in and upon one *Alfred Edwards*, —

a — male person, then and there being, feloniously did make an assault, and

him, the said *Alfred Edwards*, then
~~attempt to~~
and there feloniously did carnally know *by the anus*, 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 Morse* —
attempting to commit
of the same CRIME OF SODOMY, committed as follows:

The said *Joseph Morse*, —
late of the City and County aforesaid, afterwards, to wit: On the day and in the year
aforesaid, at the City and County aforesaid, feloniously did *attempt to* voluntarily submit to carnal
knowledge of himself *by the anus*, by one *Alfred Edwards*,
a — male person, 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.

1050

BOX:

502

FOLDER:

4581

DESCRIPTION:

Moynighan, Anthony

DATE:

11/09/92



4581

Witnesses:

Off. Stenard (21st)

Deputy Sheriff
Ch. G. Stenard

[Handwritten signature]

Counsel,

Filed,

Pleads,

day of 189

at New York

THE PEOPLE

vs.
36
for us
com

CONCEALED WEAPON.
(Section 410, Penal Code.)

Anthony Maymighan

DE LANCEY NICOLL,

District Attorney.

Indictment No. 1492
Filed and Committed

A TRUE BILL.

John E. Sullivan

Forfeited

Wm. H. S. S. S.

Police Court 4 District.

City and County of New York ss.

of No. the 21st Precinct Police John Stewart
occupation Police Officer Street, aged 34 years,
that on the 5th day of November 1892, being duly sworn, deposes and says,
York, in the County of New York, Anthony Moynihan

(now here) did, with intent to use
against another person ^{deliberately}
concealed upon his person
a dagger or dirk or dangerous
knife in for the reason
that at about the hour of
3:30 A.M. on the aforesaid
day defendant arrested said
defendant on 3rd Avenue in
said City and found said
dirk or dagger, with the
blade open and ready to use,
in the inside pocket of the
coat then and there worn
upon defendant's person
and defendant with having
wilfully and feloniously violated
the provisions of Section 410
of the Penal Code of the State
of New York and takes that
he may be dealt with as
the law directs.

sworn to before me this
5th day of November 1892 John Stewart

Charles K. Lister
Police Justice

Sec. 198-200.

4 District Police Court.

CITY AND COUNTY
OF NEW YORK, ss:

Anthony Muenighan 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 and 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. Anthony Muenighan

Question. How old are you?

Answer. 36 years

Question. Where were you born?

Answer. Ireland

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

Answer. Massachusetts

Question. What is your business or profession?

Answer. Booker

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.
Anthony Muenighan

Taken before me this

day of Nov 1897Charles W. Swinton

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 Alfred

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 Nov 5 1889 Charles M. Smith Police Justice.

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

Dated _____ 188 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

1382

Police Court--- 4 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

John E. Elmer

vs.
William W. Wignam

Office of William W. Wignam
Wignam & Wignam

2
3
4

Dated May 5 1892
Samlr Elmer
Magistrate.
Officer.
Precinct.

Witnesses
No. Street.
No. Street.

No. Street.
\$ 500 to answer
Corner Court

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street

1056

Form No. 1.

THE WESTERN UNION TELEGRAPH COMPANY.

21,000 OFFICES IN AMERICA. CABLE SERVICE TO ALL THE WORLD.

This Company TRANSMITS and DELIVERS messages only on conditions limiting its liability, which have been assented to by the sender of the following message. Errors can be guarded against only by repeating a message back to the sending station for comparison, and the Company will not hold itself responsible for errors or delays in transmission or delivery of Unrepeated Messages, except the amount of toll paid thereon, nor in any case where the claim is not presented in writing within sixty days after the message is filed with the Company for transmission. This is an UNREPEATED MESSAGE, and is delivered by request of the sender, under the conditions named above.

THOS. T. ECKERT, General Manager

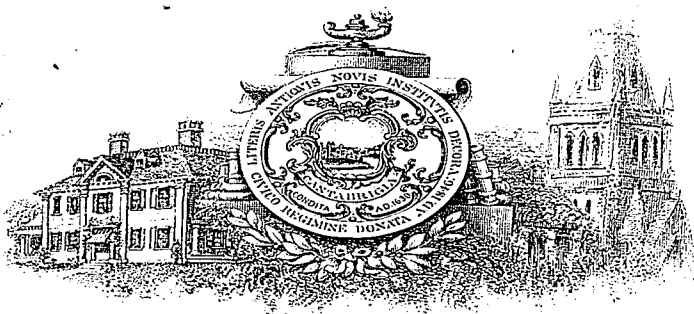
NORVIN GREEN, President.

NUMBER	SENT BY	REC'D BY	CHECK
2388	Amos	15	29

RECEIVED at the WESTERN UNION BUILDING, 195 Broadway, N. Y. 1892

Dated Oct 16 Boston Ms 16
 To C R Dimick 291 Broadway

Governor Russell is away in
the woods of Maine not
expected back till next week
Samuel Roads Jr
Private Secy



City of Cambridge
Mayor's Office

Cambridge, Nov. 16th, 1892.

To Recorder Smythe,--

I, Alpheus B. Alger of Cambridge in the County of Middlesex and Commonwealth of Massachusetts, Attorney-at-law, and Mayor of said Cambridge, on oath depose and say, that I have known Anthony Murnighan of said Cambridge, (now under arrest in New York) for the past fifteen years; that during that period of time he has sustained a good character, and has been a law-abiding and peaceable citizen.

His standing in the City of Cambridge is good; that I would testify to this effect were I present in Court, and would recommend the Court to place the complaint against said Murnighan (or Monahan) on file.

Alpheus B. Alger,

COMMONWEALTH OF MASSACHUSETTS.

#

Middlesex S. S.

Cambridge, Nov. 16th, 1892.

Then personally appeared the above named Alpheus B. Alger, and made oath that the above statement by him subscribed, is true to his best knowledge and belief.

Chas Mc Intire

Justice of the Peace.

Court of General Sessions

The People
vs
Arthur H. Hays

City & County of New York:

Charles H. Dimmick of
the City of Cambridge state of
Massachusetts being duly
sworn deposes and says: That
he is the Agent for the United
States consular service;
and does business for said
company in Boston in the
aforesaid state.

That he knows the defen-
dant above named for the
past fifteen years, having
seen him frequently and
knows his personal character
for honesty, sobriety, peace
and quietness. That the
character of said defendant
in regard to said matters
is good.

That defendant knows

the character and standing
of the persons with whom
said defendant associated
and their care of the best.

That defendant knows others
who know the defendant
and can produce them as
witnesses to the facts
shown, to be for and
the other side of the matter.

That is all the evidence.

A. J. [unclear] [unclear]

1060
W. General Sessions

The People

vs

Anthony Monaghan
affidavit as
to character

John Neale
att'y for deft.
of Chambers St
City.

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

THE PEOPLE OF THE STATE OF NEW YORK

against

Anthony Moynihan

The Grand Jury of the City and County of New York, by this indictment accuse
Anthony Moynihan
of a FELONY, committed as follows:

The said *Anthony Moynihan*
late of the City of New York, in the County of New York aforesaid, on the *fifth*
day of *November* in the year of our Lord one thousand eight hundred and
ninety-*two*, at the City and County aforesaid, with force and arms, feloniously did furtively
carry, concealed on his person, a certain instrument and weapon of the kind commonly known as
dirk, dagger and dangerous knife, with intent then and there
feloniously to use the same against some person or persons 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.

SECOND COUNT—

And the Grand Jury aforesaid, by this indictment further accuse the said
Anthony Moynihan
of a FELONY, committed as follows:

The said *Anthony Moynihan*
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, feloniously did possess a certain instrument and
~~weapon of the kind commonly known as~~ *dirk, dagger and dangerous knife*
by him then and there concealed, and furtively carried on his person, with intent then and there
feloniously to use the same against some person or persons 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 LANCEY NICOLL,
District Attorney.

1062

BOX:

502

FOLDER:

4581

DESCRIPTION:

Muhlenforth, William J.

DATE:

11/30/92



4581

Witnesses:

Mr J Cornick

Counsel,

Filed

day of

1892

Pleads,

THE PEOPLE

vs.

William J. Muhlenford

Grand Degree.
Penal Code.]

[Sections 528, 537,
Grand Larceny,

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

John E. Poulson

Foreman.

Dec 1/92

Heard & day

John J. Poulson

Police Court— District.

Affidavit—Larceny.

City and County }
of New York, } ss.

Thomas F. Cornick
 of No. *31 Beekman* Street, aged *49* years,
 occupation *News reader* being duly sworn,
 deposes and says, that on the *3d* day of *September* 189*7* 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 *day* time, the following property, viz:

Good and lawful money of
the United States consisting
of four main and bills of one
and five cent coins together of the
value of
Four hundred & sixteen *19/100* *Dollars*

the property of *The National News Company*
in the care & custody of its president
as Treasurer

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 *William M. Mullenbach*

for the reason and following to wit:
on said day deponent was in
deponent's office as an order clerk
and on said day deponent gave said
deponent and the aforesaid money to
pay the following newspapers the
"Herald Sun" "Times Tribune" and
"Daily Mercury" for papers; and that
said deponent failed to pay the
said money to the said papers but
appropriated the same to his own
use and deponent charges him with
the larceny of same

Thos F. Cornick

Sworn to before me, this

of *September* 189*7*

day

John M. Mullenbach
Notary Public

Sec. 198-200.

1882
District Police Court.

City and County of New York, ss:

William J. Mühlenforth 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 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.

William J. Mühlenforth

Question. How old are you?

Answer.

36 years

Question. Where were you born?

Answer.

United States

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

Answer.

330 E 31st Street New York

Question. What is your business or profession?

Answer.

Clear

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 have nothing to say

William J. Mühlenforth

Taken before me this:

27th
day of *December* 189 *3*

W. M. Mühlenforth

Police Justice.

Sec. 151.

1347

CITY AND COUNTY
OF NEW YORK,

Police Court District.

ss. In the name of the People of the State of New York; To the Sheriff of the
County of New York, or any Marshal or Policeman of the City of New York:

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of
the Police Justices for the City of New York, by Thomas J. Foguen
of No. 31 Beerman Street, that on the 3d day of September
1897 at the City of New York, in the County of New York, the following article, to wit:

Good and lawful money of the
United States Coin and Gold and Silver
in the form of one hundred and sixteen Dollars
of the value of Four hundred and sixteen 1910 Dollars,
the property of Complainant
was taken, stolen and carried away, and as the said Complainant has cause to suspect, and does
suspect and believe, by William J. Munkelbach

Wherefore, the said Complainant has prayed that the said Defendant may be apprehended
and bound to answer the said complaint.

These are Therefore, in the name of the PEOPLE of the State of New York, to command
you the said Sheriff, Marshals and Policemen, and every of you, to apprehend the body of the
said Defendant and forthwith bring him before me, at the 1st DISTRICT POLICE
COURT, in the said City, or in case of my absence or inability to act, before the nearest or most
accessible Police Justice in this City, to answer the said charge, and to be dealt with according to law.

Dated at the City of New York, this 4th day of September 1897

Colon R. Smith
POLICE JUSTICE.

Police Court...../.....District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

Warrant-Larceny.

Dated.....189

.....Magistrate.

.....Officer.

The Defendant.....
taken, and brought before the Magistrate, to
answer the within charge, pursuant to the
command contained in this Warrant.

Rayford Brown.....Officer.

Dated.....189

This Warrant may be executed on Sunday
or at night.

.....Police Justice.

1068

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.....

A guilty thereof, I order that he be held to answer the same, and he be admitted to bail in the sum of *Twenty 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,..... 189

[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.

Police Court---

District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Thomas F. Conner
William J. McLaughlin

2

3

4

Offense

BAILED,

No. 1, by.....

Residence Street.

No. 2, by.....

Residence Street.

No. 3, by.....

Residence Street.

No. 4, by.....

Residence Street.

Dated,

1892

Magistrate.

Officer.

Precinct.

Witnesses

No. Street.

No. Street.

No. Street.

\$ 5000 to answer.

Handwritten notes and signatures

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

William J. Muhlenforth

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

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

The said

William J. Muhlenforth

late of the City of New York, in the County of New York aforesaid, on the *3rd*
day of *September* in the year of our Lord one thousand eight hundred and
ninety-*two* at the City and County aforesaid, with force and arms,

*the sum of four hundred and
sixteen dollars and nineteen cents,
in money, lawful money of the
United States of America, and of
the value of four hundred and
sixteen dollars and nineteen cents*

of the goods, chattels and personal property of *one a certain corporation*
known as the National News Company

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.

Second COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further
accuse the said *William J. Muhlenforth*
of the same CRIME OF *Grand* LARCENY, in the
Second degree, committed as follows:

The said *William J. Muhlenforth*

late of the City of New York, in the County of New York aforesaid, on the *third*
day of *September* in the year of our Lord one thousand eight hundred and
ninety-*two*, at the City and County aforesaid, being then and there the *clerk*
and servant of a *certain corporation*
known as the *National News Company*

and as such *clerk and servant* then and there having in *his* possession,
custody and control certain goods, chattels and personal property of the said *Corporation*

the true owner thereof, to wit:

the sum of four hundred
and sixteen dollars in money, lawful
money of the United States of
America, and of the value of
four hundred and sixteen dollars
and nineteen cents,

did afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, with
force and arms, feloniously appropriate the said *sum of money*

to *his* own use, with intent to deprive and defraud the said *Corporation*

of the same, and of the use and benefit thereof; and the same goods, chattels and personal property
of the said *Corporation*

did then and there and thereby feloniously steal, 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.

1072

BOX:

502

FOLDER:

4581

DESCRIPTION:

Mullarkey, Hugh

DATE:

11/23/92



4581

262

Witnesses:

Off. Certificate 27th

Counsel,

Filed, *23rd* day of *Nov* 189*2*

Pleads, *guilty*

THE PEOPLE

vs.

B

Hugh, Mullarkey

VIOLATION OF THE EXCISE LAW.
Selling, etc., on Sunday.
[Chap. 401, Laws of 1892, § 53.]

I have caused an affidavit to be sworn to by me and a Justice of the Peace, and the same is now on file in the Court of Special Sessions for the City and County of New York.

John E. Fallon

DE LANCEY NICOLL

District Attorney.

A TRUE BILL.

John E. Fallon

Foreman.

1074

1997

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

THE PEOPLE OF THE STATE OF NEW YORK,
against

J. Hugh Mullarkey

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

J. Hugh Mullarkey
of the CRIME OF SELLING STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER ON SUNDAY, committed as follows:

The said *J. Hugh Mullarkey*

late of the City of New York, in the County of New York aforesaid, on the day of *November* ⁶ in the year of our Lord one thousand eight hundred and ninety-*two*, at the City and County aforesaid, the same being Sunday, certain strong and spirituous liquors, wines, ale and beer, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did sell, ~~to one~~

and to certain ~~other~~ persons whose names are 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 New York and their dignity.

SECOND COUNT—

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

J. Hugh Mullarkey
of the CRIME OF OFFERING AND EXPOSING FOR SALE ON SUNDAY STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said *J. Hugh Mullarkey*

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, the same being Sunday, certain strong and spirituous liquors, wines, ale and beer, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did offer and expose for sale to one

and to certain other persons whose names are 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 LANCEY NICOLL
District Attorney.

1075

BOX:

502

FOLDER:

4581

DESCRIPTION:

Mullen, James

DATE:

11/22/92



4581

1076

BOX:

502

FOLDER:

4581

DESCRIPTION:

Mullen, James

DATE:

11/22/92



4581

Witnesses:

Jo M Wade

229

Counsel,

Filed

day of Nov^r

1893

Pleads,

Equally 93

THE PEOPLE

vs.

James Stullen

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

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

John E. Follen

Foreman.

Part 3: Dec. 2/92

Tried and Convicted

24/17. Dec. 12, 1892

Police Court Third District.

Affidavit—Larceny.

City and County
of New York, ss:

Joseph M. Wade
 of No. 168 33rd Street, aged 42 years,
 occupation Decorative being duly sworn,
 deposes and says, that on the 19 day of November 1892 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 right time, the following property, viz:

One silver Watch of the value of
Forty five dollars

Wentworth

and he
was for

the property of Deponent

and that this deponent
 has a probable cause to suspect, and does suspect, that the said property was feloni-

ously taken, stolen and carried away by Jamies Mullin (over here)
 and an unknown person who escaped

that deponent is informed by Edward
Stoll of the 13th Precinct Police that he
 saw said Mullin take the aforesaid
 property from the pocket of the vest
 then and there worn by deponent—
 and when said officer caught the said
 Mullin said unknown man ran
 away

Wade

Sworn to before me, this 19 day

of Nov 1892

Notary Public.

1079

CITY AND COUNTY } ss.
OF NEW YORK,

1021

aged 13 years, occupation Base Officer of No. 13 Street, being duly sworn, deposes and

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

Sworn to before me, this 19 day

of Nov 1892

Edward J. Hall

Joseph F. Mott
Police Justice.

1080

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, SS:

District Police Court.

James South Muller
being duly examined before the under-
signed according to law, on the annexed charge, and being informed that it is his right to
make a statement in relation to the charge against him; that the statement is designed to
enable him if he 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. *James South Muller*

Question. How old are you?

Answer. *17 years.*

Question. Where were you born?

Answer. *New York*

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

Answer. *296 Third Ave 8 Nov*

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*
J. Muller

Taken before me this

day of

Mar 17
1895
John J. [Signature]
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 Augustus

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 Nov 19 1892 [Signature] Police Justice.

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

Dated Nov 19 1892 [Signature] 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 Nov 19 1892 [Signature] Police Justice.

Police Court--- 3 District. 1445

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Joseph F. Wade
16 New Chambers
James W. Walker

James W. Walker
James W. Walker

BAILED.

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

2
3
4

Dated *Nov 19* 18*92*

Duffy Magistrate.

Shatto Officer.

13 Precinct.

Witnesses *Call officer*

No. Street.

.....

No. Street.

.....

No. Street.

No. *1000* to answer *Let.*

Committed *at*

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

THE PEOPLE OF THE STATE OF NEW YORK

against

James Mullen

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

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

The said

James Mullen

late of the City of New York, in the County of New York aforesaid, on the *19th*
day of *November* in the year of our Lord one thousand eight hundred and
ninety-*two*, in the *night*-time of the said day, at the City and County aforesaid,
with force and arms,

*one watch of the value
of forty-five dollars*

of the goods, chattels and personal property of one *Joseph M. Wade*
on the person of the said *Joseph M. Wade*
then and there being found, from the person of the said *Joseph M. Wade*
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

1084

BOX:

502

FOLDER:

4581

DESCRIPTION:

Mullet, Victor

DATE:

11/02/92



4581

Witnesses:

3-46 *James*

Counsel,

Filed,

day of

1892

Pleas,

W. J. Sullivan

THE PEOPLE

vs.

P,

Victor Hubert

(2nd Count)

Defendant died April 16, 1933

See proofs exhibit

Murder of *Victor Hubert* by *Victor Hubert*

4-16-33 *Victor Hubert* Defendant in

DE LANCEY NICOLL, P. T.

District Attorney.

A TRUE BILL.

B. Woodward

Foreman.

NOTICE.
[The 343 and 344, Penal Code.]

GLUED PAGE

1086

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

Auctioneer

of 41 Park Row, New York City, being duly sworn deposes
21 years of age, and is employed as Chief agent of the New York Society for the
Suppression of Vice, that he has just cause to believe, is informed and verily does believe,
and charge that Victor Mullett herepresent

~~whose real name~~ unknown, but who can be identified by

Victor Mullett did, at the city of New York County
of New York and State of New York, on ~~or about~~ the 28th day of October 1892,
unlawfully use a room, table, establishment or apparatus for gambling purposes—and
did engage as a ~~dealer or game-keeper~~ in a gambling or banking game, where money or
property was dependent upon the result—and did sell, or offer to sell what is com-
monly called a "lottery policy," and a certain writing, paper, or insurance, upon the drawing
or drawn numbers of a certain lottery, hereto annexed, and did endorse and use a book or
other document for the purpose of enabling others to sell or offer to sell lottery policies,
writings, papers or documents in the nature of a bet, wager or insurance, upon the drawing
or drawn numbers of a lottery, against the form of the statute of the State of New York
in such case made and provided, and particularly section 344 of the Penal Code.

~~Deponent further says, he has just cause to believe, is informed and verily does~~
believe, his information being based upon personal observation and from statements made by
to deponent
that the said
aforesaid, now ha in possession, at in and upon
certain premises occupied by and situate and known as number
in the of and within
the County and State aforesaid, for the purpose of using the same as a means to commit a

1087

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

309 2.44 Oct. 28/92
Chas White & Pk 10c
R. J. M. C.
Victor Mullett

Anthony Bantock

of 41 Park Row, New York City, being duly sworn deposes and says, he is more than 21 years of age, and is employed as Chief agent of the New York Society for the Suppression of Vice, that he has just cause to believe, is informed and verily does believe, and charge that Victor Mullett herepresent

whose real name is unknown, but who can be identified by

did, at the city of New York County of New York and State of New York, on or about the 28th day of October 1892, unlawfully use a room, table, establishment or apparatus for gambling purposes—and did engage as a dealer or game-keeper in a gambling or banking game, where money or property was dependent upon the result—and did sell, or offer to sell what is commonly called a "lottery policy," and a certain writing, paper, or insurance, upon the drawing or drawn numbers of a certain lottery, hereto annexed, and did endorse and use a book or other document for the purpose of enabling others to sell or offer to sell lottery policies, writings, papers or documents in the nature of a bet, wager or insurance, upon the drawing or drawn numbers of a lottery, against the form of the statute of the State of New York in such case made and provided, and particularly section 344 of the Penal Code.

Deponent further says, he has just cause to believe, is informed and verily does believe, his information being based upon personal observation and from statements made by to deponent that the said aforsaid, now ha in possession, at in and upon certain premises occupied by and situate and known as number in the of and within the County and State aforesaid, for the purpose of using the same as a means to commit a

Deponent further says, that he is informed, has just cause to believe, and verily does believe from personal observation, transactions, and statements had with the said _____ that the said _____ aforesaid now ha in possession in, at, in, and upon certain premises occupied by and situate and known as the premises and place described in foregoing Affidavit in the _____ of _____, and within the County and State aforesaid, for the purpose of using the same as a means to commit a public offense, divers and sundry device, apparatus, tables, establishment, paraphernalia, layouts, chips, deal boxes, cards, lottery tickets, lottery policies, writings, papers, books and documents for gambling purposes, in violation of the provision of Chapter IX of the Penal Code of the State of New York.

Subscribed and sworn to before me this _____ day of _____ 189 _____

Police Justice.

THE PEOPLE		ON COMPLAINT OF		AGAINST	
Anthony Corvick		Anthony Corvick		1. Peter Wullett	
				2.	
				3.	
				4.	
				5.	
				6.	

Violation Sec. 344, P. C.
Gambling and Policy.

Affidavit of Complaint.

WITNESSES:

Anthony Corvick
R. B. McCall
411 Park Road

1089

(1885)

Sec. 198—200.

CITY AND COUNTY
OF NEW YORK

District Police Court.

Victor Mullett 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.

Victor Mullett

Question. How old are you?

Answer.

74 years

Question. Where were you born?

Answer.

Switzer Land

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

Answer.

309 East 44th Street 1 year

Question. What is your business or profession?

Answer.

Carpenter

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.
Victor Mullett

Taken before me this 28
day of Oct 1892

Police Justice.

[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 *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, *Oct 18 1892*.....*W. E. Mc*.....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.

1362

Police Court--

District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Anthony Ametick
Victor Bullitt

Offense of W. of Selling
Police Court

2
3
4

Dated, *Oct 28* 189*2*

Hogan

Magistrate.

English

Officer.

Cont

Precinct.

Witnesses *Robert B. Mc Gilly*

No. *41* *Park Row* Street.

No. Street.

No. Street.

\$ to answer

BAILED,

No. 1, by *Andrew Horn*

Residence *75 Park Row* Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

AGAINST

Victor Muller

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

Victor Muller
of the CRIME OF KEEPING A ROOM TO BE USED FOR GAMBLING PURPOSES, committed
as follows:

The said

Victor Muller

late of the *19th* Ward of the City of New York in the County of New
York aforesaid, on the *twenty eighth* day of *October* in the year of our
Lord one thousand eight hundred and ninety-*three*, at the Ward, City and County aforesaid,
with force and arms, unlawfully did keep a certain room in a certain building there situate, to be
used for gambling purposes, to wit: to be used for the purpose of therein conducting a certain gambl-
ing game commonly called "Policy," where money and property was dependent upon the result,
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

Victor Muller
of the CRIME OF KEEPING A ROOM TO BE USED FOR THE PURPOSE OF SELLING
LOTTERY POLICIES THEREIN, committed as follows:

The said

Victor Muller

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, unlawfully did keep a certain room in a certain building there
situate, to be used for the purpose of therein selling and offering to sell what are commonly called
Lottery Policies, and divers writings, papers, and documents in the nature of bets, wagers and in-
surances upon the drawing or drawn numbers of certain public and private lotteries, and of therein
endorsing and using books and other documents for the purpose of enabling divers persons to sell
and offer to sell lottery policies and other such writings, papers and documents, 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

Victor Mueller

of the CRIME OF SELLING TO ANOTHER WHAT IS COMMONLY KNOWN AS A LOTTERY POLICY, committed as follows:

The said

Victor Mueller

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

Robert B. Newberry

a certain paper, instrument and writing, commonly called a Lottery Policy, which said paper, instrument and writing, called a Lottery Policy, is as follows, that is to say:

5 10 15 20

(a more particular description of which said instrument and writing so commonly called a Lottery Policy is to the Grand Jury aforesaid unknown, and cannot now be given), against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

FOURTH COUNT:

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

Victor Mueller

of the CRIME OF SELLING A PAPER AND WRITING, IN THE NATURE OF A BET AND WAGER UPON THE DRAWN NUMBERS OF A LOTTERY, committed as follows:

The said

Victor Mueller

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

Robert B. Newberry

a certain paper and writing, in the nature of a bet and wager upon the drawn numbers of a certain lottery, the same being a scheme for the distribution of property by chance among persons who had paid or agreed to pay a valuable consideration for such chance (a more particular description of

which said lottery is to the Grand Jury aforesaid unknown, and cannot now be given), which said paper and writing is as follows, that is to say :

5 10 15 7 11

(a more particular description of which said paper and writing is to the Grand Jury aforesaid unknown, and cannot now be given), 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.

FIFTH COUNT:

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

Victor Hullet

of the CRIME OF SELLING A WRITING PAPER AND DOCUMENT IN THE NATURE OF AN INSURANCE UPON THE DRAWING OF A LOTTERY, committed as follows :

The said

Victor Hullet

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

Robert B. Hooley
a certain paper, writing and document in the nature of an insurance upon the drawing of a certain lottery, the same being a scheme for the distribution of property by chance among certain persons who had paid or agreed to pay a valuable consideration for such chance (a more particular description of which said lottery is to the Grand Jury aforesaid unknown and cannot now be given), which said paper, writing and document is as follows, that is to say :

5 10 15 7 11

(a more particular description of which said paper, writing and document is to the Grand Jury aforesaid unknown, and cannot now be given), 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.

Witnesses:

Counsel,

Filed,

Pleads,

1887

THE PEOPLE

vs.

Victor H. Hackett
(Defendant)

Def. H. Hackett, aged 16, 1937
Local name H. Hackett, Hackett
Sec. 14 Middle St. No. 10
Residing in New York
No. 14/45/96, 17 C. 12

DE LANCEY NICOLL,

District Attorney,

A TRUE BILL.

B. Loeber
Foreman.

POLICE.
[7th, 343 and 344, Penn. Code]

NEW YORK GENERAL SESSIONS.

THE PEOPLE &c.,

--against--

NICHOLAS MULLETT.

CITY AND COUNTY OF NEW YORK, SS:

MAX STEINER, of said City, being duly sworn, says: That he resides at No. 406 East 72nd Street, of said City; that he knew the above named defendant in his life time; that the above named defendant is the same person who signed the statement attached to the complaint against him in this action as N. Mullett, although the complaint herein and the indictment thereon found designate said defendant as Victor Mullett, that said N. Mullett, who was Nicholas Muller, (the "N" standing for Nicholas), died on April 16th, 1893, at No. 309 East 44th Street, in the City of New York; that he is the same person named and described herein as the defendant in the above entitled action.

Sworn to before me this)
14th day of February, 1895.)

Max Steiner

Adam G. L.
Notary Public
New York City

1097

18 H. 1894

NEW YORK,

2005

1895

A Transcript from the Records of the Deaths Reported to the Health Department of the City of New York.

COUNTY OF NEW YORK.

STATE OF NEW YORK.

CITY OF NEW YORK.

CERTIFICATE AND RECORD OF DEATH

No. of Certificate,

111563

I hereby certify that I attended deceased from Jan 1 1892 to April 16 1893 that I last saw him alive on the 16 day of April 1893, that he died on the 16 day of April 1893, about 7 o'clock A. M. or P. M., and that to best of my knowledge and belief, the cause of his death was as hereunder written:

Chief Cause,

Tuberculosis

Duration of Disease,

Contributing Cause,

DrunkDrunk

Sanitary Observations,

Witness my hand this

16 day of April 1893

Place of Burial,

Calvary

(SIGNATURE),

C. H. Schuchman

M. D.

Date of Burial,

April 18 1893

Undertaker,

Dr. A. P. Brown

RESIDENCE,

127 E 82 St

Residence,

872 7th

Burial permits issued at Criminal Court Building, Centre, White, Elm and Franklin Streets, { Week days, 7 A. M. - 5 P. M. }
 { Sundays and Holidays, 8 A. M. - 5 P. M. }

Date of Birth.	Full Name.	Age in years, months and days.	Color.	Single, Married or Widowed.	Occupation.	Birthplace.	How long in U. S. if foreign born.	How long resident in New York City.	Father's Name.	Father's Birthplace.	Mother's Name.	Mother's Birthplace.	Place of Death.	Last place of Residence.	Class of Death.	Indirect cause of Death.	Date of Record.
<u>April 18 1893</u>	<u>Michael Muller</u>	<u>44</u> yrs <u>34</u> days	<u>White</u>	<u>Married</u>	<u>Carver</u>	<u>Germany</u>	<u>44</u> yrs	<u>10.</u>	<u>John Muller</u>	<u>Germany</u>	<u>Anna Muller</u>	<u>Germany</u>	<u>3rd E 44 St</u>	<u>3rd E 44 St</u>	<u>1</u>	<u>accident</u>	<u>—</u>

A True Copy.

C. H. Schuchman

NOTICE.—In issuing this transcript of record, the Health Department of the City of New York does not certify to the truth of the record transcribed. The seal of the Board of Health attests only the correctness of the transcript, and no inquiry as to the facts reported has been provided for by law.

1098

GLUED PAGE

1099

L 10003

9 9 27
15 30 15 15 R

Exhibit A

Exhibit B

Now, New York City, being duly sworn deposes
21 years of age, and is employed as Chief agent of the
Suppression of Vice, that he has just cause to believe, is informed and verily does believe,
and charge that James Smith and Charles White
whose real name unknown, but who can be identified by

did, at the City of New York County
of New York and State of New York, on or about the 23rd day of September 1892,
and the 1st day of October 1892 inclusive
unlawfully use a room, table, establishment or apparatus for gambling purposes—and
did engage ~~as a dealer or game keeper~~ in a gambling or banking game, where money or
property was dependent upon the result—and did sell, or offer to sell what is com-
monly called a "lottery policy," and a certain writing, paper, or insurance, upon the drawing
or drawn numbers of a certain lottery, hereto annexed, and did endorse and use a book or
other document for the purpose of enabling others to sell or offer to sell lottery policies,
writings, papers or documents in the nature of a bet, wager or insurance, upon the drawing
or drawn numbers of a lottery, against the form of the statute of the State of New York
in such case made and provided, and particularly section 344 of the Penal Code.

Deponent further says, he has just cause to believe, is informed and verily does
believe, his information being based upon personal observation and ~~from~~ statements made by
R. B. McCully to deponent

that the said
James Smith and Charles White
aforesaid, now have in their possession, at in and upon
certain premises occupied by them and situate and known as number 838 East
14th St.
in the City of New York and within
the County and State aforesaid, for the purpose of using the same as a means to commit a

1100

public offense, divers and sundry device, apparatus, tables, establishment and paraphernalia layouts, ~~chips, deal boxes~~, cards, lottery tickets, lottery policies, writings, papers, books and documents for gambling purposes, in violation of the Provisions of Chapter IX of the Penal Code of the State of New York, wherefore deponent prays that warrants may be issued for the arrest of the persons named aforesaid, and to search for, seize and take possession of all of said unlawful matter, and that all be dealt with according to law.

Subscribed and sworn to before me this }
25th day of October 1892 }

Anthony Courtack

Police Justice.

CITY OF New York AND COUNTY OF New York ss.

Robert B. McCully, of 41 Park Row

being ~~deputy~~ sworn deposes and says that on the 2nd day of September 1892, and the 1st day of October 1892, deponent visited the said premises, named aforesaid, and there saw the said

James Smith and Charles White

aforesaid, and had dealings and conversation with them as follows:

Deponent purchased of James Smith the paper annexed aforesaid, marked "Exhibit A", or what is commonly called a lottery policy, and the said James Smith sold the same for the sum of 20 cents, which deponent paid said Smith for the same upon the 2nd day of September 1892.

Deponent further says that upon the first day of October 1892, he personally saw Charles White aforesaid sell the said paper marked exhibit B, which said paper deponent paid the said White the sum of 20 cents for the same, and deponent saw the said Smith write, record and sell "Exhibit H" and the said White write, record and sell "Exhibit B" as aforesaid.

Deponent further says, that he is informed, has just cause to believe, and verily does believe from personal observation, transactions, and statements had with the said James Smith and Charles White that the said James Smith and Charles White aforesaid now have in their possession in, at, in, and upon certain premises occupied by them and situate and known as the premises and place described in foregoing Affidavit in the City of New York, and within the County and State aforesaid, for the purpose of using the same as a means to commit a public offense, divers and sundry device, apparatus, tables, establishment, paraphernalia, layouts, chips, deal boxes, cards, lottery tickets, lottery policies, writings, papers, books and documents for gambling purposes, in violation of the provision of Chapter IX of the Penal Code of the State of New York.

Subscribed and sworn to before me this 28th day of April, 1894. } Robert B. McLeary
John P. [Signature] Police Justice.

THE PEOPLE	
ON COMPLAINT OF	
AGAINST	
1	<u>James Smith</u>
2	<u>Charles White</u>
3	
4	
5	
6	

Violation Sec. 344, P. C.
Gambling and Policy.

Affidavit of Complaint.

WITNESSES:

1102

(1335)

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, ss.

District Police Court.

Victor Mullett 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.

Victor Mullett

Question. How old are you?

Answer.

74 years.

Question. Where were you born?

Answer.

Gene Switzerland

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

Answer.

309 East 44th Street. 1 year

Question. What is your business or profession?

Answer.

Carpenter

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.
on Mullett

Taken before me this 28
day of Oct 1892

Police Justice.

[Signature]

1103

City and County of New York, ss:

In the name of the People of the State of New York:

To any Peace Officer in the City and County of New York:

Proof by affidavit having been this day made before me, by Anthony Bonaiuto & R. B. McLaughlin of 41 Park Row Street, New York City, that there is probable cause for believing that James Smith and Charles White

has in their possession, at, in and upon certain premises occupied by them and situated and known number 309 East 44th Street in said City of New York certain and divers device, establishment, apparatus and articles suitable for gambling purposes, lottery policies, lottery tickets, circulars, writings, papers and documents in the nature of a bet, wager or insurance upon the drawing or drawn numbers of a lottery, books and other documents for the purpose of enabling others to sell lottery policies and other writings, papers and documents, black-boards and gaming tables, with intent to use the same as a means to commit a public offense.

YOU ARE THEREFORE COMMANDED, at any time of the day or night time to make immediate search on the person of the said James Smith and Charles White and in the building situate and known as number 309 East 44th Street aforesaid, for the following property, to wit: all Faro layouts, Roulette Wheels and layouts, Rouge et Noir, or Red and Black layouts, gaming tables, chips, packs of cards, dice, deal boxes, lottery policies, lottery tickets, circulars, writings, papers, documents in the nature of bets and wagers, or insurance upon the drawings, or drawn numbers of a lottery, books documents for the purpose of enabling others to gamble or sell lottery policies, black-boards, slips or drawn numbers of a lottery, money to gamble with, and all device, establishment, apparatus and articles suitable for gambling purposes.

And if you find the same, or any part thereof, to bring it forthwith before me at the 1st District Police Court at the Court House at Centre Street in the City of New York.

Dated at the City of New York, the 28th day of October 1887.

[Signature]

POLICE JUSTICE.



Inventory of property taken by Patrick English the Peace Officer by whom this warrant was executed :

~~Pare layouts, Roulette Wheels, Roulette layouts, Rouge et Noir lay-~~
~~outs, gaming tables, chips, packs of cards, dice, deal~~
~~boxes, deal trays for holding chips, cue boxes, markers, tally cards,~~
~~ivory balls, lottery policies, lottery tickets, 2 Lottery circulars, a few writings, 4~~
~~papers, loose black boards, 2 phs slips, or drawn numbers in policy, 1 quic money, 34~~
~~manifold sheets, 1 brass pencil~~

City of New York and County of New York ss:
 I, Patrick English the Officer by whom this warrant was executed,
 do swear that the above Inventory contains a true and detailed account of all the property taken by me in this warrant.

Sworn to before me, this 28th day of October 1892 Patrick English

Police Justice.

Police Court--- District.

THE PEOPLE, &c.,
 ON THE COMPLAINT OF
Anthony Conducci et al.
 vs.
James Smith
Chas White

509
 dated Nov 18 1892

Justice.

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.....

Remond
 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, *Oct 20* 1892 *[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.

W. 1362
1334

Police Court--- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Arthur Comstock
vs.
Victor Mullett

2
3 James Smith
not yet arrested
4

Offense
Lying Pledgy

BAILED,

No. 1, by Andrew Horn
Residence 75 Park Row Street.

No. 2, by
Residence Street.

No. 3, by
Residence Street.

No. 4, by
Residence Street.

Dated, Oct 28 189 2

Hogman Magistrate.

English Officer.

Court Precinct.

Witnesses R. B. McCall

No. 41 Park Row Street.

No. Street.

No. Street.

\$ to answer G. S.

1107

(1360)

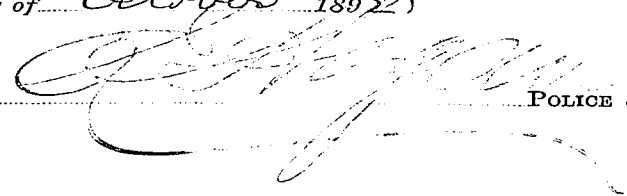
City and County }
of New York. } ss.

Police Court, 1st District.

Robert B. McCully

of No. 41 Park Row Street, being duly sworn, deposes and says,
that Victor Mullett (now present) is the person of the name of
Charles White mentioned in deponent's affidavit of the 28th
day of October 1892, hereunto annexed.

Sworn to before me, this 28th day of October 1892, Robert B. McCully


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

Victor Mullet

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

Victor Mullet
of the CRIME OF KEEPING A ROOM TO BE USED FOR GAMBLING PURPOSES, committed
as follows:

The said

Victor Mullet

late of the *19th* Ward of the City of New York in the County of New
York aforesaid, on the *second* day of *September* in the year of our
Lord one thousand eight hundred and ninety-*two*, at the Ward, City and County aforesaid,
with force and arms, unlawfully did keep a certain room in a certain building there situate, to be
used for gambling purposes, to wit: to be used for the purpose of therein conducting a certain gambl-
ing game commonly called "Policy," where money and property was dependent upon the result,
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

Victor Mullet
of the CRIME OF KEEPING A ROOM TO BE USED FOR THE PURPOSE OF SELLING
LOTTERY POLICIES THEREIN, committed as follows:

The said

Victor Mullet

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, unlawfully did keep a certain room in a certain building there
situate, to be used for the purpose of therein selling and offering to sell what are commonly called
Lottery Policies, and divers writings, papers, and documents in the nature of bets, wagers and in-
surances upon the drawing or drawn numbers of certain public and private lotteries, and of therein
endorsing and using books and other documents for the purpose of enabling divers persons to sell
and offer to sell lottery policies and other such writings, papers and documents, 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

Victor Muller

of the CRIME OF SELLING TO ANOTHER WHAT IS COMMONLY KNOWN AS A LOTTERY POLICY, committed as follows:

The said

Victor Muller

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

Robert B. McCully

a certain paper, instrument and writing, commonly called a Lottery Policy, which said paper, instrument and writing, called a Lottery Policy, is as follows, that is to say:

3 4 2 7
15 30 45 11 15

(a more particular description of which said instrument and writing so commonly called a Lottery Policy is to the Grand Jury aforesaid unknown, and cannot now be given), against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

FOURTH COUNT:

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

Victor Muller

of the CRIME OF SELLING A PAPER AND WRITING, IN THE NATURE OF A BET AND WAGER UPON THE DRAWN NUMBERS OF A LOTTERY, committed as follows:

The said

Victor Muller

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

Robert B. McCully

a certain paper and writing, in the nature of a bet and wager upon the drawn numbers of a certain lottery, the same being a scheme for the distribution of property by chance among persons who had paid or agreed to pay a valuable consideration for such chance (a more particular description of

1110

which said lottery is to the Grand Jury aforesaid unknown, and cannot now be given), which said paper and writing is as follows, that is to say :

3 9 2 7
15 30 45

1 15

(a more particular description of which said paper and writing is to the Grand Jury aforesaid unknown, and cannot now be given), 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.

FIFTH COUNT:

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

Victor Muller

of the CRIME OF SELLING A WRITING PAPER AND DOCUMENT IN THE NATURE OF AN INSURANCE UPON THE DRAWING OF A LOTTERY, committed as follows :

The said

Victor Muller

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

Robert B. McCully
a certain paper, writing and document in the nature of an insurance upon the drawing of a certain lottery, the same being a scheme for the distribution of property by chance among certain persons who had paid or agreed to pay a valuable consideration for such chance (a more particular description of which said lottery is to the Grand Jury aforesaid unknown and cannot now be given), which said paper, writing and document is as follows, that is to say :

3 9 2 7
15 30 45

1

15

(a more particular description of which said paper, writing and document is to the Grand Jury aforesaid unknown, and cannot now be given), 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.

BOX:

502

FOLDER:

4581

DESCRIPTION:

Mulqueen, Peter F.

DATE:

11/23/92



4581

Off Post 27th

Filed, *23* day of *May* 189*5*

Pleas, C. Whaley 25

775

3

Peter J. Indignem

...the ... reported ... to be ...
... of ... Nations for ...
... Final ...

16134

DE LANCEY NICOLL.

District Attorney.

A TRUE BILL

John E. Farrell

Foreman.

VIOLATION OF THE EXCISE LAW.
Selling, etc., on Sunday.
[Chap. 401, Laws of 1892, § 33].

[Chap. 401, Laws of 1892, § 32].

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Peter J. Mulqueen

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

of the CRIME OF SELLING STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER ON SUNDAY, committed as follows:

The said

Peter J. Mulqueen

late of the City of New York, in the County of New York aforesaid, on the day of *August* *28th* in the year of our Lord one thousand eight hundred and ninety-*two*, at the City and County aforesaid, the same being Sunday, certain strong and spirituous liquors, wines, ale and beer, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did sell, to ~~one~~

and to certain other persons whose names are 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 New York and their dignity.

SECOND COUNT—

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

Peter J. Mulqueen

of the CRIME OF OFFERING AND EXPOSING FOR SALE ON SUNDAY STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said

Peter J. Mulqueen

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, the same being Sunday, certain strong and spirituous liquors, wines, ale and beer, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did offer and expose for sale to one

Edward Partell

and to certain other persons whose names are 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 LANCEY NICOLL

District Attorney.

1114

BOX:

502

FOLDER:

4581

DESCRIPTION:

Munoz, Thomas V.

DATE:

11/29/92



4581

1115

Witnesses :

Adelaide L. Gardner

Counsel,

Filed 29 day of Dec 1892

Pleads, Guilty

THE PEOPLE

vs.

Thomas V. Munoz

Hand on boarding house keeper
[Sec. 382, Penal code]

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

John E. Pacion
Dec 2 - Dec 5 1892. Foreman.
Trial and Acquitted

1116

(1365)

Police Court—4 District.

Affidavit—Larceny.

City and County }
of New York, } ss.

of No. 752 West 55th Street, aged 38 years,
occupation boarding-house keeper being duly sworn,
deposes and says, that on the 11th day of August 1892 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 day time, the following property, viz:

Seventy-six Dollars, food and
lawful money of the United States

\$76.00

the property of Deponent

and that this deponent
has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen
and carried away by Thomas V. Munoz (now here)

from the fact, that for some time
prior to said date defendant was a
boarder at deponent's house and owed
deponent said amount of money for
board and lodging; that, on said date,
defendant in payment of said board
bill gave to deponent a check, hereto
annexed, dated August 11, 1892, and
drawn to the order of deponent on the
Garfield National Bank and signed
by defendant. That said check was
returned to deponent as of no account
and no value; that deponent is informed
by one Henry A. Dunkley, book-keeper

Subscribed and sworn to before me this
1892

Police Justice

1117
of said Garfield National Bank, that on the
above-named date there was no money
in said bank to the credit of the defendant
said defendant's account with said bank
having been closed some time prior said
date. That, deponent therefore accuses
defendant of defrauding him of said
amount of money by means of said
worthless check and prays that he may
be dealt with as the law directs.

Subscribed before me this
25th day of November 1892

Adolphus L. Lardner

John Ryan
Police Justice

1118

CITY AND COUNTY }
OF NEW YORK, } ss.

1377

Henry A. Dunkley
aged 30 years, occupation book-keeper of No. 491 Tompkins Ave. Brooklyn Street, being duly sworn, deposes and
says, that he has heard read the foregoing affidavit of Adelaide L. Larkin
and that the facts stated therein on information of deponent are true of deponent's own
knowledge.

Sworn to before me, this

13

day of

November 1891

Henry A. Dunkley

John H. Ryan
Police Justice.

1119

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

Thomas P. 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. *Thomas P. Murray*

Question. How old are you?

Answer. *20 Years*

Question. Where were you born?

Answer. *Central America*

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

Answer. *311 West 50 Street - 1 week*

Question. What is your business or profession?

Answer. *Student Medicine*

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*
Thos. P. Murray.

Taken before me this 23 day of January 1891

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 Arthur and

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, Nov 23 1892 John Ryan 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.

146
1884

Police Court--- District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Adelphus D. Long
Thomas O. Wingo

Strand on board of home
[Sec. 382, Penal Code]

2
3
4

Dated, *Mar 23* 189 *2*
Pagan Magistrate.
Morris Officer.
22 Precinct.

Witnesses

No. Street.

No. Street.

No. Street.

§ *570* to answer *Griff*

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

POOR QUALITY
ORIGINAL

1122

23RD ST

NO. 54

NEW YORK June 11th 1892

THE GARFIELD NATIONAL BANK

6TH AVE

PAY TO THE ORDER OF John H. [unclear]

DOLLARS

\$ 700

Per [unclear]

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 J. Murray

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this

indictment, accuse *Thomas J. Murray*

a *Kindness*, -

of the crime of

committed as follows:

The said *Thomas J. Murray*

late of the City of New York, in the County of New York aforesaid, on the

seventh day of *August*, in the year of our Lord one thousand
eight hundred and ninety-*two*, — at the City and County aforesaid,

did unlawfully obtain good and accon-
modation to the amount of the value of
seventy six dollars, at the boarding house
of one Adelaide J. Gardner, there situate,

without paying thereof, with intent to
defraud the said Adelaide S. Gardner,
the proprietor of the said boardinghouse,
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 her dignity.

Wm. F. M. M. M.,

District Attorney.

1125

BOX:

502

FOLDER:

4581

DESCRIPTION:

Murdoch, William

DATE:

11/11/92



4581

Witnesses:

John J. Murphy
James Brennan

57

Counsel,

Filed

Pleads,

day of

189

THE PEOPLE

vs.

William Murdoch

R

W. Murdoch
Geo H. D

Grand Larceny, [Sections 225, 226, 227, Penal Code.]
Degree.

De LANCEY NICOLL,
District Attorney.

A TRUE BILL.

John E. Poirer Foreman.
Apr 14/92
Wm. J. Poirer
2 yrs & 10 mos
Dec 2/92

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

THE PEOPLE OF THE STATE OF NEW YORK

against

William Murdoch

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

William Murdoch

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

The said

William Murdoch

late of the City of New York, in the County of New York aforesaid, on the *fourth*
day of *November* in the year of our Lord one thousand eight hundred and
ninety-*two*, at the City and County aforesaid, with force and arms,

one barrel of molasses of the value

30 of thirty dollars, one hundred and

five bags of flour of the value

210 of two dollars each bag, one barrel

10 of rice of the value of ten dollars, one

20 barrel of sugar of the value of twenty

70 dollars, and divers other goods, chattels

and personal property (a more par-

ticular description whereof is to the

Grand Jury aforesaid unknown) of

the value of two hundred dollars of

of the goods, chattels and personal property of one James E. Nichols

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.

1128

BOX:

502

FOLDER:

4581

DESCRIPTION:

Murphy, Andrew

DATE:

11/28/92



4581

Witnesses:

Officer Morris
22nd P.C.

Counsel,

Filed, 22nd day of April, 1892

Filed, 22nd day of April, 1892

THE PEOPLE

vs.

VIOLATION OF THE EXCISE LAW.
[Chap. 401, Laws of 1892, § 32].
Selling, etc., on Sunday.

Andrew Murphy

DR. LANCEY NICOLL

District Attorney.

A TRUE BILL.

John C. Follen

Foreman.

1130

Court of General Sessions of the Peace

1907

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Andrew Murphy

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

Andrew Murphy
of the CRIME OF SELLING STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER ON SUNDAY, committed as follows:

The said

Andrew Murphy

late of the City of New York, in the County of New York aforesaid, on the day of September ^{18th} in the year of our Lord one thousand eight hundred and ninety-two, at the City and County aforesaid, the same being Sunday, certain strong and spirituous liquors, wines, ale and beer, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did sell, to ~~one~~

and to certain ~~other~~ persons whose names are 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 New York and their dignity.

SECOND COUNT—

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

Andrew Murphy
of the CRIME OF OFFERING AND EXPOSING FOR SALE ON SUNDAY STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said

Andrew Murphy

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, the same being Sunday, certain strong and spirituous liquors, wines, ale and beer, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did offer and expose for sale to one

Frank J. Morris

and to certain other persons whose names are 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 LANCEY NICOLL

District Attorney.

1131

BOX:

502

FOLDER:

4581

DESCRIPTION:

Murphy, John

DATE:

11/14/92



4581

1132

BOX:

502

FOLDER:

4581

DESCRIPTION:

Martin, James

DATE:

11/14/92



4581

Witnesses:

Joe Ricca
Stephen Golding
off Scully 10th fac

Counsel,

Filed day of 189

Pleads,

THE PEOPLE

12th Jan 1892

John Murphy

James Martin

James Martin

DE LANCEY NICOLL,

District Attorney.

Chas. T. Ryan v. J. J. Ryan

A TRUE BILL.

Don E. Poirer

Foreman.

Part 3. Nov 21/92

W. L. P. Leads. Burg 3rd day

N. 2. Trial and Convicted

Rec. Stephen Poirer

29

Rec'd

Burglary in the Third Degree.
[Section 498, 1892, c. 25, § 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100]

Police Court—1st District.

City and County { ss.:
of New York,

of No. 246 Bowning Street, aged 48 years,
occupation Hatter being duly sworn

deposes and says, that the premises No. 246 Bowning Street, 14 Ward
in the City and County aforesaid the said being a three story
building the ground floor of
which was occupied by deponent as a hat store
~~and in which there was at the time a bureau being by name~~

were BURGLARIOUSLY entered by means of forcibly removing the
iron bars from a window at the rear of
said store and raising said window

on the 26 day of October 1892 in the night time, and the
following property feloniously taken, stolen, and carried away, viz:

five coats a quantity of
hats and two valises the whole
being valued at one hundred dollars

\$100.00
100

the property of

Reperment

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 Humphrey and James Martin
who were acting in concert

for the reasons following, to wit:

at the hour of 10 o'clock
P.M. on October 25th deponent securely
locked and fastened the doors and
windows of said premises, the
iron bars on the window at the rear
of said store being intact, the
said property being in said store.
Deponent having found the said
bars removed, the said window raised

CITY AND COUNTY }
OF NEW YORK, } ss.

Cornelius Daulty
aged *29* years, occupation *Dr. Lecturer* of No. *10th Avenue*

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

Sworn to before me, this
day of *January* 188*2*

Cornelius D. Daulty
John H. Leising
Police Justice.

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 42 years, occupation Drum

of No.

240 Elizabeth Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of Stephen Golding
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this

day of March 1882

Joseph Ricca
Police Justice.

Sec. 198-200.

CITY AND COUNTY OF NEW YORK } ss.

District Police Court.

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. *27 years.*

Question. Where were you born?

Answer. *New York*

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

Answer. *358-1st Avenue, Manhattan*

Question. What is your business or profession?

Answer. *Glass Polisher*

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 ever faithfully -*
John Murphy

Taken before me this

day of

March 1887
Wm. H. Brady

Police Justice.

1139

Sec. 198-200.

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

James Martin 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.

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
James Martin

Taken before me this
day of *March* 189*2*
Wm. J. Brady
Police Justice.

1140

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, _____ 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.

114

Police Court---

District.

1334/406

THE PEOPLE &c
OF THE COMPLAINING

Stephen Golding
John Murphy
James Martin

Offense

James Martin

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

3

4

Dated,

189 2

Magistrate.

Officer.

Precinct.

Witnesses

No. _____ Street.

No. _____ Street.

No. _____ Street.

\$ 1000 to answer

\$1000 by *with 7/11/14*

POOR QUALITY
ORIGINAL

1142

PART II.

The Court Room is in the Third Story and Fronting the Park.
If this Subpoena is disobeyed, an attachment will immediately issue.
Bring this Subpoena with you, and give it to the officer at the Court Room door, that your attendance may be known.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

SUBPOENA FOR A WITNESS TO ATTEND THE GENERAL SESSIONS OF THE PEACE.
In the Name of the People of the State of New York.
To *Mr. Herman*
of No. *78 East 79th 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 *Oct* 189 *at the hour of 11 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 *Davidford Smith*
Dated at the City of New York, the first Monday of *Oct* in the year of our Lord 189 *2*
Bozoe Ricardo Smith
De Lancey Nicoll
De Lancey Nicoll, District Attorney.

Nov 25-89
 Genl. Secy. S. M.

Sir I am writing in the
 time about 6 m. for Mr.
 S. M. Please Sir to find
 out about it: delay as I am
 anxious to know what are
 going to be done with me.
 I was never before a
 prisoner in my life and I
 was never arrested before. I
 in whatever in my life I am
 in this city 10 years and now I
 am living I was under the influ-
 ence of liquor when I was
 this act. I wish to be
 to find myself in our Prison
 again. Please to look up my
 case. Sir. No more
 I am yours & bed of friends
 Samuel S. Smith Prison

ENTIRE CHARGE TAKEN OF PROPERTY.

NOTARY PUBLIC.

RENTING AND COLLECTING A SPECIALTY.

JOHN J. CLANCY & Co.

(MEMBER OF REAL ESTATE EXCHANGE).

Real Estate, Loans and Insurance,

1783 BROADWAY.

Near 58th Street.

ESTABLISHED 1873.

New York. Nov 16th 1891.

To whom it may concern;

This is to certify that Sanford Smith was in our employ as Elevator man & Hall man at the Lonsdale Apartment House and gave satisfaction during the time so employed.

John J. Clancy & Co.

COURT OF GENERAL SESSIONS-Part III.

T He People of the State of New York, Before Hon. Fred'k.
 against : Smyth, and a Jury.
 :
 JAMES MARTIN, impleaded with James :
 Murphy. : :

Indictment filed November 14th 1892.

Indicted for burglary in the third degree.

New York, November 21st 1892.

APPEARANCES: For the People, Assistant District Attorney B. S. Weeks.

For the defendant Mr. G. A. C. Barnett.

STEPHEN GOLDING, a witness for the People, sworn, testified:

I am a hatter doing business at No. 248 Bowery in this city. I closed my store securely on the night of the 25th of October last. On the morning of the 26th I woke up about half past six o'clock. I looked around the store and I saw that two iron bars had been broken out of the back window. A man could get through the opening thismade. A couple of valises, a small office coat were missing. The value of these articles was about twenty five dollars. I afterwards identified one of the valises found on the person of the defendant as my property. I live upstairs over the store.

JOSEPH RICCI, a witness for the People, sworn, testified:

I am an Italian. I keep a grocery store at No. 240 Elizabeth street . I saw the defendant Martin in my store in company with Murphy about the 25th or 26th of

October. Murphy left a little valise with me and asked me to keep it for him he went away. Two days afterwards the defendant Martin came to the store and asked for the valise which Murphy had left there with me. I gave it to him. Murphy had told me to give the valise to Martin in case he came for it. I did not know anything about the valise having been stolen.

CORNELIUS SCULLY, a witness for the People, sworn, testified:

I am an officer attached to the 10th precinct. I am the ward man. On the morning of the 26th of October I was placed on this case. I went and examined the premises of Mr. Golding and saw the two bars which had been broken in the rear window. I went to the house directly in the rear on Elizabeth street. I knew that a number of boys congregated there. I had seen Murphy and Martin in that house before. I searched the place and found some articles which Mr. Golding identified as belonging to him. I then went and arrested Murphy. He has pleaded guilty to this charge. I arrested Martin and told him I heard he was connected with this burglary; he denied any connection with it. I then learned from the Italian that he had left this parcel there. Martin admitted taking the things out of the Italians store and pawing a coat. He then told me that the valise was in Ricci's. These premises are in the 4th ward.

CROSS EXAMINATION:

It was in consequence of a conversation with mMurphy that I arrested . Martin . These boys have been in the habit of hanging out around this house in Elizabeth street for some time . He told me that Muprhy had taken him to the Italian's and had told the Italian to give him the things when he came for them . He said he did not know they had been stolen .

JOHN HANLON, a witness for the People, sworn, testified:

I am a police officer . I heard the man Martin say that the coat was pawned in Fry's pawn shop in Houston Street .

D E F E N D A N T .

JAMES MARTIN, the defendant, sworn, testified:

I am twenty-one years old. I have always lived in this city . I have known Murphy about six months. I have been in the habit of hanging around this house in Elizabeth street. I have not been charged with crime before. Murphy took me to the Italians and I took the coat and pawned it for him . I did not know it had been stolen . I had nothing to do with the burglary in Golding's place. Muprhy did not tell me anything of it. I asked him if there was anything wrong about the coat at the time I took it and he told me "No".

CROSS EXAMINATION:

I was arrested ~~one~~ for disorderly conduct. I was coming home from a racket and made too much noise. I do not know where I was the night this burglary was committed . Murphy did not live in this house in Elizabeth street; it was just a meeting place we had . I did not

know that Murphy was a thief or that the other boys who were around there were thieves. I told the officer at first that I did not know anything about this matter at all . I meant that I was not concerned in the burglary . At the time I took these things from the Italians and went to pawn them I had no idea that they were stolen. KI simply asked Murphy if there was anything wrong about the things because he did not pawn them himself. I gave the money that I got on the things to Murphy . I told the officer the name of the pawn shop where the coat was pawned . The ticket went to Murphy. I am not standing around this Elizabeth street house every evening.

The jury returned a verdict of guilty of receiving stolen goods.

TO THE CHIEF CLERK. ²²⁵⁸

Please send me the Papers in the Case of
PEOPLE

vs.

James Martin -
Convicted in
Nov. or Dec 92
sentenced by
Rec^d Smith to
3 yrs. S.P. for
Burglary -
Mr. Wells.

Please
send up the
indictment in
this case, as we
wish to remit
before jury the
second offense
indictment

District Attorney.

G. Batten

Police Department of the City of New York
 Superintendent's Office
 300. Mulberry St.

New York, Sept 18 1895

Capt Thompson

Sir

The Prisoner

James Martin, was Arrested by me on
 Nov 3. 1894. for Burglary. He with one
 John Murphy. forced an Entrance through
 the rear window of Golding's Hat Store
 on West Side of Broadway bet Prince & 4th Spring
 taking from Store Hats valued at \$150 &
 1 Suit of clothes & some jewelry - all about
 \$200.00 Sentenced by Recorder Smyth
 to 3 years in S. Prison.

(The date of Sentence
 I have no Record of)

Respectfully
 John Hadron
 C. O.

POOR QUALITY
ORIGINAL

1151

PART II.

THE COURT ROOM IS IN THE THIRD STORY AND FRONTING THE PARK.
If this Subpoena is disobeyed, an attachment will immediately issue.
Bring this Subpoena with you, and give it to the officer at the Court Room door, that your attendance may be known.
[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

Do see Recorder Smyth 1702
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 *Ellen D. Brown* Not found
of No. *410 W 58* Street
511 W 143 St.

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 *Oct* 189*2* at the hour of 11 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

William Pughley
Dated at the City of New York, the first Monday of
in the year of our Lord 189*2*

DE LANCEY NICOLL, District Attorney.

*211 West 43rd Str. is
a private residence
and which is not occupied
at present, the family
being away in Europe.

Should the case not be called on for trial, and no reason
assigned in Court, please inquire in the District Attorney's
Office about it, and you may save time.
If inconvenient to remain, and you prefer another day,
state this early to the District Attorney, in the Court.
If ill when served, please send timely word to the District
Attorney's Office.
If you know of more testimony than was produced be-
fore the Magistrate, or if a fact which you think material
was not there brought out, please state the same to the
District Attorney or one of his Assistants.

1153

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
James Martin

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

John Murphy and James Martin

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

The said *John Murphy and James Martin, both*

late of the *14th* Ward of the City of New York, in the County of New York aforesaid, on the
56th day of *October*, in the year of our Lord one
thousand eight hundred and ninety-*two*, in the *night*-time of the same day, at the
Ward, City and County aforesaid, a certain building there situate, to wit, the *store* of
one

Stephen Golding

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 *Stephen*
Golding in the said *store*
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 James Martin

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

The said

John Murphy and James Martin, 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 *night* time of said day, with force and arms,

*thirty hats of the value of three
dollars each, two coats of the
value of fifteen dollars each,
two valises of the value of five
dollars each*

of the goods, chattels and personal property of one

Stephen Golding

in the

store

of the said

Stephen Golding

there situate, then and there being found, in the

store

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.

DeLancey McCall,
District Attorney

1155

THIRD COUNT:

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

John Murphy and James Martin
of the CRIME OF RECEIVING STOLEN GOODS, committed as follows:

The said

John Murphy and James Martin, 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,

thirty hats, of the value of three dollars each, two coats, of the value of fifteen dollars each, two valises of the value of five dollars each

of the goods, chattels and personal property of

Stephen Golding

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

Stephen Golding

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

Murphy and James Martin

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.

1156

BOX:

502

FOLDER:

4581

DESCRIPTION:

Murphy, John J.

DATE:

11/18/92



4581

Witnesses:

Counsel,

Filed

(day of

189

Pleas,

THE PEOPLE

us.

Burglary in the Third Degree,
Section 488, Art. 2, Ch. 14, Laws of 1901.

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

John E. Foreman

Foreman.

Part 3, Dec. 13/1901.
~~Read and convicted~~
7 Read and convicted
Barry 3d day.
16.

Pen one year
D. J. 1901

1157

Police Court—6th District.

City and County } ss.:
of New York,

of No. 124 Union Street, High Bridge John Mur aged 42 years,
occupation Foreman being duly sworn

deposes and says, that the ~~premises~~ New York & Northern Railroad Shop
in the City and County aforesaid, the said being a Tool house,
and a iron and steel frame building
~~and which was occupied by deponent as~~
~~and in which there was at the time a human being, by name~~

~~was~~ **BURGLARIOUSLY** entered by means of forcibly breaking the
lock in the door, leading into said
premises.

on the 16th day of November 1887 in the Night time, and the
following property feloniously taken, stolen, and carried away, viz:

One wrench, of the value of
about Two dollars

the property of New York City & Northern Railroad
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 Murphy.

for the reasons following, to wit: that at the hour of 6⁴⁰ P.M.
this deponent saw a light in said
premises, and on investigating, saw
this defendant, in said premises,
deponent caught this defendant
and held him, and subsequently
had him arrested, wherefore deponent
charges this defendant with felonious-
ly breaking into and entering

said premises, and asks that he
may be dealt with according to
law.

Sum to before me } Before Me
this 17th day of November 1892

W. C. McCook

Police Justice

Police Court District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

Degree.

Burglary

Dated

188

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of \$ Bail.

Bailed by

No.

Sired.

1160

Sec. 198-200.

CITY AND COUNTY } ss.
OF NEW YORK.

6 ~ District Police Court.

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

Taken before me this

17-18-19
W. J. J. J.
Police Justice.

1161

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 November 17 1892 Occidental Police Justice

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

Dated 18 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 18 Police Justice.

Police Court---

6th 1425 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

John Muir
225 Cambridge St. Bridge
John Murphy

Office of
Jury

BAILED.

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Dated November 17 1892

Meads Magistrate.

Martin Officer.

31- Precinct.

Witnesses

No. Street.

No. Street.

No. 1000 98 Street.

\$ to answer

Com. 10/1

THE PEOPLE

COURT OF GENERAL SESSIONS, PART III.

vs

BEFORE JUDGE EOWING.

JOHN J. MURPHY.

Tuesday, December 13, 1892.

Indictment for burglary in the third degree.

A Jury was empanelled and sworn.

JOHN MUIR, sworn and examined:

I am engine despatcher of the New York and Northern Railroad. The machine shop is at Sedgwick Avenue, High Bridge, in the city of New York. On the 10th of November I saw the prisoner at the bar; it was about 6:30 or 6:40 in the evening. I saw him come out of the New York and Northern Machine Shop. At that time he had a wrench in his possession. I sent another man after him to see where he went. I afterwards went to the machine shop. The shop was locked up before he went there; I did not lock it up myself, the man who closed the shop locked it. I know the door was locked because I tried it after this other man went home, and before the defendant went into it. I saw the defendant in the building; he did not have any right there; he was not employed there. I seen a light shining through the crack of the building and I went down and held him there until Officer Martin came and arrested him.

CROSS EXAMINATION:

You say this wrench was taken away from the machine shop building of the New York and Northern Railway? Yes. Did you ever see that wrench before you saw it in the hands of the prisoner? No; I will not swear that that wrench belonged to the New York and Northern Railway. The prisoner was not doing anything when I found, he was standing up; the door

was not locked then. The prisoner did not give any explanation of what he was doing in there, except that he wanted a place to sleep; there was no bed in there; the tool house is about ten feet square. The prisoner worked for me about two years ago.

CHRISTOPHER E. MARTIN, sworn and examined:

I am attached to the 31st precinct. I arrested the prisoner at the bar, about 8:30 or 8:40 in the evening, on November sixteenth. When I arrested him he was in a small frame house, I should judge about ten feet square, a tool shop, belonging to the New York and Northern Railroad. He was inside the house when I arrested him, I found nothing on him; the witness that was last on the stand gave me the wrench as I was taking the prisoner to the station house. We did not speak until we got up on the avenue; I says, this is bad business, and he says, I guess I am gone for this time. I said, you ought to stop it and go to work; he did not make any reply to that at all. I took him to the station house. We just took his pedigree and locked him. When he was taken to the Police Court the Judge asked him if he was guilty or not guilty, and he did not say a word. He never said anything to me about what he went into the tool-house for.

The case for the Defence.

JOHN J. MURPHY, sworn and examined:

Do you live in the city of New York? Yes; my parents live on Alden Avenue, High Bridge, about two blocks from the tool shop. I was born up there; my business is a driver, driving a truck. I worked for Collins, in Leroy and West street, I worked for the New York Driving Club last summer; that is

last work I did. I haven't been living with my father, I can't agree very well at home. On the 16th of November I was walking around all day, looking for work. I went into this tool-house to sleep; the door was locked, but I pulled the staple off. I was only arrested once before and that was for disorderly conduct, being drunk, last winter; I got three months on Blackwell's Island, and I served that time.

CROSS EXAMINATION:

There as a bench in this tool-shop, about two feet wide and about eight feet long, there was no blankets or pillows. Did you ever break open the tool-shop before to sleep in? No, this time I was a little hard up. I found that wrench in the machine shop. The machine shop was open. Why did you say to the officer, "I guess I am gone this time?" I don't recollect saying that. I says, I think the case will go bad against me. I didn't take anything out of the tool-house. Why did you, when you were arrested, say to the officer, I am afraid it will go bad with me? Because I went there to sleep. Did you tell the Police Magistrate what purpose you went in there for? No, he did not ask me. Have you ever told this story to any living soul before, or is this the first time you have ever told it? This is the first time, I never had an opportunity to tell it, I told the Magistrate I was not guilty. Why didn't you explain it to him like you have to these gentlemen? He didn't ask me, and I didn't think it was necessary to explain.

The Jury rendered a verdict of Guilty.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

John J. Murphy

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

John J. Murphy

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

The said

John J. Murphy

late of the *23rd* Ward of the City of New York, in the County of New York aforesaid, on the *16th* day of *November* in the year of our Lord one thousand eight hundred and ninety-*two* in the *night* time of the same day, at the

Ward, City and County aforesaid, a certain building there situate, to wit, the *building* of

~~one~~ a certain corporation commonly known as

the New York and Northern Railway Company

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 *cor*

poration in the said *building*

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.

1167

SECOND COUNT—

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

John J. Murphy
of the CRIME OF *Petty* LARCENY committed as follows:
The said *John J. Murphy*

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,

one wrench of the value of
two dollars,

of the goods, chattels and personal property of *one a corporation commonly*
known as the New York and Northern Railway Company
in the *building* of the said corporation

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

De Lancey Nicoll,
District Attorney

1168

BOX:

502

FOLDER:

4581

DESCRIPTION:

Murphy, John

DATE:

11/29/92



4581

Witnesses:

John H. Kneen

Off. Imp. 20

After an examination of the
circumstances of this case, I
have doubts as to the propriety
of convicting the defendant.
The evidence does not show
~~that~~ beyond a reasonable
doubt that defendant was
committing or attempting
to commit a crime.

I therefore recommend his
discharge on his own
recognizance -

W. M. Davis -
Clerk

Counsel,

Filed

day of

189

Pleaded

THE PEOPLE

vs.

Grand Larceny,
(From the Person)
[Sections 228, 229,
Penal Code.]

DE LANCEY NICOLI,

District Attorney.

A TRUE BILL.

John E. Sullivan

Foreman.

On recon. of Dist. Atty.
indict. dis. P.B.M.

1169

1170

Police Court

2

District.

Affidavit—Larceny.

City and County }
of New York, } ss:

John Hencken

of No. 421 West 24 Street, aged years,

occupation Wk Manufacturer being duly sworn,

deposes and says, that on the 19 day of November 1892 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away ^{attempted to be} from the possession of deponent, in the ^{and person} night time, the following property, viz:

A. Diamond Stud, of the amount
and value of one hundred and
fifty dollars \$150 ^{no}/₁₀₀

The property of Deponent

and that this deponent
has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen and carried away by John Murphy ^{attempted to be}

here from the following facts to wit: That about the hour of 10.30 o'clock P.M. of the aforesaid date, while deponent was in the Madison Square Garden, the defendant came up to and pushed against deponent, and placed an umbrella across deponent's breast, and on his shoulder, and did then place his hand on the aforesaid property, and attempted to take and steal said property from the shirt then and there worn on deponent's person - Deponent therefore charges the defendant with having attempted to commit a Larceny and asks that he may be held and dealt with as the Law may direct -

John Hencken

Sworn before me, this 19th day of November 1892

John J. Hencken
Police Justice.

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 ~~h~~ right to make a statement in relation to a charge against ~~h~~; that the statement is designed to enable ~~h~~, if he see fit, to answer the charge and explain the facts alleged against ~~h~~; that he is at liberty to waive making a statement, and that ~~h~~ waiver cannot be used against ~~h~~ 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.

John Murphy

Taken before me this
day of *March* 1889
John J. Black
Police Justice.

1172

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

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, May 2 1892 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.

1466

Police Court--- District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

✓ *John D. Snicker*
✓ *42 Nov. 24*
John Murray

Alfred J. ...
Officer ...
... Precinct

2
3
4

Dated, *Nov 24* 189 *2*
White Magistrate.
Lewis & Myles Officer.
C. C. Precinct.

Witnesses
No. Street.
No. Street.
No. Street.

No. Street.
\$ *1000* to answer
Ex Nov 24 3
103. P. ...

BAILED,

No. 1, by Residence Street.

No. 2, by Residence Street.

No. 3, by Residence Street.

No. 4, by Residence Street.

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

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

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

The said

John Murphy

late of the City of New York, in the County of New York aforesaid, on the *19th* day of *November* in the year of our Lord one thousand eight hundred and ninety-*two*, in the *night*-time of the said day, at the City and County aforesaid, with force and arms,

*one stud of the value
of one hundred and fifty
dollars*

of the goods, chattels and personal property of one *John Hencken*
on the person of the said *John Hencken*
then and there being found from the person of the said *John Hencken*
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 Laurey Nicoll,
District Attorney.*

1175

BOX:

502

FOLDER:

4581

DESCRIPTION:

Murray, George

DATE:

11/25/92



4581

Witnesses:

James Lesser
J. W. Sammet

Counsel,

Filed *11/15* day of *Nov* 189*2*

Pleads,

THE PEOPLE

32-289

302-289

George Murray

Grand Larceny, *Receiv*
(From the Person)
[Sections 228, 229, Penal Code.]

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

John E. Jackson
Part 3 Dec 7/92
Pleads, Attempted G. & L. 22 deg
Part 3 Dec 6

Pen. one yr. & \$100
Dec 7/92

1177

1913

Police Court—

2 District.

Affidavit—Larceny.

City and County } ss.
of New York,

of No. 134 Gaerck Street, aged 31 years,
occupation Yailer being duly sworn,

deposes and says, that on the 14th day of November 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:

One Diamond stud of the value
of Eighty dollars

the property of Apromet

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 George Murray now her

from the fact that on said date Apromet was riding on the rear platform of a Broadway Car at Broome Street when the defendant snatched said property from Apromet's shirt front and when detected dropped the same on the car platform.

Isaac Gesser

Sworn to before me, this 15th day of November 1897

Police Justice.

1178

Sec. 198—200.

1882
District Police Court.

City and County of New York, ss:

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

Taken before me this

day of *11* 189*2*

15
Police Justice.

1179

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 Appendant

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, Mar 15 189 2 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.

1180

Police Court--- 1456 District

THE PEOPLE, &c.
ON THE COMPLAINT OF

Isaac Lessor
George Murray

137 1/2 Barclay St
Officer
J. V. Parker

BAILED,

No. 1, by
Residence Street.

No. 2, by
Residence Street.

No. 3, by
Residence Street.

No. 4, by
Residence Street.

Dated, Nov 15 1893
S. V. Parker
Magistrate.
Officer.
Precinct.

Witnesses
No. 16 1/2 Henry Street
Addison Johnson

No. Street.

No. Street.

% to answer
C. M.

1181

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

501

THE PEOPLE OF THE STATE OF NEW YORK

against

George Murray

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

George Murray

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

The said

George Murray

late of the City of New York, in the County of New York aforesaid, on the 14th day of November in the year of our Lord one thousand eight hundred and ninety-two, in the day time of the said day, at the City and County aforesaid, with force and arms,

*one stud of the value
of eighty dollars*

of the goods, chattels and personal property of one *Isaac Lesser*
on the person of the said *Isaac Lesser*
then and there being found, from the person of the said *Isaac Lesser*
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 Lucy Nicoll,
District Attorney*

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**END OF
BOX**