

0309

BOX:

330

FOLDER:

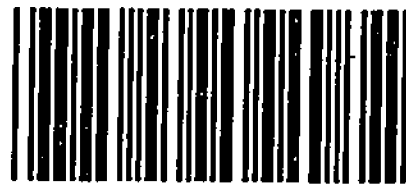
3126

DESCRIPTION:

Moran, William H.

DATE:

11/21/88



3126

POOR QUALITY
ORIGINAL

0310

#117 168.

Counsel,

Filed 21 day of Nov 1888.

Pleads,

THE PEOPLE

vs.

P

William H. Moran

W. H. Moran

Grand Larceny, Fifth Degree.
(From the Person.)
[Sections 528, 530, 550 Penal Code].

JOHN R. FELLOWS,

District Attorney.

A True Bill.

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

W. H. Moran
S. P. 2454 no PSM.

Witnesses;

Robert H. Moran

officer demand.

POOR QUALITY
ORIGINAL

0311

Police Court—

3^d District.

Affidavit—Larceny.

City and County } ss.:
of New York,

of No. 42 Broome
occupation Miller

Robert Hayes

Street, aged 28 years,

being duly sworn

deposes and says, that on the 2nd day of September 1888 at the City of New

York, in the County of New York, was feloniously taken, stolen and carried away from the possession and person of deponent, in the night time, the following property viz:

one silver watch of the value of
Eighteen dollars, and two one
dollar bills lawful money of the
United States in all of the value
of Twenty Dollars

the property of deponent

and that this deponent
has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,
and carried away by William H. Moran

for the reason following, that while
this deponent was sitting asleep on
his doorstep at said premises
one Mamie Casey now present saw
def the said William H. Moran
bend over deponent and insert his
hand in deponent's vest pocket

Wherefore deponent charges the
said William H. Moran with feloniously
taking stealing and carrying away from
his person and possession the said
property and prays that he may be
dealt with as the law directs

Robert Hayes

Sworn to before me, this 3rd day
of September 1888

Police Justice.

POOR QUALITY
ORIGINAL

0312

CITY AND COUNTY }
OF NEW YORK, } ss.

Mannie Casey
aged 15 years, occupation Button maker of No.
40 Broome Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of Robert Hayes
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this 3rd day of September 1838 } Mannie Casey

J. Henry Ford
Police Justice.

POOR QUALITY
ORIGINAL

0313

Sec. 198-200.

3

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer.

William H. Moran

Question. How old are you?

Answer.

20 years old

Question. Where were you born?

Answer.

New York City

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

Answer.

16 Gaerick St, one year

Question. What is your business or profession?

Answer.

I work along shore

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

Answer.

I am not guilty

William H Moran

Taken before me this

3rd

day of September 1888

Police Justice.

03 14

1383
3
Police Court-----District

ON THE COMPLAINT OF
Robert Harris
~~12012 Street~~
No. 5, Toronto
William D. Murray &
Agency
" "

Offence

John Lewis 3rd
1888

Street.

•

Street

...

Street:

Edward, Officer
12
Precinct

Street

Strong

Street

...to runs

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Two 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 Sept. 3rd 1888 J. Henry Bond Police Justice.

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

Dated.....188.....*Police Justice.*

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

Dated.....188.....*Police Justice.*

POOR QUALITY
ORIGINAL

0315

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 H. Moran

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

— *William H. Moran* —
of the CRIME OF GRAND LARCENY in the *first* degree, committed as follows:

The said

William H. Moran

late 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
eighty-*eight*, in the *night* time of the said day, at the City and County
aforesaid, with force and arms,

*one watch of the value of
eighteen dollars and*

two promissory note for the payment of money, being then and there due and unsatisfied (and of the kind known as
United States Treasury notes), of the denomination and value of *one* dollar each; *two*
promissory note for the payment of money, being then and there due and unsatisfied (and of the kind known as Bank Notes),
of the denomination and value of *one* dollar each; *two* United States Silver
Certificate of the denomination and value of *one* dollar each; *two* United States
Gold Certificate of the denomination and value of *one* dollar each;

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

POOR QUALITY
ORIGINAL

03 16

SECOND COUNT—

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

— *William H. Moran* —
of the CRIME OF RECEIVING STOLEN GOODS, committed as follows:

The said

William H. 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 watch of the value of eighteen
dollars, and*

two promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as
United States Treasury notes), of the denomination and value of *one* dollar each; *two*
promissory note for the payment of money, being then and there due and unsatisfied (and of the kind known as Bank Notes),
of the denomination and value of *one* dollar each; *two* United States Silver
Certificate of the denomination and value of *one* dollar each; *two* United States
Gold Certificate of the denomination and value of *one* dollar each;

of the goods, chattels and personal property of one

Robert Hayes

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

Robert Hayes

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

— *William H. Moran* —

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

JOHN R. FELLOWS,

District Attorney.

03 17

BOX:

330

FOLDER:

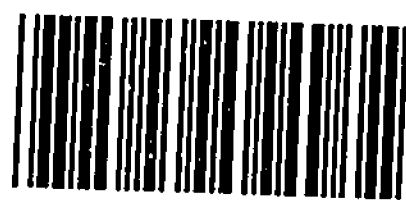
3126

DESCRIPTION:

Moriarty, Maurice

DATE:

11/28/88



3126

POOR QUALITY
ORIGINAL

0318

Witnesses:

Hans

From the testimony
elicited by me part of
which is contained in
the within withdrawal
executed by the complainant
I am of the opinion that
a conviction can not be
obtained and I do therefore
recommend that the defendant
be discharged on his own
recognizance.
July 9/89. *William Foster*
District Atty.

Subscribed

Counsel,

Filed

day of

188

Pleads,

THE PEOPLE

vs.

Robbery, [Sections 224 and 226, Penal Code].
degree.

Maurice Moriarty

JOHN R. FELLOWS,

District Attorney.

A True Bill

Wm. Macleod

Foreman.

Part III January 14/89.
Defendant discharged on
his own recognizance.

New York General Sessions.

PEOPLE ON MY COMPLAINT,
VERSUS

Morris Morarty

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

I know the defendant Morris Morarty for the past three years, and know him to be a peaceable, quiet and sober young man. I have met him during these three years and have never had any difficulty with him, I do not think the trouble would have arisen were it not for the fact that the defendant was some what under the influence of drink having shortly previous to this affair returned from his Grand Parents whom he had visited. as I am informed and believe. I do not think that the assault in question was committed with any criminal intent, and therefore do not ~~desire~~ to prosecute this case any further and therefore recommend him to such merciful treatment as the Court ~~may~~ ^{deems} fit.

Witness
James E. Ed Loughlin.
Lewis J. Davis.

COURT OF GENERAL SESSIONS.

.....X
THE PEOPLE, &c.,
vs.
MORRIS MORIARTY.
.....X

GRAND LARCENY.

Father Edward Moriarty, No. 39 Baxter Street.

Complainant swears that the defendant, with another person, held him and robbed him, the other party, Neil Faulkner, who was held by the magistrate, was discharged because the Grand Jury failed to find indictment.

- Neil Faulkner, Park & Centre,
- Edward Moriarty, 4 & 3 Liberty Place,
- John Shea, 77 Baxter Street,
- Owen McCarty, Mulberry Street,
- Mr. Harrington, 33 Mulberry Street.

This was only a fight, the complainant strikes defendant first, and defendant struck him back and then there was a tussle, when defendant was thrown down by the complainant.

COURT OF GENERAL SESSIONS.

.....x
THE PEOPLE, &c.,

vs.

MORRIS MORIARTY.
.....x

ROBBERY.

(DEFENDANT'S STATEMENT).

I was going home after having a tooth pulled at the dentist's. I was passing the Store of the complainant in Baxter St., when I was pulled into one of the stores by the complainant and then I pushed him away, then he sat down on the step, and I walked off he followed with a clothes pole and struck me with it and knocked me down, Shea, took him off me and then I went out in the Street to get a stone and then Harris Cohen, came out and struck me with a policeman's night club and then he sounded the club and I was arrested and he told me he was going to have me arrested for fighting and then we arrived at the Station House, he said I hit him while he was going to the baker's and took five cents from him and then he swore in the Police Court at the "Tombs" it was a rule and a punch. He said the rule was in his coat and he wore a jumper and no coat. He had a coat on in the Police Court.

POOR QUALITY
ORIGINAL

0322

COURT OF GENERAL SESSIONS.

THE PEOPLE, &c.,

vs.

MORRIS MORIARTY.

STATEMENT.

Purdy & McLaughlin,
Counsel for Defendant,
No. 280 Broadway,
New York City.

POOR QUALITY
ORIGINAL

0323

Police Court-- 1st District.

CITY AND COUNTY }
OF NEW YORK, } ss

Louis Davis
of No 87 Bayter Street, Aged 30 Years
Occupation Carpenter being duly sworn, deposes and says, that on the
19th day of November 1888, at the 6th Ward of the City of New York,
in the County of New York, was feloniously taken, stolen, and carried away, from the person of de-
ponent by force and violence, without his consent and against his will, the following property, viz:

One Carpenters rule and
a nail punch, together of
the value of seventy cents

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

Maurice Moriarty and Neil
Sanctuary (both now here,
from the fact that while
deponent was working in
Bayter Street the said de-
fendants together approached
deponent and seized tools of
and struck deponent and knocked
deponent down, and while de-
ponent so lay prostrate the said
Moriarty forcibly took said property
from deponent's possession and
persons.

Louis Davis
mark

Sworn to before me, this

day of November 1888

Amelia C. Williams
Police Justice.

POOR QUALITY
ORIGINAL

0324

Sec. 108—200.

CITY AND COUNTY }
OF NEW YORK, } ss.

District Police Court.

Maurice 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. *Maurice Moriarty*

Question. How old are you?

Answer. *19 years 20 ages*

Question. Where were you born?

Answer. *New York City*

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

Answer. *89 Baxter St. 5 years.*

Question. What is your business or profession?

Answer. *Painter*

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. That is all.*

Maurice Moriarty

Taken before me this

Day of *November* 188*8*

John J. McGuire
Police Justice.

POOR QUALITY
ORIGINAL

0325

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, } ss.

District Police Co

Neil Faulkner 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. *Neil Faulkner*

Question. How old are you?

Answer. *19 years of age*

Question. Where were you born?

Answer. *New York City*

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

Answer. *27 Park St.*

Question. What is your business or profession?

Answer. *Furniture Polisher*

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

Answer. *I am not guilty. I can say nothing*

Neil Faulkner

Taken before me this

20th

day of November 1888

Police Justice

POOR QUALITY
ORIGINAL

0326

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

Police Court...

District...

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Offence

Dated

188

Magistrate.

Officer.

Precinct.

Witnesses

No.

Street.

No.

No.

Street.

No.

Street.

No.

Street.

No.

Street.

No.

Street.

No.

Street.

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named Maurice Maurity and Neill Janet neer guilty thereof, I order that they be held to answer the same and they be admitted to bail in the sum of fifteen Hundred Dollars, each and be committed to the Warden and Keeper of the City Prison, of the City of New York, until they give such bail.

Dated March 20 188 8 W. J. Peterson Police Justice.

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

Dated _____ 188 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Maurice Moriaty

The Grand Jury of the City and County of New York, by this indictment, accuse *Maurice Moriaty* —

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

The said *Maurice Moriaty*)

late of the City of New York, in the County of New York aforesaid, on the *nine-*
teenth day of *November*, in the year of our Lord one thousand eight
hundred and eighty-*eight*, in the ~~time of the said day~~, at the City and
County aforesaid, with force and arms, in and upon one *Louis Davis* —
in the peace of the said People, then and there being, feloniously did make an assault, and

one carpenter's rule of the
value of ten cents, and one
nail punch of the value of
ten cents,)

of the goods, chattels and personal property of the said *Louis Davis*,
from the person of the said *Louis Davis*, against the will,
and by violence to the person of the said *Louis Davis* —
then and there violently and feloniously did rob, steal, take and carry away, *the*
said Maurice Moriaty being
then and there aided by an
accomplice actually present,
whose name is to the Grand
Jury aforesaid as yet 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.

John P. Kellogg
District Attorney

0328

BOX:

330

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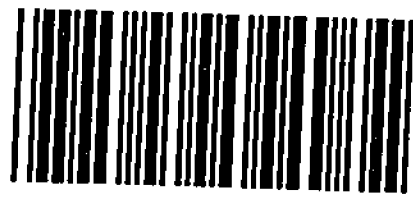
3126

DESCRIPTION:

Mulroy, Michael

DATE:

11/20/88



3126

POOR QUALITY
ORIGINAL

0329

206-

Witnesses;

James McEney

Officer Mahone

1960

On the examination of Michael Shulroy
hears made of the
witnesses Mr. Shulroy &
Mackey whose affidavits
are hereunto
filed, recommending
the dismissal of the
witness for the reason that the evidence is
insufficient to establish a
violation of the law.
R. A. D. A.

~~Recommendation~~
~~Dismissal~~

I came in the am.

Ad. 1960 J. M. Davis,
Asst.

Counsel,

Filed

Pleads,

La. 188
C. Shulroy

THE PEOPLE

vs.

P

Michael Shulroy

Grand Larceny, Second Degree
(From the Person.)
[Sections 528, 531, 532 Penal Code]

JOHN R. FELLOWS,

District Attorney.

A True Bill.

W. M. Maccaey

Foreman.

on record of Dist. Atty.
Indictment returned
P.B.M.

POOR QUALITY
ORIGINAL

0330

Police Court— District.

Affidavit—Larceny.

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

Dennis McEvoy

of No. *14 Spring* Street, aged *28* years,
occupation *Liquor dealer* being duly sworn

deposes and says, that on the *12th* day of *November* 188*8* at the City of New

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

person of deponent, in the day time, the following property viz :

*One diamond stud of the value
of One hundred dollars*

the property of *deponent*

and that this deponent

has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,
and carried away by *Michael Mulrooney* (now here)
for the reason that on said day de-
ponent was in his place of business
at *14 Spring street* and had the said
stud fastened in a scarf which scarf
deponent then wore on his person
and part of his bodily clothing; the
defendant came into said premises
and abused deponent and in an
altercation which arose in ejecting
the defendant, the defendant seized
said scarf from deponent's neck and
and wrenched the same from deponent.

Dennis McEvoy

Sworn to before me, this

12

day

of *November*

188*8*

James J. Sullivan Police Justice.

POOR QUALITY
ORIGINAL

0331

Sec. 198-200.

District Police Court.

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

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

Question. What is your name?

Answer.

Michael Murray

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.

119 Bridge St. Brooklyn; 1 year

Question. What is your business or profession?

Answer.

Peddler

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

Answer.

*I am not guilty.
Michael Murray*

Taken before me this

12

day of November 1888

John J. Sullivan

Police Justice

POOR QUALITY
ORIGINAL

0332

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

Police Court---
District.

1891

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Alvin Spencer
14 Spring
Michael Shubert

Offense Larceny
from person

Dated Nov 12 1888

Michael Shubert
Magistrate.

Michael
Officer.

10
Precinct.

Witnesses

No. 1, by _____
Residence _____
Street _____

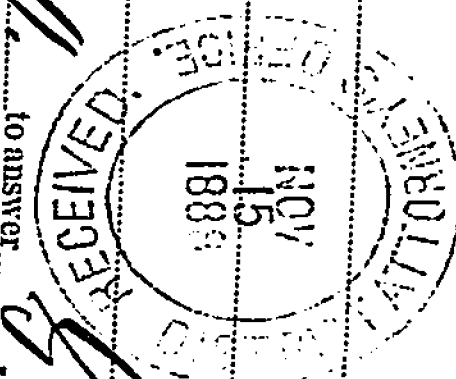
No. 2, by _____
Residence _____
Street _____

No. 3, by _____
Residence _____
Street _____

No. 4, by _____
Residence _____
Street _____

No. 5, by _____
Residence _____
Street _____

Conrad



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 \$1000 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 12 1888 Michael Shubert Police Justice.

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

Dated _____ 1888 _____ Police Justice.

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

Dated _____ 1888 _____ Police Justice.

The People

vs

Michael Mulroy
City & County of New York ss

Dennis McEvoy being
duly sworn states that he is the Com-
plainant in the above case & lost a pen
& scarf in a scuffle with defendant
who committed upon deponent an
assault, but deponent is unwilling to
state that defendant did anything
more or further than to tear his scarf
off of his neck, in the scuffle
that he does not believe he stole
either the scarf or pen or had any
intention of doing anything of the
kind that he was drunk at the
time

Sworn to before me. Dennis McEvoy
this 22nd day of Nov 1888

Edw. Edward Grace

Notary Public

City and county of New York
City & County of New York ss

John McEley being duly
sworn states that he was present
when defendant assaulted complainant
as above set forth & that when
defendant tore the scarf off of complainant

auto neck he threw it on the floor
and defendant saw Joseph Paradesco
an Italian pick it up and escape
with it Defendant has been for
the past week seeking with a
detective to find said Italian
Witness further states that defendant
and said Italian are strangers to
each other Defendant was at the
time of this occurrence a
waiter at 65 Spring Street
Sworn to before me John Mackey
this 22^d day of Nov 1888

Edward Grose
Notary Public
City and County of New York

There is but one other witness in
the above case toward the arresting
officer and if he will not testify
to defendant's confessions or
admissions or designate other
witnesses to inculpate defendant
it is my opinion that on the evidence
of the foregoing witnesses he ought
to be discharged & the indictment
dismissed

Andrew H. Dawson
D A D A

POOR QUALITY
ORIGINAL

0335

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Michael Mulroy

The Grand Jury of the City and County of New York, by this indictment, accuse
— *Michael Mulroy* —
of the CRIME OF GRAND LARCENY in the *second* degree, committed as follows:

The said

Michael Mulroy

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

one stud of the value
of one hundred dollars

of the goods, chattels and personal property of one *Dennis Mc Evey*
on the person of the said *Dennis Mc Evey*
then and there being found, from the person of the said *Dennis Mc Evey*
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.

POOR QUALITY
ORIGINAL

0336

SECOND COUNT—

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

Michael Mulroy
of the CRIME OF RECEIVING STOLEN GOODS, committed as follows:

The said

Michael Mulroy
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 stud of the value of one
hundred dollars*

of the goods, chattels and personal property of one *Dennis McEvoy*

by a certain person or persons to the Grand Jury aforesaid unknown, then lately before feloniously
stolen, taken and carried away from the said *Dennis McEvoy*

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

Michael Mulroy

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

JOHN R. FELLOWS,

District Attorney.

0337

BOX:

330

FOLDER:

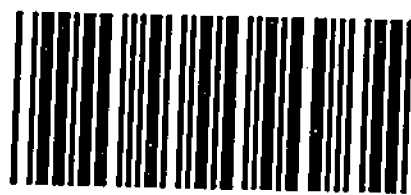
3126

DESCRIPTION:

Murphy, Patrick

DATE:

11/21/88



3126

Witnesses;

M. Abdalla

John Murphy

1st

Counsel,

Filed 21st day of Nov 1888

Pleads, Guilty

THE PEOPLE

Grand Larceny, Second Degree.
(From the Person.)
[Sections 528, 537 - Penal Code].

14 per jur

Patrick Murphy

13 Nov. 26

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Wm. Macleay

Foreman.

Part 3. November 26/88

Filed per Court clerk Wm. Macleay

POOR QUALITY
ORIGINAL

0338

POOR QUALITY
ORIGINAL

0339

COURT OF GENERAL SESSIONS

Part III.

The People of the State of New York,
against
P A T R I C K M U R P H Y .

Before H. N. Fred'K
Smyth and a Jury.

Indictment filed November 21st 1888.

Indicted for Grand Larceny in the 2nd degree.

New York, November 26th 1888.

APPEARANCES: For the People, Asst. Dist. Atty. A. D.
Parker.

For the defendant Mr. Chas. Steckler.

HUSON ABDALLA, a witness for the People, sworn, testi-
fied:-

I am a native of Syria in Arabia. I live at
59 Washinton Street. I am a pedler of jewelry &c. in
the city. I have been in this country about a month
and a half. On the 27th of October of this year I
was walking, with my jewelry box around my neck, through
City Hall Place and this boy Patrick Murphy came along
with a lot of other boys and snatched my watch from me.
He took both the watch and chain and ran away with it.
I then went after a policeman to report my loss. The
policeman arrested the boy. I dont know where he found
him.

**POOR QUALITY
ORIGINAL**

0340

2

CROSS EXAMINATION:-

This happened at about 11 o'clock in the day time .
I had a tray of goods in front of me which was attached
to a strap which went around my neck . There were se-
veral other boys around me at the time this watch was
taken . I would not know any other the other boys if
I saw them now .

JEREMIAH J. MURPHY , a witness for the People, sworn, testi-
fied:

I am a police officer attached to the Sixth Pre-
cinct. About eleven o'clock on the morning of the 27th.
of October, I was standing on the corner of Park and Bax-
ter Street and my attention was drawn to a truck that was
stopped in the street. All of a sudden I saw Murphy and
three or four other little boys coming across the street;
Murphy had a watch in his hand; I waited until he came
over pretty close to me and I stopped him and said "What
are you doing with that watch"; and he said that a man
gave it to him in Park Street to give to a colored man in
Baxter Street. I took him with me and went back to Park
Street to see if there was anybody there who had lost a
watch. I brought him to the Station House and I asked
the Sergeant at the desk whether anybody had been there
to make a complaint about losing a watch. I found that
the complainant was there and in the defendant's presence
he identified the watch which I had found in Murphy's

**POOR QUALITY
ORIGINAL**

0341

hand as his.

CROSS EXAMINATION:

There were a number of other little boys around the place where this man lost his watch. To my knowledge I have never seen this little boy Murphy around there before.

D E F E N C E.

EDWARD MINOR, a witness for the defendant, sworn, testified:

I live with my parents No. 9 Hamilton Street in this city. The defendant is my cousin. I remember the day he got arrested. I saw him get the watch which was found in his hand by the policeman from a boy named Jack Flynn who lives at No. 39 Park Street with his parents. Jack Flynn said to Murphy "I have got a watch", and he handed him the watch to look at and he was looking at it as he crossed the street and just then the officer came up and caught him. I ran away and went down and told his mother that he was arrested.

CROSS EXAMINATION:

On this day in question I saw this pedler walking along the street. I do not know whether he had a watch on him at that time or not. I don't know at what time the watch was stolen from him or who stole it. All I know is

**POOR QUALITY
ORIGINAL**

0342

4

that Jack Flynn had the watch and showed it to this defendant.

PATRICK MURPHY, the defendant, sworn, testified:

I am nearly 15 years old. I was arrested once for dumping ashes in the street. I live with my mother No. 43 Park Street in this city. I saw the complainant on the witness stand to-day. I did not steal his watch; I did not make any grab for his watch. A boy by the name of Jack Flynn handed me the watch and told me to look at it and I was looking at it while I was walking across the street and the officer arrested me with the watch in my hand. Jack Flynn lives with his parents at No. 39 Park Street. I had nothing whatever to do with the stealing of this watch. I always go to school at the City Hall Place school and live at home with my mother.

CROSS EXAMINATION:

I only know Jack Flynn for a short time. I told the officer that I was going to take the watch to a man in Baxter Street because I thought he would let me go. I did not think that Jack Flynn had stolen the watch when he gave it to me to look at it. I was afraid the officer would arrest me if I told him I got it from Jack Flynn.

FANNY MURPHY, a witness for the defendant, sworn, testified:

I am the step-mother of this boy. The boy is a god

**POOR QUALITY
ORIGINAL**

0343

5

boy and has never been arrested for stealing before. He associates with different little boys around the street.

MARY DOLAN, also testified to the good character of the defendant:

The Jury returned a verdict of guilty of grand larceny in the second degree with a recommendation to mercy.

POOR QUALITY
ORIGINAL

0344

INDICTMENT FILED NOV. 21, 1888.

COURT OF GENERAL SESSIONS, PART 31

The People &c.

against

Patrick Murphy.

ABSTRACT OF TESTIMONY ON TRIAL
NOV. 26, 1888.

POOR QUALITY
ORIGINAL

0345

Court of
General Sessions

The People etc

vs.

Patrick Murphy.

REPORT OF THE NEW YORK SOCIETY FOR
THE PREVENTION OF CRUELTY
TO CHILDREN.

100 EAST 23D STREET,

New York, Oct 29 1888.

CASE NO. 38365 OFFICER Murphy 6th Dist.
DATE OF ARREST Oct 27th 1888
CHARGE

Larceny from the person

AGE OF CHILD 14 years

RELIGION Catholic

FATHER dead

MOTHER Her mother, Fanny

RESIDENCE 43 Park Street

AN INVESTIGATION BY THE SOCIETY SHOWS THAT boy has
not worked for 3 weeks, and previous
to that time, was very irregular in
going to work. He associates with
bad company, and was arrested
once - that being on November 9th 1887
for disorderly conduct -

All which is respectfully submitted,

Miss Terry
President

To
The District.

POOR QUALITY
ORIGINAL

0346

Court of
General Sessions

The People et al.

vs.

Patrick Murphy

Leaving from the
Penal Code, §

Report of the New York Society
for the Prevention of Cruelty
to Children.

ELBRIDGE T. GERRY,
President, &c.,

100 East 23d Street,
NEW YORK CITY.

James A. [unclear]

P

POOR QUALITY
ORIGINAL

0347

Police Court—

District.

Affidavit—Larceny.

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

of No. 59 Washington Street, aged 33 years,
occupation Vendor

deposes and says, that on the 27 day of October 1888 at the City of New

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

possession of deponent, in the day time, the following property viz:

One silver watch of the
value of about Five dollars

the property of deponent

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

for the reason that on said day
deponent was walking through City
Hall Place and had the said watch
in the left side lower vest pocket
of the vest then worn on his person
and worn as part of his bodily clothing.
That the defendant approached deponent
and seized the chain which was
attached to said watch, and pulled
said watch from said pocket
and broke the said chain and
running away with said watch

Musau Abdalla
mark

Sworn to before me, this 28 day
of October, 1888

Samuel M. Kelly
Police Justice.

POOR QUALITY
ORIGINAL

0348

Sec. 198-200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Patrick 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.

Patrick Murphy

Question. How old are you?

Answer.

15 years

Question. Where were you born?

Answer.

New York

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

Answer.

43 Park Street. 8 years

Question. What is your business or profession?

Answer.

I work in a book binding

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

Patrick Murphy

Taken before me this

28

day of *October* 188*8*

Samuel J. Kelly

Police Justice.

POOR QUALITY
ORIGINAL

0349

Police Court... 1691 District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Shuman & Hall
579 West 14th St
Sabuck Murphy

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

Witnesses *Call the officer*
No. _____ Street _____
No. _____ Street _____

Dated *Oct 28* 188 *8*
Druid Magistrate
Murphy Officer
Precinct *6*

Offence *Larceny*
from person

No. *10* Street *232*
No. *2* Street *188*
to answer

COMMITTED.

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 28* 188 *8* *Sanice* Police Justice.

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

Dated _____ 188 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

POOR QUALITY
ORIGINAL

0350

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Patrick Murphy

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

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

The said

Patrick Murphy
late of the City of New York, in the County of New York aforesaid, on the twenty seventh
day of October in the year of our Lord one thousand eight hundred and
eighty-eight, in the day time of the said day, at the City and County
aforesaid, with force and arms,

one watch of the value of five
dollars

of the goods, chattels and personal property of one Musau Abdalla
on the person of the said Musau Abdalla
then and there being found, from the person of the said Musau Abdalla
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.

John R. Fellows,
District Attorney.

0351

BOX:

330

FOLDER:

3126

DESCRIPTION:

Murphy, Patrick

DATE:

11/28/88



3126

POOR QUALITY
ORIGINAL

0352

WITNESSES:

off Kachman

335.
over for printer clay 15
decent

Counsel,

Filed

day of

188

Pleads

C. Murphy Dier

THE PEOPLE,

vs.

Patrick Murphy

VIOLATION OF EXCISE LAW
(Selling on Sunday, Etc.)
[III Rev. Stat. (7th Edition), page 1983, Sec. 21 and
page 1980, Sec. 5.]

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Ward
Foreman.

of Special Sessions,

Part III Dec 24 1893.

POOR QUALITY
ORIGINAL

0353

Court of General Sessions.

1714

THE PEOPLE

vs.

Patrick Murphy

City and County of New York, ss:

Theodore Schoeppler being duly sworn, deposes and says: I reside at No. 2837-3rd Ave

Street, in the City of New York. I am a Subpoena server in the office of the District Attorney of the City and County of New York. On the 24th day of Nov. 1893

I called at the office cor. 152nd Str. & Melrose Ave.

the alleged office of J & M. Haffner
the bondsman herein, to serve him with the annexed bail notice and was informed by

I left the bail notice at the office of J & M. Haffner, where the bondsman Philip Haffner is employed

Sworn to before me, this

28

day

of

Nov

1893

Theodore Schoeppler
Subpoena Server.

Notary Public
Ray

POOR QUALITY
ORIGINAL

0354

Court of General Sessions.

THE PEOPLE, on the complaint of

vs.

Offense

Patrick Murphy

DE LANCEY NICOLL,

District Attorney.

Affidavit of

Theodore Schoepfle

Subpoena Server.

FAILURE TO FIND WITNESS.

POOR QUALITY
ORIGINAL

0355

COURT OF GENERAL SESSIONS, Part 2

THE PEOPLE

vs

INDICTMENT

For

Patrick Murphy

To

M

Philip Hoffman

No.

382 E 152

Street.

The indictment against the above-named defendant, for whose appearance you are bound, has been placed upon the Calendar for trial at the Court of GENERAL SESSIONS of the Peace, at the Sessions Building, adjoining the New Court House in the Park of the said City on the 28 day of November instant, at eleven o'clock in the forenoon.

If the defendant is not produced at that time, your bond will be forfeited.

DE LANCEY NICOLL,

District Attorney.

**POOR QUALITY
ORIGINAL**

0356

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Saluda Munday

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

Saluda Munday
of the CRIME OF SELLING INTOXICATING LIQUORS AND WINES AS A BEVERAGE ON SUNDAY, committed as follows:

The said

Saluda Munday

Twelfth late of the City of New York, in the County of New York aforesaid, on the *day of May*, in the year of our Lord one thousand eight hundred and eighty-*seven*, at the City and County aforesaid, the same being the first day of the week, commonly called and known as Sunday, with force and arms, certain intoxicating liquors and certain wines, 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 intoxicating liquor to the Grand Jury aforesaid unknown, unlawfully did sell as a beverage to one *Frank A. Kohnman*,

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.

SECOND COUNT—

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

Saluda Munday

of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said

Saluda Munday

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, the same being the first day of the week, commonly called and known as Sunday, being then and there in charge of and having the control of a certain place there situate, which was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place so licensed as aforesaid unlawfully did not close and keep closed, and on the said day the said place so licensed as aforesaid unlawfully did then and there open, and cause and procure, and suffer and permit, to be open, and to remain open, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

0357

BOX:

330

FOLDER:

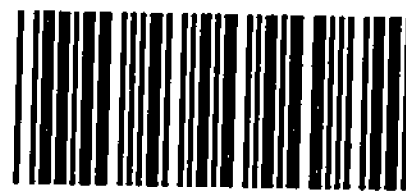
3126

DESCRIPTION:

Murphy, Richard

DATE:

11/28/88



3126

POOR QUALITY
ORIGINAL

0358

Witnesses;

W. Wulherie
27th Feb

Counsel,

Filed

Pleas,

day of

188

THE PEOPLE

vs.

Burglary in the Third degree.

[Section 498, Penal Code.]

Richard Murphy

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Robert Macleod

Dec 3rd Foreman.

George W. Lundy

Robert W. Lundy
House of Refuge, P.B.M.,
New York, 28/1/89.

POOR QUALITY
ORIGINAL

0359

Police Court—^{5th} District.

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

of No. 430 East 80th Street, aged 53 years,
occupation grocer being duly sworn

deposes and says, that the premises No. 430 East 80th Street, 12th Ward
in the City and County aforesaid the said being a four story brick building

and which was occupied by deponent as a Place of Business
and in which there was at the time a human being, by name

were BURGLARIOUSLY entered by means of forcibly breaking open
the cellar door by unfastening same down
and entering said cellar with intent
to commit a crime

on the 22 day of August 1888 in the day time, and the
following property feloniously taken, stolen, and carried away, viz:

a quantity of produce of the value
of Fifty dollars

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

Richard Murphy (now here)

for the reasons following, to wit: that five minutes previous to the
commission of said offense, deponent closed and
securely locked the door leading to said cellar
and a short time thereafter, deponent detected
the said Richard Murphy coming out of said cellar
and deponent caused the arrest of said Richard
Murphy, who had taken refuge in another cellar & deponent
thereafter forced same down to him & arrested

Nicholas Buhl

deposited before me this
25th day of August 1888
at New York City
Notary Public

POOR QUALITY
ORIGINAL

0360

Sec. 198-200.

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

Richard 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.

Richard Murphy

Question. How old are you?

Answer.

16 years -

Question. Where were you born?

Answer.

New York

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

Answer.

334 E 76th St 2 Months

Question. What is your business or profession?

Answer.

Helper

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 of the charge
Richard Murphy

Taken before me this

23

day of *November* 188*8*

Police Justice.

POOR QUALITY
ORIGINAL

0361

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

Police Court... District.

1841

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Michaela Buehl
430 East 80 St
Richard Munkley

Offence Burglary

Dated Nov 23rd 1888

Henry Magistrate.

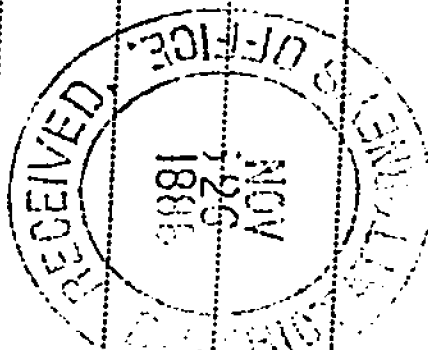
Anna Munkley Officer.

27th Precinct.

Witnesses Anna Munkley

No. 27. Police Office Street.

No. _____ Street.



No. _____ Street.

No. 1000 to answer Ans Street.

Ans Street.

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

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

Dated Nov 23rd 1888 Henry Police Justice.

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

Dated _____ 1888 _____ 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 _____ 1888 _____ Police Justice.

POOR QUALITY
ORIGINAL

0362

HOUSE OF RECEPTION, 415 BROOME STREET, NEW YORK.
Office Hours: 9 A. M. to 3 P. M.

Court.

To

One of the Policemen of the City of New York.

You are hereby commanded to take charge of Richard Murphy a child under the age of ~~fourteen~~ ^{sixteen}, and above the age of seven years, who has been proved to me by competent evidence to be embraced within section fourteen hundred and sixty-three of the act entitled "An Act to Consolidate into One Act and to declare the Special and Local Laws Affecting Public Interests in the City of New York," passed July 1, 1882, and who also appears to my satisfaction to be a proper object for the care of the Corporation known as "THE NEW YORK CATHOLIC PROTECTOR," and to deliver the said child without delay to the said Corporation at its house of reception, No. 415 Broome St. in this city; and for so doing this shall be your sufficient warrant.

Dated this

Third

day of

December

1888

Randolph B. Martine

Judge of Court of General Sessions
~~Police Justice~~

POOR QUALITY
ORIGINAL

0363

No. 21,058

Name. Rick Murphy

Date. Dec 6th 88.

Cause. Diphtheria

Brought in by

Refugee
Public

December 6th 88

I hereby certify pursuant to Section 3, Chapter 633, Laws of 1886, that I have this day examined, at the request of the Officers of the

N. Y. C. P.
Richard Murphy

a male Child, age 15 years. That such Child is not apparently suffering with Diphtheria, Scarlet Fever, Measles, Whooping Cough or any contagious or infectious Disease, especially of the Eyes or Skin, which might be communicated to the other inmates of the Institution. That the physical condition of the Child is as follows:

Healthy

That the mental condition of the Child is as follows:

Good

That there is the presence of no hereditary or other constitutional Disease.

And also no deformity or abnormal condition, which I find upon examination to exist.

J. G. Kelly M. D.

I order the discharge of the within Child from strict quarantine from the other inmates of the Institution, pursuant to Section 4, Chapter 633, Laws of 1886, and certify such Child has remained in quarantine from

14th Dec until this 7th day of Dec 1888 the date of its discharge therefrom.

abounding

J. G. Kelly M. D.

Inch.

vac.

POOR QUALITY
ORIGINAL

0364

—THE—
NEW YORK CATHOLIC PROTECTOR,
OFFICE:
415 Broome Street,

New York, January 28th 1889

Hon. R. B. Martine
Dear Sir,

On December the 3rd last you committed to the Protector a lad named Richard Murphy, for burglary. He was brought to this House of Reformation on the 6th and on the 14th he absconded. After a diligent search we only found and returned him this morning.

His daring and successful attempt at running away and other circumstances make him an unfit subject for the Protector and I therefore respectfully request his transfer through your Honorable Court to some Institution suitable to his case.

Chap. 444, Section 15 of the Laws of 1863 empowers this Institution to make above request hence my calling your kind attention to the transfer of this lad. Yours most respectfully
W. J. McNamee

**POOR QUALITY
ORIGINAL**

0365

The People
vs
Richard Murphy

POOR QUALITY
ORIGINAL

0366

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Richard Murphy

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

Richard Murphy

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

The said Richard Murphy

late of the twelfth Ward of the City of New York, in the County of
New York, aforesaid, on the Twenty-second day of November in the year of
our Lord one thousand eight hundred and eighty eight, with force and arms, at the Ward,
City and County aforesaid, a certain building there situate, to wit: the store of one

Nicholas Buhl

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

Nicholas Buhl

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.

John R. Fellows,
District Attorney.

0367

BOX:

330

FOLDER:

3126

DESCRIPTION:

Murray, Thomas

DATE:

11/23/88



3126

POOR QUALITY
ORIGINAL

0368

Witnesses:

C. Leaver

Counsel,

Filed

23

day of Nov

1888

Pleads,

Guilty

THE PEOPLE

[Sections 224 and 228, Penal Code].
(MONEY)
Robbery in the
degree.

W. P. ...
1888

Thomas Murray

H.D.

JOHN R. FELLOWS,

District Attorney.

73/Dec 20/88

trial removed, July 7

A True BILL.

Wm. Macleay

Foreman.

Dec. 14 - Paul ...
Part IV January 28 89.
new trial granted and
indictment dismissed

THE COURT OF GENERAL SESSIONS,
NEW YORK COUNTY.

-----:
The People

-against-

Thomas Murray.
-----:

Schoharie County, ss:

John W. Calkins, being duly sworn,
deposes and says that he resides in Cobleskill, Scho-
harie County and State of New York; that he knows a
person who called himself Thomas Murray and believes
him to be the defendant herein; that between the hours
of 4 and 5 o'clock in the afternoon of the fourteenth
day of September, 1888, deponent met said Thomas Murray
in Cobleskill in said county and that at said time and
place deponent and said Thomas Murray had a conversation
relatively to obtaining some work for the said Murray.

Sworn to before me this :
5th day of January, 1889. : "J. W. Calkins."

L. W. Baxter,

Notary Public,

Schoharie Co., N. Y.

*McCue bar tender or saloon
keeper at 710 Roosevelt St.
Philip Zimm #172 Park Row*

**POOR QUALITY
ORIGINAL**

0370

Peter Coyle 172 Park Row.

COURT OF GENERAL SESSIONS,
NEW YORK COUNTY.

-----:
The People :
 :
-against- :
 :
Thomas Murray. :
-----:

E. C . Bruce,

being duly sworn, deposes and says that he resides in
Hyndsville, Schoharie County, New York, that he knows
Thomas Murray, the defendant herein; that between the
hours of 8 and 10 o'clock in the forenoon of the four-
teenth day of September, 1888, deponent saw and recog-
nized said Thomas Murray in said Hyndsville.

Sworn to before me this :
 : "E. C. Bruce, M.D."
4th day of January, 1889. :

Harlem Southworth,

Justice of the Peace in and

for Schoharie Co., N. Y.

Cobleskill Jan 5th 1889

M^r G. K. Westerfield Atty

My Dear Sir

J. W. Marchley sent me an affidavit which I subscribed too to the best of my remembrance it was as late as 4.45 O'clock P^m on that day we entertained this man Murry I believe him to be a nice honest steady young man from what I saw of him at Marchley in the fall of 1887 also in the fall of 1888 the only acquaintance I ever had with him was hear in this county Hoping you may be successful if he is not guilty to establish innocence in him

Please write me how you succeed with the case Respectfully Yours

John W. Perkins
Cobleskill

M^y

POOR QUALITY
ORIGINAL

0373

Out of General Sessions
N.Y. County

The People

against

Thomas Murray

Affidavit of J. K. Perkins

Letter from J. Perkins

POOR QUALITY
ORIGINAL

0374

Cobleskill Jan 23rd 1889
G. K. Westerfield atty
31 Nassau Street N.Y.

Dear Sir

Would you please be kind enough
to inform me by return mail
how my case has been disposed
of if at all if not disposed of yet -
and the court will just pay my
reasonable expenses I will come and
identify Mr Thomas my only the
person I saw - here in Cobleskill
have written to J. K. Fellows Dist-
atty in answer to him

I leave answer by return mail.
as I feel anxious to know what has
been done in the case & oblige.

Respectfully

Scho. C. C.

John W. Gulkins
Cobleskill N.Y.

POOR QUALITY
ORIGINAL

0375

Police Court—1st District.

CITY AND COUNTY } ss
OF NEW YORK, }

Leasur in Home of
Deponent in City and
County of New York.

Emerick Leaser

of No. 9 Bowery Street, Aged 18 Years

Occupation Butcher being duly sworn, deposes and says, that on the

15th day of September 1888, at the 4th Ward of the City of New York,
in the County of New York, was feloniously taken, stolen, and carried away from the person of de-
ponent by force and violence, without his consent and against his will, the following property, viz:

Good and lawful money of the
United States to the amount and
value of fourteen (14) dollars

of the value of DOLLARS,

the property of Deponent

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

Thomas Murray, now here, and
Thomas McLean—who has been
convicted and sentenced for said
crime, from the fact that
said Murray induced deponent
to accompany him from a
saloon into the street on pretence
of procuring employment for de-
ponent. That while deponent
was in Oliver Street with said
Murray, deponent was dragged
into the back-way of 72 Oliver
Street by said Murray and said

POOR QUALITY
ORIGINAL

0376

McLure, and while said Murray
forcibly held defendant the said
McLure, and another man unknown
to defendant, forcibly took said money -
which was in a pocket book, from
the left side pocket of the pants
then on defendant's person, and the
three men then ran away
with the money and pocket book
in their possession.

Sworn to before me this 21st day of November 1888

J. M. Peterson
Police Justice

It appearing to me by the within positions 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 1888
I have admitted the above named
to bail to answer by the undertaking hereunto annexed.
Dated 1888
There being no sufficient cause to believe the within named
guilty of the offence within mentioned, I order he to be discharged.
Dated 1888
Police Justice.

Police Court, District.

THE PEOPLE, &c.,
on the complaint of

Offence—ROBBERY.

1

2

3

4

Dated 1888

Magistrate.

Officer.

Clerk.

Witnesses,

No.

Street,

No.

Street,

No.

Street,

\$ to answer General Sessions.

POOR QUALITY
ORIGINAL

0377

Sec. 198—200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Thomas Murray 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.

Thomas Murray

Question. How old are you?

Answer.

27 years of age

Question. Where were you born?

Answer.

New York

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

Answer.

182 Park Row, now a month

Question. What is your business or profession?

Answer.

Wood moulder

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. That is all
I can say. Thomas Murray*

Taken before me this

21st
day of *November* 188*8*

J. M. Sullivan
Police Justice.

0378

BAILED,

No. 1, by

Residence

Street

No. 2, by

Residence

Street

No. 3, by

Residence

Street

No. 4, by

Residence

Street

Street

District.

1816

ON THE COMPLAINT OF

Cornelia & Leazer
Wm & Karl Larkin
Anna Mervin

Offence (Robbery)

Dated November 20 1888

Patience Magistrate
R. D. D. D. D. Officer

Precinct.

Witnesses *Call the officer*

No. 117 Street 117

No. 11821 Street

11335

No.
Street.

§ 1100. to answer
J. J. J.

Good

Thomas Murray

Dated Number 21st 188 & W. M. Lutton Police Justice.

Dated.....188.....*Police Justice.*

Court of General Sessions
New York County

The People
against
Thomas Murray

E. O'Brien
being duly sworn deposes and says: that he resides in
Hyndsville, Schoharie County, New York; that he
knows Thomas Murray the defendant herein: that
between the hours of 8 and 10 o'clock in
late noon of the fourteenth day of September 1888
deponent saw and recognized said Thomas Murray
in said Hyndsville.

Sworn to before me this

4th day of January 1889

Notary Public for

State of New York

at Hyndsville, N.Y.

E. O'Brien M.D.

POOR QUALITY
ORIGINAL

0380

Court of General Sessions
N.Y. County

The People
against
Thomas Murray

Affidavit of E. C. Bruce

E. C. Westfield
attly for de ft
31 Nassau St

Court of General Sessions
New York County

The People
against
Thomas Murray

City and County of New York, ss.

James Green
being duly sworn deposes and says: that he knows
Lucas and Thomas Murray, the complainant
and defendant herein: that at various times
and during the months of October and November
1888 deponent ^{frequently} saw and recognized said complain-
ant and said defendant together in the saloon
No 10 Roosevelt Street in said City, and that he
saw them drinking together in said saloon at
various times during said time.

Subscribed to before me this

10 day of January 1889

L. S. Kemper

Notary Public N.Y. Co.

James Green

POOR QUALITY
ORIGINAL

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Court of General Sessions
N.Y. County

The People
against
Thomas Murray

Affidavit of Jas. Green

C. H. Westerfield
att'y for deft.
31 Nassau St.

Court of General Sessions
New York County

The People
against
Thomas Murray

Schoharie County, N.Y.

John W. Calkins
being duly sworn deposes and says: That he resides
in Cobleskill, Schoharie County and State of
New York: that he knows Thomas Murray the defend-
ant herein: that between the hours of four and
five o'clock in the afternoon of the fourteenth
day of September 1888 deponent met said Thomas
Murray in Cobleskill in said County, and that at
said time and place deponent and said Thomas
Murray had a conversation relatively to obtaining
some work for the said Murray.

Sworn to before me this

5th day of January 1889

L. N. Bayler

Notary Public,
Schoharie Co. N.Y.

J. W. Calkins

POOR QUALITY
ORIGINAL

0384

Court of General Sessions
N.Y. County

The People.

against

John Murray

Affidavit of E. C. R.
McKee

E. C. R.
atty for aff
31 March

Court of General Sessions
New York County

The People
aget
Thomas Murray

City and County of New York: SS

James M^cCue

being duly sworn deposes and says: that he resides
in the City of New York: that he is a bar-keeper, and
is now, and was, at the time and times hereinafter
mentioned employed at No 10 Roosevelt street in
said City: that he knows Laetzel the
complainant and also Thomas Murray the defend-
ant herein: that in and during the months of
October and November 1888 deponent frequently saw
said complainant and said defendant together
in the saloon No 10 Roosevelt street aforesaid, and
frequently saw them drinking together in and
during said time at said place

Sworn to before me this

10 day of January 1889

L. J. Kemper.

Notary Public N.Y. Co

James M^cCue

POOR QUALITY
ORIGINAL

0386

Court of General Sessions
New York County

The People

against

Thomas Murray

Affidavit of James McCue

G. R. Westerfield,
att'y for def't
31 Nassau St.

Court of General Sessions
N. Y. County

The People
against
Thomas Murray

City and County of New York SS

Adolph Baum
being duly sworn deposes and says: that he owns
resides and has his place of business at No 66 Catherine
street in said City: that his business is that of a
butcher: that he employs three men in and
about his said business: that he knows Emerich
Lorser the complainant herein: that heretofore
and for about some five weeks prior to and some
two weeks subsequent to the trial and conviction of
one known as Thomas McCue who was indicted
for complicity in the same offense as that with
which the defendant herein is charged, said
Lorser was in the employ of this deponent: that
said Lorser was discharged from said employ-
ment by deponent because he, deponent, detected
him stealing money from deponent by purloining
said money from the money-drawer belonging
to deponent in deponent's said place of business.
Deponent further says upon information and

POOR QUALITY
ORIGINAL

0388

and belief that said Losses also stole certain goods, wares, and merchandize belonging to this deponent, from deponent's said place of business. Deponent further says that he is a married man and has resided in the city of New York twenty three years; and that he does now reside, and for the few years last past, has resided with his wife and family at said No 56 Catherine street in said City of New York:

Sworn to before me this

11 day of January 1889

Adolph Baum

Edward Grose

Notary Public

City and County of New York

POOR QUALITY
ORIGINAL

0389

Court of General Sessions
N.Y. County

The People
agst

Thos Murray

Affidavit of A. Baum

G. H. Westerfield
att'y for deft
31 Nassau St.

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 Murray. }

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

James M^c Cue, being sworn says,
I am 31 years of age and I am
a bartender at N^o. 10 Roosevelt Street in
this City for John Mariano I know
the above named defendant and
also the complainant, Heinrich
Loeber, in this case, and also
Thomas M^c Cue, alias "Fibb" who
was convicted for the same robbery
for which said defendant was convicted.
I have been informed that this affi-
davit is to be used upon a motion
herein. I did not see James Murray,
the above named defendant, in said
saloon, N^o. 10 Roosevelt Street during
August or September of 1888. Since
that time I have seen said defendant
and said complainant in said
saloon together. During October, 1888,

I saw said complainant and said
 defendant in said saloon together.
 They talked together. I have seen
 them during said October talking
 together at least four or five times.
 It might have been oftener. They
 appeared friendly and sociable and
 were talking ⁱⁿ German together and
 fooling and laughing. I cannot
 recollect that I saw them together
 there in November, 1888, I ~~do~~ cannot
 positively say I did not see them
 there ^{together} after election, but think that
 I did not until the day said defen-
 -dant was arrested. On the day said
 defendant was arrested said defen-
 -dant was there, N^o 10 Roosevelt Street,
 most of the day. In the afternoon
 to said defendant and the
 complainant were there together,
 this was between 12 M. and six P.M.
 I think it was after 1 P.M. and it
 was not yet dark. The complainant
 went out and came in again
 in about 2 hours and said defendant
 was not there. Then in about an
 hour or more the complainant
 again came in with a police

officer and caused the defendant
arrest, who mean while and returned.
The defendant the complainant
and two other men one of whom
is by name Jim, a barber, were
in said saloon together from time
to time all talking German together.
I read in the paper when said
Thomas Mc Cue, alias "Fibbs", was
convicted and I saw these men,
the complainant and the defendant,
together after that and they were
talking and fooling together in N^o 10
Roosevelt Street.

Sworn to before me
this 12th day of January 1889,

} James X Mc Cue
his mark

Wm Travers Jerome,
Notary Public,
New York Co.

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

ss.

John Mancini, being sworn
says,

I have been informed that
this affidavit is to be used upon a
motion in the above entitled action.
I am the proprietor of the saloon at
N^o 10 Roosevelt Street in this city. I have

seen the defendant Thomas Murray
in my said saloon several times ~~in~~
during the three weeks preceding
his arrest. I do not know the com-
-plainant. I am in my saloon
infrequently, that is I do not stay
there but I ~~can~~ come there at 5 P.M. to
6 P.M. to collect money received. I
am an agent for a brewer and
during the day time I attend to
that work.

Sworn to before me } John Mariano
this 12th day of
January 1889.
Wm. Travers Jerome,
Notary Public,
New York Co.

POOR QUALITY
ORIGINAL

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District Attorney's Office,
City and County of New York.

City and County } ss.
of New York,

Court of General Sessions of
the Peace of the City and
County of New York.

of No. _____
occupation _____ Street, aged _____ years,
that on the _____ day of _____ being duly sworn, deposes and says,
York, in the County of New York, 188 _____, at the City of New

he was tried in the Court of
General Sessions of the Peace of the City and County of
New York upon an indictment, theretofore by the
Grand Jury of said County against this deponent
duly found, charging ^{deponent} with the crime of robbery
in the first degree. Upon said trial it was
material and necessary to enable the jury to
properly decide as to the guilt or innocence of
this deponent that the jury should ~~be~~ know
whether ^{if} subsequent to September 15th, 1888, this deponent
and one Emrich Laeser did at various times
drink together in a saloon in this City, and
did in said saloon commonly and frequently
associate together and were subsequent to
said September 15th in said saloon together
and at the same time. Upon said trial said
Emrich Laeser was by the Hon. Henry A. Gildersleepe
the judge presiding at said trial duly sworn
in form of law as a witness on behalf of the
people and having been so sworn then and
there in substance and effect testified that
subsequent to September 15th, 1888, he, said Laeser,
had not been in any saloon in this City with
and at the same time as this deponent, save
and except on the day when he caused the
arrest of this deponent, and that he had not
at any time, subsequent to said September 15th,
drank with this deponent in any saloon in
this City; all of which said testimony of the
said Laeser was material to the issue then on
trial, and all of said testimony was false, and
said Laeser so testified willfully and knowingly
and well knowing that said testimony was
false.

POOR QUALITY
ORIGINAL

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JACOB G. RUNKLE
COUNSELLOR AT LAW,

OPPOSITE
HOTEL AUGUSTAN.

COBLESKILL, N. Y., *July 2* 1889

Dear Sir: At the request of
Mr Marclay of Seward &
Mr John W Calkins I
write you to say that on Sept
14th last at about 4 o'clock
Pm Mr Calkins saw
Thomas Murray and his
companion, whose name he
does not know, at this vil-
lage - Murray inquired for
work & Calkins told him
that he would inquire of Geo-
Brown who raised troops wheth-
er ^{he} wanted to employ any
one & if he did he (Calkins)

would let Murray know
within a half hour - Cal
Kins found that Brown
didn't want to employ any
one. & didn't again see Mur-
ray. - Cal Kins tells Mur-
ray that Severinus & Brown
who lives near here had
a hop yard & he thought
wanted help. - Mr Calkins
fixes the time from the fact
that on that day he got a
neighbor's horse shod &
made a charge against
him upon a book. That
it was Friday. That on this
day the day prior he & his
wife were out to dinner &
that was the day before he had the
horse shod. Hoping that this
may aid you I am
Yours truly J. G. Runkle

Wynessville Dec. 23-1888

G. Regna. Mistyfield Esq
James Murray. was in
this Village Sept. 14. 1888
& said he was going up
to Seward to see if he could
get a notice for to pick up
If he can tell what place
in Seward he must he can
be traced Am confident
he did not leave Tenn
on 14. Sept. He overheard
from J. W. Murchey he paid
his hands on 14. Sept. 1888
Murray then left & went
to Seward
Yours H. E. C. Morris Wm

POOR QUALITY
ORIGINAL

0398

52.

Defendant said nothing when he heard complainant's charge translated by the interpreter.

OFFICER ZABRISKI H. MULLEN testified that he was an officer of the municipal police of this City and a Ward Detective. He was one of the two officers to whom the complainant made his complaint on the day of the robbery the complainant gave Officer Clark and himself a description of the men that he said had robbed him. Thomas Mc Cue was subsequently arrested as one of the men that robbed the complainant. On the 19th, November, the day that Mc Cue was sentenced upon his conviction, the complainant came to the station house with an interpreter and Officer Clark went with him and arrested the defendant. The complainant positively identified the defendant.

FOR THE DEFENCE. THOMAS MURRAY, the defendant, testified that he lived at 182 Park Row at the time of the robbery. He had lived there for about 4 weeks. He

6.

I came to New York about the 22nd. September, from Albany
In the early part of September, he was in Hinesville,
Sohharis County. He was hop picking for Irving Martley.
He was in the habit of going there every Fall. He
didn't rob or see the complainant. He was not in the
saloon on the day of the alleged robbery. He was not in
the City at that time. He met the complainant in
James Mc Cue's saloon several times after the day of
the alleged robbery. He saw the complainant in the
saloon frequently drinking beer and playing pool. He
played one game of pool with the complainant. The
complainant never accused him of the crime until the
19th. of November, when he was arrested.

CROSS EXAMINATION. He testified that he was born
in New York. That he left Hinesville, Scoharie County,
I on the 17th. September and left Albany on the 20th., and
got to New York on the 22nd. He staid in Albany 3 days.
in Dean Street, a saloon occupied by Hugh O'Reilley. He
didn't sleep in the saloon, but in a barn near there.
He staid in Albany to look for a job on the Canal. He

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ORIGINAL

0400

7.

didn't know either Thomas Mc Cue or Thomas F. Phipps. He met the defendant in Thomas Mc Cue's saloon at 10 Roosevelt Street. Mc Cue had a son named Thomas he had heard. He met the complainant first in the saloon about the 25th. September. He had never seen him before. He had been arrested for being drunk and disorderly. He was sent to the penitentiary once for five months for stealing an overcoat. He didn't know where 72 Oliver Street was. He usually worked down in the market and in Summer he carried fruit. In July he usually started for the mountains to pick berries. He had partly learned the window moulding trade. He could only speak a few words of German.

Under the Re-Direct Examination the witness testified that he met the complainant in the saloon at 10 Roosevelt Street almost every day and evening that he went to the saloon, and he drank beer with him and treated him, and the complainant treated him, the defendant.

JAMES ENNIS of 456b Pearl Street testified that he

**POOR QUALITY
ORIGINAL**

0401

8.

I was a laborer, and that he had known the defendant for about 5 years. He left the City in August last with the defendant, or rather the defendant left the City one day before him, the witness, and the witness met him in Albany on the following day. He, the witness, could n't recall the date but he knew that he was out of the City for 20 days and returned on the 13th. of September. From Albany, he and the defendant went to the hop country where they stayed about 19 days. He, the witness, left the hop country on the 12th. of Sept, and parted with Murray at the dock where the Albany boats come in, in Albany. He had seen the complainant in the saloon at 10 Roosevelt Street after the 22nd. September. He saw him five or six times in the saloon. He saw Murray in the saloon at the same time. He never saw them play pool together, but he saw them drinking beer together. He saw the complainant treat Murray and and Murray treat the complainant, 4 or 5 times. They were, apparently, friendly. He, the witness, didn't understand German.

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9.

CROSS-EXAMINATION. He testified that he was sure that he left the defendant in Albany on the 12th. September, although the defendant had testified that he didn't leave Hinesville until the 17th. September (Then the witness was asked by Mr. Jerome to pick out the complainant from among another a number of men sitting on the bench at the back of the court room. He picked out an entire stranger. who was a witness in another case. The complainant was not in the courtroom at the time.) Then the witness declined to answer whether he had ever been convicted of any criminal offence on the ground that his answer might tend to degrade or incriminate

-----0000-----

PETER J. Mc SHERRY testified that he lived at 48 New Bowery and that he was a printer by trade. He knew the complainant by sight. He had known the defendant about a year and a half. He had seen the complainant and the defendant together in the saloon at No. 10 Roosevelt Street about the latter part of September- probably about the 20th or the 25th. He saw them

0403

CORRECTION

0404

COURT OF GENERAL SESSIONS OF THE PEACE:

City and County of New York.

-----:
The People :

against :

Thomas Murray. :Before,

Indicted for Robbery in the first : Hon.Hy.A.Gildersleeve,
degree. : and a Jury.

Indictment filed, November, 1888. :
-----:

Dec
Tried, November 19, 1888

APPEARANCES:

Assistant District Attorney Jerome, for the People.

Mr. James D. McClelland, for the Defence.

-----0000-----

EMERICH LIESER, the complainant, testified that he
he was a butcher by trade, and is 18 years of age. On
the 15th. day of September he had \$14 in his left pants
pocket. He saw the defendant about half past one o-
clock in the afternoon in Roosevelt Street; it was a

2.

beer saloon. He had been in New York only 3 days and he didn't know the City. He had lodged in James Street and he was walking in the street and went into the saloon to get a glass of beer. He had taken a drink of beer there earlier in the morning of the same day. When he had been in the saloon several minutes, the defendant and two other men came in and played pool. He looked on while they played. Then the defendant asked him in German how long he had been in the City, and he told him three days. Then the defendant asked him what his business was and he said that he was a butcher. The defendant then asked him if he had any work, and he said "No ", and he, the defendant, said, "Come with me and I will see that you get work", and he, the complainant, went to go with him, but the defendant talked a long time with him and told him that he had a good place for him and he went out with the defendant. In Oliver Street the defendant got him by the throat and dragged him into an alley-way, and the two other men were in the alley-way, near a yard, and defendant held him by the throat while the other two men took the money from his

3.

pocket. After they had stolen the money, the defendant hit him in the chest and all three ran away. He, the complainant, went into the street and was crying. The passers by told him that two detectives were standing on the corner, and he, the complainant, went up to them and they took him to a German. After that, one of the detectives went with him into various streets, but they didn't find either the defendant or his companions. About two weeks after that he, the complainant, was called to the station house and he identified one of the defendants two companions. This man had been sentenced to State Prison. Some time later, the defendant was arrested and then, he, the complainant, was committed to the house of detention.

CROSS-EXAMINATION. The complainant testified that the first man was arrested on the 13th. October and the defendant on the 20th. November. He met the defendant once between the 13th. of October and 20 th. of November. He met him in a saloon. He didn't play billiards with the defendant in the saloon. He accused the defendant

4.

of taking his money. He didn't cause the defendant's arrest at that time, because there was no policeman near. It was about a week afterwards that he caused the defendant's arrest.

OFFICER ROBERT W. CLARK, testified that he was an officer of the municipal police of this City and a Ward Detective. He arrested the defendant on the 19th. of November at No. 10 Roosevelt Street, a saloon. The complainant made his complaint to him, the witness, on the 15th. September the day that he was robbed. He gave him, the witness, a description of the men that he said had robbed him. A man by the name of Mc Cue was arrested for the offence on the 11th. October. On the 19th. November the complainant and another young man came to the station house and the young man spoke German and interpreted for the complainant. As a result of the conversation, he, the witness, went to No. 10 Roosevelt Street and the complainant pointed out the defendant and he, the witness, arrested him..

0408

52.

Defendant said nothing when he heard complainant's charge translated by the interpreter.

OFFICER ZABRISKI H. MULLEN testified that he was an officer of the municipal police of this City and a Ward Detective. He was one of the two officers to whom the complainant made his complaint on the day of the robbery the complainant gave Officer Clark and himself a description of the men that he said had robbed him. Thomas Mc Cue was subsequently arrested as one of the men that robbed the complainant. On the 19th, November, the day that Mc Cue was sentenced upon his conviction, the complainant came to the station house with an interpreter and Officer Clark went with him and arrested the defendant. The complainant positively identified the defendant.

FOR THE DEFENCE. THOMAS MURRAY, the defendant, testified that he lived at 182 Park Row at the time of the robbery. He had lived there for about 4 weeks. He

6.

came to New York about the 22nd. September, from Albany. In the early part of September, he was in Hinesville, Schoharis County. He was hop picking for Irving Martley. He was in the habit of going there every Fall. He didn't rob or see the complainant. He was not in the saloon on the day of the alleged robbery. He was not in the City at that time. He met the complainant in James Mc Cue's saloon several times after the day of the alleged robbery. He saw the complainant in the saloon frequently drinking beer and playing pool. He played one game of pool with the complainant. The complainant never accused him of the crime until the 19th. of November, when he was arrested.

CROSS EXAMINATION. He testified that he was born in New York. That he left Hinesville, Schoharie County, on the 17th. September and left Albany on the 20th, and got to New York on the 22nd. He staid in Albany 3 days. in Dean Street, a saloon occupied by Hugh O'Reilley. He didn't sleep in the saloon, but in a barn near there. He staid in Albany to look for a job on the Canal. He

7.

didn't know either Thomas Mc Cue or Thomas F. Phipps. He met the defendant in Thomas Mc Cue's saloon at 10 Roosevelt Street. Mc Cue had a son named Thomas he had heard. He met the complainant first in the saloon about the 25th. September. He had never seen him before. He had been arrested for being drunk and disorderly. He was sent to the penitentiary once for five months for stealing an overcoat. He didn't know where 72 Oliver Street was. He usually worked down in the market and in Summer he carried fruit. In July he usually started for the mountains to pick berries. He had partly learned the window moulding trade. He could only speak a few words of German.

Under the Re-Direct Examination the witness testified that he met the complainant in the saloon at 10 Roosevelt Street almost every day and evening that he went to the saloon, and he drank beer with him and treated him, and the complainant treated him, the defendant.

JAMES ENNIS of 456b Pearl Street testified that he

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was a laborer, and that he had known the defendant for about 5 years. He left the City in August last with the defendant, or rather the defendant left the City one day before him, the witness, and the witness met him in Albany on the following day. He, the witness, could n't recall the date but he knew that he was out of the City for 20 days and returned on the 13th. of September. From Albany, he and the defendant went to the hop country where they stayed about 19 days. He, the witness, left the hop country on the 12th. of Sept, and parted with Murray at the dock where the Albany boats come in, in Albany. He had seen the complainant in the saloon at 10 Roosevelt Street after the 22nd. September. He saw him five or six times in the saloon. He saw Murray in the saloon at the same time. He never saw them play pool together, but he saw them drinking beer together. He saw the complainant treat Murray and and Murray treat the complainant, 4 or 5 times. They were, apparently, friendly. He, the witness, didn't understand German.

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CROSS-EXAMINATION. He testified that he was sure that he left the defendant in Albany on the 12th. September, although the defendant had testified that he didn't leave Hinesville until the 17th. September (Then the witness was asked by Mr. Jerome to pick out the complainant from among another a number of men sitting on the bench at the back of the court room. He picked out an entire stranger. who was a witness in another case. The complainant was not in the courtroom at the time.) Then the witness declined to answer whether he had ever been convicted of any criminal offence on the ground that his answer might tend to degrade or incriminate

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PETER J. Mc SHERRY testified that he lived at 48 New Bowery and that he was a printer by trade. He knew the complainant by sight. He had known the defendant about a year and a half. He had seen the complainant and the defendant together in the saloon at No. 10 Roosevelt Street about the latter part of September- probably about the 20th or the 25th. He saw them

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drinking together at least a dozen different times. They were, apparently, friendly.

UNDER CROSS EXAMINATION. He testified that he had worked at the printing trade for about 20 years. He saw them together as early as seven o'clock in the morning and in the afternoon at 5 o'clock when it was time for him to go to work. He went to work at 6 o'clock and worked until half past four o'clock in the morning. He would then go to bed and sometimes he would get up at 7 or 8 o'clock and go around to the saloon and get a glass of beer and go back to bed again at 10 o'clock and get up again at about 3 o'clock in the afternoon. He had never heard the defendant and the complainant have any harsh words. They talked together and drank together.

In Rebuttal, the complainant being re-called by Mr. Jerome testified that Mc Sherry was always in the saloon. He didn't know the witness Ennis, even by sight. He never drank at the bar or anywhere else with

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I the defendant. He was neve r in the saloon but: twice.
when t he defendant was there after the robbery and the
sefond time was when he took the officer there to
have the defendant arrested.

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6/10/85

The People

vs

Thomas Murray

Before

Hon^{ble} Justices of the Peace

and a Jury

Indicted for Robbery in the
first degree -

Indictment filed November 1
1885.

Tried, 19 Decr. 1885.

0416

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 Murray

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

Thomas Murray

of the crime of ROBBERY IN THE *first* DEGREE, committed as follows:

The said *Thomas Murray*

late of the City of New York, in the County of New York aforesaid, on the *17th* day of *September*, in the year of our Lord one thousand eight hundred and eighty *eight*, in the *time of the said day*, at the City and County aforesaid, with force and arms, in and upon one *Frederick Seaser*, in the peace of the said People then and there being, feloniously did make an assault, and ~~promissory note for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of twenty dollars, and of the value of twenty dollars~~ ; *one* promissory note for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of ten dollars, and of the value of ten dollars ; *two* promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of five dollars, and of the value of five dollars *each* ; *seven* promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of two dollars, and of the value of two dollars *each* ; *fourteen* promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one dollar, and of the value of one dollar *each* ; ~~one promissory note for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of twenty dollars~~ ; ~~one~~ promissory note for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of ten dollars ; *two* promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of five dollars *each* ; ~~United States Silver Certificate of the denomination and value of twenty dollars~~ ; *one* United States Silver Certificate of the denomination and value of ten dollars ; *two* United States Silver Certificates of the denomination and value of five dollars *each* ; *seven* United States Silver Certificates of the denomination and value of two dollars *each* ; *fourteen* United States Silver Certificates of the denomination and value of one dollar *each* ;

\$14.-

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~~United States Gold Certificate of the denomination and value of twenty dollars~~
; ~~one~~ United States Gold Certificate of the denomination and value of ten
dollars ; ~~two~~ United States Gold Certificates of the denomination and value of
five dollars ~~each~~ ; and divers coins, of a number, kind and denomination to the Grand Jury
aforesaid unknown, of the value of *fourteen dollars,*

of the goods, chattels and personal property of the said *Emmeline Seaton,*
from the person of the said *Emmeline Seaton,* against the will,
and by violence to the person of the said *Emmeline Seaton,*
then and there violently and feloniously did rob, steal, take and carry away, *(the said*
Thomas Murray having then and
there aided him as accomplice ac-
tually present, to wit: Eugene Thomas
and one and by a certain other person
to the Grand Jury aforesaid unknown)
against the form of the Statute in such case made and provided, and against the peace of the People
of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.