

0842

BOX:

495

FOLDER:

4519

DESCRIPTION:

Morris, William

DATE:

09/22/92



4519

POOR QUALITY ORIGINAL

0843

73 200
Filed *[Signature]* day of *[Signature]* 1892
Counsel
Pleads *[Signature]*

THE PEOPLE

vs.

R
William Morris
(4 cases)

[Signature]

DE LANCEY NICOLI,

District Attorney.

Forgery in the Second Degree.
[Sections 611 and 621, Penal Code.]
(Endorsement, etc.)

A TRUE BILL.

[Signature]
Foreman.

[Signature]

[Signature]

S.P. of the *[Signature]*
[Signature]

Witnesses:

A. Colman

POOR QUALITY ORIGINAL

0844

Have Carvalho sent for

- Morris -
 1855
 discharged 1858
 arrived Feb 22 1858.
 Arrived about March 3.
 In jail until about
 June 12 1858 at
 which time he came
 from Judge [unclear]
 or sentence

COURT OF GENERAL SESSIONS.

-----X
 :
 THE PEOPLE, &C. :
 :
 -vs.- : FORGERY.
 :
 WILLIAM MORRIS. :
 :
 -----X

CITY AND COUNTY OF NEW YORK, SS:

ADOLPH GOLDSMITH, being duly sworn deposes and says: The accused came into my employ as book-keeper in ~~the fall~~^{July} of 1889, and remained in such employ until in May of 1892. About the ~~27th~~^{27th} day of May, 1892, deponent directed that certain of his books of accounts should be sent up to his house as he desired to make some examinations of them at his convenience. The books were sent there. Up to that time deponent had not suspected that there was anything wrong with the accounts.

On the next business day, Morris did not appear at the office but there was delivered there a letter for deponent from Morris's wife to the effect that Morris had gone away, and that she feared that everything was not right with his accounts. An investigation of the books that had been kept by him for deponent was at once begun by deponent with the assistance of others, and it soon became apparent that he had appropriated a large amount of deponent's moneys to his own use. It also became apparent on that examination, that he had commenced appropriating these moneys almost immediately after he came into depon-

**POOR QUALITY
ORIGINAL**

0846

ent's employ, and had continued making such appropriations from time to time ever since then and up to the time of his disappearance. In amount those appropriations exceeded \$5,000. During the summer deponent succeeded in ascertaining the means by which he had carried on these pilferings undiscovered for so long a time; and that one method he had adopted was of appropriating drafts that came to the office from customers in payment of bills, and indorsing them in deponent's name, and then, after they were indorsed by his wife, either he or his wife paid them away, or had them cashed by tradesmen in Brooklyn, and appropriated the proceeds. Those drafts were by him stolen from deponent's mail, for Morris never had any authority to handle any of the drafts, and never had authority to write deponent's name upon any of them.

Morris credited the accounts of such customers with the amounts of the drafts from time to time, and so his thefts of them was not discovered. Deponent has ascertained that Morris has, in that way, appropriated 68 of such drafts, all drawn to deponent's order, the aggregate amount of which is about \$4,500. Of those drafts, to this time, deponent has been able to see and examine 53, amounting to about \$3,500, and every one of those 53 drafts bears deponent's name indorsed on them in the hand-writing of Morris and so written without the knowledge, consent, or authority of deponent; and every one of them also bears the name of the wife of Morris also indorsed on them, in her hand-writing as deponent verily believes, and he is quite familiar with her hand-writing, having received several letters from

her since the disappearance of the accused. A long delay has occurred in getting opportunity to examine those drafts for they were drawn by banks and bankers, mostly at long distances from this city, and as they had been paid on the false indorsements, they had gone back to and were in the hands of the makers, many of whom were unwilling to part with the possession of them. So it happened that the only one of them that was available at the time of the arrest of the accused, was a draft for \$10. on which, he, Morris, was held for the Grand Jury; and that, when deponent was called before the Grand Jury, only three more of them were available for production before that body. On those four drafts four indictments were found against Morris for forgery of deponent's name. Several more of them can now be produced and all of them can be produced in time, as deponent believes. Deponent attended as a witness in court ~~this~~ *on the 18th day of October 1892* ~~morning~~ and Morris was called to the bar, and as deponent understood, pleaded guilty to forging deponent's name in indorsement on the \$10. draft, and was remanded for sentence to the 25th inst. Deponent did not hear what, if any disposition was made of the other three indictments, each of which is for forging deponent's name in indorsement upon a draft for a larger amount (one of them being for \$90) and if he is not to be tried for those offenses, deponent deems it his duty to inform the court of the above facts that the extent of the wrong-doings of the prisoner shall be known to the court when he is called up for sentence upon his plea of guilty in the matter of that little draft. *

Sworn to before me } *Adolph G. ...*

**POOR QUALITY
ORIGINAL**

0848

COURT OF GENERAL SESSIONS.

THE PEOPLE, &C.

-vs.-

WILLIAM M. MORRIS.

A F F I D A V I T.

**POOR QUALITY
ORIGINAL**

0849

This 14 day of October 1897
John H. Cox
Notary Public
N. County

POOR QUALITY ORIGINAL

0850

Matter of Morris. - Forgery.

1 st. The \$10, draft-

Counts; Forging the name of the payee
Uttering the forged paper

Memo. of facts. The draft was drawn by the First Natl. Bk. of Hartford Conn, to the order of "A. Goldschmidt", on the Mer. Exc. Bk. of New York, May 18 th. 1890.
(Evidence, the draft. witness, Cashr. Apgar, Mer E

At that time the accused was in the employ of A. Goldsmith, who was the payee intended, and had access to letters and drafts that came to the office.

This draft was sent on request of Goldsmith, and the accused had knowledge of the sending for it. The indorsed name, "A Goldsmith" on the back of that paper was not written by the payee, nor by his authority. It is in the hand writing of the accused (evidence. the indorsement. Witness, Goldsmith, who will also tell how the accounts were fixed up by Morris, so that the matter escaped his attention for a long time. - and how he came to discover it, and how Morris acted when discovery appeared to be probable. I suggest that you have (in court, such books as will show his method of covering up these transactions.)

After being indorsed by Morris, it was indorsed by Mrs. M. Morris, (his wife) and by her delivered to R. Schroeder of Brooklyn, who gave her money or goods for it. (evidence. the indorsement, (witnesses, Mrs. Morris, (?) (R. Schroeder.

The draft next came into the hands of Anna Furth, and paid at the Mer. Ex. Natl. Bk. (evidence. the draft bearing the indorsement (witnesses. Furth & Apgar, cashr. (Apgar can probably give the address of Furth (for he would seem to be a depositor there.

Witnesses to be subp'd.

Adolph Goldsmith 38 Maiden Lane New York. (to prove hand writing)
Mrs M. Morris Brooklyn (wife of the accused)
R. Schroeder
Aaron Furth

Apgar, Cashy. Mer Ex Natl Bank

**POOR QUALITY
ORIGINAL**

0051

2 nd. The \$28.78 draft. - Forgery.

Counts. Forgery of name of payee
Uttering forged paper.

Memo. of facts. The draft was drawn by the first natl bk. of Detroit Mich. to the order of A. Goldsmith, on the Natl Bk. of Commerce, New York, Oct. 19 th, 1891.
(Evidence and witnesses. - the draft. - Cashr. of Bk. of Commerce, to prove draft.)

~~At that time the accused was in the employ of Goldsmith as book keeper, &c. see memo under same point on sheet referring to the \$10. draft.~~

After being indorsed by Morris, this draft was indorsed by his wife, and passed to the same Schroeder, and by him indorsed and passed to John schulthies, who appears to have deposited it in the Broadway Bank of Brooklyn and from that bank it came to the Bank of Commerce on which it was drawn.

(Evidence and witnesses. - the indorsements on the draft, and the stamp on its face.
(Mrs. Morris ; R. Schroeder ; John Schultheis
(Cashr. Bd. Way Bk. of Brooklyn ; Cashr. Bk. of Commce

Witnesses to be subpd.
Adolph Goldsmith

Mrs Morris
R. Schroeder
John Schulthies
Cashr. Bd. Way Bk. of Brooklyn
Cashr. Natl. Bk. of Commerce

(clerk to prove hand writing of Morris)
(Brooklyn - wife of accused).

**POOR QUALITY
ORIGINAL**

0852

3 rd. The \$31.25 draft. Forgery.

Counts. Forgery of name of payee.
Uttering forged paper.

Memo. of facts.

The draft was drawn by the Butler Savings Bank of Butler, Pa. to the order of A. Goldsmith, on the First National Bank of New York, March 24 th 1891.
(Evidence. the draft ; witness Cashr. First Natl. Bk.

~~At that time the accused was in the employ of Adolph Goldsmith as book keeper, &c. see memo. under same point on sheet referring to the \$10. draft.~~

After being indorsed by Morris, and by his wife, this draft was passed to the same Schroeder, and by him indorsed and passed to one Herman D. Hartzen, by whom it would seem to have been indorsed and deposited in the Mechanics Bank of Brooklyn, and from that bank it came to the First Natl. Bk. of New York, on which it was drawn.

(Evidence, and witnesses. - the indorsements on the draft, including the stamp of the Mechanics Bank.
(Mrs. Morris ; R. Schroeder ; Herman Hartzen ;
(Cashr. Mechanics Bk. of Brooklyn ; Cashr. First Natl. Bk. of New York.

Witnesses to be subp'd.
Adolph Goldsmith

(clerk, to prove writing of Morris)

Mrs Morris
R. Schroeder
Herman D. Hartzen
Cashr. Mechanics Bk. of Brooklyn
Cashr. First Natl Bk. of New York.

**POOR QUALITY
ORIGINAL**

0853

4 th. The \$90. draft. Forgery.

Counts. Forging name of payee.
Uttering forged paper.

Memo. of facts.

The draft was drawn by the Planters National Bank Danville Va. to the order of Adolph Goldsmith, on the National Park Bank of New York, Feby. 16 th 1891.
(Evidence. the draft; witness, Cashr. Park Natl. Bk.

At that time the accused was in the employ of Adolph Goldsmith, the payee, as book keeper, &c. see memo. under same point on sheet referring to the \$10 draft.

After being indorsed by Morris and by his wife, this draft appears to have been passed to the firm of A. D. Matthews & sons of Brooklyn and to have been indorsed in the name of that firm by one "H. P. M." for deposit. The paper does not appear to show in what bank it was deposited to the credit of that firm, but we are advised that it was so deposited in the bank of Brooklyn. Also that the "H. P. M." on that draft stands for H. P. Murtha, a clerk in the employ of A. D. Matthews & sons. From the Brooklyn Bank it came to the Natl Park Bank, on which it was drawn.

(Evidence and witnesses. - the indorsements on the draft. Mrs. Morris ; H. P. Murtha : Cashr. Bank (Brooklyn ; Cashr Natl Park Bank.

Witnesses to be subp'd.
Adolph Goldsmith

(clerk to prove writing of Morris)

Mrs. Morris
H. P. Murtha (with A. D. Matthews & sons,
Cashr. Bank, Brooklyn
Cashr. Natl. Park Bank, New York.

Brooklyn.

Matter of Morris. - Forgery.

1 st. The \$10. draft-

Counts; Forging the name of the payee
Uttering the forged paper

Memo. of facts. The draft was drawn by the First Natl. Bk. of Hartford Conn. to the order of "A. Goldschmidt", on the Mer. Exc. Bk. of New York, May 18 th. 1890.
(Evidence, the draft, witness, Cashr. Apgar, Mer E

At that time the accused was in the employ of A. Goldsmith, who was the payee intended, and had access to letters and drafts that came to the office.
This draft was sent on request of Goldsmith, and the accused had knowledge of the sending for it.
The indorsed name, "A Goldsmith" on the back of that paper was not written by the payee, nor by his authority. It is in the hand writing of the accused (evidence. the indorsement. Witness, Goldsmith, (who will also tell how the accounts were fixed up by Morris, so that the matter escaped his attention for a long time. - and how he came to discover it, and how Morris acted when discovery appeared to be probable. I suggest that you have (in court, such books as will show his method of covering up these transactions.)

After being indorsed by Morris, it was indorsed by Mrs. M. Morris, (his wife) and by her delivered to R. Schroeder of Brooklyn, who gave her money or goods for it. (evidence. the indorsement. (witnesses, Mrs. Morris, (?) (R. Schroeder.

The draft next came into the hands of Aaron Furth, and paid at the Mer. Ex. Natl. Bk. (evidence. the draft bearing the indorsement (witnesses. Furth & Apgar, cashr. (Apgar can probably give the address of Furth (for he would seem to be a depositor there.

Witnesses to be subp'd.

Adolph Goldsmith 38 Maiden Lane New York. ;
..! (to prove hand writing)
Mrs M. Morris Brooklyn (wife of the accused)
R. Schroeder
Aaron Furth ..!

Apgar, Cashy. Mer Ex Natl Bank

COURT OF GENERAL SESSIONS,
NEW YORK CITY.

-----X
 THE PEOPLE, &C. :
 :
 -vs.- : FORGERY.
 :
 WILLIAM MORRIS. :
 :
 -----X

New York
COUNTY OF ~~KINGS~~, SS:

ROBERT H. THOMPSON, being duly sworn says:
 I reside at No. ~~24 West 88th~~ ^{24 West 88th} Street in the City of New York and
 am, and at the times hereinafter mentioned was engaged in
 business as a member of the house of Thompson & Norris in
 the City of Brooklyn. William Morris, whom I saw in the
 Court of General Sessions on the 18th day of October inst.
 and who then pleaded guilty to an indictment for forging
 the name of A. Goldsmith in indorsement of a \$10 draft, is
 the same man who was in the employ of the said Thompson &
 Norris in Brooklyn, as a book-keeper from April 1885 to
 February, 1888. During that time he embezzled, concealed
 from us, and applied to his own use, without our knowledge
 or consent, more than \$4,500 of the moneys of Thompson &
 Norris. He had neglected to get up trial balances, and we
 told him that we would put a man on the books to get that
 done.

Then he failed to appear again at the office, and
 we put an expert accountant on the books. His wife wrote
 asking us to call on her. I called and she said ^{"I suppose"} ~~that she~~
^{"you know that Mr Morris is} ~~was afraid that the cash account was~~ short about \$2,000.
^{"in his cash". I said "I did not have a suspicion in Mr Morris"}

Subsequent investigations showed that he had been stealing from us from time to time during nearly all of the time he was with us, and he had kept the books in such a way that our suspicions were not aroused. While the examination of the books was yet going on, we received a letter from Morris demanding that we give him a letter of recommendation, to enable him to find another place of employment. That letter, or a subsequent one, threatened that, if we did not give him the desired letter of recommendation, he would disclose to our competitors, business secrets of our business that he claimed to possess. Thereupon we caused his arrest for embezzlement of some one or more of the items of his stealings.

He was indicted by the Grand Jury of Kings County, and when he was arraigned before Judge Moore, he pleaded guilty to the indictment. That was about *June 1st* 1888. He had a wife and several little children and at the solicitation of his attorney we or I wrote a letter to Judge Moore to the effect that we were willing that he should have another chance to earn an honest living for himself and his children, and I think that we also, in that letter, recommended him to the mercy of the Court. I subsequently learned that the judge discharged him under a suspension of sentence, and I heard nothing more of him until I saw a newspaper item concerning his manner of defrauding Mr. Goldsmith.

I make and submit this affidavit from a sense of duty to the community, feeling that the clemency extended

**POOR QUALITY
ORIGINAL**

0857

to him in the Brooklyn case was a mistake, and that we
ought now to do whatever we can properly do to aid the
Court in protecting the business community from further in-
jury at his hands.

Sworn to before me this

20th day of October, 1892.

)
; *Robert H. Thompson*

Charles J. Kimbrey

Notary Public No. 97
New York County.

**POOR QUALITY
ORIGINAL**

0858

COURT OF GENERAL SESSIONS.

NEW YORK CITY.

THE PEOPLE, &C.

-VS.-

WILLIAM MORRIS.

A F F I D A V I T.

**POOR QUALITY
ORIGINAL**

0859

Adolph Goldsmith & Son,
Watches, Diamonds and Jewelry
38 Maiden Lane,

CABLE ADDRESS,
THEKLA NEWYORK.

New York,

May 22nd, 1893.

Mr. H. W. Unger,

District Atty's. Office, N.Y.

Dear Sir:-

Before you are preparing the papers in regard to the Morris case, to be sent to the Governor, will you kindly allow me to call on you, as I have to give you some additional information which is not contained in the original affidavits that were handed to Judge Fitzgerald at the time, by Thompson and myself.

Any time when you are at leisure, I will be glad to call on you.

Yours truly,

Dictated.

Adolph Goldsmith.

**POOR QUALITY
ORIGINAL**

0860

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

October 24th, 189

Hon. James Fitzgerald.

Dear Judge:

In the case of the People vs. William Morris who plead guilty to forgery on Tuesday last, and who is to be sentenced to-morrow (Tuesday) Mr. Robert H. Thompson, President of the Thompson & Norris Mfg. Company of Brooklyn, sent several letters to the District Attorney showing that Morris had been previously convicted of a felony, which were duly filed with the papers in the case.

Mr. Adolph Goldsmith, the complainant in the present case has this day called at the office submitting a number of affidavits respecting this prisoner, which, as I understand, you have the papers in the case before you, pending sentence, I beg to transmit to you.

Respectfully yours,

Hewey W. Wagoner
Secretary

R.H.T. Letter to Capt. [unclear]

24 W. 50th St NY
Sept 10 1892

Sir:

Some days ago I visited
in the neighborhood of West 42
William Street a carpenter or
carpenter for [unclear] [unclear]
38 Maiden Lane [unclear] [unclear]
returned his reply to
the sum of several hundred
dollars. The statement also
was that [unclear] [unclear]

POOR QUALITY ORIGINAL

0862

I have the honor to acknowledge the receipt of your letter of the 10th inst. in relation to the above mentioned matter. I am sorry to hear that you are unable to attend to the same at present. I will endeavor to do all in my power to expedite the same as soon as possible. I am, Sir, very respectfully,
 Yours truly,
 J. H. [Signature]
 [Address]

[Blank page with faint handwriting at the bottom edge]

POOR QUALITY
ORIGINAL

0863

Arrested & was then in the
Imbs. I wrote this to say
that I am also a victim
of this same man. who
let me from my farm in
Brooklyn nearly seven thousand
dollars during his time of
engagement. ^{Some years ago} I feel
I should be doing the
public a service if I can
do any thing to protect
it from him in the future
if I am required to appear
before the Grand Jury ^{Adm.}

POOR QUALITY
ORIGINAL

0864

377 Marum Street.
Brooklyn, N.Y.

July 29 3

At Lansing, Mich. Prof.
Dear Sir

Last week I received
from Albany respecting my
husband's application for a
pardon but was informed the
papers have not yet reached
the Governor. Before your
reply comes up I would like

POOR QUALITY
ORIGINAL

0065

To see you on the subject -
will call at your office on
Tuesday afternoon

Yours truly
Margaret A. Morris

The people of the State of New York

2350-2351

vs
William Morris

1888

April 20 Filed two returns of Justice Walsh
to grand jury

May 4 Two indictments presented for Grand
Larceny second degree

" 4 Defendant arraigned plead not guilty

" 22 Defendant withdraws plea of not guilty
pleads guilty to an attempt to commit Grand
Larceny second degree Ind 2350

June 15 Defendant discharged upon his own
recognizance to appear for sentence when
required

" " Filed recognizance.

POOR QUALITY
ORIGINAL

0868

Court of General Sessions

The people vs

agst

William Morris

-forger-

Copy record of Clerk of the
Court of Session in and
for the County of Kings
as Affidavit of Arthur
C. Beatty.

POOR QUALITY
ORIGINAL

0069

The people of the State of Missouri

2350-2351

vs
William W. Morris

1885

April 20 Filed two returns of Justice Walter
to grand jury

May 4 Two indictments presented for Grand
Larceny second degree

" 4 Defendant arraigned plead not guilty

" 22 Defendant withdraws plea of not guilty,
pleads guilty to an attempt to commit Grand
Larceny second degree Ent 2350

June 15 Defendant discharged upon his own
recognizance to appear for sentence when
required

" Filed recognizance.

COURT OF GENERAL SESSIONS N. Y. COUNTY

The People,

vs.

William J. Morris

City and County of New York ss:

Margaret Morris being duly sworn saith:

First.- That she is the wife of the defendant here in.

Secondly.- She has had a number of interviews with the complainant Mr. Goldsmith herein, relative to the charges of forgery, brought against her husband. That the defendant left the City of Brooklyn in May last, where he was residing with deponent and his family, but was induced to return to the City of Brooklyn, by deponent, as the complainant, Mr. Goldsmith, stated that he would not prosecute the defendant? and that within 2 or 3 days the defendant returned to the City of Brooklyn, relying upon said promise.

Thirdly.) That the defendant herein was not arrested until the month of September 1892, although, he was in the City of Brooklyn, from May, until that date, and Mr. Goldsmith, knew of his address, and could have at any time caused his arrest.

Fourthly.- That deponent delivered to said complainant, a policy of insurance upon the life of *William*

J. Morris

POOR QUALITY
ORIGINAL

0071

in the *Mutual Reserve* Life Insurance Company, for the sum of \$3500.
upon which the premiums were paid up to the first day of
December 1892, and which policy and premium receipts are
now in the possession of the complainant Mr. Goldsmith .
And it was not until after~~xxxxxxx~~ the delivery of such pol-
icy, and after the defendants return, for over three months
that any complaint was made against him by the said com-
plainant herein.

Sworn to before~~me~~ me,

This 2nd. day of November 1892.

**POOR QUALITY
ORIGINAL**

0072

COURT OF GENERAL SESSIONS
NEW YORK COUNTY.

The People

vs.

William H. Morris

AFFIDAVIT

Of Margaret Morris

Frank J. Keller Esq

Atty. for Defendant,

63-65 Park Row

N. Y. City

**POOR QUALITY
ORIGINAL**

0073

COURT OF GENERAL SESSIONS
NEW YORK COUNTY.

The People

vs.

William H. Morris

AFFIDAVIT

Of Margaret Morris

Frank J. Keller Esq

Atty. for Defendant,

63-65 Park Row

N. Y. City

POOR QUALITY ORIGINAL

0874

Police Court, 1 District. (1858)

City and County of New York, ss. Joseph Gersheim of No. 38 Maiden Lane Street, aged 49 years, occupation Jeweller being duly sworn, deposes and says, that on the 19 day of May 1890 at the City of New York, in the County of New York

William Morris (unborn) did feloniously cause forged utter and cause to pass with intent to defraud the name of Gerschmidt to a draft drawn to the order of deponent in violation of Section 504 of the Penal Code of the State of New York. For the reasons following to wit: on the said date this defendant who was in the employ of deponent received the annexed draft marked by "a" and deponent says that he did not authorize defendant to sign any checks or drafts and that he is acquainted with the handwriting of defendant. Deponent says that the signature G. Gerschmidt on said draft is not in his (deponent's) handwriting, but is the handwriting of defendant. Deponent says he owes defendant out of the sum of ten dollars by said forged

Sum to deponent this 7 day of September 1892

Police Justice

POOR QUALITY ORIGINAL

0075

(1885)
Sec. 188-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

William Morris being duly examined before the undersigned according to law, on the annexed charge, and being informed that it is his right to make a statement in relation to the charge against him; that the statement is designed to enable him if he 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 Morris

Question. How old are you?

Answer.

48 years

Question. Where were you born?

Answer.

England.

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

Answer.

37 Avenue N. Brooklyn, 1 year

Question. What is your business or profession?

Answer.

Book Keeper

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 decline to say anything at present.

William Morris -

Taken before me this

day of *February* 189 *7*

Police Justice.

POOR QUALITY
ORIGINAL

0076

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

Nov 7 1892

Per

Wm Morris

The exhibits in above
cases being no longer
required for purposes
of evidence the District
Attorney consents to
their return to the
complainants.

Lawrence Fisher
District Attorney

W. H. Rose

POOR QUALITY ORIGINAL

0877

Adolph Goldsmith,
Watches Diamonds and Jewelry,
38 Maiden Lane;
CABLE ADDRESS,
THECLA, NEWYORK.

New York, Nov 3rd 1892

Mr. Unger
Dear Sir

Mr

The case *vs* Morris has been disposed of yesterday, & as you kindly offered to get me the 4 drafts that were used by the prosecution, I will thank you if you will kindly hand them to beaver, so that I can collect them.

I will be glad to reciprocate when occasion offers.

Truly Yours

Adolph Goldsmith

Club of General Sessions.

The District Attorney consents to the return to the Com-plainant of the above mentioned papers

Wm Unger
Secretary

POOR QUALITY ORIGINAL

0879

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 Morris

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

William Morris

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

The said

William Morris

late of the City of New York, in the County of New York aforesaid, on the sixteenth day of February in the year of our Lord one thousand eight hundred and ninety-one, at the City and County aforesaid, having in his custody a certain instrument and writing, in the words and figures following, that is to say:

Planters National Bank No. 72120
Danville, Va. 2/16 1891
Pay to the order of
Adolph Goldsmith Casher \$90
Ninety Dollars
To National Park Bank
New York W. N. White
Casher

The said

William Morris

afterwards, to wit: on the day and in the year aforesaid, with intent to defraud, at the City and County aforesaid, feloniously did forge, on the back of the said instrument and writing a certain instrument and writing commonly called an endorsement which said forged instrument and writing commonly called an endorsement is as follows, that is to say:

Adolph Goldsmith Casher

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

0000

SECOND COUNT.

And the Grand Jury aforesaid, by this indictment further accuse the said
William Morris
of the CRIME OF FORGERY IN THE SECOND DEGREE, committed as follows:

The said *William Morris*
late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid,
at the City and County aforesaid, having in *his* possession a certain instru-
ment and writing, in the words and figures following, that is to say:

Planters National Bank No. 72120
Danville, Va. 2/16, 1891
Pay to the order of
Adolph Goldsmith, Cashr \$90
Ninety Dollars
To National Park Bank,
New York, *W. H. White*
Cashier

on the *back* of which said instrument and writing there was then and
there written a certain forged instrument and writing commonly called an *endorsement*
which said forged instrument and writing, commonly called an *endorsement* is as
follows, that is to say:

Adolph Goldsmith Cashr

with force and arms, the said forged instrument and writing then and there *feigningly* did utter,
dispose of and put off as true, with intent to defraud, *he* the said *William*
Morris then and there well knowing the same to be forged, 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.

POOR QUALITY ORIGINAL

0001

200⁰⁰

Counsel,
Filed *[Signature]*
Pleads, *[Signature]*
day of *[Signature]*
189 *[Signature]*

THE PEOPLE

vs.
[Signature]

William Morris
(4 cases)

DE LANCEY NICOLI

District Attorney

Just. 1. Oct 4. 97

A TRUE BILL.

[Signature]

Foreman.

Witnesses:

.....
.....
.....
.....

Forgery in the Second Degree.
[Sections 611 and 621, Penal Code.]
(Endorsement, etc.)

POOR QUALITY ORIGINAL

0882

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 Morris

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

William Morris

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

The said *William Morris*

late of the City of New York, in the County of New York aforesaid, on the *24th* day of *March* in the year of our Lord one thousand eight hundred and ninety-*one*, at the City and County aforesaid, having in *his* custody a certain instrument and writing, in the words and figures following, that is to say:

#31³⁵ Butler, Pa., Mar. 24th. 91. 189
Butler Savings Bank
Pay to the order of A. Goldsmith
Thirty one ²⁵/₁₀₀ Dollars
To the First National Bank, Wm. Campion
No. 56060 New York.

The said *William Morris* afterwards, to wit: on the day and in the year

aforesaid, with intent to defraud, at the City and County aforesaid, feloniously did forge, on the *back* of the said *instrument and writing* a certain instrument and writing commonly called an *endorsement* which said forged instrument and writing commonly called an *endorsement* is as follows, that is to say:

A Goldsmith

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

00003

SECOND COUNT.

And the Grand Jury aforesaid, by this indictment further accuse the said *William Morris* of the CRIME OF FORGERY IN THE SECOND DEGREE, committed as follows:

The said *William Morris* late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, having in *his* possession a certain instrument and writing, in the words and figures following, that is to say:

\$31³⁵ Butler, Pa., Mar 24th. 91. 189
Butler Savings Bank
Pay to the order of A. Goldsmith
Thirty one ³⁵/₁₀₀ Dollars
To the First National Bank,
No. 56060 New York. Wm Campmeyer

on the *back* of which said *instrument and writing* there was then and there written a certain forged instrument and writing commonly called an *endorsement* which said forged instrument and writing, commonly called an *endorsement* is as follows, that is to say:

A. Goldsmith

with force and arms, the said forged instrument and writing then and there feloniously did utter, dispose of and put off as true, with intent to defraud, *he* the said *William Morris* then and there well knowing the same to be forged, 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.

POOR QUALITY ORIGINAL

0004

200 189

Counsel
Filed
Plends, *Subjedly*
Day of *Sept* 189 *2*

THE PEOPLE

us.
} Forgerly in the Second Degree.
[Sections 511 and 521, Penal Code.]
(Endorsement, etc.)

William Morris
(4 cases)

DE LANCEY NICOLI
District Attorney.

Nov. 1. Oct 18. 92 B.S.P.

A TRUE BILL.

James T. ...
Foreman.

Witnesses:

.....
.....
.....
.....

POOR QUALITY ORIGINAL

0885

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 Morris

The Grand Jury of the City and County of New York, by this indictment, accuse
William Morris
of the CRIME OF FORGERY IN THE SECOND DEGREE, committed as follows:

The said William Morris

late of the City of New York, in the County of New York aforesaid, on the nineteenth
day of October in the year of our Lord one thousand eight hundred and
ninety-one, at the City and County aforesaid, having in his custody a
certain instrument and writing, in the words and figures following, that is to say:

number 263889
Duplicate of unpaid 2707
First National Bank of Detroit State Michigan
Detroit, Oct 19 1891 189
\$28.78 Pay to the order of A Goldsmith
Twenty eight & 78/100 Dollars
National Bank of Commerce in current funds
New York John T. Shaw
Cashier

The said William Morris afterwards, to wit: on the day and in the year
aforesaid, with intent to defraud, at the City and County aforesaid, feloniously did forge, on the
back of the said instrument and writing
a certain instrument and writing commonly called an endorsement which said forged
instrument and writing commonly called an endorsement is as follows, that is to say:

A. Goldsmith

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

0886

SECOND COUNT.

And the Grand Jury aforesaid, by this indictment further accuse the said *William Morris* of the CRIME OF FORGERY IN THE SECOND DEGREE, committed as follows:

The said *William Morris* late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, having in *his* possession a certain instrument and writing, in the words and figures following, that is to say:

number 263889
original First National Bank of Detroit *State Michigan*
 Duplicate no. *2707* Detroit Oct 19 1891 189
 \$28²⁸ Pay to the order of A. Goldsmith
 Twenty eight & ²⁸/₁₀₀ Dollars
in current funds.
 In the National Bank of Commerce *in New York.* John T. Shaw
 Asst Cashier

on the *back* of which said instrument and writing there was then and there written a certain forged instrument and writing commonly called an *endorsement* which said forged instrument and writing, commonly called an *endorsement* is as follows, that is to say:

A. Goldsmith

with force and arms, the said forged instrument and writing then and there feloniously did utter, dispose of and put off as true, with intent to defraud, *he* the said *William Morris* then and there well knowing the same to be forged, 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.

POOR QUALITY ORIGINAL

0007

200 *vol*

Counsel,

Filed

day of

1892

Pleas,

Wm. Morris

THE PEOPLE

vs.

Forgery in the Second Degree.
[Sections 611 and 621, Penal Code.]
(Indorsement, etc.)

3

William Morris

(4 cases)

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL,

James T. ...
Foreman.

Oct 11 Part I

Witnesses:

.....
.....
.....
.....

POOR QUALITY ORIGINAL

0000

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 Morris

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

William Morris

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

The said

William Morris

late of the City of New York, in the County of New York aforesaid, on the nineteenth day of May in the year of our Lord one thousand eight hundred and ninety- at the City and County aforesaid, having in his custody a certain instrument and writing, in the words and figures following, that is to say:

First No 86478

National Bank

of Hartford. May 19 1890

Pay to the order of A. Goldschmidt

Ten Dollars

Duplicate Unpaid

Merchants Exchange Natl Bank

\$10.00

New York

Connally & Knight Print

The said

William Morris

afterwards, to wit: on the day and in the year aforesaid, with intent to defraud, at the City and County aforesaid, feloniously did forge, on the back of the said instrument and writing a certain instrument and writing commonly called an endorsement which said forged instrument and writing commonly called an endorsement is as follows, that is to say:

A. Goldschmidt

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

0889

SECOND COUNT.

And the Grand Jury aforesaid, by this indictment further accuse the said *William Morris* of the CRIME OF FORGERY IN THE SECOND DEGREE, committed as follows:

The said *William Morris* late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, having in *his* possession a certain instrument and writing, in the words and figures following, that is to say:

First No. 86478
National Bank
of
Hartford, May 19 1890
Pay to the order of A. Goldschmidt
Ten Dollars
Duplicate Unpaid
to Merchants Exchange Natl Bank
#107 New York Connecticut J. Knight Pres

on the *back* of which said instrument and writing there was then and there written a certain forged instrument and writing commonly called an *endorsement* which said forged instrument and writing, commonly called an *endorsement* is as follows, that is to say:

A. Goldschmidt

with force and arms, the said forged instrument and writing then and there feloniously did utter, dispose of and put off as true, with intent to defraud, *he* the said *William Morris* then and there well knowing the same to be forged, 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.

0890

BOX:

495

FOLDER:

4519

DESCRIPTION:

Morrow, Patrick

DATE:

09/08/92



4519

0891

BOX:

495

FOLDER:

4519

DESCRIPTION:

O'Mara, Jeremiah

DATE:

09/08/92



4519

POOR QUALITY ORIGINAL

0893

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

Part II.

-----X	:	
The People	:	
vs	:	
Patrick Morrow.	:	Before the
Jointly indicted with	:	Mon. Frederick Smyth-
Jeremiah O'Mara.	:	and a jury.
-----X	:	

Indicted for robbery in the first degree.
Indictment filed September 8th, 1892.
Tried October 10th, 1892.

Appearances:
Assistant District-Attorney Maedona for the People.
F. V. S. Oliver, Esquire, for the Defense.

A H T W O, called by the prosecution, being duly sworn,
testified that he was in the grocery business, at No.
4 Mott street. and lived there also. He had been a

**POOR QUALITY
ORIGINAL**

0894

2

groceryman for fourteen years, in the United States. On the 24th of August he left his grocery store at two o'clock in the afternoon and went down to Fulton street to get some writing paper. He went through a street which he thought was about one or two blocks down from Pearl street. He had his watch in his upper vest pocket. A string chain was attached to it and the chain was attached to his vest. The watch was an open-faced gold watch which he had had twelve years. He paid \$25 for it. After he had passed the Bridge, two men were behind him, the witness. He turned around and the defendant, Morrow, got him, the witness, by the throat and the other man tried to get his, the witness's, watch. The defendant Morrow kept his, the witness's throat so tight he could not halloo. The defendant asked the other man, "Have you got his watch," and the other man said, "Yes." Then the other man ran and the defendant threw him, the witness, down on the ground and ran away also. The defendant was arrested the evening of the same day by Officer Callahan.

A B R A H A M F E L O M A N, being duly sworn, testified that he was in the hide and leather business at No. 108

POOR QUALITY
ORIGINAL

0895

5

Cliff street. On the 24th of August, between two and three o'clock he saw the defendant running by the door and he saw another man run up Cliff street. He, the witness, saw the complainant, Ah. Two, standing at the back of Smith's storehouse, in the Bridge alley, about forty feet from him, the witness, with his que hanging down and his hat off. His, the witness's, attention was first attracted by hearing the Chinaman make a noise, and got to the door in time to see the defendant and the other man running by his door. He saw the defendant's face but did not remember if the defendant had any beard at that time. He had seen the defendant for the last two or three years in that neighborhood. There was a regular gang that hung around the neighborhood.

PATRICK MORROW, the defendant, being duly sworn, testified that he lived at No. 8 Oak street, for the last four years. He was in the suspender business, at No. 17 Chrystie street, with J. Katzenberg, for two years. He last worked for Katzenberg in 1881. He worked corner of Dover street and Water street, in the suspender business since then, for about two

POOR QUALITY
ORIGINAL

0896

years. He knocked off in the latter part of May, 1891. He worked after that up in Washington street for Koeh Bros, lithographers. for about two months. This was in May 1892. After that one day he was looking out for a job and had the misfortune to be arrested and got a year in the penitentiary. He got out in March of this year. He was in ten months. Since then he had been working at No. 161 Washington street, lithographing, for about two months. After that he worked in Deep River, Connecticut. He was there until last June. Since June he had not been doing anything except working along the docks, doing a little off and on. He did not rob the Chinaman or attempt to to rob him. He did not see the Chinaman on the 24th day of August. The first time he saw the complainant was when he saw Ah Two in the station house, at about eight o'clock the day of the alleged robbery. He, the defendant, then denied having seen the Chinaman before, or having robbed him. He, the defendant, said in the police court that he lived at No. 365 Pearl street, because he used to stay there once in a while, and it happened that he had been stopping in that place two or three weeks.

POOR QUALITY
ORIGINAL

0097

5

He did swear that he lived in Oak street for three years, but he swore that he stopped in the other place two or three nights, of the week that he was arrested. He did not say anything about living at No. 8 Oak street. He remembered that he was asked his business and said that he was a brushmaker and worked along shore. His right trade was a brushmaker. He was never in State prison. He was in the penitentiary, but that was not State prison, and he, the defendant, knew the difference. That was the one time he was in jail. He remembered having been arrested once before. It was on the 5th of June, 1892. It was for disorderly conduct, and he got a month in the Work-house, on Ward's Island. That was the month of June. He knew Jeremiah O'Mara who was arrested with him and was jointly indicted with him. O'Mara lived at No. 8 Oak street. He had known O'Mara off and on for a couple of years. He, the witness, knew Mr. Feldman by sight. On the day of the robbery, in the morning he, the defendant, was down around the dock. At the time of the robbery he was playing cards with a man named Mc Glynn, and the latter's brother, and a Charlie whose last name he did

POOR QUALITY ORIGINAL

0898

not know, in the rear of No. 52 Cherry street. There was a girl there by the name of Katy. These persons were in court once, but on account of his, the defendant's, trial not coming off they did not come again.

#####

POOR QUALITY ORIGINAL

0899

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

Police Court--First District.

Al. To

of No. *43rd* Street, being duly sworn, deposes
and says, that on the *24th* day of *August* 18*92*
at the *Fourth* 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 open faced gold watch

of the value of *Twenty five \$ 25.00* Dollars,
the property of *Christopher*

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

Patrick Morrow and Jeremiah Morrow
(numbered) who were acting in concert
for the reasons following to wit
That about the hour of 3 o'clock P.M.
on the afternoon aforesaid day
deponent was in Cliff Street and
had said property to which was
attached a black guard chain
in the left hand upper vest pocket
of the vest behind on said Morrow
came up to him and grabbed him
about the throat and held him with

Subscribed and sworn to before me this 24th day of August 1892

Notary Public

POOR QUALITY ORIGINAL

0901

(1335)

Sec. 196-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

Jeremiah O'Morra 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.

Jeremiah O'Morra

Question. How old are you?

Answer.

18 years

Question. Where were you born?

Answer.

United States

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

Answer.

67 Hague Street Express

Question. What is your business or profession?

Answer.

Glass Blower

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
Jeremiah O'Morra

Taken before me this

20

day of

August

189

H. Hinkale

Police Justice.

POOR QUALITY ORIGINAL

0902

(1335)

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

Patrick Morrow 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 Morrow*

Question. How old are you?

Answer. *31 years.*

Question. Where were you born?

Answer. *United States*

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

Answer. *365 people street Queens*

Question. What is your business or profession?

Answer. *Labour*

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 Morrow

Taken before me this *25* day of *May* 189*7*
Wm. J. ...
Police Justice.

POOR QUALITY ORIGINAL

0903

BAILLED,

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, etc.,
vs. THE DEFENDANT

1. *James M. ...*
2. *Robert ...*
3. *...*
4. *...*

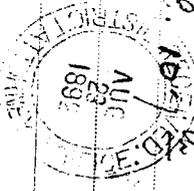
Offense _____

Dated, *Aug 25* 189 *2*

Mr. ...
Magistrate.

James ...
Clerk.

Witnesses *Chas. Feldmann*
No. *160 E. 187th*
Street _____



No. _____
Street _____

No. *1000*
to suspect *C.*
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 _____

Defendants

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, *Aug 25* 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.

POOR QUALITY ORIGINAL

0904

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against
Patricia Morrow
and *Frederick O'Mara*

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

Patricia Morrow and Frederick O'Mara
of the CRIME OF ROBBERY in the *2nd* degree, committed as follows:

The said *Patricia Morrow and Frederick O'Mara*, both

late of the City of New York, in the County of New York aforesaid, on the *21st* day of *August*, 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, in and upon one *Whitcomb*, in the peace of the said People then and there being, feloniously did make an assault; and

one watch of the value of twenty five dollars,

of the goods, chattels and personal property of the said *Whitcomb*, from the person of the said *Whitcomb*, against the will and by violence to the person of the said *Whitcomb*, then and there violently and feloniously did rob, steal, take and carry away, *the said Patricia Morrow and Frederick O'Mara, and each of them, being then and there aided by an accomplice, actually present, to wit: each by the other,*

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.

Stancely Meall,
District Attorney

0905

BOX:

495

FOLDER:

4519

DESCRIPTION:

Mosely, Lillie

DATE:

09/14/92



4519

POOR QUALITY ORIGINAL

0906

Witnesses:

Counsel,
Filed *[Signature]* day of *Sept* 189*2*
Pleas, *[Signature]*

THE PEOPLE

vs.

[Signature]
Billie Pursey

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

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

[Signature]
For *Sept 20, 1892* Foreman.
Indict and Registered

[Signature]

POOR QUALITY ORIGINAL

0907

Police Court 2 District.

City and County } ss.:
of New York,

of No. 127 West 26 Street, aged 33 years,
occupation Laundress being duly sworn
deposes and says, that on the 31 day of August 1882 at the City of New
York, in the County of New York,

She was violently and feloniously ASSAULTED and BEATEN by
Lillie Mosely (now here), who did willfully
and maliciously, stab and cut deponent
on the face and breast, with a
pen-knife that she then and there
held in her 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 1st day of September 1882.
Mary Preston
mark

John Ryan Police Justice.

POOR QUALITY ORIGINAL

0908

(1835)
Sec. 198-200.

2
District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK.

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

Question. What is your name?

Answer. *Lillie Moseley*

Question. How old are you?

Answer. *19 years.*

Question. Where were you born?

Answer. *N. J.*

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

Answer. *132 West 19 Street - 6 Months*

Question. What is your business or profession?

Answer. *Waitress*

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*

Lillie Moseley.

Taken before me this
day of *March* 1908
John J. [Signature]
Police Justice.

POOR QUALITY ORIGINAL

0909

BAILLED,

No. 1, by _____
 Residence _____ Street _____

No. 2, by _____
 Residence _____ Street _____

No. 3, by _____
 Residence _____ Street _____

No. 4, by _____
 Residence _____ Street _____

Police Court... District. 105 1105

THE PEOPLE, Ac., ON THE COMPLAINT OF

Mary Neost...
Jellie M...
1127. West 26th St

Offense Assault
felony

Dated, September 1 1892

Magistrate
J. Smith

Witnesses

No. _____ Street _____
 No. _____ Street _____



No. 1892 to answer 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, September 1 1892 J. M. 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 h _____ to be discharged.

Dated, _____ 189 _____ Police Justice.

POOR QUALITY ORIGINAL

09.10

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against
Lillie Mosely

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

Lillie Mosely

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

The said Lillie Mosely

late of the City and County of New York, on the thirty first day of August in the year of our Lord one thousand eight hundred and ninety-two, at the City and County aforesaid, in and upon one

Mary (Preston) in the peace of the said People then and there being, feloniously did wilfully and wrongfully did make an assault; and the said Lillie Mosely

with a certain knife which she the said Lillie Mosely

in her right hand then and there had and held, the same being then and there a weapon and an instrument likely to produce grievous bodily harm, her the said Mary (Preston) 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.

POOR QUALITY ORIGINAL

0911

SECOND COUNT--

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

Billie Mosely

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

The said

Billie Mosely

late of the City and County aforesaid, afterwards, to wit: On the day and in the year aforesaid, at the City and County aforesaid, in and upon the said

Mary Preston

in the peace of the said People then and there being, feloniously did wilfully and wrongfully make another assault; and the said *Billie Mosely* the said *Mary Preston* with a certain *knife*

which *she* the said *Billie Mosely*

in *her* right hand then and there had and held, in and upon the *face and breast* of *her* the said *Mary Preston* then and there feloniously did wilfully and wrongfully strike, beat, ~~cut~~, *stab* ~~bruise~~ and wound, and did then and there and by the means aforesaid, feloniously, wilfully and wrongfully inflict grievous bodily harm upon the said *Mary Preston* ~~to~~ to the great damage of the said *Mary Preston* 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.

09 12

BOX:

495

FOLDER:

4519

DESCRIPTION:

Muller, William

DATE:

09/12/92



4519

POOR QUALITY ORIGINAL

0914

CITY AND COUNTY } ss.
OF NEW YORK.

POLICE COURT,

DISTRICT.

of No. *500* Street, aged *40* years.
occupation *Police Officer* being duly sworn, deposes and says
that on the *4th* day of *September* 189*2*
at the City of New York, in the County of New York.

Sworn to before me, this *4th* day of *September* 189*2*
John A. Quinn
Police Justice.

James Born (number) is
a material witness for the
People against *William*
Muller charged with *Robbery*
and deposes (prays he (Born))
to order to find surety to appear
when needed.

Henry Hango

POOR QUALITY ORIGINAL

0915

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

Police Court--First District.

James Breen
of No. *22 Hubert* Street, being duly sworn, deposes
and says, that on the *4* day of *September* 18*92*
at the *Fifth* 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
of the amount and value
of forty dollars one gold ring
valued at three dollars one silver
watch valued at fifteen dollars
the whole being of the amount
and

of the value of *Seventy Eight* Dollars.
the property of *James Breen*

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

William Muller upon whom for
the reasons following to wit:
at about the hour of 3 o'clock
A.M. on said date this de-
fendant entered deponent into
premises *472 Washington Street*
and whilst in the hallway of
said premises the defendant
did throw deponent down and
whilst prostrate he did forcibly
take the said money, watch and
ring from the possession and person of
deponent *James Breen*

Sworn to, before me, this
John P. ...
day
Police Justice

POOR QUALITY ORIGINAL

09 16

(1885)

Sec. 198-200.

CITY AND COUNTY OF NEW YORK, ss.

District Police Court.

William Butler 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. *William Butler*

Question. How old are you?

Answer. *24 years*

Question. Where were you born?

Answer. *Germany*

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

Answer. *472 Washington St. 2 years*

Question. What is your business or profession?

Answer. *Clerk*

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

Answer. *I am not guilty.*

William Butler

Taken before me this
Sept 16 1885
John B. Justice
Justice

POOR QUALITY ORIGINAL

0917

BAILED,

Officer Wheeler
Levey Secy
Supt. of Pr.
Graves Ferry.

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

Police Court... 574
District... 1192

THE PEOPLE, &c.,
ON THE COMPLAINT OF

HOUSE OF REPRESENTATIVES
IN SENATE CASE

Dated, _____ 189
Officer _____
Magistrate _____
Precinct _____

WITNESSES
Guilty warrant to
Steven of Detention
in default of \$100
bail

No. _____
to answer _____
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
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, _____ 1892

Solomon B. ... 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.

POOR QUALITY ORIGINAL

0918

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 Muller

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

William Muller

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

The said *William Muller*

late of the City of New York, in the County of New York aforesaid, on the *fourth* day of *September* in the year of our Lord one thousand eight hundred and ninety-*two*, in the *right* time of the said day, at the City and County aforesaid, with force and arms, in and upon one *James Green* in the peace of the said People then and there being, feloniously did make an assault; and the sum of *forty* dollars in money, lawful money of the United States of America, and of the value of *forty* dollars, one finger-ring of the value of *three* dollars, and one watch of the value of *fifteen* dollars

of the goods, chattels and personal property of the said *James Green* from the person of the said *James Green* against the will and by violence to the person of the said *James Green* then and there violently and feloniously did rob, 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 Lancy Nicoll
District Attorney

09 19

BOX:

495

FOLDER:

4519

DESCRIPTION:

Mulligan, John

DATE:

09/07/92



4519

POOR QUALITY ORIGINAL

0921

Sec. 322, Penal Code.

CITY AND COUNTY }
OF NEW YORK, } ss.

3 District Police Court.

Louis Schindler
of No. *11th Precinct* Street, in said City, being duly sworn, says
that at the premises known as Number *73 Delancey* Street,
in the City and County of New York, on the *15th* day of *Sept* 189*7* and on divers
other days and times between that day and the day of making this complaint

Annie Muller
did unlawfully keep and maintain and yet continues to keep and maintain a *house*
of ill fame and did then, and on the said other days and times, there unlawfully procure
and permit as well men as women of evil name and fame and of dishonest conversation to visit, frequent and come
together for unlawful sexual intercourse, and for the purpose of prostitution and lewdness, and then and on the said
other days and times, unlawfully and willfully did permit and yet continues to permit said men and women of evil
name and fame there to be and remain *drinking, dancing, fighting,* disturbing the peace, whoring and misbehaving
themselves, whereby the peace, comfort and decency of persons inhabiting and residing in the neighborhood, and
there passing, is habitually disturbed, in violation of the statute in such case made and provided.

Deponent therefore prays, that the said *Annie Muller*
and all vile, disorderly and improper persons found upon the premises occupied by said
Annie Muller
may be apprehended and dealt with as the law in such cases made and provided may direct.

Sworn to before me, this *17th* day of *Sept* 189*7*
Louis Schindler
J. J. Deegan
Police Justice.

POOR QUALITY ORIGINAL

0922

Police Court 4 District. Affidavit—Larceny.

City and County of New York, ss:

William H. Luman

of No. 1118 3rd Avenue Street, aged 32 years.

occupation Clerk 3rd Ave R.R. Company being duly sworn,

deposes and says, that on the 17 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 night time, the following property, viz:

Our Black mare and harness of the value of our hundred & fifty dollars

the property of the 3rd Avenue Railroad Company

and that this deponent

was a probable cause to suspect, and does suspect that the said property was feloniously taken, stolen and carried away by John Mulligan (unknown)

from the fact that the said animal was in charge of boy in the employ of said Railroad Company at Park Row and James Street. Deponent informed that said animal was missing. Said defendant was arrested by Officer Philip Miller of the 25 Precinct. Said defendant admitted and confessed in deponent's presence that he did take that and carry away said property. And took deponent to where said property was and deponent fully identified it as the property that was stolen.

W. H. Luman

Sworn to before me, this 17 day of August 1892 at New York City, New York.
of Charles H. Smith Police Justice.

POOR QUALITY ORIGINAL

0923

Sec. 198-200

4 District Police Court.

CITY AND COUNTY OF NEW YORK } ss.

John Mulligan 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 Mulligan*

Question. How old are you?

Answer. *24 Years*

Question. Where were you born?

Answer. *New York*

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

Answer. *1124 2- Avenue & 4th*

Question. What is your business or profession?

Answer. *House Shrew*

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 took the Amos to have a ride for Mr. Mulligan*

Taken before me this

day of

Charles W. ...

Police Justice.

POOR QUALITY ORIGINAL

0924

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

Police Court... 8
 District... 1018

THE PEOPLE, Ac.,
 ON THE COMPLAINT OF

William H. Sampson
 1115 103rd St.
 John Sullivan
 1
 2
 3
 4
 Offence
 Grand Larceny

Dated Aug 17 1893

J. J. Hunter Magistrate
 P. Green Officer
 25 Precinct

Witnesses
 No. 1
 No. 2
 No. 3
 No. 4
 No. 5
 No. 6
 No. 7
 No. 8
 No. 9
 No. 10
 No. 11
 No. 12
 No. 13
 No. 14
 No. 15
 No. 16
 No. 17
 No. 18
 No. 19
 No. 20
 No. 21
 No. 22
 No. 23
 No. 24
 No. 25
 No. 26
 No. 27
 No. 28
 No. 29
 No. 30
 No. 31
 No. 32
 No. 33
 No. 34
 No. 35
 No. 36
 No. 37
 No. 38
 No. 39
 No. 40
 No. 41
 No. 42
 No. 43
 No. 44
 No. 45
 No. 46
 No. 47
 No. 48
 No. 49
 No. 50
 No. 51
 No. 52
 No. 53
 No. 54
 No. 55
 No. 56
 No. 57
 No. 58
 No. 59
 No. 60
 No. 61
 No. 62
 No. 63
 No. 64
 No. 65
 No. 66
 No. 67
 No. 68
 No. 69
 No. 70
 No. 71
 No. 72
 No. 73
 No. 74
 No. 75
 No. 76
 No. 77
 No. 78
 No. 79
 No. 80
 No. 81
 No. 82
 No. 83
 No. 84
 No. 85
 No. 86
 No. 87
 No. 88
 No. 89
 No. 90
 No. 91
 No. 92
 No. 93
 No. 94
 No. 95
 No. 96
 No. 97
 No. 98
 No. 99
 No. 100

Witnesses
 No. 1
 No. 2
 No. 3
 No. 4
 No. 5
 No. 6
 No. 7
 No. 8
 No. 9
 No. 10
 No. 11
 No. 12
 No. 13
 No. 14
 No. 15
 No. 16
 No. 17
 No. 18
 No. 19
 No. 20
 No. 21
 No. 22
 No. 23
 No. 24
 No. 25
 No. 26
 No. 27
 No. 28
 No. 29
 No. 30
 No. 31
 No. 32
 No. 33
 No. 34
 No. 35
 No. 36
 No. 37
 No. 38
 No. 39
 No. 40
 No. 41
 No. 42
 No. 43
 No. 44
 No. 45
 No. 46
 No. 47
 No. 48
 No. 49
 No. 50
 No. 51
 No. 52
 No. 53
 No. 54
 No. 55
 No. 56
 No. 57
 No. 58
 No. 59
 No. 60
 No. 61
 No. 62
 No. 63
 No. 64
 No. 65
 No. 66
 No. 67
 No. 68
 No. 69
 No. 70
 No. 71
 No. 72
 No. 73
 No. 74
 No. 75
 No. 76
 No. 77
 No. 78
 No. 79
 No. 80
 No. 81
 No. 82
 No. 83
 No. 84
 No. 85
 No. 86
 No. 87
 No. 88
 No. 89
 No. 90
 No. 91
 No. 92
 No. 93
 No. 94
 No. 95
 No. 96
 No. 97
 No. 98
 No. 99
 No. 100

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 Aug 17 1893 Charles N. Lantz 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.

POOR QUALITY ORIGINAL

0925

505

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 Mulligan

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

John Mulligan

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

The said

John Mulligan

late of the City of New York, in the County of New York aforesaid, on the *17th* day of *August* in the year of our Lord one thousand eight hundred and ninety-*two*, at the City and County aforesaid, with force and arms,

one horse of the value of one hundred and twenty-five dollars, and one set of harness of the value of twenty-five dollars

[Large flourish]

of the goods, chattels and personal property of one a corporation commonly known as the *Third Avenue Railroad 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.

De Lancey McCall,
District Attorney.

0926

BOX:

495

FOLDER:

4519

DESCRIPTION:

Murphy, James

DATE:

09/16/92



4519

0927

BOX:

495

FOLDER:

4519

DESCRIPTION:

Wilson, James

DATE:

09/16/92



4519

POOR QUALITY ORIGINAL

0928

116 [Signature]

Counsel,

Filed

day of

1892

Pleas,

THE PEOPLE

vs. B

James Murphy

and

James Wilson

Grand Jurors, [Sections 228, 229, Penal Code]

DE LANCEY NICOLL,

District Attorney.

Part 1 Sept 29 1892

A TRUE BILL.

Sept 14/92

Foreman.

on view, Robert. [Signature] indict. [Signature] RBM

Dec. 1, 1893

Witnesses:

In the within case after a careful examination I am satisfied that there was no felonious intent and the complainant was desirous to prosecute I recommend the acquittal of the indictment against both defendants Jan. 31. 93 [Signature]

[Faint handwritten notes]

POOR QUALITY
ORIGINAL

0929

New York General Sessions.

PEOPLE ON MY COMPLAINT,
VERSUS

James Wilson

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.

New York Sept. 7 1892.
The defendant James Wilson has never been arrested before is respectably connected and it appears that when he was given the drive by Murphy he did not know that they were not Murphy's property in view of these facts I respectfully ask that the complaint as to said Wilson be dismissed.
William Morrison

State of New York
City and County of New York: S.S.-
On this seventh day of September, 1892, before me personally came William Morrison to me known, and known to me to be the individual described in and who executed the foregoing instrument, and who duly acknowledged that he executed the same.

John Foote
Notary Public.
N.Y.C.

POOR QUALITY
ORIGINAL

0930

New York General Sessions.

PEOPLE ON MY COMPLAINT,
VERSUS

James Wilson

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.

New York, Sept. 13, 1892.
The Defendant James Wilson has never been arrested before: Is respectably connected, and I am informed that when he was given the saws by Murphy he did not know that they were not Murphy's property:

In view of these facts I respectfully ask that the complaint as to said Wilson be dismissed: When ~~he~~ got those goods he did not think that there was anything wrong in it.

J. B. Sharp

State of New York
City and County of New York:

On this 14th day of September, 1892, before me personally came John W. Sharp to me known, and known to me to be the individual described in and who executed the foregoing instrument, and who duly acknowledged that he executed the same.

J. M. Callahan
Notary Public
N.Y.C.

POOR QUALITY ORIGINAL

0931

CITY AND COUNTY }
OF NEW YORK, } ss.

1877

Edward Brett

aged _____ years, occupation *Police Officer* of No.

23

Broad

Street, being duly sworn, deposes and

says, that he has heard read the foregoing affidavit of *John W. Sharp*

and that the facts stated therein on information of deponent are true of deponent's own

knowledge.

Sworn to before me, this *16*
day of *August* 189*2*

Edward F. Brett

Charles N. Laintor

Police Justice.

CITY AND COUNTY }
OF NEW YORK, } ss.

1877

James E. Roche

aged _____ years, occupation *Police Officer* of No.

23

Broad

Street, being duly sworn, deposes and

says, that he has heard read the foregoing affidavit of *John W. Sharp*

and that the facts stated therein on information of deponent are true of deponent's own

knowledge.

Sworn to before me, this *16*
day of *August* 189*2*

James E. Roche

Charles N. Laintor

Police Justice.

POOR QUALITY ORIGINAL

0932

Police Court ✓ District. Affidavit—Larceny.

City and County }
of New York, } ss:

John W. Sharp

of No. 413 East 88th Street, aged 21 years.

occupation Hardware being duly sworn,
or about

deposes and says, that on the 5 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:

Fifty Pencilknives of the value of thirty
dollars Eighteen Flat-iron Sponges of the value
of eight dollars and nine Saws of the value of
eight dollars, One Revolver of the value of four dollars
and one Pair of scissors of the value of five cents altogether
of the value of about fifty 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 James Murphy and

James Nelson (both now in jail and for others not
arrested and acting in concert) from the
fact that said property was in
storage in the premises of William Purman
1117-2 Avenue. Deponent missed
the said property and caused the
arrest of the said defendants Murphy and
Nelson by Officers Brett and Roach of the
23rd Precinct who informed deponent that
that they found in the possession of the
said defendants Murphy and Nelson Power
tickets representing part of the said
property. Deponent is further informed by
Said Officer Roach that the said defendants

Sworn to before me, this 5 day of August 1892
Police Justice.

POOR QUALITY
ORIGINAL

0933

had admitted and confessed
that they did take said
away said property in concert
with the two others not arrested.

Deputy Sheriff accuses said
defendants with having taken said
away said property and asks that
they may be dealt with as the law directs.

Sworn to before me this
16th day of August 1892

John William Sharp

Charles N. Jantzen

Sheriff Justice

POOR QUALITY ORIGINAL

0934

Sec. 198-200

District Police Court.

CITY AND COUNTY OF NEW YORK } ss.

James Wilson 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 Wilson*

Question. How old are you?

Answer. *24 Year*

Question. Where were you born?

Answer, *New York*

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

Answer. *349 East 57 Street 14 Year*

Question. What is your business or profession?

Answer, *Booklayer*

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 I did not take the property I was given for saw by James Murphy that all I know about said property*

James Wilson

Taken before me this *19* day of *January* 188*7*
Charles J. Fenwick
Police Justice.

POOR QUALITY ORIGINAL

0935

Sec. 193-200

District Police Court.

CITY AND COUNTY OF NEW YORK } ss.

James 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. *James Murphy*

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. *167 East 67 Street. 5 months*

Question. What is your business or profession?

Answer, *Bar tender*

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 was forced to give the goods by Albert Schenfeld and Leo Schenfeld I did not mean to do anything wrong*

James Murphy

Taken before me this
day of *June* 19*37*
Charles J. Jantzen
Police Justice.

POOR QUALITY ORIGINAL

0936

BAILED,
 No. 1, by Edward Galt
 Residence 1216 - 3 Ave Street
 No. 2, by Thomas Chapman
 Residence 229 E. 56 St. Street
 No. 3, by _____
 Residence _____ Street
 No. 4, by _____
 Residence _____ Street

Date August 16th 1892
 Magistrate Rowley
 Officer Rocke Street 23d
 Witnesses Call of Officers
 No. 1117, 2^d Ave Street
Mr. Chapman
 No. 581 5th Ave Street
 No. 500 Street
to answer
born



No. 1041
 Police Court...
 District.
 THE PEOPLE, v.c.,
 ON THE COMPLAINT OF
John W. Thayer
412 E. 44th St.
 1 James Murphy
 2 James Wilson
 3 _____
 Offence Larceny

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 Defendants James Murphy and James Wilson guilty thereof, I order that they be held to answer the same and they be admitted to bail in the sum of Five 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 August 16 1892 Charles Lantz 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.

POOR QUALITY
ORIGINAL

0937

505

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 Murphy
and
James Wilson

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

James Murphy and *James Wilson*
of the CRIME OF GRAND LARCENY IN THE *Second* DEGREE, committed
as follows:

The said

James Murphy and *James Wilson*, both

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

*fifty pen-knives of the value of sixty
cents each, eighteen spoons of the value
of fifty cents each, nine saws of the value
of one dollar each, one revolver of the
value of four dollars, and one scissors
of the value of forty cents*

of the goods, chattels and personal property of one

John W. Thorpe

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.

**POOR QUALITY
ORIGINAL**

0938

SECOND COUNT—

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

James Murphy and James Wilson
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows:

The said *James Murphy and James Wilson, both*

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,

fifty pen knives of the value of sixty cents each, eighteen spoons of the value of fifty cents each, nine saws of the value of one dollar each, one revolver of the value of four dollars, and one scissors of the value of forty cents

of the goods, chattels and personal property of one

John W. Thorp

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

John W. Thorp

unlawfully and unjustly did feloniously receive and have; the said

Murphy and James Wilson

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.

DE LANCEY NICOLL,

District Attorney.

0939

BOX:

495

FOLDER:

4519

DESCRIPTION:

Murphy, James

DATE:

09/26/92



4519

0940

BOX:

495

FOLDER:

4519

DESCRIPTION:

Rogers, Henry

DATE:

09/26/92



4519

POOR QUALITY ORIGINAL

0941

Witnesses:

Indy
Richard Cook
Drill Building
Daniel Albin
Frank Smith
W. Cook
Morgan
Campbell

Counsel,

Filed

Pleas,

THE PEOPLE

vs.

James Murphy
of Madison St
Barth Rogers
Henry Rogers

Grand Larceny, 1st Degree,
(From the Person),
[Sections 228, 229, 189
Penal Code.]

DE LANCEY NICOLL,

District Attorney.

Book By 6/6
Got 2/2/92 • FB

A TRUE BILL.

James Nicoll

Sept 2 - Oct 3, 1892. Foreman.
Book tried and convicted with
recom. 4 months.

Sept 26/92

299
1182
Box of 1/11 1892

POOR QUALITY ORIGINAL

0942

Police Court 2 District. Affidavit—Larceny.

City and County of New York, ss: Edward C. Terry
of No. 307 East 18th Street, aged 23 years,
occupation Reverend being duly sworn,

deposes and says, that on the 20 day of September 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 night time, the following property, viz:

A. Good Watch and Gold Chain attached in all of the amount and value of seventy five dollars
75⁰⁰/₁₀₀

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 James Murphy and Henry Rogers (both now here) and while acting in concert with each other from the following facts to wit: That deponent is informed by Henry Williams of No 195 Forsyth Street, that about the hour of 3.45 A.M. of the aforesaid date he saw deponent sitting on a stoop in front of premises No 87 Bleecker Street - and at that time deponent was asleep on said stoop - and he is further informed by said Williams that he saw the defendants in company with each other, and acting in concert, in Bleecker Street - and that he saw the defendant Murphy place and sit himself on the stoop where deponent was asleep, and the said defendant Rogers

Sworn before me, this 20 day of September 1892
Police Justice.

stood and waited a short distance, from where
deponent and defendant Murphy was, and that
he shortly saw the defendant Murphy arise
from the ploop and walked away, and was
joined by the defendant Rogers, and that
deponent is further informed by Officer Thomas
C.'Brien of the 15th Precinct Police, that he
was informed by said Williams of what he saw,
and he immediately placed the defendants
under arrest, and that he found a Watch
and Chain in the immediate location where
he had arrested the defendants. Deponent
further says that he has seen the Watch and
Chain found by said Officer, and fully recognizes
the same as his property, and as the aforesaid
property stolen from him whilst deponent was sitting
on the said ploop - Deponent therefore asks that
the defendants may be held to answer

Sworn to before me
this 21st day of Sept 1890

Edw C Perry
Police Justice

POOR QUALITY ORIGINAL

0944

CITY AND COUNTY }
OF NEW YORK, } ss.

Henry Williams
aged *43* years, occupation *Oyster Business* of No. *195 Forsyth* Street, being duly sworn, deposes and

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

Sworn to before me, this *2* day of *September* 1890, by *Henry Williams*

John Ryan
Police Justice

(3692)

CITY AND COUNTY }
OF NEW YORK, } ss.

Thomas E. O'Brien
aged _____ years, occupation *Police Officer* of No. *15 Precinct Police* Street, being duly sworn, deposes and

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

Sworn to before me, this *2* day of *September* 1890, by *Thomas E. O'Brien*

John Ryan
Police Justice

(3692)

POOR QUALITY ORIGINAL

0945

(1835)

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

James M. 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. James M. Murphy

Question. How old are you?

Answer. 27 years

Question. Where were you born?

Answer. MS

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

Answer. 54 Gouverneur St 4 6 years

Question. What is your business or profession?

Answer. Driver

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

Answer.

I am very guilty

James Murphy

Taken before me this 27 day of Sept 1897
John Ryan
Police Justice.

POOR QUALITY ORIGINAL

0946

(1335)

Sec. 198-200.

[Signature]
District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Henry Rogers 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. *Henry Rogers*

Question. How old are you?

Answer. *21 years*

Question. Where were you born?

Answer. *Wis*

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

Answer. *29 East 74th St in 4th ward
76 Madison*

Question. What is your business or profession?

Answer. *Compositor*

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*

Henry Rogers

Taken before me this
day of *Sept* 1918
[Signature]
Police Justice.

POOR QUALITY ORIGINAL

0947

*McDonald
D. McDonald
170th St
Gold
Patch
1893*

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

Police Court... 292
District. 1182

THE PEOPLE, etc.
ON THE COMPLAINT OF
*Edward J. Kelly
307 East 15th St
James Murphy
Henry Carben*
Offense *from the Person*

Dated *Sept 21* 1892

John Ryan
Magistrate

Witness *Henry Williams*
No. *195* Street *5th Ave*

No. *1000* Street *1st St*
to answer *John Ryan*

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 *Defendants*

guilty thereof, I order that *he* be held to answer the same, and *he* be admitted to bail in the sum of *7* Hundred Dollars, *each* 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 21* 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 *h* to be discharged.

Dated, _____ 189 _____ Police Justice.

Court of General Sessions.

City and County of New York.

-----X	:	
The People	:	
vs	:	
James Murphy	:	Before the
and	:	Hon. Frederick Smyth,
Henry Rogers.	:	and a jury.
-----X	:	

Indicted for grand larceny in the first degree.

Indictment filed September 26th, 1892.

Tried October 4th, 1892.

-----X
Appearances:

Assistant District-Attorney Macdona for the People.
Mr. Sullivan, of Blake & Sullivan, for the Defense.
-----X

E D W A R D C. T E R R Y, called by the prosecution,
being duly sworn, testified that he lived at No. 209
East 21st street. He was the Receiver of the Central
Cross-town Railroad. He was in the habit of leaving

his office about four o'clock in the afternoon. On the morning of the 20th of September he was in the neighborhood of No. 87 Bleecker street, about 3:30 o'clock. He had made a call at No. 211 East 57th street on some friends. He had drank some beer there. He rode down town on the Third avenue elevated. He did not wake up at 18th street and did not get awake to go out, until the train reached Houston street. It was then so early in the morning that he thought he would walk across to his office, and not go home for fear of over sleeping himself. He hurt his foot and sat down on a stool and fell asleep, being, as he supposed, under the influence of liquor. When he went to sleep he had on his person his gold watch and chain, valued at \$75. He was awakened by an officer, who asked if he had lost anything. He, the witness, searched his clothes, and found his watch was gone. He, the witness, saw the defendants going along the street and the officer brought them back to him, the witness. He, the witness, gave the officer a description of his watch and chain. The officer took him, the witness, and the two defendants, to the station house.

The defendants were searched in the station house, and he, the witness, did not see his watch and chain found on them. The watch and chain were returned to him, the witness, in the Jefferson Market Police Court, by the clerk, Mr. Ryan. He, the witness, saw the watch at the station house, and the watch was handed over to the Sergeant, in the station house, on the morning in question, by Officer O'Brien. He, the witness, left his friends house in East 57th street at about 1 o'clock on the morning in question. He was not sure, but his impression was that he looked at his watch on the elevated. He could not swear that he had his watch on his person at the time that he sat down on the stoop and fell asleep.

H E N R Y W I L L I A M S being duly sworn, testified that he lived at No. 195 Forsyth street. Between 3:30 and 4 o'clock on the morning of September 20th, he was in the neighborhood of No. 87 Elecker street. He saw the complainant, Terry, sitting in the doorway of that number. He, the witness, also saw two men. He, the witness could not tell if the defendant Murphy was one of the two men, as he only saw their backs. He, the

witness, saw one of the men go over and sit down beside the complainant. The other man remained on the corner. No. 87 was one door from the corner of Bleecker and Mercer street. He, the witness, did not see the man who sat down beside Terry take anything, but when he walked past Terry he saw Terry's chain hanging down and saw no watch. Terry was sitting on the stoop asleep. The man who had been sitting beside Terry walked up Bleecker street to Broadway and walked over to the east side of Broadway. There this man was joined by the man who had been standing on the corner, and the two walked through Bleecker street, in an easterly direction. He, the witness, had a conversation with officer O'Brien, who was on the same block. The officer went after the men and brought them back. He, the witness, did not know if the two defendants were the two men the officer brought back, as he, the witness, did not go to the station house. After the arrest, he, the witness, went home. The two men whom he, the witness, saw, were about the size of the defendants. He did not notice anything about their clothing. He, the witness, was in the police court the following day.

and the defendants were in the custody of Officer O'Brien, of the 15th precinct.

T H O M A S . E . . O ' B R I E N being duly sworn testified that he was an officer of the 15th Precinct. On the night in question, he was in Bleecker street. He saw the witness, Williams, at about 3:30 o'clock, and had a conversation with Williams. About half an hour afterwards he, the witness, had a conversation with the complainant, Terry, who was sitting on a stoop. He waked Terry up and asked him if he lost anything. Terry was sitting on the door step of No. 87 Bleecker street. The two defendants were pointed out to him, the defendant, and he followed them through Bleecker street, to about 250 feet east of Broadway and about 400 feet from where Terry was sitting. When he, the witness, first went after them, they were about 150 feet from Mr. Terry. When he, the witness, got up with the defendants, he told them that he wanted them. The defendant Murphy asked what for, and he, the witness, said Murphy would know when he got up the street. He brought the defendants back to No. 87 Bleecker street and aroused Terry. Terry was in a sort of dazed con-

dition, and in his, the witness's, opinion, was drunk. He, the witness, brought Terry and the defendants to the station house. When he, the witness, asked Terry if he lost anything, Terry said nothing and seemed confused. In the station house, he the witness, searched both of the defendants, but did not find Terry's watch on them. When the sergeant asked Mr. Terry if he lost anything Mr. Terry said he lost a gold watch and chain. He, the witness, then searched Mr. Terry but found no watch on him. He, the witness, then went back over the ground where he had made the arrest and after some search, found the watch on the brown stone base in front of the building where he made the arrest at No. 59 Bleecker street. He took the watch to the station house and Mr. Terry was brought up and positively identified the watch as his property. Both of the defendants were together when he made the arrest. He did not see the defendants speak together, but he saw them walk together. He, the witness, called Officer Loewmeyer to arrest Rogers, while he, the witness, arrested Murphy. Rogers did not speak at all.

HENRY ROGERS, called by the defense, being duly sworn, testified that at the time he was arrested he lived at No. 76 Madison street. He was a barber and had been working for W. H. Eddy, in Broadway. He had been a barber for the last three years. He was arrested once for throwing stones at another boy, but was discharged. He had never been arrested for any crime. On the night in question he had been to Tony Pastor's theatre in 14th street, with the defendant Murphy and a friend. After they left the theatre they went in Dennett's and had something to eat and left their friend to go to his home in 85th street. They went to a couple of saloons on Sixth avenue and then walked to Bleecker street. He, the witness, and the defendant Murphy went to a billiard saloon and sat there for almost half an hour, looking at the billiards and then commenced to play themselves and then the place closed up and they left. It was then 3 o'clock. They walked up Bleecker street. He, the defendant, did not see the complainant, Terry, until the officer woke Mr. Terry up. He, the witness, did not see the complainant before that at any time until he was arrested. He, the

defendant, remembered seeing Officer O'Brien at Broadway, and walked past the officer, with the defendant, Murphy. He, the defendant, did not know anything about the watch being thrown on the street, and never saw the watch before he was arrested, and never had it in his possession. He, the defendant, lived with a lady named Dalton. He had a front room in her house. He was not working but was going to be employed in the Brooklyn Press Club, tending pool and other work. He was 21 years old and was born in Brooklyn. He did not tell the judge in the police court where he lived because he did not want to let anyone know he had been arrested. In the police court he did say that his residence was No. 29 East Fourth street, for two weeks. The address was not true but the time was. He did say that his business was a compositor, because he had worked his time as a compositor. He had also served his time as a barber which was the last thing he had worked at.

JAMES MURPHY, being duly sworn, testified that he was 27 years old, a driver by business. He lived at No. 54 or 56 Gouverneur street. He had lived there

six years, He was an expressman, and worked for a man named Collins, on the corner of Eighth street and Fourth avenue. He worked for Collins last two months ago. Since then he, the defendant, was a waiter at Coney Island, through the summer season.. He left on the 18th of September, when the season closed. He had nothing to do since then excepting to work two days.. He was living with his parents. He said No. 54 or 56 Gouverneur street because he did not know the number. He had only lately lived with his parents. His regular business was a waiter. He had known the other defendant about two years. He, the witness, had just left the billiard saloon with the other defendant, about 3 o'clock, on the night in question, when he was arrested. He did not see the complainant lying in the street drunk. The first time he saw the complainant was when the officer brought, him, the defendant, and Rogers, back to the complainant. He, the defendant, did not have Terry's watch in his possession. He did not go up to Terry and sit beside him. He had never been arrested before.

#####

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 Murphy and Henry Rogers

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

James Murphy and Henry Rogers of the CRIME of GRAND LARCENY in the first degree, committed as follows:

The said James Murphy and Henry Rogers, both

late of the City of New York, in the County of New York aforesaid, on the 20th day of September in the year of our Lord one thousand eight hundred and ninety-two, in the nighttime of the said day, at the City and County aforesaid, with force and arms,

one watch of the value of fifty dollars and one chain of the value of twenty five dollars

of the goods, chattels and personal property of one Edward C. Terry on the person of the said Edward C. Terry then and there being found, from the person of the said Edward C. Terry 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.

Re Lancy Nicoll, District Attorney

0959

BOX:

495

FOLDER:

4520

DESCRIPTION:

Nichols, Thomas C.

DATE:

09/20/92



4520

POOR QUALITY ORIGINAL

0960

Witnesses:

193
Counsel, *Anton Cassinelli*
Filed *20* day of *Sept* 1892
Pleads *Allegedly*

Thomas C. Nichols
189, Grand Court

THE PEOPLE

vs.

Thomas C. Nichols

DE LANCEY NICOLL,

District Attorney.

see in dictum
filed DEC 1892
A TRUE BILL.

James T. ...

Foreman.

Part in Part
for ...

POOR QUALITY ORIGINAL

0961

P.209, 3 C.

Coroners Office, New York County.

In the Matter of the Inquest
into the death

- of -

MARTIN MUNDT.

)
:
)
:
) Before
) HON. LOUIS W. SCHULTZE,
) and a Jury.
:
)
:
)

New York, July 7th, 1892.

APPEARANCES: Mr. Louis Steckler, appears for the relatives of the deceased; Mr. *Wash* appears for the prisoner.

-----c0o-----

OFFICER JOSEPH SULLIVAN, being called as a witness by the Coroner, was duly sworn, and testified as follows:-

BY THE CORONER:-

Q What is your full name? A. Joseph Sullivan.

Q To what precinct are you attached? A. 30th Precinct.

Q State to the Jury what you know about this case?

A. On Sunday the 26th I went there to investigate this case, and Mr. Mundt, I met him, he told me he went to the drug store in company with Dr. Rixa and seen this young man and asked him what he did with his brother; the young clerk admitted he made a mistake.

BY COUNSEL FOR PRISONER:-

Q Who was this clerk? A. The clerk that gave him the quinine or whatever it was; that is what Mr. Mundt

said.

Q The deceased said that? A. No, sir; Mr. Mundt, the brother of the deceased.

Objected to by counsel for prisoner.

(Witness continuing) Shortly after Dr. Rixa came and said it had been because of the poisoning; I went over to the drug store immediately and the drug-clerk had gone away; I remained there till twenty minutes to twelve; I didn't think he would put in an appearance; I told him the best thing to do when he came back to give himself up if he did.

Q Is he in Court? A. Yes, sir; that is the gentleman; (indicating to the prisoner.) That is all I know about the case.

BY COUNSEL FOR PRISONER:-

Q Did you have any conversation with this clerk? A. No, sir.

Q None whatever? A. No, sir.

Q You had no conversation? A. I had no conversation with him at the time, but going to Court I had a conversation with him.

Q Did he say anything to you?

Objected to.

A. He told me it was a mistake that he did not do it.

Q What date was this? A. The next day, Monday, he told me this, he didn't do it.

Q He said he didn't sell him morphine? A. We said he didn't give him any morphine, it was quinine he gave him.

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

Q Before he was dead? A. No, sir.

POOR QUALITY
ORIGINAL

0963

Q After he was dead? A. Yes, sir.

-----oOo-----

DR. JAMES F. LUDDEN, being called as a witness by
the Coroner, was duly sworn, and testified as follows:-

BY THE CORONER:-

Q What is your full name, doctor? A. James F. Ludden.

Q Where do you reside? A. No. 417 West 123rd Street.

Q Tell the Jury what you know about this case? A. I
was called about four o'clock on Sunday morning and told
that there was a gentleman very sick; that he had taken
some kind of a powder about nine o'clock in the evening,
that his brother had noticed him breathing strangely, they
tried to arouse him and failed to do so; the family became
alarmed and sent for myself and some other physician; when
I got there I found Dr. Shepard there and he had given him
some hyperdermics; I believe of whiskey, or perhaps atro-
phine; the patient was unconscious; he was breathing four
or five times a minute, the pupils were very much contracted
we gave him some more hyperdermics of atropine; those
were continued until the pupils were fairly well dilated;
the respirations were encouraged by the Sylvester Method
and the stomach ~~was~~ was washed out with a syphon or stomach
pump; the respirations improved a little under treatment
but the patient did not rally, was not conscious at any
time and died some time about 7 in the morning. I don't
know that there is anything further.

-----oOo-----

**POOR QUALITY
ORIGINAL**

0964

THE CORONER: Gentlemen of the Jury -- do you wish to ask any questions? You may ask any questions that you like from any of the witnesses that came here.

BY A JUROR:-

Q How many applications of atrophine did you give him?

A. I couldn't say as to the number he got -- about a tenth grain -- he was under treatment --

Q All injections given about one tenth of a grain?

A. About a tenth.

BY COUNSEL FOR PRISONER:-

Q Do you know what was the cause of death of the deceased?

A. The symptoms point to morphine poisoning.

Q Can you state the quantity which the deceased likely took? A. I could not.

Q It had been stated to you that he had taken a powder at nine o'clock in the evening before; now, who was present at that time you called there, you and Dr. Shepard?

A. Yes, sir; and members of the family.

Q Do you know whether the deceased was married? A. I don't know except that idea he is unmarried.

Q Anyone besides his brother present of his family?

A. His sister was there, I believe, his father was there, I don't know of any other.

Q The deceased was unconscious during all the time that you were there? A. yes, sir.

Q Would it not have been possible doctor, for the deceased to have shown these symptoms in case of the bleeding of the fonts? A. That is in the line of expert testimony.

Q He states that the symptoms indicated morphine indicated morphine; I ask the witness whether the case of the bleeding of the fonts would not indicate similar symptoms enlargement of the pupils, and so forth? A. That is true, but I only gave came here to give testimony in regard to the case; I didn't think I would be called upon to give expert testimony.

BY MR. STECKLER:-

Q All the indications pointed doctor, towards morphine poisoning? A. It, did, yes, sir.

Q From your examination at the time? A. yes, sir.

-----000-----

DR. S. EDGAR MORTIMER, being called as a witness by the Coroner, was duly sworn, and testified as follows:-

BY THE CORONER:-

Q Where do you reside? A. No. 241 West 122nd Street.

Q State to the Jury what you know about this case? A. I was called a few minutes before six o'clock on Sunday morning, June 26th, and was informed that there was a gentleman lying at the point of death, caused by a druggist's mistake and inquiring into the nature of it, I was then told the physician attending him that he had received an overdose of morphine and why I was called was they needed a battery for immediate use; I sent for a battery that was in perfect condition and reached the place within 17 minutes from the time that I was called, and I found four physicians present,

Dr. Ludden, Dr. Rixa, Dr. Shepard and Dr. Larkin, each was accurately engaged, one using a stomach pump, irrigating the stomach, another was operating the Sylvester method of artificial respiration, one had a hyperdermic syringe, and was at signalling to the physicians keeping account of the respirations; as all the gentlemen were strangers to me I asked what had been done and what antidotes they had used, they told me atrophine, in these cases -- they told me atrophine had been used, and I saw evidence of it; I asked if it was not customary while using the stomach pump to irrigate the bowels with a strong decoction of coffee; I was told that had been done; I saw evidences of it -- of coffee while I was in the room; I then applied the battery to the length of the spine and over the crudic passage, but in spite of the stimulants the patient collapsed and died quarter of seven o'clock.

Q What do you think was the cause of death? A. I accepted the diagnosis from the gentlemen present that it was morphine poisoning, because the agent and antidote had been used when I arrived.

BY COUNSEL FOR PRISONER:-

Q Were you informed what amount of morphine that had been supposed the deceased had taken? A. Only in a general way.

Q What did you hear? A. I had heard the gentleman had asked for ten grains of quinine and the presumption was that ten grains of morphine had been given in its place.

POOR QUALITY ORIGINAL

0967

Q Where a person of the temperament and constitution of the deceased should take ten grains of quinine prior to nine o'clock in the evening, or morphine, I should say, wouldn't that amount be likely to have caused death long prior to quarter to 7 in the morning? A. It is my judgment the system only absorbed a slight amount, let the quantity be what it may.

Q A quantity of ten grains of morphine taken prior to nine o'clock, would it not be likely to have caused the death of the patient or the deceased long prior to two or three o'clock in the morning -- no antidote having been administered, no steps taken to save the system from the effects of morphine? A. I understand you to say that the presumption is the subject is a perfectly sound healthy person?

Q Yes? A. Not necessarily with the view I have taken that the system only absorbs a certain quantity of morphine, and does not kill instantly.

Q How long would it have taken to get the deceased in that condition, until you saw him, immediately prior to nine o'clock in the evening? A. I don't feel able to judge of his condition prior to the time I saw him only in a general way, he was on the very point of collapse when I was called.

Q Is it not a fact, doctor, that a person -- a human being will absorb enough of morphine and assimilate in the system in the course of three hours to produce death?

A. I don't think the word assimilate could be applied to the action of the morphine; that conveys an entirely

(17)

different idea to me.

Q I mean will not a sufficient quantity of morphine taken by a person in the apparent condition or constitution which this deceased was, produce death within three hours? A. It depends entirely upon the local condition, the localized condition.

Q It is true if this deceased had taken of such things as coffee or strong alcoholic drink, it would have retarded the action? A. It would have retarded the action by a certain amount, but there may be yet remaining sufficient —

Q Does it not really appear strange that the quantity of morphine taken by the deceased as alleged prior to nine o'clock in the evening should not have produced death until seven o'clock the next morning? A. I cannot answer that question, sir; I have no means of forming any estimate only in a general way of the patient's condition.

Q What other condition than that of the pupillary enlargement or contraction of the eye of the deceased, which is one of the symptoms of morphine poisoning, is it not?

A. Yes, sir.

Q This contraction of the pupils, however, was enlarged after the taking of the atrophine? A. That was one of the symptoms I looked for, the other was the changed condition of the skin.

Q A clammy mass? A. That is in opium conditions.

Q Describe to the Jury what the condition of the skin was?

THE CORONER: The Jury understands that.

Q What other symptoms outside of the condition of the skin and the symptoms of the pupils of a general impression of the condition of the deceased was it that indicated morphine poisoning? A. The sudden condition of collapse which is more easily recognized in the patients than described; the pulse and the condition of the patient usually show the amount of energy expended by the physicians in their endeavor to save the case.

Q Would not a later condition have existed where a partial paralysis of the organs of respiration, the bleeding of the fonts, if the deceased had met with such a case or affliction during the night in consequence of taking ten grains of quinine? A. The terminal fibre of the nerves which governs the sense of respiration here on the ventricle --

Q Would not the organs of respiration stop or apply in relation to the bleeding of the fonts? A. Yes, sir.

Q You know what produces it -- the condition of the bleeding of the fonts -- it is the bursting of a blood vessel?

A. Yes, sir.

Q What was the age of the deceased? A. 27, as near as I could assume.

Q Do you know whether he was a person of sanguinated or full blooded temperament? A. A nervous appearance ----

Q To the contrary? A. Contrary to the full blooded.

Q That would rather indicate that it was not the bleeding of the fonts? A. At that age, yes, sir.

Q Yet, however, a stimulant of ten grains of quinine taken by a person whose blood vessels are in that condition, might it not, where there is a predisposition from the

weakness, might it not have -- might it not possibly have induced the bursting of a blood vessel, the extraordinary stimulant of ten grains of quinine and thereby caused the condition of the deceased when you saw him? A. I would not accept a patient twenty-seven years of age in perfect state of health to be affected so by quinine.

Q But you know, doctor, of persons having been afflicted with the bleeding of the fonts and death following a short while afterwards at that age, -- at a younger age than that? A. In certain subjects.

Q Although it is unusual? A. Yes, sir.

-----000-----

DR. JOHN M. SHEPARD, being called as a witness by the Coroner, was duly sworn, and testified as follows:-

I live No. 202 St. Nicholas Avenue. I was called on Sunday morning about four o'clock -- I should say Sunday on the 26th; I was told a man was dying; he was at the point of death; I took my card case and hypodermics and I went to the house and I found this young man between twenty-seven and twenty-nine years of age in an unconscious condition; the breathing was irregular, very light and his pulse very rapid, and he also had a sickist odor to his breath and he was in somewhat of a perspiration; his condition to me indicated that he should have stimulants and I commenced to give him hypodermic some whiskey and his pulse improved; in the meantime, I sent for another physician, Dr. Larkin, and Dr. Larkin also arrived; I sent for my

stomach pump and we washed his stomach, and we tried to give him some coffee and we succeeded in giving him a small cup of coffee and the washing of the stomach was pretty clear, that -- there seemed to be a few remnants of such vegetable food -- he continued to get worse; he died about seven o'clock.

-----oOo-----

DR. ALEXANDER RIXA, being called as a witness by the Coroner, was duly sworn, and testified as follows:-

I reside No. 1268 Lexington Avenue; I arrived there about quarter to five o'clock, the gentlemen present told me -- the two physicians, that it was a case of morphine poisoning, the symptoms indicated that -- before I did anything I said to the family if they haven't got the powder or the paper that the powder was in and they brought me an envelope, but they couldn't find the wrapper where the powder was in; I said to Siegmundt Mundt to run over to the drug store where he bought the powder and ask what they gave him.

BY MR. STECKLER:-

Q When you came there there were other physicians there?
A: Yes, sir; the other physicians told me it was apparently a case of morphine poisoning, and as far as I seen when I arrived, I agreed with them, but still to convince myself in order to use proper antidotes I sent over to inquire to look up the bottle **what** they gave him and in a few minutes he came back and said the clerk said he made a mistake and

gave him ten grains of morphine.

Objected to by prisoner's counsel on the ground that it would be better to call the brother to give that testimony, and that it is more proper to call the brother himself personally to state what was told to him.

(Witness continuing) We then used the proper means, for the gentlemen had already used the proper means of the antidote which they described to you, using atrophine and washing out the stomach; an artificial respiration, but it was of no avail, the young man collapsed about quarter to seven or seven and died.

BY THE CORONER: -

Q Did you go to the drug store afterwards? A. Yes, sir. After he died of course, especially one of them got a very severe attack of cataleptic fits; I went there to the drug store myself, and I asked the gentleman who is the proprietor of the store and one older clerk there, the proprietor was not present, but he is the manager of it, I said, to give me half a grain of paraffin and two powders and I went to him and I asked him did you make the mistake and give ten grains of morphine out of this bottle; he said no, he said not I, but the other clerk.

Q He said to you what the other clerk made the mistake?
A. Yes, sir; the other clerk he said made the mistake; I heard the other clerk in the next room cry; I said come out, I said come out here, did you give him ten grains of morphine instead of quinine; I had the bottle in my hand — he was broken down already that time; I said how could you make such a mistake, you have a red label here before you,

with skulls and cross-bones; he said, I don't know, I never made a mistake, I am six years in the business and never made a mistake; I said, now, when you get through you will make a good clerk hereafter. After the boy died the young lady had an hysterical fit and the young man a crying fit. That was the end of it; I took my two powders and left.

BY COUNSEL FOR PRISONER:-

Q Where do you reside? A. No. 1288 Lexington Avenue.

Q Were you acquainted with the family of the deceased?

A. I am the family physician, yes, sir.

Q How long have you been their family physician?

A. About two years.

Q Were you ever the physician for the deceased? A. I have never been called because he has never been sick as long as I am the family physician.

Q Are you related to the family? A. Not at all.

Q Who first called you to prescribe or treat the family or the relatives of the deceased? A. This last time?

Q No, at the start? A. Some of the family members, I don't know.

Q You have been their regular ^{family} physician for two years?

A. Yes, sir.

Q Were you acquainted with the locality, with the owner of the drug store in question? A. Yes, sir; I had been in once, and I am acquainted sufficiently in the store.

Q Any of your prescriptions filled in that store?

A. I don't know.

Q How far is your office from the drug store? A. It is very far, I am down on 86th Street near Lexington Avenue.

Q This drug store is where? A. 120th Street and Eighth Avenue.

Q Whereabouts is the residence or the home of the family of the deceased? A. 123rd, No. 266.

Q Did you ever during your practice or ~~xxxxxxxx~~ treatment of the family of the deceased have occasion to prescribe them morphine or quinine? A. Not lately.

Q Within the last two years? A. No, I don't think I prescribed quinine or morphine, no, I am perfectly certain I did not prescribe it.

Q Did you prescribe quinine? A. Not even quinine, we have other antipyretics.

Q About what time of the day was it when you went to the drug store of Mrs. Glockner, what time of the day was it you went there and asked for two grains of morphine?

A. Half a grain of morphine --

Q When was it? A. Right after the young man died -- it must have been about ten minutes after he died -- a little after seven o'clock.

Q Whom did you see before there, this gentleman?

A. This gentleman and the lady,

Q Do you know of anyone having been in that drug store to make inquiries about the powder given to the deceased?

A. I sent over right away when I arrived -- that is the proper way of doing.

Q Do you know of your own knowledge who had been there and told them what happened? A. Both ~~Heathman~~ brothers had been there.

Q Prior to seven o'clock? A. Yes, sir; as soon as I

arrived Mr. Siegmund Mundt and Arthur Mundt both had been there.

Q So they told you? A. Yes, sir.

Q What conversation was it you had with this gentleman here, the clerk? A. Just ask him if he is the proprietor of the store.

Q He gave you half a grain of morphine, did he not?

A. The morphine bottle has a label on it and a skull and crossbones? A. yes, sir.

Q Did you notice how far the morphine bottle was on the shelf that the ~~quinine~~ bottle was kept? A. On the other side of the counter, between the scale, one scale in the middle of the prescription counter and on the right hand side and the ^{quinine} ~~mark~~ on the left hand side was the other.

Q The quinine bottle, did you notice it? A. It was in a tin can, no bottle.

Q Do you know what make it was? A. No, I didn't look at it, I didn't look at that, he just showed me the difference.

Q Did you notice the labels upon the can? A. Yes, sir.

Q The quinine was in a tin can? A. yes, sir.

Q And the morphine in a small bottle? A. Not a small bottle, it was rather a large bottle -- it was rather a larger pint bottle -- a pint bottle nearly in the same shape that the quinine used to come in.

Q Did the morphine bottle have a red label? A. Yes, sir.

Q With skull and cross bones? A. yes, sir; it was not in front of the bottle, the label was red, in front, but the skull and crossbones was on a label on the back of the bottle; the reversed side.

Q How can you reconcile a person making a mistake in furnishing or providing morphine when quinine was requested -- can you in view of the fact that the quinine was kept in a tin box, a square tin box with a label upon it marked quinia and the morphine kept on a different shelf on the other side of the counter in a glass bottle, and with the label with skull and cross bones, how can you reconcile under such circumstances that a mistake could be made by a thoughtful person? A. Mistakes have been made often by thoughtful persons, and he excused himself with being one day in the store, and I think the language is the cause of it, it commenced with sulphate, he didn't look further, he took the bottle and on not looking whether it ends with morphine or quinine, if he had looked the whole bottle through he would not have made it, there is nothing to it but carelessness.

Q Do you mean to say to the Jury here that this young man acknowledged to you that the deceased called for quinine and he gave him morphine? A. Certainly he did.

Q Did he make that assertion to you? A. yes, sir; I asked him did you give it to him, and he said yes -- because he was crying when I arrived, he was warned of it already; they were all upset on account of sending over the brother, very likely -- the brother very likely told them he was in a dying condition, otherwise they would not have been so upset when I arrived there.

Q Didn't he say to you that the deceased had called for quinine? A. Certainly, that he made a mistake in giving it and gave him the morphine.

Q How is it when the clerk gave him that -- when the clerk remembered he called for quinine, that being the impression upon his memory of the clerk, how is it he then had the recollection that he hadn't given him quinine? A. Because it was called to his mind and he looked the bottle up. Whenever I find a poisoning case, I want to know what poison it is, therefore I sent over and the young man evidently convinced him that he made a mistake.

Q That is your conclusion? A. Yes, sir.

Q I understand you to say that this gentleman here acknowledged to you that the ~~mark~~ ^{quinine} had been called for by the deceased, and that he by mistaken, gave him morphine?

A. Yes, sir; that is what he told me.

Q On Sunday morning? A. Yes, sir.

Q Who was present? A. The lady and the other gentleman present, here.

Q And in the presence of the other people? A. Yes; and the other gentleman after asking him whether he gave him it, he said, no, the other gentleman had made a mistake. I saw the envelope in which this powder was contained. It was marked, "Sulphate of quinine, 10 grains." I asked for it as soon as I arrived, I wanted to see the envelope. I don't think the conversation at that time between the clerk and myself took very many minutes. It is not possible that I misunderstood when he said he had made a mistake. I held the bottle in my hand, the bottle of morphine, I said "Did he

**POOR QUALITY
ORIGINAL**

0978

take it out of this; he said, yes. I wanted to know which one of the two made the mistake and he said, he didn't do it but the other one.

To Mr. Steckler)

I have known the deceased Martin Mundt ever since I have been their house-physician, and his general health was good for the last two years; he has never been sick to my knowledge. I saw him about 10 days before this unfortunate affair happened and he was always in a cheerful condition; his disposition was as cheerful then as at any time when I saw him before.

-----000-----

ARTHUR M. MUNDT, being called as a witness by the
Coroner, was duly sworn, and testified as follows:

By the Coroner:-

Q What is your full name? A. Arthur M. Mundt.

By Mr. Steckler:-

Q This happened on a Sunday? A. Yes, sir; on Saturday
night I went out with my brother.

Q You and your brother Martin slept together, did you not?

A. Yes, sir.

Q Have been from your childhood? A. Yes, sir.

Q And that afternoon or evening, did you leave the house
with your brother, Martin? A. Yes, sir.

Q What time did you leave the house with him? A. About
seven o'clock in the evening.

Q And where did you go? A. We went to Mr. John Brophy's
to the boarding stable where we kept our horse; we paid the
board bill there for our horse; we were talking to Mr.
John Brophy, the proprietor of the stable, we were sitting
in his office about thirty minutes - and we were talking
about the horse; and after that his son, Ed. Brophy came
in, and was sitting next to us, and the old gentleman went
home to take his supper, we were there about ten minutes
longer, and me any my brother went up Tenth Avenue, and Ed.
Brophy came out with us, and he went down Eighth Avenue -
and he asked us if we wanted to come along, and we said, we
got a letter from Mr. Porter & Co. in 125th Street; and we
went there, and we dropped the letter in there; and we went
across the street again, to Ehleins, and were reading there;
about what they had sold out - the horses and fixtures and

everything; and we went up 125th Street, and we were reading a book sent there -

Q Where did you go after that? A. We went to the Sagamore Club.

Q How long did you remain at the Sagamore Club? A. About fifteen or twenty minutes.

Q Then, where did you go? A. Then we went on our way home.

Q What time was that about? A. It was about nine o'clock.

Q About that? A. Yes, sir.

Q Then where did you go - or what did your brother, Martin say to you? A. My brother Martin, said, he wanted to get ten grains of Quinine, he got a cold; I went with him to 120th Street and Eighth Avenue, and he went in.

Q What drug store? A. 120th Street, just on the corner; he went in, and I was standing outside; he came outside with a small envelope about that size, and we went straight home; he had it in his hand; we went in our basement or dining-room, we sat there about ten minutes, and he asked my sister for a glass of water; she brought in a bottle of ice-water, a big soda water bottle, and he put in about half the water; and he asked my brother, Sigmund, if that is enough for ten grains of Quinine - he said, yes, that is enough; he said to my sister go out and get me a tea-spoon he then took a piece of paper and stirred ~~xx~~ it around.

By a Juror:-

Q Did the powder dissolve in the water? A. I didn't see that at all.

Q Did you see the glass afterwards? A. Yes, sir.

Q Did it look as if it was clear- or was the stuff in?

A. Clean.

Q You saw the glass out of which your brother drank? A.

Yes, sir.

Q Was there any sediment in it? A. No, sir; clean.

By a Juror:-

Q Did he ever take Quinine before? A. By changing the seasons.

Q He took it? A. Yes, sir.

By the Coroner:-

Q Do you remember giving him Quinine before - did you ever see him take quinine before? A. O, yes; he took Quinine always.

Q Did he always take it in water? A. Yes, sir.

Q Was it then always clear? A. I never looked for that- I got no experience in that.

By a Juror:-

Q You are sure you saw the glass - it was clear, no white sediment in it at all? A. It was a clean glass; nothing flussy in it at all.

Q Did you ever take Quinine before? A. I don't take any at all.

Q Did you notice whether there was any powder left in the glass or not? A. There was nothing in it.

By Mr. Steckler:-

Q Did he take the powder paper? A. He took it like this- he took the paper, and the powder was in it.

Q Were you present when it was done? A. Yes, sir; certainly.

By a Juror:-

Q You were present when he mixed it? A . Yes, sir.

By Mr. Steckler:-

Q Who else was present when he took it? A. Siegmund and Elsie, my sister.

Q Then he stirred it around with his paper? A. Yes, sir.

Q Did you notice anything further after that? A. He went to bed.

Q About what time was this, he took this? A. About ten or fifteen minutes after we arrived; after nine o'clock.

By a Juror:-

Q Did he not find a different taste? A. He didn't say anything - he went up-stairs with my sister, and Elsie and me any my brother we were reading until after ten o'clock; we always were sleeping together for twenty-five years.

By a Juror:-

Q Did he say anything about it being different from any time before? A. He didn't say anything.

By Mr. Steckler:-

Q He went up-stairs a little while after that to bed?

A. Yes, sir.

Q What time did you go to bed? A. A little after ten o'clock.

Q Did you go into the room where he was? A. Certainly.

Q Was he in bed? A. He was sleeping.

Q Did you notice anything peculiar about his breathing, then? A. Nothing at all.

Q And you went to bed in the same bed with him? A. Yes, sir.

SIEGMUND M. MUNDT, being called as a witness by the Coroner, was duly sworn, and testified as follows:

By the Coroner:-

Q What is your full name? A. Siegmund M. Mundt.
Q Where do you live? A. No. 266 West 121st Street.
Q Tell the Jury, all that you know about this matter?
A. About nine o'clock, my both brothers were coming home, and we were talking a few minutes together; and after a few minutes my brother Martin, asked for a glass of water; my sister went to the kitchen and brought some ice water, and he filled the glass half with the ice water, and he asked me if that glass was sufficient for ten grains of Quinine, and in the meantime he asked me for information, and I said, yes, that is all right; then he asked for a tea-spoon, and I said, "Don't bother about that, take the paper, you can use that for that". And he took it and he put the powder in his glass, and took it; he told me about the Sagamore Club, and about putting up the name of Cleveland in electric light; about half-past nine he went up stairs; about three o'clock, or half-past three - I slept with my father back in the rear of the house - somebody knocked at the door; and I said, "What is the matter"? My brother, Arthur said, "Come right into the room" - stating - "Es ist etwas loos, with Martin"! We rushed out without putting any clothes on, and I heard him breathing like this - and I went to his bed and lifted up his head, and I told my brother to get some whiskey; I couldn't get it in - I saw his eyes were black, I got frightened, and I opened the eyes - they were so small, I think there was something over the eyes, and his skin was yellow; I

told my brother, I think that boy is having morphine poisoning; get a doctor as soon as possible; they both went out and in a few minutes the doctor came in; I sent my sister to the boarding stable to tell the driver to drive for our doctor; about five o'clock Dr. Rixa, was coming in, and I was sitting the whole time on his bed - and Dr. Rixa told me to go to the drug store, and I didn't know what direction it was - and I called my brother Arthur to come along; so we went there and we rang the bell about a half dozen times at the drug store and nobody opened, and I commenced to hammer with my fist until the door was opened. Both gentlemen over there - he had on his shirt, that small man there - he was standing in the middle of the floor, I went in the store with my brother, and I said, "What did you give that young man last night?" They both went behind the partition in the back of the store, about so high - (indicating) - and there is about so much left - I followed them behind, and on the table was standing a reddish brown box, the tall man opened the box, and the other man was standing so, they looked in the box, and the other man said, "I made a mistake - I gave ten grains of morphine". I said, "That will kill the young man". He said, it would not kill him. I said, "Come along and see his condition". He said he was too busy. I said, "Have you got an electric battery?" I took the battery and went straight home; and I told the physicians that the drug clerk told me, he gave him ten grains of morphine.

Q How old was your brother? A. Twenty-seven years - twenty-seven and a half, on the 24th of September, he is

twenty-eight; he was younger than I was, and I have known him all my life, never in his life was he sick.

Q What was his disposition? A. He was always full of fun.

Q A jolly disposition, had he not? A. Yes, sir.

By a Juror:-

Q Did you ever take Quinine before? A. No, sir; I don't take anything, when I take anything, I get a prescription from a doctor.

Q How did the glass look out of which he took it? A. There was nothing in the glass.

Q The powder dissolved in the water? A. Yes, sir.

Q You are sure of that? A. Yes, sir.

By Counsel:-

Q You were older than your deceased brother? A. I am seven years older than he.

Q Your brother always lived at home? A. My brother always lived at home.

Q How many brothers and sisters? A. Three brothers and one sister.

Q And when your brother Martin lived there were four brothers? A. Three brothers only.

Q When he lived there were three, now there are two? A. Yes, sir.

Q You live with your father and mother? A. No, sir; the mother is dead; my father is alive.

Q When did your mother die? A. My mother is dead about three and a half years.

Q Was your brother married? A. No, sir.

Q Was he ever in love, or kept company? A. No, sir.

- Q Never paid any addresses to a young lady? A. No, sir.
- Q Was he ever in business? A. No, sir; he was employed by me.
- Q Working for you? A. Yes, sir.
- Q Always employed by you? A. The last ten years, yes, sir.
- Q Did you ever have any differences with him? A. No, sir.
- Q Did your mother leave any estate? A. No, sir.
- Q Never had any differences in the family? A. No, sir.
- Q Was there ever any suicide in your family? A. No, sir.
- Q Your mother is dead three and a half years? A. Yes, sir.
- Q Was your brother much attached to his mother? A. Yes sir; just as a child should be or must be.
- Q Was your brother of the same temperment with reference to bearing his grief as your brother who has just been here? A. No, sir; that brother is sick, my other brother was a stronger man, healthy.
- Q Did your brother Martin show outward signs of grief at the death of your mother? A. My mother is three and a half years dead already.
- Q Did he show much grief when she died? A. No more than any other child.
- Q He always held her memory in sacred recollection? A. Yes, sir.
- Q Did he visit her grave often? A. He was on my mother's grave about fourteen days ago - all three together.
- Q He was there with you? A. Yes, sir; we fixed up

our plot.

Q How long prior to his death was he there - to his mother's grave? A. Fourteen days.

Q Did he ever speak of his mother after he visited her grave? A. No, sir.

Q He was a gentleman of few words any way? A. No, sir; he was always fond of jokes.

Q You mean to say he never had sober moments? A. What do you call sober moments? - He never was drunk in his life.

Q I mean that he kept his own counsel and was reflective he was not a person who was intemperate? A. No, sir.

Q He was a man of good judgment? A. Yes, sir.

Q A man with an affectionate and loving disposition towards his brothers and sisters and parents? A. Yes, sir.

Q A man who enjoyed uniform good health? A. Yes, sir.

Q But with succeeding changes of the seasons he sometimes took Quinine your brother said? A. Yes, sir; I think twice a year.

Q He took Quinine twice a year? A. Yes, sir.

Q For how long a time do you remember that he followed the practice that he took Quinine twice a year? A. I don't know; he always had an idea that Quinine breaks a cold otherwise he was not sick, not an hour - he was not sick for an hour.

Q Did he ever express to you any gloomy or despondent views with reference to his life or prospects? A. No, sir.

Q Did he ever make any comments on suicide? A. No, sir; he was very happy - I promised any how Martin in three years might hold the business as soon as he was thirty years old.

- Q What is your business? A. Manufacturer of skirts.
- Q What were his duties? A. He looked over the correcting of the books, and examined the sewing if there was something -
- Q How early would he go home? A. He left the house six o'clock - generally in the morning we were down to the store about a quarter to seven - every morning regularly.
- Q Your brother Arthur too? A. Yes, sir.
- Q Who would close the store evenings? A. He closed the store, and he gave me the keys.
- Q He was generally first and last in the store? A. We were all three together in the store, and he would close the store and give me the keys.
- Q For how long a time was he in the habit of closing the store? A. For ten years.
- Q He was first and last? A. Yes, sir; we always went together.
- Q You paid him a salary? A. He could draw as much money as he needed.
- Q Did he ever ask for money when you refused it to him? A. I never refused it to him - I gave him on Saturday twenty-two dollars to pay his board bills for the horse.
- Q Where did he pay that? A. He kept a horse and buggy.
- Q Whose horse and buggy was it? A. His own.
- Q Where was that stable? A. In Washing's stable 120th Street.
- Q For how long did he own it? A. Three months.
- Q Did he buy it himself? A. I gave it to him myself.

**POOR QUALITY
ORIGINAL**

0989

Q Where were you that Saturday afternoon, did you use that horse and buggy? A. We were down town about five o'clock and back.

Q The horse and buggy was used by every member of the family? A. Only my both brothers; I never used it in my life, the other brother also had a horse and buggy, and my other brother has also one, and we have a surrey with four seats.

Q Now, you personally have actually no knowledge of anything weighing upon your brother's mind in such a degree that induced him to end the cares and troubles of his life? A. I think he would be the last one in the world; it is nothing else but a mistake of the drug clerk, nothing else than a murder from the drug clerk.

Q I am not prepared to say that yet, did you see him mix this powder? A. Yes, sir.

Q How much was in that glass? A. Half a glass of water, about so much.

Q Did you see him put the powder in - from where did he get the powder? A. He made a remark too, I think the druggist must have lived before in East New York.

Q Before he opened the powder? A. When he had the powder in his hands.

Q Did you see him open the powder? A. Yes, sir.

Q And saw him put it in the glass? A. Yes, sir.

Q And then do you know what became of the envelope?

A. One envelope he left on the table, where the powder was in; that I told him to fold it together and use it to stir up the powder.

**POOR QUALITY
ORIGINAL**

0990

- Q You were not with your brother Martin at the time he went to the druggist and got this powder? A. No, sir; my other brother was with him; I only went there five o'clock in the morning.
- Q Was there ever an Autopsy held on your brother, was he opened and his heart examined, for the purpose of ascertaining what really was the cause of death? A. I know there was an Autopsy held, but I don't know what the Coroner did, Dr. Rixa was present.
- Q Did you ever see your brother take Quinine before in your family circle? A. Yes, sir.
- Q And after he took this Quinine as you believe, he did not make any remark or comment of any kind? A. He only told me about the Sagamore Club, that is all.
- Q He appeared in his usual disposition? A. Yes, sir.
- Q He was in the store that evening until six o'clock? A. No, sir; he was in the store about three o'clock, when he went down to the World to put an advertisement, then he went to Stanton Street to see a party.
- Q Was the World Advertisement with reference to business? A. For men.
- Q Then he went to Stanton Street? A. We three together we three ^{went} to Stanton Street then we went home.
- Q Was he in business all through the week there, every day? A. Yes, sir.
- Q Was there anything the matter with your brother's health that you know of? A. No, sir.
- Q Caused by anything? A. No, sir.

Q Whatsoever? A. No, sir.

Q Did he have a physic? A. We said he had a cold.

Q You didn't notice the cold? A. No, sir.

Q Did his eyes run? A. No, sir.

Q As a matter of honest truth, you didn't notice there was anything the matter with your brother? A. No, sir; he told me he had a cold.

Q Was your brother's life insured? A. No, sir; not for a cent, he belonged to two societies, but these societies didn't give anything; he belonged to the Steckler Association, and he belonged to a Jewish Organization.

He did not belong to any Life Insurance. We never had any differences in matters of business; he could take as much money as he liked.

-----000-----

A R T H U R M U N D T, being called as a witness by the Coroner was duly sworn and testified as follows:-

When my brother came home he had a small envelope in his hand. We only lived a little ways from the drug store and when we got to our house we went together in the basement and he had it in his hand; he asked for water and he took out this powder. The drug store is about a block away from our house.

-----000-----

**POOR QUALITY
ORIGINAL**

0992

E L S I E M U N D T, duly sworn:-

To Mr. Steckler,-

I am a sister of Martin Mundt, the deceased I am 16 years of age. When he came home that night I opened the gate for my two brothers. Martin came in the room and took off his hat and he asked me to bring him a glass of water I did'nt know what he wanted to use it for and I brought him a bottle of water; I forgot to bring a tea spoon and he took the paper the powder was in and stirred it up and drank it. in a couple of minutes after he went up stairs. W3 were talking about a new dreads I was going to wear. My brother was always jolly and a cheerful disposition.

-----000-----

THOMAS CALDWELL NICHOLS,

I am 23 years of age on th 4th of September. I have been engaged in the drug business four or five years. I was employed at this drug store at 120th Street and 8th Ave. I remember the occasion when the deceased came there. I had been in that store but one day; I was familiar with the arrangements of the drugs in that store. I had been employed before that at No. 52 Greenwich Avenue and in No. 48 Hudson Street and other places; I have also been in Wilcox, Pennsylvania. I have never given much study to materia medica. I intended to make the drug business my business; I am familiar with the medical properties or uses of quinine. I know the arrangement in the drug store at which I was employed, at 120 Street and 8th Avenue in reference to the position and place where quinine was kept. The deceased came in on the 26th of June about between 8 and 9 o'clock and he asked for 10 grains of sulphate of quinine. I went back and got the quinine and gave it to him. I gave him 10 grains of quinine, sulphate of quinine. He paid for it, and he walked outside -- walked right out of the store. I did'nt take notice where he went. He was about two or three minutes at the store, attending at the prescription counter. I sold quinine before but not in that store; I was familiar with the drug, called quinine, the brand was Lennon & Finks; I know of some other brand; McKesson & Robins, they have it in 5 ounce cans. I never undertook to put up any physicians prescription. The place where the quinine is kept in this store is about two feet away from the morphine bottle.

-----000-----

POOR QUALITY ORIGINAL

0993

District Attorneys Office
City & County of New York
Robert C. ...
...

189

Addressees in case of Nichols
Sigmund Munnitt, 121 Franklin St
Doctor W Munnitt 266 W. 121st St
~~Munnitt~~

Elsie Munnitt 266 W. 121st St

Dr Alexander Rice 1268 Lex Ave

C H Schoeppe 3rd Ave & 61st St

Dr Larkin 126th St & St Nicholas Ave

Dr Morlone 241 W. 122nd St

Dr Ludden 123rd St near 8th Ave

Dr Sheppard 202 St Nicholas Ave

Dr Frank J O'Hare 228 W. 132nd St

Coroner & W Schultze Coroner's office

Mr Straussner Coroner's office

Dr Frank J O'Hare 228 W. 132nd St

POOR QUALITY ORIGINAL

0994

~~NON-RESIDENT.~~
PART 111

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.

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 *J. Sheppard*
of No. *202 St. Nicholas Ave.* 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 *10* day of *JANUARY* 18*93* 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 *Thomas C. Nichols*

Dated at the City of New York, the first Monday of *JANUARY* in the year of our Lord, 18*93*

LEARNED COLL
JOHN R. FELLOWS, District Attorney.

Telephone to
Department of Public Works,
120th. St. Nicholas Ave.

DR. JOHN M. SHEPHERD,

OFFICE HOURS:

8-10 A. M.
1-2 P. M.
6-8 P. M.

202 ST. NICHOLAS AVE.,

BET. 120TH AND 121ST ST.,

NEW YORK.

POOR QUALITY ORIGINAL

0995

~~NON-RESIDENT.~~
PART III

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.

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 J. Shepherd
of No. 202 St. Nicholas Ave. 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 10th day of JANUARY 1893 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 James C. Nichols

Dated at the City of New York, the first Monday of 1893 in the year of our Lord, 1893

LEONARD R. FELLOWS
JOHN R. FELLOWS, District Attorney.

Telephone to
Department of Public Works,
120th. St. Nicholas Ave.

DR. JOHN M. SHEPHERD,

OFFICE HOURS: 202 ST. NICHOLAS AVE.,
8-10 A. M. BET. 120TH AND 121ST ST.,
1-2 P. M. NEW YORK.
6-8 P. M.

**POOR QUALITY
ORIGINAL**

0996

117-131
H. W. ...

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

THE PEOPLE
vs.

Upon the Affidavit of

Assistant District Attorney stating that he
believes the evidence of

the witness herein named in the within
Subpoena, is material and his evidence at the
trial of the action necessary.

I do order that the said witness attend,
pursuant to the requirements of said Subpoena

Dated at the City of New York, the
day of 188

**POOR QUALITY
ORIGINAL**

0997

202 St. Nicholas Ave.

Jan. 9th. 1893.

De Lancey Nicholl,
District Attorney,
New York City,

Sir,

I enclose Subpoena that I found awaiting me on my arrival home this evening. I gave testimony in this case to-day and was informed that it would not be necessary for me to be present to-morrow (Tuesday). In case I am needed a telephone call to the Department of Public Works, 120th. Street & St. Nicholas Ave. will reach me.

If possible I beg to be excused as I am a physician on the Health Board my duty requiring me to be up during the greater part of the night inspecting lodging houses.

Yours respectfully,

John M. Shepherd, M.D.

**POOR QUALITY
ORIGINAL**

0998

202 St. Nicholas Ave.

Jan. 9th. 1893.

De Lancey Nicholl,
District Attorney,
New York City,

Sir,

I enclose Subpoena that I found awaiting me on my arrival home this evening. I gave testimony in this case to-day and was informed that it would not be necessary for me to be present to-morrow (Tuesday). In case I am needed a telephone call to the Department of Public Works, 120th. Street & St. Nicholas Ave. will reach me.

IF possible I beg to be excused as I am a physician on the Health Board my duty requiring me to be up during the greater part of the night inspecting lodging houses.

Yours respectfully,

John M. Shepherd, M.D.

POOR QUALITY ORIGINAL

0999

STATE OF NEW YORK,

CITY AND COUNTY OF NEW YORK, SS.

AN INQUISITION

Taken at the Coroners Office
No. 27 Chambers Street, in the 6th Ward of the City of
New York, in the County of New York, this 7th day of July
in the year of our Lord one thousand eight hundred and ninety-two.

before
LOUIS W. SCHULTZE, Coroner,
of the City and County aforesaid, on view of the body of Martin Mundt
now lying dead at

Nine good and lawful men of the State of New York, duly chosen and
sworn, or affirmed, and charged to inquire, on behalf of said people, how and in what manner the
said Martin Mundt came to his death, do upon
their Oaths and Affirmations, say: That the said Martin Mundt
came to his death by

Taking Sulphate of Morphine.
We believe that drug clerk Thomas C. Nichols
sold to Martin Mundt a quantity of Morphine
Sulphate instead of Quinine Sulphate by mistake
We condemn the practice of druggists in keep-
ing Morphine on the shelves of their
Counter

In Witness Whereof, We, the said Jurors, as well as the CORONER, have to this Inquisition
set our hands and seals, on the day and place aforesaid.

JURORS.

Gustav Augustus M.D. 6 Whitehall Str.	Alexander Miloch 1533 2 nd Ave
Louis Spingarn 92 Greenwich St.	Geo. B. Coops 212 E. 11 th
Wm. Johnson M.D. 234 E. 11 th St.	John Phunkett H. K. 250 E. 11 th
Rudolph Zahn	1619 Second Avenue
Paul Osterbandy	39 West 32 nd St
Arthur B. Newland	22 West 32 nd St
Louis W. Schultze Coroner. N. Y.	

4

... of
... ..
... ..
... ..
... ..

... ..

For the

... ..

... ..

... ..

... ..

... ..

... ..

... ..

... ..

The residue obtained from the extraction was searched for in the following manner:

1. Its fluorescence was noticed in any stage of the extraction which would have shown itself if

Handwritten text at the top of the page, possibly a title or header.

Main body of handwritten text, appearing to be a list or series of notes.

Second main body of handwritten text, continuing the list or notes.

Final line of handwritten text at the bottom of the page.

8

In business they were due to Morison also as
 and they are to be also low as they were in
 which would be used to the business and
 The law of this court (which is not recalled to) but
 that should be as for in terms only, in the
 mind of the court of law and the business
 in cases of this kind it is not that no man
 of a man is possible
 To make the point is not in a subject matter

Of the ...

Coroner's Office
N.Y.

Report of analysis
 of the stomach of
 Martin Luther
 Accord

1

Dr Alexander Riva resides at 1268 West
Wigton Ave.

I was called to see the deceased about five
o'clock in the morning, I found him unconscious
condition appearing from narcotic poisoning
The symptoms were torpid breathing, con-
tracted pupils, poor respiration per minute
pulse hardly felt. He died of morphine
poisoning.

Dr C. H. Tscheppe, Druggist 3rd Ave 1st
St.

I inquired about what he taken & I went
to the drug store; about seven o'clock
in the morning. I asked for Morphine
I went around the counter & I saw where
he ~~got~~ got the bottle from - the bottle
was behind dispensing counter. There was
a genuine bottle there marked mephate
of genuine & one marked mephate
of morphine, they were near together,
the bottles were not alike, both colors
are white.

Michael I heard crying I called him
out, I said you gave ten grains of mor-
phine last night. He said Yes, why did
you make such a mistake. He said
he could not help; he did not know how
it happened. Mrs Blocker came back on
if the man dies, I said yes,

**POOR QUALITY
ORIGINAL**

1009

Peuple

17 Chabo

2

I asked for a battery, then my brother asked the larger man what kind of stuff they used his brother, they both went behind the prescription counter and looked in red oak brown box, Michael grabbed at his head & said I said that young man 10 grains of ~~grains~~ morphine

My brother Desmond asked him if we'd come over & see the condition of the young man

Leopold Muntz, 121 Franklin St.
About nine o'clock my brother came
in & took off their hats & coats.
My brother & sister were sitting around
the table. My brother Martin the Dr.'s
had an envelope in his hand,
& he had some ice water brought him, he
opened envelope & put contents in water
& drank same.

About 9:1/2 o'clock he retired, & from
here on he corroborates statement
of Arthur M Muntz,

Beckman the other drug clerk
said that 10 grains would
not kill.

Elsie Muntz can testify that
she brought out the water, in
a glass.

POOR QUALITY
ORIGINAL

10 12

Elsie Mundt, Sam ex lein, 266 W 121st
I am engaged in a business,

My brother came home with Oltun.

I opened the gate for them, they went in
the dining room & set around the table
he had a small envelope in his hand,
he talked for a little while, he asked me
to bring him a glass of water I got
it; he poured water in glass, & put water in
glass & drank it.

1
Arthur M. Mudd - I live at 266 N 121st
St. My brother Martin the deceased myself
went out for a walk on the 25th of June
1892 about 7 o'clock in the evening, we went
to 120th St to Washburn's stable where
we paid our board bills for horses,
we were talked, & left there at 7:45 &
went to Daguerre Club & left there at
8:15 My brother complained we went
to 120th St & 8th Ave, to Blockner's Drug
store to get 10 grains of quinine. My
brother went inside I saw the dependant
Nichols with on him, Nichols went be-
hind the prescription counter, I saw him
give him a small envelope, & I my brother
came out with the envelope in his hand,
we went straight home down in the base-
ment, my brother had the envelope in his
hand all the time, we were sitting at
the table, myself & sister Elsie, my brother
seemed very on a lounge, My sister
got my brother Ice water & then my brother
took up the envelope put the contents
in glass & drank it & then went to bed,
About 3 o'clock in morning, I was awakened
by heavy breathing, I called my brother & father
& run after Dr Sheppard other doctors were
sent for, I went to Drug store next morning
for a battery about five o'clock, when I got

POOR QUALITY
ORIGINAL

10 15

TESTIMONY.

Frank J. Han M. D., being duly sworn, says:
I have made an autopsy of the body of
Arthur Mundt now lying dead at
260 W. 121st St. and from such autopsy
and history of the case, as per testimony, I am of opinion the cause of
death is *Exhaustion - Morbid Narcosis*

Frank J. Han M. D.

Sworn to before me,

this *27th* day of *June* 189*2*

John J. [Signature]

CORONER.

**POOR QUALITY
ORIGINAL**

1016

COURT OF GENERAL SESSIONS OF THE PEACE

Of the City and County of New York.

-----X

The People of the State of New York

Against

Thomas C. Nichols.

-----X

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK,
by this indictment, accuse Thomas C. Nichols of the crime
of Manslaughter in the second degree, committed as
follows:

The said Thomas C. Nichols, late of the City of New
York in the County of New York aforesaid, on the twenty-
fifth day of June in the year of our Lord one thousand
eight hundred and ninety-two, at the City and County
aforesaid, was a clerk and salesman in a certain drug
shop and place for the sale of drugs, medicines and
poisons, there situate, and as such clerk and salesman
there was then and there entrusted to his care, and
under his control property of various kinds, being the
stock of the said store and place, and consisting of
divers drugs, medicines, poisons, compounds, mixtures and
preparations, and among other things, a large quantity of
sulphate of quinine, being a drug that might ordinarily
be with safety, swallowed and taken into the human body,
and also a large quantity of sulphate of morphine, a
deadly poison. . And on the day and in the year afore-

(2)

said, at the City and County aforesaid, one Martin Mundt presented himself as a customer and purchaser at the said drug shop and place, the said Thomas C. Nichols then being present in the said drug shop and place, and then being engaged in the performance of his duties as such clerk and salesman, and the said drugs, medicines, poisons, compounds, mixtures and preparations being so as aforesaid then and there entrusted to his care and under his control as aforesaid; and the said Martin Mundt, did then and there request and desire the said Thomas C. Nichols to sell and deliver to him the said Martin Mundt, ten grains of sulphate of quinine, which said quinine he the said Martin Mundt then and there intended to take and swallow down into his body as a wholesome drug and medicine; whereupon the said Thomas C. Nichols did then and there undertake to select from the drugs, medicines, poisons, compounds, mixtures and preparations so as aforesaid then and there entrusted to his care and under his control as aforesaid, ten grains of sulphate of quinine, for the purpose of selling and delivering the same to the said Martin Mundt.

But the said Thomas C. Nichols, instead of selecting therefrom the said sulphate of quinine, then and there, feloniously, and with criminal and culpable negligence did take and select ten grains of sulphate of morphine from the said quantity of sulphate of morphine so entrusted to his care and under his control as aforesaid, and did then and there, feloniously, and with criminal

(3)

and culpable negligence sell and deliver the said ten grains of sulphate of morphine to the said Martin Mundt, as and for ten grains of sulphate of quinine.

And afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, the said Martin Mundt not knowing the said morphine so delivered to him as aforesaid, by the said Thomas C. Nichols to be a deadly poison, but believing the same to be the ten grains of sulphate of quinine which he had requested and desired the said Thomas C. Nichols to sell and deliver to him, did take and swallow down the said ten grains of morphine into his body, by means whereof he the said Martin Mundt then and there became and was mortally sick and distempered in his body, of which said mortal sickness and distemper he the said Martin Mundt from the day first above mentioned until the twenty-sixth day of June in the year aforesaid, at the City and County aforesaid, did languish and languishing did live, on which said twenty-sixth day of June in the year aforesaid, he the said Martin Mundt at the City and County aforesaid, of the said mortal sickness and distemper so as aforesaid occasioned, died.

And the Grand Jury aforesaid, do say that the said Thomas C. Nichols him the said Martin Mundt in manner and form aforesaid, and by the means aforesaid, feloniously, and by criminal and culpable negligence, did kill and slay; against the form of the statute in such case made

(4)

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 Thomas C. Nichols of the same crime of Manslaughter in the second degree, committed as follows :

The said Thomas C. Nichols late of the City of New York in the County of New York aforesaid, on the twenty-fifth day of June, in the year of our Lord one thousand eight hundred and ninety-two, at the City and County aforesaid, in and upon one Martin Mundt, wilfully and feloniously did make an assault, and a large quantity of a certain deadly poison called morphine, to wit: ten grains of morphine, did unlawfully, wilfully and feloniously give and administer unto the said Martin Mundt, with intent that he should take and swallow down the same into his body; and the said Martin Mundt, the said morphine, so given and administered unto him by the said Thomas C. Nichols, did then and there take and swallow down into his body, by means whereof he the said Martin Mundt then and there became and was mortally sick and distempered in his body, of which said mortal sickness and distemper the said Martin Mundt, from the day first above mentioned till the twenty-sixth day of June, in the year aforesaid, at the City and County aforesaid, did languish, and languishing did live, on which said twenty-

**POOR QUALITY
ORIGINAL**

1020

(5)

sixth day of June in the year aforesaid, he the said Martin Mundt, at the City and County aforesaid, of the said mortal sickness and distemper, so as aforesaid occasioned, died.

And so the Grand Jury aforesaid, do say; that the said Thomas C. Nichols, him the said Martin Mundt, in manner and form aforesaid, and by the means aforesaid, wilfully and feloniously did kill and slay; 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.

POOR QUALITY ORIGINAL

1021

Counsel,

Filed,

Pleads,

1892

THE PEOPLE

vs.

Thomas E. Nichols

MANSLAUGHTER. [Section 193 - 193, of Penal Code]

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Foreman.

Witnesses:

Arthur Mundk

Handwritten signatures and notes at the top of the page, including a large signature that appears to be 'H. J. ...' and 'Filed, 1892'.

Handwritten notes and signatures at the bottom of the page, including 'DE LANCEY NICOLL, District Attorney.', 'A TRUE BILL.', and 'Foreman.' followed by several signatures and dates.

POOR QUALITY
ORIGINAL

1022

(22)

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 E. Nichols

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

indictment, accuse Thomas E. Nichols —

of the crime of Manslaughter in the second degree,

committed as follows:

The said ~~Thomas E. Nichols~~, —

late of the City of New York, in the County of New York aforesaid, on the
twenty-fifth day of June, in the year of our Lord one thousand
eight hundred and ninety-two, — at the City and County aforesaid,
in and upon one Martin Mundt, wilfully and
feloniously did make an assault, and a large
quantity of a certain deadly poison called morphine,
to wit: ten grains of morphine, did unlawfully, wilfully

and feloniously give and administer unto the said Martin Mundt with intent that he should take and swallow down the same into his body; and the said Martin Mundt, the said morphine, so given and administered unto him by the said Thomas C. Nichols, did then and there take and swallow down into his body, by means whereof he the said Martin Mundt then and there became and was mortally sick and distempered in his body, of which said mortal sickness and distemper the said Martin Mundt from the day first above mentioned till the twenty sixth day of June, in the year aforesaid, at the City and County aforesaid, did languish, and languishing did live, on which said twenty sixth day of June, in the year aforesaid, he the said Martin Mundt, at the City and County aforesaid, of the said mortal sickness and distemper, so as aforesaid occasioned, died.

And so the Grand Jury aforesaid do say: that the said Thomas C. Nichols, him the said Martin Mundt, in manner and form aforesaid

**POOR QUALITY
ORIGINAL**

1024

and by the means aforesaid, wilfully and feloniously did kill and slay; 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.