0590

BOX:
371
FOLDER:
3478
DESCRIPTION:
Whaley, Louis
DATE:
10/28/89

3478

0591

BOX:
371

FOLDER:
3478

DESCRIPTION:
Hanrehan, John

DATE:
10/28/89

3478

218

James O'Gorman
216 Bdwy

Counsel,

Filed 28. day of Oct. 1889

Pleads, Not guilty 19

THE PEOPLE

vs.

Louis Whaley
and
John Hanrehan

Grand Larceny first degree.
Grand larceny second degree.
[Sections 528, 531, Penal Code].

JOHN R. FELLOWS,
District Attorney.

Part III, November 12 1889
Pleads Attempted G. L. 1st deg.
S.P. Three yrs & 2 mos

A TRUE BILL.

Wm L. Cole *Foreman.*

Witnesses:

Mamie Moulton
Off. Jos. C. Gehegan
20th Prct.
Fanny Bennett
Anthony Sauer

~~The deft Han~~
Respectfully recommend that the indictment be dismissed as against Hanrehan. The only crime he has committed, if any is P.S.G. He is a young man of most excellent connections & gentlemanly character. He has been confined in Tombs for 4 mos. The ring he is said to have received, was of small value.
Part 3 Nov. 13/89

W. J. Jerome
Dep. Asst

No. 2 [illegible]
Indictment dismissed as to Hanrehan

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218

Witnesses:

Mamie Moulton

Jos. C. Gehegan

20 th Precct

Fanny Bennett

Anthony Sauer

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Part 3 Nov. 13/89

W. J. Jerome

Def. Atty

James O'Gorman

216 Bdwy

Counsel,

Filed 28 day of Oct. 1889

Pleads, Not guilty 19

THE PEOPLE

19 208 W 34 Tenderloin

vs.

Louis Whaley

and

John Hanrehan

Grand Larceny, first degree.

(Grand Larceny, second degree.)

[Sections 528, 530 —, Penal Code].

JOHN R. FELLOWS,

District Attorney.

Part III. November 12/89

Pleads Attempt G. L. 1st deg.

Nov 13/89 S.P. Three yrs & 2 mos

A TRUE BILL.

Wm L. Cole Foreman.

No 2. Nov. 12 Part 3

Indictment dismissed as to Hanrehan

POOR QUALITY ORIGINAL

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0594

2 District Police Court.

THE PEOPLE,
ON COMPLAINT OF
Annie Moulton
agst.
Edward Tyrell
Joseph Dorsey
and 5 others

Examination had July 25 1889
Before John J Fosman Police Justice.

I, Walter L Crosby Stenographer of the 2 District Police Court, do hereby certify that the within testimony in the above case is a true and correct copy of the original Stenographer's notes of the testimony of Annie Moulton et al

as taken by me on the above examination before said Justice.

Dated July 25 1889.

W. L. Crosby
Stenographer.

John J Fosman
Police Justice.

Police Court
Second District

Re Perfect
Mamie Moulton
Frank Austin
James Casey
Edward Izrell
Joseph Dreyer
David Young
John Hanrahan

Examination Before Justice Gorman
July 24

A separate examination demanded for the defendants Dreyer and Izrell by John T. Walsh their counsel.

Mamie Moulton the complaining witness being cross examined by Mr Walsh deposes and says:- I resided 207 West 93d street.

Q What time did you go out of the saloon?

A Between 5 & 6 A M.

Q. Where had you been previous to that?
A. At Bennetts
Q. How many drinks did you have?
A. I do not know.
Q. Were you under the influence of liquor when you went to that salon?
A. Yes Sir
Q. Whom did you meet when you first went in?
A. There two men Overton and Young.
Q. Where were they when you first went in?
A. They were in the back room.
Q. Was anybody with ~~them~~ you?
A. Yes. Then two gentlemen Frank and Fred.
Q. Who are Frank and Fred?
A. Friends of mine
Q. Anybody else with you?
Q A - Yes Mis Brenton

Q - When did you first see Dryer and Tyrell?
A - I really do not know the time?
Q where?
A. at Haggertys
Q. what part of the saloon?
A - the front part.
Q where were they when you went in?
A. Were they in when you went in?
A I do not know
Q. Did you call them in to have a drink;
A I did not
Q. Did they come in the back room;
A They did
Q were these drinks ordered while they were there;
A Yes
Q who ordered them
A I do not know
Q Were they paid for?

A I do not know
Q Were you too drunk to know
A I know some things
Q Was your lady friend put out?
A - She was
Q Who put her out?
A I do not remember — Mr Austin put her out
Q Who remained in the back room with you?
A The second time - Austin and Young;
Q Anybody else in there with Austin and Young?
A I do not remember
Q Did Austin and Young remain there after she was put out?
A After she was put out.
Q Was the door closed?
A The folding door.
Q Were Austin and Young alone with you during that time?

A They were.
Q Did you see Izrell?
A They were all there
Q. They were in the front of the saloon?
A Yes
Q Do you recollect what took place in the back room?
A Not all - I recollect some
Q When next did you see Izrell?
A After Young and Austin went out.

Q. Do you remember asking Tryrell to take you to a room?

A. I do not

Q. You say you could not get into your house across the street

A. Yes, I did.

Q. Did you not ask one of these young men Tyrell to take you to that saloon? A. By no means.

Q. They took you away? A. They did.

Q. How long did you remain in that room? A. I cannot remember.

Q. Was any of those men that was in the front room in the back room? A. Haurehan was there.

Q. Did you see Young there? A. Not at the time they were gone out. Austin and Young had gone.

Q. Was Dwyer and Tyrrell there? A. Yes.

Q. Do you remember a young man named Whalen there?

A. No, I do not remember.

Q. Didn't Dryer and Tyrrell go after your friend when she was put out of the saloon? A. Yes.

Q. Who remained in the saloon after that? A. I do not remember.

Q. Were Dryer and Tyrrell in the back room with Haurehan?

A. Yes.

Q. Was Young there? A. Young had passed out. I remember had passed out before.

Q. Was Austin there? A. Austin had gone out with Young.

Q. Was Haurehan there? A. He was there.

Q. Was anybody also there? A. Not to my remembrance.

Q. Do you recollect a short stout man named Whalen being there? A. I do not.

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Q. What took place during that time? A. I do not know. They say I had something to drink. I do not know. I do not remember.

Q. Then you cant say you were robbed? A. I can say I had everything when I went in

Q. Then you cant say you were robbed? A. I can say I had everything when I went in there.

Q. And when you came out? A. I had nothing.

Q. How do you know? A. Because I am positive.

Q. Were you not drunk? A. I was not so intoxicated that I do not know what I had.

Q. How many drinks did you have at Hagerty's? A. I should think about two.

Q. You do not know who ordered drinks? A. No, I do not.

Q.

BY THE COURT:

Q. When you went in you had a sum of money and other property? A. I had these two rings and seventy dollars in money and a wrap.

Q. Where were your rings? A. On this finger.

Q. Where was your wrap? A. On my shoulders.

Q. Where was your money? A. My money was in my stocking. My right stocking.

Q. When you came out? A. I had nothing. My wrap had been lying on the table. I do not remember whether it was there when I came out.

Q. When you went out you had lost your $70 and your rings, Do you know who took your $70 and your rings? A. I do not know.

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BY MR. WALSH:

Q. Do you know who took you rings from your finger?

A. No. I do not know.

JOHN C. GEHEGAN being duly sworn as a witness for the people deposes and says: I am an officer

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Rebeyan

of the 20th Precinct.

Q State what you know in regard to this case?

A The complainant Minnie Monetor came to the station house last Friday and complained that she had been robbed in the saloon corner of 93d street and 7th Avenue. I was sent to investigate the case I saw the bookkeeper James Caseyon of the defendants. This girl told me that she went into the place on Wednesday the 17th about 5.30 O'clock P.M.; that she had with her her friend Florence Brenton, and Frederick Creet and Frank Harrer. She returned two then defendant the five of them and the bookkeeper were in the saloon. She pointed out to me one day in the street the defendant

Q Dryer. She called him Sheeny Dryer. She said she saw him

in the saloon. I talked with Dorgan about it. He said at first that he know nothing at all about it! Then he said that Engineer Austin was in the back room — he did not mention his name, but said the man with the black moustache; that he had seen Austin in the back room and Dorgan said "I am pretty certain he got her diamonds" Dorgan room with me all that day. Finally I heard that a young woman living at 140 West 93d Street had come to Miss Monetta and said that the defendant Hanrahan had given her one of the rings. Her name is Fanny Bennett. (Ring produced the property of the complaining witness, identified by her, and one of the rings referred to in the complaint) I then arrested Hanrahan. He acknowledged to me that he

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M

gave the ring to Fanny Bennett and said he got it from a man named Whalen.

The Court - Is Whalen arrested?

The Witness - No. Hanrahan said that this man Whalen took the rings from Miss Moulton's finger; that Whalen had given him the ring and he did not want to say anything about it before. Hanrahan told me that Dreyer told him that he had removed a part of the property. I did not find out when it was removed.

Mamie Moulton the complaining witness recalled for cross-examination.

2 (By Mr Stiner) When did you first miss the stuff?

A. I really don't know

11 Fanny Bennett of 140 West 93d street, being duly sworn

and examined as a witness for the people deposes and says:
I am 39 years old. I keep a flat.

Q. Do you know anything about the robbery of this complaining witness?

A. I do not know anything about the robbery. All I know is there is a girl named Jessie lives where I reside. This Hawkins came to see her. He sat down and talked. He said that he had got a diamond ring in his pocket. I said "It is more like glass." He took it out of his pocket. I said "I guess it can't be much of a diamond." It was very dirty. I said I could touch it. He left it with me and went out. He came back again and asked me that evening if I had touched it.

12 I said "No." I said "I wil

mean it a record of I took it." He said "all right." So I went out the next day and had the ring on my finger. I went to see a friend Mamie Sinclair, and she told me about the girl being robbed of diamond rings &c. She said this looked like one of the rings that I had on my finger. I said "The ring is not mine" she looked at it and said she had seen it before and it was one of the rings. I said "If it is stolen I do not want it on my finger. and I took it off and gave it to the Officer. the detective

Q. Who is this girl that Hawrelak came to see?

A. - Her name is Desoie - I do not know her other name.

19/15 Florence O'Brenlon being duly

Sworn and examined as a witness for Complainant deposes and says. I live at 207 West 92d St.

Q What is your business?

A None.

Q ~~What~~ How old are you?

A 23 years

Q You were with complainant at the time of this alleged robbery?

A Yes

Q Tell what you know about the case

A We went to the theater first. Then we went to the Manhattan Hotel. We were drinking there. Then we went to Bennetts in 92nd St & 6th Avenue. We left there and went to Haggerty's. Just we went to our house and found it locked, and we went to Haggerty's to wait until our house was open. While we were there Austin and Young

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the defendants came in. They asked us to drink and we drank. Then Irwin forced out of the room
2 out of white;
1 out of the ladies waiting room

He put me out of the room. The first thing I knew the doors were closed. I demanded of the bar keeper to open the door. He would not. He put me out.

Q. What is the name of the bar keeper? A. Casey.

Q. Did he go in the back room? A. No, sir.

Q. Did he levee you there and go in the back room?

A. No, sir.

Q Casey the bar keeper was with you all the time? A. Yes, sir.

Q. Didn't leave you? A. No, sir. I asked him to open the door. He refused. He took hole od me and forced me out and put me out.

Q. On the side walk? A. Yes, sir.

Q. Without your having done anything? A. No, sir. In the mean time I had looked through the door and I saw Miss Minnie Moulton with ~~the~~ Mr. Austin sitting at a table and he had her feet in his lap.

Q. Did you see him hold her stocking? A. No, sir.

Q. Was her cloths up? A. I could not toll. She was sitting in a position I could not tell.

Q. Did you see any other man at that time with Miss Moulton?

A. That is the only one I could see, it was Austin.

Q. How many men were there outside in the bar room previous?

A. There was Casey and Tyrrell and Dryer and Haurehan. Haurehan was in the back room previous before I was put out.

Q. With Mamie? A. Yes, sir. They were all in there

Q. With Mamie? A. Yes.

16 Q. Do you mean to say the bar keeper was in there? A. No. He was serving drinks. After the door was closed he was

in the front room.

Q. Was Casey in there, in the back room? A. No, sir, only when he was serving drinks.

CROSS-EXAMINED:

Q. When the door was closed you only saw Austin in the back room? A. Yes.

Q. D d you see anybody else there? A. No, one else.

Q. BY THE COURT:

Q. Didn't these men come out? A. I could not tell whether they came out.

RE-CROSS:

Q. You couldn't say whether they were in or not? A. No, some were in the bar.

Q. Who was in the bar? A. Tyrrell, Dryer and Haurehan were in the bar.

Q. Who did you recognize in the back room? A. When the door was closed I saw only Austin.

Q. Is your friend here? A. He is not here.

FREDERIC HARRER being duly sworn as a wintess for the people deposes and says:

Q. Where do you live? A. At 216 Seventh Avenue.

Q. What is your business? A. Lithographer, Theatrical business.

17 Q. How old are you? A. I am 26 years old in January.

Q. Tell what you know about the robbery of this woman?

A. Nothing more that I can say that I went into this place, I was the first one they caught hold of and they grabbed me and struck me and knocked me out. I went outside.

Q. Who did? A. One of these gentlemen.

Q. Which one do you think. A. Austin. There was a quarrel there. I was struck. I was put out.

Q. Austin struck you? A. He struck me and put me out. I did not go back in the pace after that.

Defendant's counsel moves to dismiss the defendants Dryer and Tyrrell.

THE COURT: The motion is denied. Dryer and Trrell are held in $3,000 bail.

0613

2 DISTRICT POLICE COURT.

THE PEOPLE,
ON COMPLAINT OF
Mamie Moulter
agst.
James Carey
et al

Examination had July 25 1885
Before John J Gorman Police Justice.

I, Waldron L. Ormsby Stenographer of the 2 District Police Court, do hereby certify that the within testimony in the above case is a true and correct copy of the original Stenographer's notes of the testimony of Mamie Moulter et al

as taken by me on the above examination before said Justice.

Dated July 25 188 5

W. L. Ormsby
Stenographer.

John J Gorman
Police Justice.

Separate examination in the case of the defendant Casey.

MAMIE MOULTON, the complaining witness being cross-examined by Counsellor Taylor, deposes and says:

Q. Who were with you when you arrived at Haggerty's?

A. Miss Brenton, Frank Harrer and Fred .

Q. You four together? A. Yes, sir.

Q. When you went in where did you go? A. To the back room

Q. You came in through the side door? A. Yes.

Q. Did any one of your party order drinks shortly after you came there? A. I really do not remember whether they ordered drinks.

Q. Did any body order drinks? A. Yes, sir.

Q. Who was it? A. I do not know.

Q. Was it your lady friend? A. I do not know.

Q. There was drinks brought in the back room? A. Yes.

Q. Did your lady friend make herself free with men in that saloon? A. She did not.

Q. Do you recollect her slapping men in the face? and kicking the on the legs? A. I cannot tell.

Q. Was she put out of the back room by a tall man? A. Yes.

Q. You were all in the back room? A. Yes. we four.

Q. When the bar keeper came with dri ks, where did he come?

A. He come to the table.

Q. He simply handed in the drinks at the door and said there are your drinks? A. Yes.

Q. How many times did you see Casey at the back room?

A. About twice.

Q. They asked him to come and he came with the drinks, did he?

A. He did.

Q. When you left Haggerty's what way did you make your departure? A. I went out the front room.

Q. Who went out with you? A. Tyrrell and Dryer.

Q. Where did you go? A. To a hotel, I do not know the name in seventh Avenue.

Q. Whom did you go with? A. The two, Tyrell and Dryer

Q. How long did you remain there? A. Until three o'clock in the afternoon.

Q. Where? A. Up in the room.

Q. With both? A. No.

Q Widh whom? A. With Tyrrell.

Q. Did you go to Ha ggerty's in the afternoon? A. I did.

Q. Whom did you s e? A. The bar tender.

Q. Did you have a conversation with him? A. I asked him about my things

Q. What did he say? A. He said he didn't know anything about them. He said he had found a skirt in the back room which he presumed belonged to me. I left it there.

Q. How long did you remein in the saloon? A. I should judge about an hour and a half.

Q. You didn(t make any complaint about your being robbed? A. I did.

Q. You did not charge him with it? A. No.

Q. When did you next see Casey? A. The next afternoon, in his place between three and four. I asked him if the detective had been there. He said No..

Q. When did you next see Casey? A. In his place of business between six and seven.

Q. Did you have any conversation? A. I do not know.

Q. Where di you go from Haggerty's place of business on that night. A. I went to the station house. That was Friday night.

Q. And you had made no complaint up to Friday night?

. On Wednesday afternoon, I made a complaint.

Q. To Casey? A. Yes.

Q. You said you was in the back room? A. Yes.

Q. From the time they left that house you didn't make any charge to Casey that you were robbed until Wednesday?

A. No, sir.

JAMES CASEY being duly sworn as a witness in his own behalf deposes and says: I am a bar keeper for Haggerty at 33rd street and seventh ave nue. I live at 248 Seventh Avenue I know the complainant by si ght. I recollect xxxx the time referred to in her complaint.

Q. About what time did they come in? A. A little after five -- between five and six. The first I knew they were in they were in the back room and I heard a rattling at the table. I went in and asked what they wished. The tall lady, I do not know her name she wanted drinks. I served them. And after I served them I had a little trouble to get my pay. After a little persuasion she did pay for them and I immediately retired to the bar for I had six or eight or ten men to attend to and I went and waited on my customers.

Q. Did you see her friend put out? A. Yes, sir. This man

that pur her out said that he was a friend of Haggerty's and would not allow such a disturbance in the house. After that I went back to the bar and tended to my business. I had enough to do to take care of the place.

Q. How long a time did the party remain in there? A. To the best of my knowledge about two minutes.

Q. Did she come there again? A. She came there Wednesday afternoon between two and three. She asked me about her wrap. She said she had lost it. I asked her where had she been, she said she had been to Chick's in Seventh Avenue.

Q. Do you know whether she knew him? A. Yes, she said.

Defendant's counsel moves to discharge the defendant Casey on the ground that there is no evidence that he was there at the time of the alleged robbery.

Motion granted and the defendant Casey discharged.

0618

CITY AND COUNTY OF NEW YORK, } ss.

POLICE COURT, 2 DISTRICT.

Maurice Moulton

of No. 207 West 33d Street, aged 21 years,

occupation none being duly sworn deposes and says

that on the 17th day of July 188 9

at the City of New York, in the County of New York Louis Whaley

(now here) was present at Haggerty's saloon No 416 Seventh Avenue on the occasion when deponent was robbed as set forth in deponents complaint of July 20 in this court against Frank Austin and others. Deponent is informed that a portion of said stolen property was traced to the defendant by Detective Gahegan now here. Deponent asks that defendant be held to answer said charge

Maurice Moulton

Sworn to before me, this 29 day of July 188 9

Police Justice.

CITY AND COUNTY OF NEW YORK, } ss.

POLICE COURT, 2 DISTRICT.

Maurice Moulton

of No. 207 West 33d Street, aged 21 years,

occupation none being duly sworn deposes and says

that on the 17th day of July 188

at the City of New York, in the County of New York John Hanrehan

(now here) was present at Haggerty's saloon No 416 Seventh Avenue on the occasion when deponent was robbed as stated in deponents complaint of July 20 in this court against Frank Austin and others. Deponent is informed that a portion of the stolen property has been traced to defendant by Detective Gahegan now here. Deponent asks that said Hanrehan be held to answer with the other defendants.

Maurice Moulton

Sworn to before me, this 29 day of July 188 9

Police Justice.

0619

Sec. 192.

District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY OF NEW YORK, } ss.

An information having been laid before John J Gorman a Police Justice of the City of New York, charging James Casey Defendant with the offence of Robbery

and he having been brought before said Justice for an examination of said charge, and it having been made to appear to the satisfaction of said Justice that said examination should be adjourned to some other day, and the hearing thereof having been adjourned,

We, James Casey Defendant of No. 281 7th avenue Street; by occupation a and Bridget Degnan of No. 161 West 93d Street, by occupation a Landlady Surety, hereby jointly and severally undertake that the above named James Casey Defendant shall personally appear before the said Justice, at the 2 District Police Court in the City of New York, during the said examination, or that we will pay to the People of the State of New York the sum of Three thousand ~~Hundred~~ Dollars.

Taken and acknowledged before me, this 21 *day of* July 1889

James Casey
Bridget Degnan
Mark

John J Gorman Police Justice.

0620

District Police Court.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Mamie Martin

vs.

James Carey

Taken the 21 day of July 188 5

Justice.

Undertaking to appear during the Examination.

CITY AND COUNTY OF NEW YORK, } ss.

Bridget Degnan

the within named Bail and Surety being duly sworn, says, that he is a resident and freeholder within the said County and State, and is worth over Ten Thousand ~~Hundred~~ Dollars, exclusive of property exempt from execution, and over and above the amount of all his debts and liabilities, and that his property consists of a house and lot of land situated at No 161 West 33d Street in the City of New York of the value of over ten thousand dollars

Bridget Degnan
her
mark

Sworn to before me, this 21 day of July 188 5

Police Justice.

0621

Sec. 192.

2 District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY OF NEW YORK, } ss.

An information having been laid before John J. Gorman a Police Justice of the City of New York, charging David Young Defendant with the offence of Robbery

and he having been brought before said Justice for an examination of said charge, and it having been made to appear to the satisfaction of said Justice that said examination should be adjourned to some other day, and the hearing thereof having been adjourned,

We, David Young Defendant of No. 457 West 52 Street; by occupation a Engineer and Philip Lynacy of No. 340 West 31 Street; by occupation a Grocer Surety, hereby jointly and severally undertake that the above named David Young Defendant shall personally appear before the said Justice, at the 2 District Police Court in the City of New York, during the said examination, or that we will pay to the People of the State of New York the sum of Thirty Hundred Dollars.

David Young Jr
Philip Lynacy

Taken and acknowledged before me, this 21 *day of* July 1889.

John J. Gorman POLICE JUSTICE.

District Police Court.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

Undertaking to appear during the Examination.

Taken the ..... day of 188

Justice.

CITY AND COUNTY OF NEW YORK, } ss.

Philip Lurey

.....being duly sworn, says, that he is a resident and freeholder within the said County and State, and is worth clearly ..... Hundred Dollars, exclusive of property exempt from execution, and over and above the amount of all his debts and liabilities, and that his property consists of Placer & lot 32 Block of the Value of 534

Well 46 Dollars

Sworn to before me, this 21 day of July 188 9

John J. Kilmartin Police Justice.

Philip Lurey

POOR QUALITY ORIGINAL

Police Court— 2 District.

CITY AND COUNTY OF NEW YORK, } ss

Mamie Moulton

of No. 207 West 99d Street, Aged 21 Years

Occupation None being duly sworn, deposes and says, that on the 17 day of July 188 9, at the 20th Ward of the City of New York, at Haggerty's Saloon 416 Seventh Avenue in the County of New York, was feloniously taken, stolen, and carried away, from the person of deponent by force and violence, without his consent and against his will, the following property, viz:

Seventy dollars in good and lawful money of the United States, two diamond finger rings of the value of fifty dollars, a gold watch of the value of fifty dollars - all of the value

of the value of one hundred and seventy DOLLARS, the property of deponent or in her care

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

Frank Austin, J. Dime Casey, Edward Izrell, Joseph Dryer (nowhere) and David Young (not arrested) I make the following statement: deponent was under the influence of liquor and went into said place in company with Frederick Creet, and Florence Brenton, Frank Harrer (nowhere) about the hour of 5.30 o'clock A.M. The defendants Austin and Young put deponent's friends out of the place by force and the dead Casey who is a bartender in said place, kept deponent there by force, and the defendants

Sworn to before me, this day of 188

Police Justice.

POOR QUALITY
ORIGINAL

0624

Tyrell and Dryer were in said place, and the defendant Austin and Young had hold of deponent, and while deponents friends were out of the place the said money was taken from deponents stocking while all the defendants were present and also at the same time the said two rings were taken from deponents finger. Deponent is not able to state which one of the defendants took the said property, but deponent charges that all of the defendants were present and participated in said robbery and aided in the same by force and violence

Sworn to before me this
20th day of July 1889
John J Gorman
Police Justice.

Nannie Moulton

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

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

Dated 188 . Police Justice.

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

Dated 188 . Police Justice.

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

Dated 188 . Police Justice.

Police Court, District.

Offence—ROBBERY.

THE PEOPLE, &c.,
on the complaint of

vs.

1.
2.
3.
4.

Dated 188
Magistrate.
Officer.
Clerk.

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

$ to answer General Sessions.

Sec. 193—200.

2 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

David Young 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. David Young

Question. How old are you?

Answer. 34 years

Question. Where were you born?

Answer. Germany

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

Answer. 452 West 50 Street 1 year

Question. What is your business or profession?

Answer. Engineer

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 and Demand my Examination

David Young Jr

Taken before me this 21 *day of* July 1889

John H. Hartman Police Justice.

Sec. 193—206

2 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

Joseph Dwyer 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. Joseph Dwyer.

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. 266 West 24 Street 8 months

Question. What is your business or profession?

Answer. Cabinet maker

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 innocent

Joseph Dwyer

Taken before me this 20 *day of* July 188 }

Thos. F. Gallagher Police Justice.

Sec. 193—200.

2 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

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

Question. What is your name?

Answer. Frank Austin

Question. How old are you?

Answer. 37 years

Question. Where were you born?

Answer. Salem Mass.

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

Answer. 392 9th avenue 4 years

Question. What is your business or profession?

Answer. Engineer.

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 and demand an Examination

Frank. Austin

Taken before me this 20 *day of* July 1889

Charles E. Corrigan *Police Justice.*

0628

Sec. 193—20

2nd District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

James Casey 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 Casey

Question. How old are you?

Answer. 49 years

Question. Where were you born?

Answer. Ireland

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

Answer. 248 5th avenue 15 years

Question. What is your business or profession?

Answer. Bartender

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

Answer. I am not guilty

James Casey

Taken before me this 29 *day of* July 1889

Henry Lyons *Police Justice.*

0629

Sec. 198—200

2 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

Edward Tyrrell 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. Edward Tyrrell

Question. How old are you?

Answer. 22 years

Question. Where were you born?

Answer. New York

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

Answer. 414 West 25th Street 2 years

Question. What is your business or profession?

Answer. Cabinet maker

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

Edward Tyrrell

Taken before me this 20 *day of* [illegible] 188[illegible]

[illegible] *Police Justice.*

Sec. 198—20[illegible]

2 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

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

Question. What is your name?

Answer. John Hanrahan

Question. How old are you?

Answer. 29 years

Question. Where were you born?

Answer. N.S.

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

Answer. 266 West 24 — 9 weeks

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 not guilty

John Hanrahan

Taken before me this 29 *day of* July 188[illegible]

[illegible] *Police Justice.*

Sec. 198—200

2 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

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

Question. What is your name?

Answer. Louis Whaley

Question. How old are you?

Answer. 12 years

Question. Where were you born?

Answer. N.Y.

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

Answer. 254 West 39th St — 1 year

Question. What is your business or profession?

Answer. Newspaper delivery

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 waive examination

Louis Whaley

Taken before me this 25 *day of* Aug 1895

Anthony Hanley *Police Justice.*

0632

Sec 568.

2 District Police Court. UNDERTAKING TO ANSWER— Genl SESSIONS.

CITY AND COUNTY OF NEW YORK, } ss.

An order having been made on the 24th day of July 1889 by John J Gorman a Police Justice of the City of New York. That David Jonny Jr be held to answer upon a charge of Robbery

upon which he has been duly admitted to bail, in the sum of Thirty Hundred Dollars.

We David Jonny Jr Defendant of No. 452 West 50th Street; Occupation Engineer, and Philip Larrary of No. 340 West 31st Street; Occupation Grocer Surety, hereby undertake jointly and severally, that the above named David Jonny Jr shall appear and answer the charge above-mentioned, in whatever Court it may be prosecuted: and shall at all times render himself amenable to the orders and process of the Court; and if convicted, shall appear for judgment, and render himself in execution thereof, or if he fail to perform either of these conditions that we will pay to the People of the State of New York, the sum of Thirty Hundred Dollars.

David Jonny
Philip Larrary

Taken and acknowledged before me, this 24 *day of* July 1889

John J Gorman POLICE JUSTICE.

0633

CITY AND COUNTY } ss
OF NEW YORK }

Philip Larney

the within named Bail and Surety being duly sworn, says, that he is a resident and Free holder within the said County and State, and is worth Sixty Hundred Dollars, exclusive of property exempt from execution, and over and above the amount of all his debts and liabilities, and that his property consists of the House and lot No 534 West 46th Street worth Seventeen Thousand dollars over all Incumbrance

Philip Larney

Sworn to before me this 24 day of May 188 9

Police Justice.

New York Sessions.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

Undertaking to Answer.

Taken the day of 188

Justice.

Filed day of 188

0634

Sec 368.

2d District Police Court. UNDERTAKING TO ANSWER— Gen SESSIONS.

CITY AND COUNTY OF NEW YORK, } ss.

An order having been made on the 24 day of July 188 9 by John J. Gorman Esqr a Police Justice of the City of New York. That Joseph Dryer be held to answer upon a charge of Robbery

upon which he has been duly admitted to bail, in the sum of Fifty Hundred Dollars.

We, Joseph Dryer Defendant of No. 266 West 24 Street; Occupation Cab Driver, and Samuel Goldberg of No 145 2. 2d avenue Street; Occupation Dealer in Music Surety, hereby undertake jointly and severally, that the above named defendant shall appear and answer the charge above-mentioned, in whatever Court it may be prosecuted: and shall at all times render himself amenable to the orders and process of the Court; and if convicted, shall appear for judgment, and render himself in execution thereof, or if he fail to perform either of these conditions that we will pay to the People of the State of New York, the sum of Fifty Hundred Dollars.

Taken and acknowledged before me, this 24 *day of* July 188 9

John J. Gorman POLICE JUSTICE.

Joseph Dryer

Samuel Goldberg

0635

CITY AND COUNTY OF NEW YORK } ss

Samuel Goldberg

the within named Bail and Surety being duly sworn, says, that he is a resident and householder within the said County and State, and is worth Sixty Hundred Dollars, exclusive of property exempt from execution, and over and above the amount of all his debts and liabilities, and that his property consists of house and lot of land no 622 Lexington Avenue. worth $25,000 subject to a mortgage $16,800 otherwise free.

Samuel Goldberg

Sworn to before me, this 24 day of Aug 188

Police Justice.

New York Sessions.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

Undertaking to Answer.

Taken the day of 188

Justice.

Filed day of 188

THE PEOPLE, &c.,
ON COMPLAINT OF
The People
vs.
Joseph Dryer

District Police Court.

Examination of Surety.

Samuel Goldberg being duly sworn as to his sufficiency as bail for Joseph Dryer in the above entitled proceedings, says in answer to the following questions, as follows:

Question What is your name?

Answer. Samuel Goldberg

Question. Where do you reside?

Answer. 1452-2nd Av

Question. What is your business?

Answer. Music Store

Question Do you own any Real Estate,—if so, where situated, and of what does it consist?

Answer. Yes; 622 Lexington Av; House & Lot

Question. When did you purchase, of whom, and what did you pay?

Answer. Mrs Snaffer; $25000 00/100

Question. Are there any mortgages upon the same—and if so, to what amount?

Answer. $16,500

Question. When are they due?

Answer. Five years

Question. Is the property in your own name alone?

Answer. Yes

Question. Is the Deed or Deeds on record?

Answer. Yes

Question. Are you surety for anyone else,—and if so, to what amount, and for what?

Answer. Yes; No;

Question. Do you owe any money,—and if so, how much?

Answer. No

Question. Are there any judgments against you?

Answer. No

Question. Are there any proceedings in foreclosure now pending against you?

Answer. No

Samuel Goldberg

Sworn to before me, this 24 *day of* July 1889

[illegible] *Police Justice.*

0637

2 District Police Court.

THE PEOPLE,
ON COMPLAINT OF
Mamie Moulton
agst.
Frank Austin
Daniel Young Jr
and 5 others

Examination had July 24 1889
Before John J. Eorman Police Justice.

I, Walerim L Ormsby Jr Stenographer of the 2 District Police Court, do hereby certify that the within testimony in the above case is a true and correct copy of the original Stenographer's notes of the testimony of Mamie Moulton et al

as taken by me on the above examination before said Justice.

Dated July 25 1889.

W. L. Ormsby Jr
Stenographer.

John J. Eorman
Police Justice.

Police Court
Second District

The People
vs
Mamie Moulton
Frank Murtin
Jonas Casey
Edward Tyrrell.
Joseph Dryer
David Young, Jr.
John Hanrehan

A separate examination demanded for the defendants Murtin and Young by their counsel Joseph Aiken Esq.,

July 24 1889

Mamie Moulton the complaining witness being cross examined on her affidavit deposes and says:-

Q. Did you ever see this gentleman before - referring to defendant Murtin

A. Once before

Q. Where?

A. at the same place.
Q. Positive?
A. I am positive of Austin.
Q. Will you swear that Austin or Young had anything whatever to do with taking your property
A. I have told you
Q. Will you swear
A. I don't swear that they had.
Q. They came in the saloon together?
A. Yes Sir
Q. Where they near you?
A. Austin sat right opposite me. I had my foot in his lap.
Q. That is all you know
A. Yes

Mr Shiner. There is no evidence here against the defendant Young and I ask that he be discharged.

The Court – Your motion is denied.

a Band of Young Jr. being duly

Sworn and examined as a witness for his own behalf before and says:-

Q What is your name?

A Saint Jonny J.

Q How old are you?

A Thirty four years

Q What is your occupation?

A Engineer on the Elevated R.R. I have been employed there three years.

Q Where do you live?

A at 452 W. 50th St.

Q On the night of July 19 where were you and what were you doing?

A When I got through work at 12 30 I came down on the 12.40 train. I met Mr Austin, defendant, as I often do, and he came down with me that night. He went home with me and played there some time. Then he says to me "Your wife is not home. You

I took that girl that was with him to a house and had a good time with her". That is all the reward that passed.

Q. Who is the cabman?

Witness identifies the defendant Joseph Dryer as the cabman referred to.

Q. He said he had taken the girl and had a good time with her?

A. Yes Sir.

Q. Is that all that occurred;

A. That is all - I do not know anything about it

Q. Do you know anything of any larceny;

A. No Sir.

Q. Did you at any time while you were in the premises speak to this girl?

A. No Sir

Q. Do you know anything of this robbery?

A. No Sir.

come to my house and sleep.
So we came out and went
up 50th street to 5th avenue
I was walking on the sidewalk
at 4th street. Then we
went through 5th Avenue to
93d street. I stood on the
corner and spoke to a gentle-
man that had just got through
work. Kelly. Then I went
into Haggerty's saloon. That
was the first time I was
there. We was not there
long. I had a seltzer
lemonade. I went into the
water closet and came out. One
of the fellows came over and
spoke to Austin. I do not
know anything about the robbery
at all. I went out with
Austin. A day after that
in the afternoon I was passing
through West 91st street when
I saw a cabman. He drove
up to the curb and said to me

Q Did you ever see any of these defendants before (except Austin)

A No Sir

Q Had you ever been with them before?

A Never in my life

Q You were not in their company then?

A I was not in their company.

Q You were not there before the girls came in?

A No Sir The girls were there when we came in.

Q You were not there in the saloon before the girls came in?

A No Sir

By the Court

Q Did anything come in the saloon with you and go out with you?

A Yes Sir

Q You left the saloon as soon as he did?

C

A - Yes Sir. We were there about ten or fifteen minutes

James Casey being duly sworn and examined as a witness for defendant deposes and says.
I am the bartender of Hegarty's Saloon named in this complaint.

Q Do you know defendant Austin?

A By eyesight only. No other way

Q Did you ever see him before that night?

A I may have seen him as a customer

Q You do not recollect seeing him?

A No Sir

Q Did defendant Young come in with Austin?

A To the best of my knowledge he came in with Austin.

Q They took a drink?

A Yes
Q There was a quarrel there?
A Yes
Q State what the quarrel was about?
A The tall girl came out and commenced slapping this gentleman in the face and she kicked the other. Then they all went in the back room and had a drink
Q They were not acquainted before the quarrel?
A No sir.
Q If any property had been stolen then would you have seen it?
A I would sir.
Q Did defendants touch or have anything to do with the complainant?
A Not to my knowledge
Q You would have known it if they had?
A Yes

By the Court

Q Cowell you have seen it when they were in the back room and you were in the bar room?

A I would not. This lady slapped the men in the face a couple of times.

Q Not in the tall one?

A — Yes. she slapped the gentleman first and kicked him. Young. Then Austin said that if Mr Haggerty was there he would not allow it and that he (Austin) moved back order and he ejected the tall woman.

By the court

Q What took place in the back room while you ~~are~~ were in the bar room you cannot positively say?

A. No sir

By Mr Stiner

Q 2 — Did you see Austin or Young

go out of this room?
A. No Sir
Q. Neither of them?
A. Austin and Young - to the best of my knowledge - Young somewhat excited.
Q. Did they go out after the others went out or before?
A. To the best of my knowledge they went out before.
Q. Before any other people?
A. Yes I do say that
Q. These girls were in the saloon before?
A. Yes. One of the girls asked for drinks, the tall one. She refused to pay. I served the drinks. This gentleman made the remark that he would pay for them Mr. Young, said that

John C. Gehegan being duly sworn
10 deposes and says: I am a Policeman

of the 20th Precinct. I know the defendant Young I did not arrest him. He surrendered himself

Q Did you make the arrest of Austin?

A Yes

Q Whereabouts?

A at his house

Q Did you go up to the Elevated RR station where he is employed?

A Yes sir

Q State what was said about him by the officer then?

A I did not know his name, I had his description. I had the names of three men. I ~~they~~ said the man was accused of this crime. They said he was a man of good reputation, when I saw Austin he said that he had been in there with Young. that they went in and had a drink. He said

he had no connection with the affair and he did not touch the girl.

Q Did you find any of this property?

A I went to this lady's house, I was told that she had got a ring from this cabman Hanrahan

Q You arrested this man Hanrahan?

A Yes.

Q Did you get any information from Hanrahan?

A He told me the engineers did not do anything; that it was the man Whalen that was the one who took the things for the girl. Not the man's name was Louis Whalen; that Whalen took the rings and gave him one; that the other men were strangers.

Q You went from Whalen?

A No

By the Court

Q 2 - ~~Cassidy said~~ Do you know

this man whalen?
A - I think I do
Q Hamilton told you that these men Austin and Young had nothing to do with it?
A Yes

Mamie Moulton re-called
By the Court
Q Were both these men in the back room?
A Yes
By Mr Stiles
Q When you were in the back room do you think anything was stolen from you there?
A I do not know
Q Will you swear that the defendant Young was in that back room and took anything from you?
A I will not
Q Will you swear your property was ~~taken~~ lost in the back room?

A I will
Q When?
A I do not know
Q You do not know who was in the back room do you?
A I do.
Q You do not know whether these men were in company with the others?
A To the best of my knowledge they were alone
Q You do not know that Young and Austin were in company with the other defendants?
A No; they were alone
By the court
Q - You say Young and Austin were in the back room with you?
A Yes Sir
Q After your friend had gone out
A She was put out. They were in after my friends were out.

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Cross examined by Mr Stiner

Q Were you perfectly conscious
A I was as to some things
Q If they had taken your property would you not know it?
A If they did I did not know it. I know they were there. Some things I know and some not.
Q Did you see the money when they were in the room?
A I did
Q From them?
A Yes I know it.
Q How do you know?
A Because I took a dollar
Q when?
A In that room
Q Before they were there?
A I do not know whether before or after. I know they were in the room
Q Before or after?
15 A I do not recollect.

Florence Brenton being recalled for cross examination by defendants counsel deposes and says:-

Q You have sworn that the defendant Austin had Miss Minnie Moultons feet in his lap: may you not be mistaken about that?

A No Sir

Q at that time did you see the defendant Young near this girl?

A at that time no; not at that time.

Q Did you see Young in the room at any time?

A Yes

Q when?

A Before the doors were closed.

Q not after:

A He was not out with me.

Q not out in the bar room.

A- No! I do not recollect seeing him.

16 Q Do you recollect slapping

him in the face?

A. No sir

Q. Was your conduct so offensive that they expelled you?

A- I do not remember. If it was it ~~was~~ must have been because I was insulted.

Jessie Edwards being duly sworn and examined as a witness for defendant deposes and says:

Q. I live at 140 West 93d street

Q. What is your business - a girl of the town?

A. Yes.

Q. How old are you?

A. 23. years. I received a summons to come.

Q. Do you know defendants Austin or Young?

A. No sir

Q. Did they give you any property?

17

A No Sir
Q Did you ever see this ring before (Ring shown to witness heretofore identified as part of the stolen property)
A. Yes
Q Where did you see it?
A. I saw it at the house of Mrs Fanny Bennett
Q Who gave it to her?
A. Mr Hanrehan gave it to her.
Q In your presence?
A I was sitting in the room
Q Did he make any statement when he had it? as to where he got it?
A No Sir.

Frank Austin one of the defendants being duly sworn and examined as a witness for defendant testifies and says:

I live at 992 Bennett Avenue, I am an engineer. I am 37 years old.

Q How long have you been employed as engineer on the elevated railroad?

A I have been employed there about 9 years and 7 months

Q Were you ever before in your life charged with crime?

A No sir.

Q With whom were you in company at this time?

A With Mr. Young – I left 124 St at with him and came down to 53d Sts

Q This complainant charges that you with the other defendants stole from her seventy dollars in money and two diamond rings. Did you steal any of those things?

A No sir, I did not

Q Did you participate in the robbery?

A. No Sir

Q. Did you take anything from her?

A. No Sir.

Q. In whose company were you

A. In the company of Mr. Young.

Q. You were not in the company of the others at all?

A. No Sir.

Mr Stiner — I wish to offer testimony as to the good character of defendants Austin and Young.

The Court — I will take it for granted that they are of good character.

Defendants held to answer $9000 bail.

20

0658

2 DISTRICT POLICE COURT.

THE PEOPLE,
ON COMPLAINT OF
Annie Moulton
agst.
John Hanrahan
and 6 others

Examination had July 24 1889
Before John J Egan Police Justice.

I, Walter L. Arnoldy Stenographer of the 2 District Police Court, do hereby certify that the within testimony in the above case is a true and correct copy of the original Stenographer's notes of the testimony of Annie Moulton et al

as taken by me on the above examination before said Justice.

Dated July 25 1889

W. L. Arnoldy
Stenographer.

John J Egan
Police Justice.

Police Court
Second Dist

The People
Mamie Moulton
John Hanrahan
and five others

Separate Examination in the case of John Hanrahan
Before Justice Gorman
July 24 1889

Mamie Moulton the complaining witness being cross examined by Mr Taylor deposes and says:

2. Do you say you saw Hanrahan
A I did. He was there - They were all intoxicated. I think they were all together
2 Did you see him in the front or the back part of the saloon?
A I think he was in the back part of the saloon.

James Cases being duly sworn and examined as a witness for the

Defendant deposes and says

2- Was Hanrahan in the front part of the saloon on the night in question?

A- Yes sir

2 If I was in the back room could you have seen him?

A I could see him if he was

2 Whenever you saw him he was in the front part of the saloon?

A- Yes.

John Hanrahan being duly sworn and examined as a witness in his own behalf deposes and says.

I am a blacksmith I work for Mr. Griffin

2 Have you ever been arrested before?

A No sir

2 Were you in that saloon on the night?

A- Yes sir.

2 What part?

A The front part

Q. Was you in the back part of the saloon at any time?

A. No Sir. I did not go out in the back [illegible] bar room

Q. Do you know this man Nolan

A. I know him – he was in here

Q. Do you live in the neighborhood?

A. I live in 77th St I stable in 79th St. I stand in 32nd St

Q. It is charged that [illegible] tain property that has been identified. Did you have the coats?

A. I did. I found that in the saloon on the front seat

Q. Did you detect this [illegible]

A. [illegible]

Q. Where did you get it?

A. I got it of Nolan

Q. He gave it to you?

A. Yes Sir

Q. Did you know it was stolen?

A. I did not know when it

came from.

Q Who gave it to you?

A Louis Whalen

Q - Under what circumstances?

A - He told me he got it from a lady. He said "you must not keep it if it is not yours.

Q Did you know it was stolen?

A No sir

Q Did you have anything to do with this robbery?

A No sir

Q - Did you participate in it?

A I did not [illegible] a woman. I was not near by.

Defendant based it answers as follows

0663

$3000 bail for Ex
July 24 - 9 AM.

Police Court--- 2 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Alanne Hamilton

vs.

1. Frank Austin
2. James Casey
3. Edward Tyrell
4. Joseph Dryer
5. Patrick Kanrahan

Offence Robbery

Dated July 20 188 9

Gorman Magistrate.

Sadgson Officer.

20 Precinct.

Witnesses Florence Prentis
No. 207 West 131 Street.
Frederick Crest
No. 207 West 131 Street.
Frank Harper
No. 216 7th Av Street.
$ to answer

Was bailed

BAILED,

No. 1, by ..... Street.
Residence .....

No. 2, by ..... Street.
Residence .....

No. 3, by ..... Street.
Residence .....

No. 4, by Sam Goldberg Street.
Residence 1452 2d Av Street.

Was bailed by Philip Bernary
340 West 37th 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 David Young Jr, John Hannighan, Frank Austin, ~~James Casey~~, Edward Tyrell, Joseph Dryer *guilty thereof, I order that he be held to answer the same and (he) be admitted to bail in the sum of* Thirty *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 July 24 188 9 John H Gorman *Police Justice.*

I have admitted the above-named David Young Jr. and Joseph Dryer *to bail to answer by the undertaking hereto annexed.*

Dated July 24th 188 9 John H Gorman *Police Justice.*

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

Dated July 24 188 9 John H Gorman *Police Justice.*

0664

The opinion of Counsel Grier Grier Brien July 25, 1889

Police Court— 2 District. 1096

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Annie Hamilton 207 E. 92nd St

+ Frank Martin
2 Ellis Whaley
3 ~~[illegible]~~
4 Thomas Tracy
5 ~~[illegible]~~
6 ~~[illegible]~~
7 John Hanrahan

Offence Robbery

BAILED,

No. 1, by ..... Residence ..... Street.

No. 2, by ..... Residence ..... Street.

No. 3, by ..... Residence ..... Street.

No. 4, by ..... Residence ..... Street.

Dated July 25, 1889

Farnan Magistrate.

Gehegan Officer.

20 Precinct.

Witnesses Anthony Sauer No. 915 West 59th Street.

Fanny Bennett 146 W. 33 No. Street.

No. Street.

No. Street.

Bailed to answer

JUL 29 1889 RECEIVED CENTRAL

Annie Hamilton

Bill Dismissed

Wm. L. O'Brien

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

Dated July 25 188 9 ..... *Police Justice.*

I have admitted the above-named .....

to bail to answer by the undertaking hereto annexed.

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

There being no sufficient cause to believe the within named .....

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

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

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

Louis Whaley, James Casey and John Hanrehan

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this indictment, accuse Louis Whaley, James Casey and John Hanrehan of the CRIME OF GRAND LARCENY IN THE first DEGREE, committed as follows:

The said Louis Whaley, James Casey and John Hanrehan, both late of the City of New York, in the County of New York aforesaid, on the seventeenth day of July, in the year of our Lord one thousand eight hundred and eighty-nine, at the City and County aforesaid, with force and arms, in the night time of the same day, divers promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of a number and denomination to the Grand Jury aforesaid unknown, for the payment of and of the value of seventy dollars; divers other promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as Bank Notes), of a number and denomination to the Grand Jury aforesaid unknown, for the payment of and of the value of seventy dollars; divers United States Silver Certificates of a number and denomination to the Grand Jury aforesaid unknown, of the value of seventy dollars; divers United States Gold Certificates of a number and denomination to the Grand Jury aforesaid unknown, of the value of seventy dollars; divers coins of a number, kind and denomination to the Grand Jury aforesaid unknown, of the value of ten dollars, two finger rings of the value of twenty five dollars each, and one wrap of the value of fifty dollars,

of the goods, chattels and personal property of one Mamie Moulton, on the person of the said Mamie Moulton, then and there being found, from the person of the said Mamie Moulton, then and there feloniously did steal, take and carry away, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

JOHN R. FELLOWS, *District Attorney.*

218

Witnesses:

Mamie Moulton
Off. Leo C. Gehegan
20th Prct
Fanny Bennett
Anthony Daver

Counsel,

Filed day of 188

Pleads,

THE PEOPLE

vs.

Louis Whaley
~~James Casey~~
John Hawrahan

Grand Larceny first degree.
(from the person)
[Sections 528, 53 O — , Penal Code].

JOHN R. FELLOWS,

District Attorney.

A TRUE BILL. found against Whaley & Hawrahan

Wm. L. Cole *Foreman.*

Dismissed case of James Casey

Wm. L. Cole Foreman

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

Louis Whaley and John Hanrehan

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this indictment, accuse Louis Whaley and John Hanrehan of the CRIME OF GRAND LARCENY IN THE first DEGREE, committed as follows:

The said Louis Whaley and John Hanrehan, both, late of the City of New York, in the County of New York aforesaid, on the seventeenth day of July in the year of our Lord one thousand eight hundred and eighty-nine, at the City and County aforesaid, with force and arms, in the night time of the same day, divers promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of a number and denomination to the Grand Jury aforesaid unknown, for the payment of and of the value of seventy dollars; divers other promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as Bank Notes), of a number and denomination to the Grand Jury aforesaid unknown, for the payment of and of the value of seventy dollars; divers United States Silver Certificates of a number and denomination to the Grand Jury aforesaid unknown, of the value of seventy dollars; divers United States Gold Certificates of a number and denomination to the Grand Jury aforesaid unknown, of the value of seventy dollars; divers coins of a number, kind and denomination to the Grand Jury aforesaid unknown, of the value of ten dollars, two finger rings of the value of twenty five dollars each, and one watch of the value of fifty dollars

of the goods, chattels and personal property of one Mamie Moulton, on the person of the said Mamie Moulton then and there being found, from the person of the said Mamie Moulton then and there feloniously did steal, take and carry away, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

JOHN R. FELLOWS, *District Attorney.*

0668

CORRECTION

0669

BOX:
371
FOLDER:
3478
DESCRIPTION:
Whelan, James J.
DATE:
10/21/89

3478

Witnesses;

John J. Green
Timothy McCarthy
Off. M. J. Robinson
18th Precct

#152 Oliver.

Counsel,

Filed 21 day of Oct 1889

Pleads Not guilty

THE PEOPLE

vs.

14 } 216
33 } 218
Cross-Justice

James J. Whelan

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

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Wm L Cole, *Foreman.*

Part III November 13/89.
Tried and convicted.
Assault 3d degree.
Pen: One year.

Police Court— ..... District.

City and County of New York, } ss.:

John J. Green

of No. 377 E. Avenue Street, aged 30 years,

occupation Bartender being duly sworn

deposes and says, that on the 3d day of October 188 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by James J. Whelan (now here) by his fists and also and threw from his hand a large stone as deponents the same stone striking and cutting deponents head

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 dealt with according to law.

Sworn to before me, this day of October 188 } John J. Green

D McMahon Police Justice.

0672

Sec. 198—200.

CITY AND COUNTY OF NEW YORK, } ss.

..... District Police Court.

James J. Whelan 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 J. Whelan

Question. How old are you?

Answer. 19 years.

Question. Where were you born?

Answer. New York

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

Answer. 442. 1st Avenue 2 years

Question. What is your business or profession?

Answer. Messenger

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

Answer. I am not guilty

J. J. Whelan

Taken before me this 6 *day of* October 188 9

William Vocher

Police Justice.

0673

BAILED,

No. 1, by _____ Residence _____ Street.

No. 2, by _____ Residence _____ Street.

No. 3, by _____ Residence _____ Street.

No. 4, by _____ Residence _____ Street.

Police Court— 6 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

2 Ave

1 Assault

2 _____

3 _____

4 _____

Dated October 4 188 9

Magistrate

Officer.

Precinct.

Witnesses

No. _____ Street.

No. _____ Street.

No. _____ Street.

$ 100 to answer

1504

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

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of 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 _____ 188 _____ *Police Justice.*

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

Dated _____ 188 _____ *Police Justice.*

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

Dated _____ 188 _____ *Police Justice.*

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 J. Whelan

The Grand Jury of the City and County of New York, by this indictment, accuse James J. Whelan of the CRIME OF ASSAULT IN THE FIRST DEGREE, committed as follows:

The said James J. Whelan late of the City of New York, in the County of New York aforesaid, on the third day of October in the year of our Lord one thousand eight hundred and eighty nine, with force and arms, at the City and County aforesaid, in and upon the body of one John J. Green in the Peace of the said People then and there being, feloniously did make an assault and him the said John J. Green with a certain stone which the said James J. Whelan in his right hand then and there had and held, the same being a deadly and dangerous weapon, then and there wilfully and feloniously did strike, beat, ~~cut, stab~~ and wound, him the said John J. Green with intent thereby then and there feloniously and wilfully to kill, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further accuse the said James J. Whelan of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said James J. Whelan late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of the said John J. Green in the peace of the said People then and there being, feloniously did wilfully and wrongfully make another assault, and him the said John J. Green with a certain stone which the said James J. Whelan in his right hand then and there had and held, the same being a weapon and an instrument likely to produce grievous bodily harm, then and there feloniously did wilfully and wrongfully strike, beat, ~~cut, stab~~ and wound, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

THIRD COUNT—

And the Grand Jury aforesaid, by this indictment, further accuse the said James J. Whelan of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said James J. Whelan late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon the said John J. Green in the peace of the said People then and there being, feloniously did wilfully and wrongfully make another assault, and him the said John J. Green with a certain stone which he, the said James J. Whelan in his right hand then and there had and held, in and upon the head of him the said John J. Green then and there feloniously did wilfully and wrongfully strike, beat, stab, cut, bruise and wound, and did then and there and by the means aforesaid, feloniously, wilfully and wrongfully inflict grievous bodily harm upon the said John J. Green against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

Witnesses;

John J. Green

Timothy McCarthy

Off. M. J. Robinson

18th Precct

#152 Oliver.

Counsel,

Filed 21 day of Oct 1889

Pleads, Not Guilty

THE PEOPLE

vs.

19 235-216 Cross-Justice

James J. Whelan

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

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Wm L. Cole, *Foreman.*

Part III November 13/89.
Tried and convicted.
Assault 3d deg.
Pen: One year.

0677

BOX:
371
FOLDER:
3478
DESCRIPTION:
Willis, Emma
DATE:
10/31/89

3478

0678

BOX:
371
FOLDER:
3478
DESCRIPTION:
Willis, Joseph
DATE:
10/31/89

3478

Witnesses:

Mary Greene

Counsel, Westerfield

Filed 31 day of Oct. 188 9

Pleads, Not guilty

THE PEOPLE

vs.

Emma Willis

and

Joseph Willis

Grand Larceny, first degree.
(Receiving stolen goods)
[Sections 528, 53, Penal Code].

JOHN R. FELLOWS,

District Attorney.

A TRUE BILL.

Wm. F. Cole *Foreman.*

Nov 12/89

Tried & Convicted of

24 yrs of Prison

POOR QUALITY ORIGINAL

6579

7

The People
vs.
Emma Willis.

Court of General Sessions, Part I.
Before Recorder Smyth.

Tuesday, November 12, 1889.

Jointly indicted with Joseph Willis for grand larceny.

Mary Greene sworn and examined.

I live 87 Seventh Avenue and am a widow, I never have been in business before I took this house to furnish room; I moved into that house on the 9th ofOctober, I have known the Defendant at the bar about seven or eight weeks, she has been in my employ during that time to do general housework, she has been with me all the time that I have been in 87 Seventh Avenue; on the 21st of October I lost my pocketbook containing $420.00, there were three one hundred bills, two fifties, a ten dollar gold piece and a ten dollar bill and five dollars in silver change; there were also an emerald pin and a plain gold wedding ring, I have both of those, I did not bring the pocketbook wth me to-day, the horse-shoe pin was valued at fifty dollars and was the property of my husband, the ring was valued at twenty dollars, I identified the ring fully as mine by the inscription in the inside. I got the money to pay a cqrpet bill at the Fifth Avenue Bank, I came down and stopped on Sixth Avenue and paid a bill there amounting to about thirty-two dollars, I stopped in several places and paid bills amounting to between sixty and seventy dollars I paid out enough over $420.00 to make up the five hundred dollars. I got home about six o'clock, came inthe basement door and went right back into the kitchen; there is a dining room in the front and the kitchen in the back,

it is a high stoop house. I went into the kitchen and there were two men from Baunmann Bros. sitting waiting for me to go upstairs, they were furniture men. Emma, the defendant, was there; the men had been waiting about twenty minutes and they were in a hurry, I said, "I will go right upstairs " and said "Emma, I will put my pocket-book here, take care of it", the money was in it and the valuables, I put it in a sewing box on the kitchen table, there was two tables, it was a little table I kept my work on, I put it under the stockings and work, down in the bottom of the box. She saw me put it there. When I put it in I said, "Emma, I leave my pocketbook here, you take care of it." She said, "yes mam", and I went up-stairs. The box I put it in was a square wooden box with darning needles, spools, stockings and mending of all sorts, it was full and I put it in the bottom, I raised the things u p and shut the lid down. Did you ever leave so much money before? Never before had I so much money. I was upstairs with the men I guess until half past seven, I went up about a quarter to six, I left Emma inthe kitchen and there was nothing to call her away, I did not send her away, she was getting dinner at that time and had no duties in the other parts of the house, she never went upstairs in the evening at that time, I attended to whatever was done upstairs myself, I went back to the kitchen about half past seven with one of the men, I left the other man in the front hall, I went to the kitchen to take my pocketbook out of the box and take ten cents out of it and went upstairs with him and let the men out, I put it back in the very same place; then when

I came down ten or fifteen minutes after I took twenty cents out of the pocketbook and gave it to Emma to go out and get some things ; she went out and brought me back two cents which I put in my pocket and put the pocketbook back in the very same place again, then it was about a quarter to eight or eight o'clock; then there was a gentleman called and I went upstairs, leaving Emma in the kitchen, I went in the parlor and sat down there until about a quarter to nine, when Emma called to me,. I have three children, two of them sleep in the front basement and the little one sleeps with me in the back parlor, upstairs, I mean by the front basement the dining room, with a folding bed in it. Between the time I sent Emma out with the twenty cents and the time I went upstairs I was putting the children to bed. When I was upstairs with the gentleman Emma came in the front hall and said, "Mrs. Greene, I am going home," this was about fifteen or twenty minutes to nine or half past eight, that was before the gentleman left. I called out, "what is your hurry, Emma, why don't you wait for your husband?" She said "O, I will meet him on the way." She went out, her husband is Joseph Willis, the co-defendant, I had known him about the same length of time as I had known her, I had seen him very frequently, every evening he came to take Emma home, he generally came about half past six or seven o'clock always in time to have dinner, he had dinner frequently with her at my house, Emma was accustomed to leave sometimes at half past eight, nine or ten o'clock, she waited till I dismissed her, that was the invariable custom and this night was the first time she left of her own motion.

She went out and closed the door and I went down stairs. I had no boarders at that time but there were two lady lodgers on the top floor and one of them was in. To the best of my knowledge the pocketbook was in the box in the kitchen table then, I closed up the house , put the gas out and slept in the back parlor on the second floor. The Defendant generally came in the morning about half past seven or a quarter to eight o'clock, she came the next morning unusually early, about half past six, she rang the bell and I got up and went to the door. I said to her, "I forgot my pocketbook down stairs, go down and bring it up to me"; she went down and she did not bring it up and when I got dressed and dressed the children and had them all ready to go to school I said to one of them, "will you go down and tell Emma to get my pocketbook." He said, "Emma says she can't find it." I said, "I wil go down and look myself", I went down and looked and it was not there; I said, "it is very strange, I left it there"; she said, "I didn't see it". I said, "I put it there and you saw when I put it there." She said, "no, I did not." I said, "I will take Albert to school and when I come back I will make a thorough search, it must be here, are you joking, did not you take it out". She said, "O no." I took Albert to school and I looked all the day long until half past three in the afternoon; she would not look at me or look for my pocketbook, she said, "there is no use of me looking, it is around some place. She said "I have looked in the box and it is not there." I went down then to Police Headquarters about half past three o'clock, I saw Detective Connor and told him the circumstances and he wanted to arrest her. I said, "no,

wait, perhaps she will give it up, don't arrest her this evening, wait until to-morrow and if she don't give it up, then you can arrest her"; the Defendant was not present when I said that. I told Emma that day, "you know you have my pocketbook, go and get it for me, I don't want to have any trouble and don't want to have you arrested, you have given your husband the money." She said no, she did not. How late did Emma stay that day? That was the day she told her husband to come that night because I insisted on her staying till ten o'clock. I said to her, "I don't want to have you arrested and don't want to have any trouble and I will give you twenty-five dollars out of it and let you go home." She said her husband had not it and she still insisted she had not seen it. She said to me, "I will make it so hot in New York for you you wont keep house, I will do this and that and the other thing, s e will tell her husband when he comes. About half past nine or a quarter to ten he made that peculiar noise outside, I was in the kitchen with Emma, I thought it came from the cellar, I said to Emma, "is there somebody in the cellar?" She said, "maybe there is somebody in the house and perhaps they have got the pocketbook; I said, "O no, this is nonsense, there is not anybody in the house. " The pretty soo there comes a rattling on the front basement shutter, the window and up and th shutters were closed. I said, "there is somebody out there, go and see who it is";; she said, "I don't hear anything", b t she finally did go. When she got near the window she said, "is that you, Joe?" He

said, "yes, that is me"; she said, "why don't you ring the bell?" He says, "I did ring it; I said, "I guess you did not, I was right here in the kitchen and didn't hear it." She said, "come in." He said, "I will not." I went out and said, "come in here, I want to see you." He said, "what is the matter?" I said, "I guess you know what is the matter; Emma took my pocketbook." He said, "I guess not." Emma was present at this conversation; he said, "my wife would not do such a thing." I said, "she has done it and I believe you put her up to do it " He said I must not accuse her of stealing, she is an honest woman, and all that sort of thing. I said, "I am going to have her arrested, she has taken my pocketbook." He said, "I would like to catch the man who said that and I would have him punished." Why didn't you have somebody come in and search her and search me if you want to find you pocketbook." I said, "it is too late to search you, I ought to have searched her yesterday, she was too smart." I was all alone, I wanted him to stay. He said he would not stay there, he had to go hiswork in 43rd Street. I know he gave me the name of the people but it has slipped my mind. Almost instantly they left and that was the last I saw of them, I was alone that night. I had her arrested the next day, she came the next mornin about seven o'clock; on the night the money was missed her husband did not come to the house at all, he never had been absent before, he always came after her, I had her arrested about four o'clock, I went to Police Headquarters with her; as she was going there she said if she went to prison for ten years she would say that she

knew nothing about it. There is a water-closet in the basement of the house right under the back stoop near the kitchen door, it is used by the servant and but very seldon by the children; when I moved in the house that water-closet was in good condition. After I lost this money I observed a defect in its working, the water flowed all over, I sent for a plumber about four days after I missed this money and he found the pocketbook in the water-closet and gave it to me, I think it was the following Tuesday after Emma's arrest, the pocketbook now shown me is the one, a scarf pin and some papers and cards and ring was in it but not one cent of money, I showed the officer the pocketbook and the articles in it and he told me to save it and bring it with me, I told Emma about the pocketbook, I said, "Emma, you have lied to me all the time, on Monday night I came down and found my pocketbook in the water-closet and the money was all gone, who could put it there, there was nobody else there but you." She said, "I did not see your pocketbook." I said, "there was not anybody but you there, you took the money out and gave it to your husband;" she commenced to talk loud right back there in this Court.

Cross Examined. I got the mone in the Fifth Avenue Bank and afterwards stopped at the Post Office in Sixth Avenue and at Simpson & Crawford's, I did not count the money after half past four that day. I did not speak tothe Defendant about having that closet cleaned the very day of the alleged larceny, I am positive I did not because there was not anything the matter with it then. The last time I saw the money was when I

gave Emma the twenty cents about half past seven or a quarter to eight. Mrs. Micheals is the name of one lady who resided in the house and the other is a young lady who works in a store named Williams. When I said to Emma's husband that I was going to have her arrested he said, "I would like to catch the so-and-so who would arrest his wife, he would rip his insides out and do all sorts of things. The reason why I did not have arrested then was that I had nobody there with me and I could not very well go out to get an officer myself. I did not say to the detective at any time that I did not wish to have Emma Willis arrested and that I did not believe she had the money.

Charles O'Connor sworn and examined.

I am attached to the Central Office and arrested the Defendant upon this charge on the 23rd of October at 87 Seventh Avenue about half past four or five o'clock, I asked hr if she took this complainant's money and she said no. I asked her didn't it seem strange that she having charge of the property it should disappear in such a mysterious way; she says, "I cannot help it, first I say no and last I say no, if you give me ten years I say no anyhow;" that was the drift of the conversation I had with her, I took her to Headquarters and the complainant came with me; all the way up on the car she would not admit anything only first she said no and last she said no, Mrs. Green gave me the pocketbook that was taken out of the watercloset about five days after the arrest, I showed it to the Defendant in the court-room -- no, I told her the pocketbook had been found and where it had

been found, with the scarf pin and the plain gold ring. She says, "I cannot help it, I don't know nothing about it", Mrs. Green went to say something but the prisoner go so boisterous Mrs. Green was afraid she would disturb the proceedings of the Court, I took her away, she spoke loud and the Officer told us to speak low and we got out.

Emma Willis sworn and examined in her own behalf, testified:

I came to New York the first week in September from Lockport, N.Y., I had been with Mrs . Green three weeks, she had me arrested on Wenesday and that coming Thursday I would have been with her three w eks, I worked with her two days by the day and then she wanted me to come and work with her by the week until she co ld get somebody an she said if she could not get anybody would I stay. I told her I would stay with her, I recollect the day I was charged i n October with taking the pocketbook, I don't remember the day of the month, I recollect her telling me she missed the money and the pocketbook, I recollect her coming home and coming into the kitchen, she put her bundle down and the men were sitting waiting for her there to settle some furniture; she went upstairs, I did not see her pocketbook at that time and she did not say anything to me about it then, she did not say to me, "Emma, here is my pocketbook, take care of it", the first I heard of the loss of the pocketbook was Tuesday morning, I don't remember the time because there was no clock in the kitchen. After she got the children away to school she came down and said, "Emma, look down there in the box and see

if my pocketbook is in there, if it is not in there I don't know what I done with it", I looked and did not see it, this was as near as I can recollect about eight o'clock , I said to Albert, "tell your Mamma she did not leave her pocketbook in this box, Albert was her little boy and he went up and I suppose he told her; she came back from taking the children to school and a little before lunch she came down again into the kitchen, she aske me had I found the pocketbook, I says, "mrs. Green I looked all down here and I have not seen no pocketbook, you could not have left it down here"; she says, "if I did not leave it down here I don't know where I left it", she said she was going to look up the stairs for it to so if she could not find it, so she looks from the bottom to the top and she could no find it nowheres, she said she did not know what in the world she done with it to save her life, she said, "I don't know whether robbers has got in here and taken my pocketbook or not. I then told her that morning, "Mrs. Green, the clothes were lying on the floor down stairs, they were not when I went upstairs las night, when I came this morning they were lying scattered all over the floor, I picked them up." My husband came there that night; she missed the pocketbook that morning; between ten and eleven o'clock that night my husband came, it was late before I got away every night and that was the reason I was going to leave. He came there and rung the door-bell, I was out of doors, she said she heard the door bell ring and when I went to the window to put the pitcher out for the milk over night I said, "Joseph, is that you standing there?" He says, "yes, I rung the bell

two or three times, what is the matter you can't open the door?" I says, "I did not hear the bell ring because I was out of doors." Mrs. Green says, "I heard the bell ring but I did not pay no notice to it." My husband came in and she told him about the money she lost; he said, "Mrs. Green , that is awful bad, I am so sorry for you." She told him about the men being there storing furniture and he said, Mrs. Green, as soon as ever you missed your pocketbook you ought to have shut up the house and had the whole house searched, my wife and everybody else." She begged him to stay all night and said she did not knowwho took her pocketbook, she did not know whether he old lady had it upstairs. My husband did not stay there, he said "I cannot stay all night, my busines s wont allow me to stay any night, I have to go to work in the morning, I know it was half past eleven when I went away from there with him. Mrs. Green has testified that while she was upstairs entertaining that visitor that you went up to her and asked permission to leave, did you do that? N-sir, I never did, I did not ask her any such thing; that night she tried to beg me to stay all night. I am referring to the first night, Monday night, did she give you permission to leave? She did; she said "Emma, you can go home now, get me some beer and then you can go home"; I went out and got her the beer and left her drinking it when I went away, I did not take her pocket-book, I did not see it and do not know who took it, I did not see that pocketbook since Monday evening, she was going out, she came there and spoke to me, she said, "Emma, take care of the children and get your washing out

as soon as you can and I will be back as soon as I can." I did not throw the pocketbook in the water closet and requested no one to throw it there, I don't know a thing in the world about it. Did she say anythingnto you about that water closet being out of condition before the time that she says that she lost her pocketbook? No sir, not a word because it was not out of condition; the water closet upstairs was but the down stairs water closet was not. I ave never been arrested in my life and never have been accused of any crime before, I never took a cent's worth off anybody in my life, I always tried to work for my living, if I can't get it by work I will beg before I will steal.

Cross Examined. Joe is my husband, his home is in Philadelphia, he was not born in North Carolina he is not trying to buy a house down there now, I have not seen Joe since that morning I got arrested, Joe lived at that time in IOI 27th Street, the woman's name from whom we rent the room is Martha Goode, a colored woman, Joe told me he was going to work that Tuesday in 40th Street or some such street, he has not been to see me, I have been in prison since but the detective went up with me to look for him but we could not find anything of him. I have nothing against Mrs. Green and I don't know what in the world she has against me, I have been telling the truth all the way along, I did not see Mrs. Green put that pocketbook in her sewing box, I know exactly where the box was in the kitchen, I was the only servant girl there except that old lady, there was a gentleman came in the kitchen on Monday night, ~~the furnit[illegible]~~, I don't know

his name, it was not the furniture man, she left him alone to go upstairs once to look for her pocketbook, I mean the gentleman she was drinking beer with, she gave me some money to get some matches but I did not see the pocketbook then she gave it to me out of her hand, Joe did not come for me that Monday night because he was home sick with a headache, he had neuralgia. Mrs. Green said to me, "Emma if you get arrested don't blame me for it, you blame the detective; all that day Tuesday she never accused me once of taking the pocketbook and when Joe came in she did not accuse me in front of him, if was quite a surprise to,me when I was arrested, I did not hear Joe ring the bell, I was out taking in some clothes and Mrs. Green knew that I was out qt the clothes line, I did not iron on Monday. Mrs. Micheals came down into the kitchen, I can't pass no opinion about whether she took the pocketbook or not,she might be as clear as me, I am as clear and innocent as a baby.

The Jury rendered a verdict of guilty of grand larceny in the second degree.

Testimony in case
of
Emma Willis
filed Oct.
1889

0694

Police Court— 2 —District.

Affidavit—Larceny.

City and County of New York, } ss.:

Mrs May Greene

of No. 87 Seventh Avenue Street, aged 29 years, occupation Housekeeper being duly sworn deposes and says, that on the 21st day of October 188 9 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:

One pocket book containing four hundred and twenty dollars, an horse shoe emerald scarf pin of the value of fifty dollars, a diamond ring of the value of twenty dollars — all of the value of four hundred and ninety dollars — $490 —

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 Emma Willis (now here) and Joseph Willis, not arrested under the following circumstances: — The said pocket book and contents were last seen by deponent in a sewing box on the kitchen table of deponents house at No 87 Seventh Avenue. At the time deponent placed the said money in said sewing box the defendant Emma Willis was present, and saw deponent place said money in said box; at about 6.30 P. M. on said date at which time deponent said to the defendant Emma Willis " Emma I will leave my pocket book

Sworn to before me, this day of 188

Police Justice.

down here until I come down". About an hour and a quarter thereafter deponent took the said pocket book out for the purpose of getting some change, and at that time the said property was in the said pocket book which deponent then pinned again in the said sewing box, and there was no one present but the defendant Emma Willis when deponent pinned the said pocket book in the said sewing box the second time at about quarter to 8 o'clock P.M. Deponent has not seen the said pocket book since that time, and suspects the said defendants for the following further reasons:-

The defendant Emma Willis has denied that she saw the said pocket book and persisted in saying that she has no knowledge of deponents placing it in said box. The defendant Joseph Willis pretended to be the husband of the said Emma and was a frequent visitor to the house. Deponent has since learned that the defendants are not man and wife, and that they are passing by fictitious names. On the night the said property was taken the defendant Emma went away at an unusually early hour for the purpose, as she said, of meeting the said Joseph Willis. On the night succeeding said larceny the said Joseph Willis came to deponents house and was in company with the said Emma but both of them refused to remain as they had been in the habit of doing, but they left the house and gave deponent a wrong address. Deponent charges that the said Emma and Joseph Willis have acted in colluding in said larceny and deponent asks that they be dealt with as the law directs.

Sworn to before me this 17th day of October 1899

Police Justice

Mary Greene

Sec. 193—200.

2 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

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

Question. What is your name?

Answer. Emma Willis

Question. How old are you?

Answer. 33 years

Question. Where were you born?

Answer. N-Y.

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

Answer. 161 West 27 St. 1 month

Question. What is your business or profession?

Answer. Domestic

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

Emma her ⊥ Willis
mark

Taken before me this 25 *day of* October 188 5

Police Justice.

0697

1613 W

Police Court— 2 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Mrs. Mary Green

vs.

Emma Williams

Joseph Williams

3.

4.

Offence Larceny felony

Dated Oct 25 188 5

Hogan

Magistrate.

Officer.

Central Office

Precinct.

Witnesses

No. Street.

Mrs. Sarah

No. 142 W. 27th Street.

Patrick Street.

No. 144 W. 27th Street.

$ to answer

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 Emma Williams

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

Dated Oct 25 188 5

Police Justice.

I have admitted the above-named

to bail to answer by the undertaking hereto annexed.

Dated 188

Police Justice.

There being no sufficient cause to believe the within named

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

Dated 188

Police Justice.

0698

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

Emma Willis and Joseph Willis

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this indictment, accuse Emma Willis and Joseph Willis of the CRIME OF GRAND LARCENY IN THE first DEGREE, committed as follows:

The said Emma Willis and Joseph Willis both late of the City of New York, in the County of New York aforesaid, on the twenty-first day of October in the year of our Lord one thousand eight hundred and eighty-nine, at the ward City and County aforesaid, with force and arms, in the night time of the same day, divers promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of a number and denomination to the Grand Jury aforesaid unknown, for the payment of and of the value of $420.00/100 two hundred and ten dollars; divers other promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as Bank Notes), of a number and denomination to the Grand Jury aforesaid unknown, for the payment of and of the value of two hundred and ten dollars; divers United States Silver Certificates of a number and denomination to the Grand Jury aforesaid unknown, of the value of two hundred and ten dollars; divers United States Gold Certificates of a number and denomination to the Grand Jury aforesaid unknown, of the value of two hundred and ten dollars; divers coins of a number, kind and denomination to the Grand Jury aforesaid unknown, of the value of thirty dollars, one scarf pin of the value of fifty dollars, and one finger ring of the value of twenty dollars

of the goods, chattels and personal property of one Mary Greene, in the dwelling house of the said Mary Greene there situate then and there being found, from the dwelling house there situate then and there feloniously did steal, take and carry away, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

JOHN R. FELLOWS, *District Attorney.*

0700

BOX:
371
FOLDER:
3478
DESCRIPTION:
Wilson, Charles
DATE:
10/15/89

3478

Witnesses:

Off. John Cottrell
"Central office"

#108

Pendg

Counsel,

Filed 15 day of Oct 1889

Pleads, Not guilty 66 Vte

22 Sections
289 Ship building

THE PEOPLE

vs.

Charles Wilson

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

JOHN R. FELLOWS,
District Attorney.

A True Bill.

Wm L. Cole *Foreman.*

P 2 Oct. 24, 1889
Pleads P.L.
Pen. Sig. ma.

0702

Police Court— 2 —District.

Affidavit—Larceny.

City and County of New York, } ss.:

Luigi Porcella

of No. 189 Thompson Street, aged 15 years, occupation School boy being duly sworn deposes and says, that on the 8 day of October 188 9 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:

Person

Twelve gents jersey coats of the value of fifty cents dollars ($54,00)

the property of The firm of Levin Brothers & Co doing business at no 656 Broadway and in deponents care and custody, and that this deponent has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen, and carried away by Charles Wilson (now here) from the fact that at about the hour of 4 o'clock P.M. said date deponent was on Grand st near Allerton St. in the act of taking said property from deponents home to the store of said firm at no 656 Broadway, when the said defendant came up to deponent and telling deponent he would give deponent fifty cents, requested deponent to go on an errand for him. and told deponent he would hold deponents bundle, deponent refused to go on the errand. when the said defendant took hold of said property and following

Sworn to before me this day of 188

Police Justice

took etc and carried away said property from defendants house.

Sworn to before me this 9th day of Oct 1889 — Louis Dorello

John H Norman
Police Justice

0704

Sec. 198—200.

2 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

Charles 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. Charles Wilson

Question. How old are you?

Answer. 22 years old

Question. Where were you born?

Answer. New York

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

Answer. 239 9th ave. 3 days

Question. What is your business or profession?

Answer. Thief burglar

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

Charley Wilson

Taken before me this 9 *day of* Oct 188

Police Justice.

0705

Police Court— 8 District. 1524

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Hugh Donell
vs. Thompson
Charles Nelson
2
3
4

Offence Larceny from the Person

Dated Oct 9 188

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

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

Magistrate.
Officer.
Precinct.

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 Seven *Hundred Dollars,* *and be committed to the Warden and Keeper of the City Prison, of the City of New York, until he give such bail.*

Dated Oct 9 188 *Police Justice.*

I have admitted the above-named

to bail to answer by the undertaking hereto annexed.

Dated 188 *Police Justice.*

There being no sufficient cause to believe the within named

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

Dated 188 *Police Justice.*

0706

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Charles Wilson

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

The said Charles Wilson

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

twelve coats of the value of four dollars and fifty cents each

of the goods, chattels and personal property of one Louis Torcello on the person of the said Louis Torcello then and there being found, from the person of the said Louis Torcello then and there feloniously did steal, take and carry away, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

John R. Fellows,
District Attorney.

0707

BOX:
371
FOLDER:
3478
DESCRIPTION:
Wilson, George F.
DATE:
10/11/89

3478

Witnesses;

Louis Krug

71

Counsel,

Filed 11 day of Oct 1889

Pleads, Arraigned 11

THE PEOPLE

22 Fulton st. (Hospital) Look for per

vs.

George F. Wilson

Grand Larceny *Second* degree.

[Sections 528, 531, Penal Code].

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Wm L. Cole, *Foreman.*

Indt III October 16/89.

Pleads Guilty

Oct. 18/89 Elmira Ref.

18

0709

MEMORANDUM.

From

L. KRUG & CO.,

94 AND 96 NASSAU ST.,

NEW YORK.

New York, Jan 8th 1889

To Geo. Wilson

Terms

N. B.—These goods are for your examination and selection. None considered sold until reported on and a Bill of Sale of those kept has been rendered. Bill of Sale to date from the date of Memorandum Bill. Your early attention in selecting and returning will oblige.

1 Diamond Cluster Ring — $114.

0710

Police Court— / District.

Affidavit—Larceny.

City and County of New York, } ss.:

Louis Krug

of No. 94 and 96 Nassau Street, aged 49 years, occupation Dealer in jewelry being duly sworn deposes and says, that on the 8th day of June 1889 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:

One diamond ring of the value of One hundred and fourteen dollars

the property of deponent and his co-partner

and that this deponent has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen, and carried away by George F. Nilson, (now here) for the reasons that on said day the defendant obtained said property from deponents on memorandum, a mode of sale known to the trade whereby the title to said property should not pass to the defendant until the same should be paid for. The defendant well knew said condition and when he (defendant) received said property, a receipt containing the conditions was received and accepted by the defendant, a copy of which bill is hereto annexed.

The defendant has failed to evince any intention to purchase said property

Sworn to before me this 168 day

Police Justice.

and has failed to return the same and deponent is informed by Thomas J. Crystal (now here) Detective attached to the Sixth Precinct, that the defendant acknowledged and confessed to him that the said property received from deponent he defendant pawned with one Simpson on Park Row to secure a loan of Thirty five dollars and sold the ticket representing said loan, for the sum of Five dollars.

Wherefore deponent charges the defendant with obtaining said upon paid conditions and did dispose of said property with intent to deprive this deponent of the use and benefit thereof.

Sworn to before me
this 12th September, 1889

Louis [illegible]

[illegible]
Police Justice

CITY AND COUNTY OF NEW YORK, } ss.

James E. Liston

aged ..... years, occupation Police Officer of No. 6 Police Precinct Street, being duly sworn deposes and says, that he has heard read the foregoing affidavit of Louis Krug and that the facts stated therein on information of deponent are true of deponents' own knowledge.

Sworn to before me, this 12 *day of* September 1889

James E. Liston

Police Justice.

CITY AND COUNTY OF NEW YORK, } ss.

Thomas J. ~~Chas~~ Crystal

aged ..... years, occupation Police Officer of No. 6 Police Precinct Street, being duly sworn deposes and says, that he has heard read the foregoing affidavit of Louis Krug and that the facts stated therein on information of deponent are true of deponents' own knowledge.

Sworn to before me, this 12 *day of* September 1889

Thomas J. Crystal

Police Justice.

Sec. 198—200.

CITY AND COUNTY OF NEW YORK, } ss.

1 District Police Court.

George F. 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. George F. Wilson

Question. How old are you?

Answer. 22 years

Question. Where were you born?

Answer. New York City

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

Answer. 210 Fulton Street. Brooklyn.

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 am not guilty
Geo F. Wilson

Taken before me this 15 *day of* September 1889

Police Justice.

0714

POOR QUALITY ORIGINAL

BAILED,

No. 1, by .....

Residence ..... Street.

No. 2, by .....

Residence ..... Street.

No. 3, by .....

Residence ..... Street.

No. 4, by .....

Residence ..... Street.

Police Court--- 1 ... District. 1403

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Louis Krug

94 & 96 vs. Nassau St

1. George T. Wilson

2. .....

3. .....

4. .....

Offence Grand Larceny

Dated September 12 188 9

Hogan Magistrate.

Crystal & Listou Officer.

6 Precinct.

Witnesses Thomas J. Crystal

No. 6th Precinct Street.

James E. Listou

No. 6th Precinct Street.

.....

No. ..... Street.

$ 1000 to Answer

Cond

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 12 188 9

G. G. Wilson *Police Justice.*

I have admitted the above-named .....

to bail to answer by the undertaking hereto annexed.

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

There being no sufficient cause to believe the within named .....

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

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

0715

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

George F. Wilson

The Grand Jury of the City and County of New York, by this indictment, accuse George F. Wilson

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

The said George F. Wilson

late of the City of New York, in the County of New York aforesaid, on the eighth day of June in the year of our Lord one thousand eight hundred and eighty-nine, at the City and County aforesaid, with force and arms,

one ring of the value of one hundred and fourteen dollars

of the goods, chattels and personal property of one Louis Krug

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.

John R. Fellows
District Attorney.

0716

BOX:
371
FOLDER:
3478
DESCRIPTION:
Witzka, Ludwig
DATE:
10/28/89

3478

Bail fixed at $500.
RBM.

Witnesses:

Conrad Schilling

August Neumann

For Reasons specified in Memorandum hereto subscribed by the District Attorney to Judge Martine I recommend the discharge of prisoner on his own recognizance

July 23. 1890

Wesley Smith
Asst Acting Dist Atty

253 Osborne
B.M. July 10/90

Counsel,

Filed 28 day of Oct 1889

Pleads, Not guilty

THE PEOPLE

vs.

Ludwig Witzka

Grand Larceny, 2nd degree
(MISAPPROPRIATION.)
(Sections 528 and 531 of the Penal Code).

On recom. of Dist. Atty deft. discharged on his own recog. RBM.
July 18. 1890

JOHN R. FELLOWS,
District Attorney.

PB Nov 12/89 Tried by the jury as to his sanity and found by the jury to be now insane.

A True Bill.

Wm L Ch
Foreman.

Committed to Hudson River Hospital for the insane at Hingkeepsie RBM

Let the Bonds physicians examine the deft as to his sanity & put case on Calendar for Nov. 12.

Nov. 7/89.

V. M. Davis,
Asst.

POOR QUALITY ORIGINAL

119

Court of General Sessions
County of New York

The People
vs
Ludwig Witzka

City and County of New York
Gustave Jäncke being duly sworn
says I reside at 394 East Eighth
Street City of New York. I know
the defendant Ludwig Witzka
about eighteen months. During
the whole of that period he
had the appearance of a
person whose mind is deranged.
He talked in a loud voice
incoherently and gesticulated
with his hands and arms
in a wild manner. During
the summer of 1889 I met him
in Justus Schwab's saloon on First
Street. I left the saloon and a
few seconds thereafter the
defendant followed me and
without any reason embraced
me and kissed me in the
street. He was not under the
influence of liquor at the
time but he acted like a mild-
mannered madman, his
eyes had the peculiar lustre

which I have frequently observed
in men whose mind was
deranged. I have heard from
others that defendant did
similar irrational things
and he was generally regarded
by persons who knew him
as a mild mannered lunatic

Sworn to before me
this 22 day of July 1890
Samuel Lewis
Notary Public
M/C

Geo. S. Hanna

Court of General Sessions
County of New York

The people
agst
Ludwig Nitzka
City and County of New York
Justus Schwab being duly sworn
says. I reside at Number 50
First street in the City of New York and
keep a beer saloon there. I have
known the defendant over
one year; during the summer
of 1889 he resided at Number 48
First ~~avenue~~ street the house adjoining
my residence. I saw the
defendant frequently during
the months of June July and
August 1889. As far as a layman
can judge, I state positively that
the defendant was then insane
I saw him on the street and in
my saloon he rolled his eyes
and talked incoherently and in
loud voice his eyes flashed with
the peculiar brilliancy which
is commonly regarded as a certain
sign of mental derangement.
I know the members of the union
to which defendant belonged and
of which he was treasurer. After
the defalcation for which defen-

dant was indicted a committee of said union visited me in my place of business and informed me of what had happened and asked me where defendant could be found. I told the committee that the members of the union deserve punishment for electing such a person as defendant, their treasurer, that the fact that defendant was insane at the time he was elected was apparent to ordinary observers.

Deponent further says I have heard many persons who saw defendant express the same opinion about his sanity and many of his absurd actions on the street were told in my hearing at one time he embraced a man on the street and kissed him the man being a perfect stranger to defendant. of this fact I was informed by several persons who stated that they were present and saw it.

Sworn to before me this 22 day of May 1890

Samuel Queen
Notary Public
N.Y.Co.

Chester H. Schroeder Jr

Court of General
Sessions
The people
against
Ludwig Witzka

Affidavits on
motion to discharge
defendant on his
own recognizance

Henry Wehle
Attorney for aff.
290 Broadway

Court of General Sessions

----------x

People

vs

Ludwig Witzka

----------x

City and County of New York ss

John Witzka being duly sworn says I am a brother of the defendant who is now in the Hudson River State Hospital, the said defendant came to this City in the fall of 1888. I observed that he was subject to mental disturbances and that on some occasions he seemed entirely lost in his mind. He has a family of wife and six children He was arrested for the alleged crime charged in this indictment in October 1889 and since that time his family had no support from him. he is a journeyman cabinet maker and earned fair wages before he was imprisoned. I have no knowledge or intiration of what he did with the fifty dollars with the carrying of which he is charged in this indictment. he has not given me any information on the subject and I believe that if he took the money he did not use it for himself, it was taken from him during the time that he was incapable of thought or recollection. His family has been during his absence in great distress. I have aided them as much as was in my power his children vary between the ages of 12 years and 10 months the oldest being 12 years and the youngest being 10 months. If released now he would as I have been informed secure work at once and help to support his family. The organization of which he was treasurer does not exist any longer it having been consolidated with the Cabinet Makers Union No. 7. Two dollars of the amount alleged to have been stolen has been returned to the organization before the arrest of the defenadant and if defendant is permitted to work at his business he will be able to return the whole amount to the treasury of the consolidated organization. I have great influence over the defendant when he is in posses -

ion of his mental faculites. His wife is a hard working ~~xx~~ woman and very desirous of securing the comforth of her husband and children. She is now with my aid supporting 3 of the children while 3 ~~xx~~ had to be sent to an asylum.

Sworn to before me this
27 day of June 1890

Johann H. Stricker

L. Ferrell

COMMISSIONER OF DEEDS,
CITY AND COUNTY OF
NEW YORK.

Court of General Sessions

---------- ----------x

People

vs

Ludwig Witzka

----------x

City and County of New York ss:-

Henry Weihe being duly sworn says I am counsel for the above named defendant. He was arrested in October 1889 on a charge of larceny of fifty dollars (embezzelment) on November 12 he was examined in this Court as to his sanity and the jury found him to be insane whereupon the court ordered him to be transferred to the Hudson River State Hospital. I visited him on the 24 th inst. in the Hudson River State Hospital and had a conference with the Doctor Kellog in charge of said institution, Dr. Kellog informed me that the defendant is restored but that his mental condition is such that a relapse may take place if the defendant is subjected to excitement. I think a trial of this indictment although it would end in all probability in an acquitall would tend to bring an a relapse.

Sworn to before me this
27 day of June 1890.

Henry Weihe

Chas. McAlle
Commissioner of deeds
New York City

New York July 16/90

Sir:-

Take Notice that I shall move at a Special Term of the Court of General Sessions to be held on July 17th 1890 on the forenoon of that day for an order releasing Ludwig Witzka on his own recognizance and for such other & further relief as to the court may seem just.

Yours

Henry Weber
Dep's Atty
290 Broadway

To
John R. Fellows Esq.
District Attorney

Court of General Sessions

People
v
Ludwig Witzka

Affidavits

Henry Weber
Dep. Attorney
290 Broadway

Motion denied
must have full proof of defts con-
dition at time of
commission of act
RBM

POOR QUALITY ORIGINAL

0126

Police Court—3 District. Affidavit—Larceny.

City and County of New York, } ss.

Conrad Schilling of No. 422 East 9th Street, aged 30 years, occupation Cabinet maker being duly sworn deposes and says, that on the 26 day of September 18[illegible] at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the day time, the following property, viz:

Good and lawful money of the United States of the amount and value of fifty dollars $50.00

the property of The Schreiner Progressive Union Hall and in the care and custody 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 Ludwig Vibka

for the reasons following to wit: on the said date defendant who was Trustee of Schreiner Progressive Union No 1 who was then treasurer of the Schreiner Progressive Union no 1. to defend and a check drawn on the German Savings Bank for said sum of money to keep the same cashed and the said money was to be given to the defendant Neuman who at the time was a member of said Union. Deponent is informed by said August Neuman that the Neuman did not receive said money from defendant and defendant having appropriated the said money to his own use deponent charges him with the larceny thereof. Conrad Schilling

Sworn to before me, this 25 day of [illegible] 18[illegible]

[illegible] Police Justice.

0728

CITY AND COUNTY OF NEW YORK, } ss.

August Neumann

aged 36 years, occupation Oelfiner maker of No. 158 E 4th

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

Sworn to before me, this 1st *day of* October 188 } August Neumann

[illegible]

Police Justice.

Sec. 198—200.

3 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

Ludwig Wittka 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. Ludwig Wittka

Question. How old are you?

Answer. 55 years.

Question. Where were you born?

Answer. Germany.

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

Answer. 26 — 2nd Avenue, Janice Feldman Harpsonter

Question. What is your business or profession?

Answer. Carpenter

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

Answer. Refuse to say anything until I see my counsel.

Ludwig Wittka

Taken before me this 1st day *of* March 188 9

W. S. Kilbey

Police Justice.

0730

Sec. 151.

Police Court 8 District.

CITY AND COUNTY OF NEW YORK, } ss.

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

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the *Police Justices* for the City of New York, by Conrad Schilling of No. 422 E. 9th Street, that on the 26 day of September 1889 at the City of New York, in the County of New York, the following article to wit:

Good and lawful money of the United States

of the value of Fifty Dollars, the property of Benjamin Thomson Union was taken, stolen and carried away, and as the said complainant has cause to suspect, and does suspect and believe, by Ludwig Pelzer

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

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

Dated at the City of New York, this 10th *day of* October 1889.

POLICE JUSTICE.

07331

Police Court 3 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Conrad Schillinger
vs.
Ludwig Wittka

Warrant—Larceny.

Dated Oct 10 188 9

Magistrate

Officer.

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

Officer.

Dated 188

This Warrant may be executed on Sunday or at night.

Police Justice.

Oct 10/89

55 Gr. Chipmunk Gr. 26 W. Ar.

The within named
having been brought before me under this Warrant, is committed for examination to the
WARDEN and KEEPER of the City Prison of the City of New York.

Dated 188

Police Justice.

0732

Jan. 20 1889 Wm. Coll. 4 Pct.

317 Police Court— 1551 District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

1 Emanuel Lauterbach
2 Sarah Lauterbach
3 Nathan Lauterbach
4

Offence Grand Larceny

Dated 188

Magistrate.

Officer.

Precinct.

Witnesses Mr. Lauterbach

No. 102 East 8th Street.

No. Have articles of incorporation street. Brooklyn

RECEIVED. 14 1889

No. Street.

to answer

BAILED,

No. 1, by Residence Street.

No. 2, by Residence Street.

No. 3, by Residence Street.

No. 4, by Residence 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 The 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 Jan 20 *18*89 *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 h to be discharged.*

Dated *18* *Police Justice.*

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against
Ludwig Witzka

The Grand Jury of the City and County of New York, by this indictment, accuse Ludwig Witzka of the CRIME OF Grand LARCENY, in the second degree, committed as follows:

The said Ludwig Witzka,

late of the City of New York, in the County of New York aforesaid, on the twenty sixth day of September in the year of our Lord one thousand eight hundred and eighty-nine, at the City and County aforesaid, being then and there ~~the clerk and servant of~~ an officer, to wit: the treasurer of a certain association called the Schwaner Progressive Union, number One,

and as such ~~clerk~~ officer and ~~servant~~ treasurer then and there having in his possession, custody and control certain moneys, goods, chattels and personal property of the said association,

the true owner thereof, to wit: the sum of fifty dollars in money, lawful money of the United States of America and of the value of fifty dollars,

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

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

of the same, and of the use and benefit thereof; and the same moneys, goods, chattels and personal property of the said association

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

~~JOHN R. FELLOWS,~~
~~District Attorney.~~

Second COUNT:—

AND THE GRAND JURY AFORESAID, by this indictment further accuse the said Ludwig Witzka of the same CRIME of Grand LARCENY, in the second degree, committed as follows:

The said Ludwig Witzka,

late of the City of New York, in the County of New York aforesaid, on the twenty sixth day of September, in the year of our Lord one thousand eight hundred and eighty-nine, at the City and County aforesaid, being then and there ~~the~~ an officer, to wit: the treasurer of a certain corporation called the Schreiner Progressive Union, Number One,

and as such officer and treasurer then and there having in his possession, custody and control certain moneys, goods, chattels and personal property of the said corporation,

the true owner thereof, to wit: the sum of fifty dollars in money, lawful money of the United States of America, and of the value of fifty dollars,

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

to his own use, with intent to deprive and defraud the said corporation of the same, and of the use and benefit thereof; and the same moneys, goods, chattels and personal property of the said corporation,

did then and there and thereby feloniously steal, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS, District Attorney.

0735

BOX:
371
FOLDER:
3478
DESCRIPTION:
Wood, Joseph
DATE:
10/25/89

3478

126.

232 Pendg / 21

Witnesses;

Off. John Pepper
35th Prct.
Joseph Gillespie
Patrick Timberlake

Counsel,

Filed 25 day of Oct. 1889

Pleads, Not guilty 28.

THE PEOPLE

vs.

Joseph Wood

MURDER IN THE FIRST DEGREE.
(Section 183, Penal Code.)

JOHN R. FELLOWS,

District Attorney.

Jan. 28/90 - Notify Counsel
Witnesses have been subpoenaed

A True Bill. V.M.D.

Part 3 Feb 10/90 in court
W.D.

Foreman.

Part III March 12/90
Tried and convicted
Part April 1/90 Murder 1st deg.
Sentenced to be executed within the week
beginning Monday May 12/90

0737

STATE OF NEW YORK.

CITY AND COUNTY OF NEW YORK, ss.

AN INQUISITION,

Taken at the ~~house of~~ Coroners Office No. 67 Park Row *~~Street,~~ in the* 4th *Ward of the City of New York, in the County of New York, this* 21st *day of* June *in the year of our Lord one thousand eight hundred and ~~eighty nine~~ before* Ferdinand Levy Coroner, *of the City and County aforesaid, on view of the Body of* Charles Ruffin (Colored) *lying dead at* Sea *Upon the Oaths and Affirmations of 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* Charles Ruffin *came to his death, do upon their Oaths and Affirmations, say: That the said* Charles Ruffin *came to his death by*

Pistol shot wounds of abdomen inflicted with a pistol in the hands of Joseph Hood at Shaft 21 Croton Aqueduct. May 19th 1889 about 5 30 P.M.

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

Martin Conroy 20 North Ave — Elec Dowling 261 E. 3rd St

George Hinck 527 5th — William Lullmann 235 East 15

Simon Moos 80 Wooster — Henry Meyer 83 2 Ave

Louis Marcis 45 Carmine St — Henry Rieger 93 Norfolk St

Moses Blau 45 Orchard

Thomas J Duffy 576 E 68th

Ferdinand Levy
CORONER, N. Y.

0738

CITY AND COUNTY OF NEW YORK, } ss.

aged 23 years, occupation Joseph Gillespie Miner of ~~No~~ Kingsbridge (Shaft 20) Street, being duly sworn deposes and says, that he has heard read the foregoing affidavit of John Pepper and that the facts stated therein on information of deponent are true of deponents' own knowledge.

Sworn to before me, this 20 *day of* May 1889 } Joseph Gillespie

Police Justice.

The People of the State of New York, on the Complaint of

vs.

List of Witnesses.

NAMES **RESIDENCE**

0739

Police Court, 6th **District.**

City and County of New York, } ss.

of ~~No.~~ the 35th Precinct Police Street, ~~aged~~ years, ~~occupation~~ John Pepper being duly sworn, deposes and says, that on the 19 day of May 1889, at the City of New York, in the County of New York, he arrested Joseph Wood,

now here, on a charge of felonious assault on the person of one ~~John~~ Charles Ruffin now confined in Mahattan Hospital from the effect of injuries received from said assault. At about 5.20 P. M. on the afternoon of said day Joseph Gillespie of Kingsbridge informed deponent that a man had been shot at Shaft No 20. Deponent went with said Gillespie and arrested said Joseph Wood whom said Gillespie pointed out. Deponent then confronted said Wood with said Ruffin at Shaft No 21, where said Ruffin was lying wounded with two bullet wounds in his left side, and said Ruffin identified said Wood as the man who had shot him. Deponent found in the pocket of said Joseph Wood the revolver here shown, of which two barrels had been discharged. Wherefore deponent prays that said Joseph Wood be committed to await the result of the injuries of said Charles Ruffin

Sworn to before me this 20th day of May 1889
D. McSweeney
Police Justice

John Pepper

Sworn to before me this 21st day of June 1889
Ferdinand Levy
Coroner

0740

Police Court— 6 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

John Pepper

1 [redacted]

2 Joseph Woods

3

4

Offence Felonious Assault on Charles Ruppert

Dated May 20th 1889

Ind Mahon Magistrate.

Pepper Officer.

35 Precinct.

Witnesses Joseph Gillespie 21 Nassau Street
Patrick Kennedy Street.
Shah 21 New Chequed
Joseph Blanch 21 New Chequed Street.

No. Street.

No. Street.

$ to answer

The injured man Charles Ruppert, who was assaulted in this matter having died the within prisoners are hereby recommitted for the information of the Coroner.

H. T. McMahon
May 21/89 Police Justice

BAILED,

No. 1, by Street.

Residence

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

committed to answer the charge of Charles Ruppert Death

Police Justice

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

.....

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

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

I have admitted the above-named.....

to bail to answer by the undertaking hereto annexed.

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

There being no sufficient cause to believe the within named.....

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

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

0741

Coroner's Office. TESTIMONY.

Joseph Bland being sworn says:
I live at Shaft 21 Squaw Creek.
On May 9/89 we were
eating. Time Keeper & Deceased
were talking & the time Keeper
did not seem to recognize Ruffin
J E Wood was setting on a box
& Charles Ruffin wanted to know
if he was talking to him & Woods
said no — They had some
words. & I heard Ruffin make
the remark to Woods "if you shoot me
nobody will join anything by it"
I then started out. & before I got
to the door. I heard a shot fired
I turned around & said Woods
fire a second shot. Wood
went out then.
Neither of them seemed to be drunk

his
X
mark.

Taken before me
this 21 *day of* June 1889
Richard C Levy CORONER.

Coroner's Office. TESTIMONY.

Joseph Gillespie being sworn says:
I was at shaft 20 Kingsbridge
on May 18 about 3.30 p.m. I ac-
companied Charles Woods Ruffin & Joe
standing near a groom stog
at shaft 21 Ruffin spoke to
timekeeper of shaft 20 about
an order which he did not
understand. Ruffin went away
from the time keeper with that
Ruffin came alongside of Wood
who was setting on a box & Wood
shoved Ruffin away saying
he did not want to speak to
him – Ruffin spoke to a Patrick
Dinlier & passed a few remarks
saying if anyone wants to
shoot me they will gain nothing
by it) With that Joseph
Woods jumped up with an oath
& said I will shoot you & he fired
one ball at Ruffin & Ruffin
fell on his knee clinging to
Patrick Dinlier – whilst in that
position he said why did you
want to shoot me for Joe Woods
& Joseph Woods deliberately cocked
his revolver a second time &

Taken before me

this *day of* *188*

CORONER.

Coroner's Office. TESTIMONY.

fired at him. Ruffin fell back
saying "Come & see how I die.
Joe Woods shot me for nothing
Joe Woods then walked out — I Deceased
was lifted up & carried outside —
I went out afterwards & saw him
going towards the old aqueduct
I notified an officer on horseback
who arrested Woods. & brought
him before Ruffin, Ruffin identified
Woods as the man who had shot him.
I was on good terms with Woods
I never had any trouble with Woods.

Joseph Gillespie

Taken before me
this 25th *day of* June 1889
Richard Levy CORONER.

0744

Coroner's Office.

TESTIMONY.

Patrick Imbulake being sworn says: I live at Shaft 21. I have heard the testimony of the two foregoing witnesses & corroborate the same in every particular.

his
+
mark

Taken before me
this 21 *day of* June *1889*
Nathaniel Leop CORONER.

From Manhattan Hospital.

New York, May 21 188 9

To Coroner Levy

Sir:

Please hold an Inquest on the body of

Name: Charles Ruffin Residence: Shaft 21 of new aqueduct

Age: 23 years months days. Admitted Sunday, May 19th 188 9, at 7.30 o'clock P. M.

Nativity, U-S.; of Father U-S Mother U-S By Ambulance A

Sight in U. S., in City. From 35 Police Station B

Civil Bond: Single Occup. Laborer, Examined by Dr. Smith

Suffering from symptoms of Shock & pain in abdomen due to two pistol shot wounds of abdomen, the wounds being to the left of the median line

Said Injuries said to have been received Sunday afternoon at the bottom of Shaft 21, new aqueduct & said to have been inflicted by another person with a pistol of .32 calibre. D Laparotomy was performed; nine openings in the small intestines were sutured, & the left kidney was sutured

Death took place Sunday, May 21st 188 9 at 3 o'clock A. M.

The Autopsy revealed A pistol wound extending from about the axillary line two & four inches below the left nipple through the 9th rib, the lower border of the spleen, & the left kidney to the psoas muscle - A second wound commencing on a line with the navel & 1½ to the left & extending through the left kidney, several loops of the small intestine & the psoas muscle to the muscles of the back - General peritonitis

C H Smith M. D.
HOUSE SURGEON PHYSICIAN.

Ad. f. State the day of the week.
Ad. A. State whether by *Ambulance* or *Friends*.
Ad. B. State whether from a *Precinct* or a *Residence* and give the name.
Ad. C. State whether from *Natural Causes* or from *Shock* (conscious or unconscious) due to *Injuries*, and if so, give *name, place, date, number, character,* and *Extent* of Injuries, always stating where indicated, whether *right* or *left*
Ad. D. State *when, where, how,* by what *means* or *persons* received, also whether *Accidental, Suicidal* or *Homicidal*; in falls, the distance, location and place: in *Burns* and *Scalds* the *circumstances* attending the same; in *runover* cases, the line of *Street Car, Railroad* or *Conveyance*: in *Weapons,* the character of the same, &c., &c., always giving such information as will lead to an accurate knowledge of the case and facilitate judicial inquiry and justice.
Ad. E. State *name, date, place, character* and *results* of any *operation* or *amputation* performed.
Ad. F. Give a short resume of the *Autopsy* with the *Pathological Diagnosis* and the *Cause* of *Death* at the End.
Ad. G. State here any important facts not embodied in the above statements.

TESTIMONY.

W. J. Jenkins M. D., being duly sworn, says:

I have made an autopsy on the body of Charles Ruffin, Colored now lying dead at Manhattan Hospital and from such examination and history of the case, as per testimony, I am of opinion the cause of death is Shock and general peritonitis following two penetrating gunshot wounds of abdomen Homicidal

W. J. Jenkins, M. D.

Sworn to before me, this 21 day of August 1889

Richard C. Lee CORONER.

MEMORANDA.

AGE			PLACE OF NATIVITY	WHERE FOUND	Date When Reported
Years	Months	Days			
23			Virginia	Manhattan Island	May 21st 89

F. L.

No. 640

2nd Quar. 1889

AN INQUISITION

On the VIEW *of the* BODY *of*

Charles Ruffin
Colored

whereby it is found that he came to h death by

Inquest taken on the day

of 188 before

FERDINAND LEVY, Coroner.

V 640

Coroner's Office,

CITY AND COUNTY OF NEW YORK, } SS.

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

Question—What is your name?

Answer—Joseph Wood

Question—How old are you?

Answer—21 years

Question—Where were you born?

Answer—Amos Court House Virginia

Question—Where do you live?

Answer—Shaft 21 Croton Acqueduct.

Question—What is your occupation?

Answer—Laborer

Question—Have you anything to say, and if so, what, relative to the charge here preferred against you?

I shot the man in self-defence.

his
Joseph X Wood
mark.

Taken before me, this 22 day of January 1889

Richard Levy CORONER.

0749

MEMORANDA.

AGE	PLACE OF NATIVITY	WHERE FOUND	DATE When Reported
23 Years Months Days	Virginia	Manhattan Hosp.	May 21st 89

Dr. F. A. Manning,
104 W. 60 st. 9 to 10 o'clock
north side.

Dr. F. F. Rock
79 West 10 st

Said body was
HOMICIDE.

AN INQUISITION,

On the VIEW of the BODY of

Charles Griffin
Colored

whereby it is found that he came to his Death by the hands of

Joseph Wood

Inquest taken on the 21st day of June 1889

before

Edward Levy Coroner.

Committed

Bailed

Discharged

Date of death

0750

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against
Joseph Wood

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

of the CRIME OF Murder in the First Degree, committed as follows:

The said Joseph Wood,

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 eighty-nine, at the City and County aforesaid, with force and arms, in and upon one Charles Rubbin, in the peace of the said People then and there being, wilfully, feloniously, and of his malice aforethought, did make an assault, and the said Joseph Wood, a certain pistol then and there charged and loaded with gunpowder and one leaden bullet, which said pistol the said Joseph Wood in his right hand then and there had and held, to, at, against, and upon the said Charles Rubbin then and there feloniously, wilfully, and of his malice aforethought, did shoot off and discharge, and the said Joseph Wood, with the leaden bullet aforesaid, out of the pistol aforesaid, then and there by force of the gunpowder aforesaid, shot off, sent forth and discharged, as aforesaid, him the said Charles Rubbin in and upon the abdomen of him the said Charles Rubbin, then and there feloniously, wilfully, and of his malice aforethought, did strike, penetrate and wound, giving to him the said Charles Rubbin, then and there, with the leaden bullet aforesaid, so as aforesaid discharged, sent forth and shot out of the pistol aforesaid, by the

said —— Joseph Wood —— in and upon the abdomen of the said — Charles Rubbin, — one mortal wound of the breadth of one inch, and of the depth of six inches, of which said mortal wound — he — the said Charles Rubbin ——, at the City and County aforesaid, from the said nineteenth day of —— May, —— in the year aforesaid, until the twenty first day of —— May, —— in the same year aforesaid, did languish, and languishing did live, on which said twenty first day of —— May, —— in the year aforesaid, the said Charles Rubbin, at the City and County aforesaid, of the said mortal wound did die.

And so the Grand Jury aforesaid do say: That the said Joseph Wood, Sen, ——

the said Charles Rubbin, in the manner and form, and by the means aforesaid, wilfully, feloniously, and of his malice aforethought, did kill and murder, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT—

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

of the same CRIME OF Murder in the First Degree, committed as follows:

The said Joseph Wood, ——

late of the City and County aforesaid, afterwards, to wit: on the said nineteenth day of —— May, —— in the year of our Lord one thousand eight hundred and eighty-nine, at the City and County aforesaid, with force and arms, in and upon the said Charles Rubbin, in the peace of the said People then and there being, wilfully, feloniously, and with a deliberate and premeditated design to effect the death of the said Charles Rubbin, did make an assault, and the said

Joseph Wood ——— a certain pistol then and there charged and loaded with gunpowder and one leaden bullet, which said pistol the said Joseph Wood ——— in his right hand then and there had and held to, at, against, and upon the said Charles Rubbin ——— ——— then and there feloniously, wilfully, and with a deliberate and premeditated design to effect the death of the said Charles Rubbin, did shoot off and discharge, and the said Joseph Wood, ——— ——— with the leaden bullet aforesaid, out of the pistol aforesaid, then and there by force of the gunpowder aforesaid, shot off, sent forth, and discharged, as aforesaid, him the said Charles Rubbin, in and upon the abdomen of him the said Charles Rubbin, then and there feloniously, wilfully, and with a deliberate and premeditated design to effect the death of the said Charles Rubbin, ——— did strike, penetrate, and wound, giving to him the said Charles Rubbin, then and there, with the leaden bullet aforesaid, so as aforesaid discharged, sent forth, and shot out of the pistol aforesaid, by the said Joseph Wood, ——— in and upon the abdomen of the said Charles Rubbin, one mortal wound of the breadth of one inch, and of the depth of six inches, of which said mortal wound ——— he ——— the said Charles Rubbin, at the City and County aforesaid, from the said nineteenth day of ——— May, ——— in the year aforesaid, until the twenty first day of ——— May, ——— in the same year aforesaid, did languish, and languishing did live, on which said twenty first ——— day of ——— May, ——— in the year aforesaid, the said Charles Rubbin, at the City and County aforesaid, of the said mortal wound did die.

And so the Grand Jury aforesaid do say: That the said Joseph Wood, him, ——— ——— the said Charles Rubbin, in the manner and form, and by the means aforesaid, wilfully, feloniously, and with a deliberate and premeditated design to effect the death of the said Charles Rubbin, did kill, and murder, against the form of the Statute in such made and provided, and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.