

0486

BOX:

24

FOLDER:

296

DESCRIPTION:

Gaffney, Michael

DATE:

11/08/80



296

0487

BOX:

24

FOLDER:

296

DESCRIPTION:

Harrington, Daniel

DATE:

11/08/80



296

0488

Nov 10 78
Counsel & Sheriff
Filed 8 day of Nov
Pleas Not Guilty

1880

THE PEOPLE
vs.
Michael Coffey
Daniel Harrington
INDICTMENT.
Larceny of Money, &c., from the person
in the night time.

BENJ. K. PHELPS,
District Attorney.
Part Nov 10, 1880
No 2 tried & acquitted

A True Bill.
Ok
F. M. M.

Part Nov 12, 1880.
No 1 tried & convicted
with a recommendation to the
mercy of the Court.
2. H. C. Mason
Nov 15/80

0489

Form 112.

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

Police Court—First District.

Robert F. Govern
of Cannonsburg, Pennsylvania Street, being duly sworn, deposes
and says, that on the 11th day of October 1880

at the City of New York, in the County of New York, was feloniously taken, stolen, and carried
away from the possession of deponent, and from deponent's
person,

the following property, viz: One pocket-book containing
good and lawful money of the United
States, consisting of a number of bank
notes or bills - for more particular description
of which deponent is unable to give - and
being in all of the amount and

of the value of Fifty Dollars,
the property of deponent

and that this deponent has a probable cause to suspect, and does suspect, that the said property
was feloniously taken, stolen, and carried away by Michael Gaffney

and Daniel Harrington, both men,
sure, and another man whose name
is unknown to deponent for the reasons
following, to wit: That on the evening
of said day deponent met said man,
Whom deponent and in conversation
with said man expressed a desire
to procure a black and tan dog.
That said man then said he knew
where a good dog could be obtained
and procured a coach and asked
deponent to accompany him. That

deponent and said unknown men
 and the defendants Gaffney
 and Harrington and another
 man whose deponent cannot
 identify got into said Coach
 together and the Coach drove
 off. That said pocket book and
 money was then contained in
 the inside vest pocket of the
 but then worn upon deponents
 person as a pattern of deponents
 bodily clothing. That one of said
 men then sat down on the
 lap of deponent and all of said
 men together with said Gaffney
 and Harrington pushed and
 jostled and pressed against
 deponent. That deponent felt a
 hand groping about his vest
 and immediately thereupon dis-
 covered that said money had
 been taken stolen and carried
 away from deponents possession
 and person as aforesaid. That
 deponent then seized hold of
 and detained said Gaffney
 and said Harrington and said
 other men escaped from said
 Coach.

Given & sworn on oath R. F. Governor
 15th of October 1880

J. M. Patterson, Police Justice

0491

POLICE COURT—FIRST DISTRICT.

CITY AND COUNTY }
OF NEW YORK. }

Michael Gaffney being duly examined before the undersigned,
according to law, on the annexed charge, and being informed that he was at liberty
to refuse to answer any question that may be put to him, states as follows, viz:

Question. What is your name?

Answer.

Michael Gaffney

Question. How old are you?

Answer.

Twenty-six years of age

Question. Where were you born?

Answer.

United States

Question. Where do you live?

Answer.

86 Mulberry St.

Question. What is your occupation?

Answer.

Redder

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

Answer.

*I am not guilty of the
charge.*

*Michael ^{his} Gaffney
mark*

Taken before me this

16 day of *October* 188*7*

POLICE JUSTICE

0492

Police Court—First District.

CITY AND COUNTY } ss.
OF NEW YORK.

Daniel Harrington being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he was at liberty to refuse to answer any question that may be put to him, states as follows, viz:

Question. What is your name?

Answer. Daniel Harrington

Question. How old are you?

Answer. Twenty one years of age

Question. Where were you born?

Answer. Ireland

Question. Where do you live?

Answer. 82 Mulberry St.

Question. What is your occupation?

Answer. Bill Poster

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

Answer. I am not guilty of the charge.

Daniel X Harrington
Mant

Taken before me, this
16th day of October 1886
D. J. Harrison
Police Justice.

0493

COUNSEL FOR COMPLAINANT.

Name,

Address,

COUNSEL FOR DEFENDANT.

Name,

Address,

Police Court—First District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Robert J. Hansen

Michael Hopper

Denise Hampton

.....

.....

.....

.....

Dated October 13 1880

Parterson Magistrate.

Jackman & Davis 14 Officer.

McCl Clerk.

Complainant

577 is fairly bailed

by Dennis Lynch

407 W 26 Street

Agona to answer

Grand Sessions

Received at Dist. Atty's office

Oct. Oct. 16/80 10 1/2 A. M.

BAILED

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

No. 5, by

Residence

No. 6, by

Residence

0494

**POOR QUALITY
ORIGINAL
DOCUMENT(S)**

0495

New York Nov 17/80
To Whom it may Concern

I say in relation to Mr.
Michael Gaffney's Character that
I have the pleasure of knowing
him for about (10) years
at one time had him in
my employ and found
him honest industrious &
a good hard working fellow
and would come and
see about him personally only
for my business requires my
attention

Yours respectfully
Michael Sullivan

93 White St.
"Truckman"

0496

People }
Luffmeyer }
Chaudin

0497

Police Court, Second District,

Corner of Sixth Avenue and Tenth Street.

New York, Nov 14 1880

Dear Sir. The bearer is the
complainant against two
men named Harrington and
Gaffney - He is a non resident
and anxious to go home - He
is now on bail to appear as a
witness against them. Will you
oblige me by having his case
put on the calendar as soon
as possible.

Yours Truly,
J. M. Cunningham

0498

CITY AND COUNTY } ss.
OF NEW YORK,THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York, upon
their Oath, present:That *Michael Gaffney and Daniel Farrington*
each

late of the First Ward of the City of New York, in the County of New York, aforesaid,

on the *eleventh* day of *October* in the year of our Lord one thousand eight hundred and eighty *at* the Ward, City and County aforesaid, with force and arms, in the night time of said day, three promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one thousand dollars, and of the value of one thousand dollars each: three promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of five hundred dollars, and of the value of five hundred dollars each: twenty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one hundred dollars, and of the value of one hundred dollars each: thirty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of fifty dollars, and of the value of fifty dollars each: fifty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of twenty dollars, and of the value of twenty dollars each: sixty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of ten dollars, and of the value of ten dollars each: eighty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of five dollars, and of the value of five dollars each: ninety promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of three dollars, and of the value of three dollars each: one hundred promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of two dollars, and of the value of two dollars each: one hundred and twenty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one dollar, and of the value of one dollar each: one promissory note for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of one hundred dollars: one promissory note for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of fifty dollars: two promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of twenty dollars each: three promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of ten dollars each: ten promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of five dollars each: ten promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of three dollars each: fifteen promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of two dollars each: thirty promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of one dollar each: bank bills of banks to the jurors aforesaid unknown, and of a number and denomination to the jurors aforesaid unknown, of the value of one thousand dollars. Two gold coins (of the kind usually known as eagles), of the value of ten dollars each: six gold coins (of the kind usually known as half eagles), of the value of five dollars each: fifteen gold coins (of the kind usually known as quarter eagles), of the value of two dollars and fifty cents each: ten gold coins (of the kind usually known as three dollar pieces), of the value of three dollars each: thirty gold coins (of the kind usually known as dollar pieces), of the value of one dollar each: gold coin of the denomination to the jurors unknown, and a more particular description whereof cannot be given, of the value of one thousand dollars. Sixty silver coins (of the kind usually known as dollars), of the value of one dollar each: sixty silver coins (of the kind usually known as half dollars), of the value of fifty cents each: one hundred and fifty silver coins (of the kind usually known as quarter dollars), of the value of twenty-five cents each: three hundred silver coins (of the kind usually called dimes), of the value of ten cents each: six hundred silver coins (of the kind usually known as half dimes), of the value of five cents each: one thousand silver coins (of the kind known as three cent pieces), of the value of three cents each: silver coin of a denomination to the jurors unknown, and a more particular description whereof cannot be given, of the value of fifty dollars. Three thousand coins (of the kind known as cents), of the value of one cent each: five hundred coins (of the kind known as two cents), of the value of two cents each. One hundred due bills of the United States of America, the same being then and there due and unsatisfied (and of the kind known as fractional currency), of the denomination of fifty cents each, and of the marketable value of fifty cents each: two hundred due bills of the United States of America, the same being then and there due and unsatisfied (and of the kind known as fractional currency), of the denomination of twenty-five cents each, and of the marketable value of twenty-five cents each: five hundred due bills of the United States of America, the same being then and there due and unsatisfied (and of the kind known as fractional currency), of the denomination of ten cents each, and of the marketable value of ten cents each,

of the goods, chattels, and personal property of one
the person of the said *Robert J. Bowen*
from the person of the said *Robert J. Bowen*
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.

on
then and there being found,
then and there

BENJ. K. PHELPS, District Attorney.

0499

BOX:

24

FOLDER:

296

DESCRIPTION:

Gardiner, Frances

DATE:

11/15/80



296

0500

No 112

Counsel,
Filed 15 day of Nov 1880,
Pleads

THE PEOPLE

vs.

2

Francis Gardiner

Larceny, and Receiving Stolen Goods.

BENJ. K. PHELPS,

District Attorney.

Agreeing as to persons who
make

A True Bill

W. H. Phelps

Foreman.

Part Nov 15, 1880

Pleads & L

W. H. Phelps

2 Comedon
Re. Comedon
Dec 16th 1876
which with was
Sentenced to 44 days
Nov. 18th 80 F.S.

0501

Fourth District Police Court,

57th Street, near Third Avenue.

New York, Nov. 12 1880

Moses S. Clark Esq

My dear Sir,

Mrs Birnie Kerhoff the
Complainant in this
case resides in Dutchess
Co. The accused admits
her guilt & I send
all concerned to you
with the papers & ask
that it be disposed of
so that Mrs K. will
not have to come

0502

again to the City

Respy Yr

B + Riph

A.B. I issued a
warrant in the Veneva
Case the day the
defth was sent to
Hospital

B. A.B.

0503

4th

District Police Court—

CITY AND COUNTY }
OF NEW YORK, } ss.

Mary W Brinckerhoff
Temporarily at 250 Lexington Ave
 of *Brinckerhoffville Dutchess County N. Y.*
 being duly sworn, depose and saith, that on the *12th* day of *August* 1880.
 at *Brinckerhoffville Dutchess County State Ward of the City of New York,*
 in the County of *New York*, was feloniously taken, stolen and carried away from the possession
 of deponent, and thereafter taken to the City & County of
New York
 the following property viz.:

*One silk Dress of the value of one hundred and
 thirty dollars. One black cloth Dress of the
 value of Twenty five dollars. One muslin
 Dress of the value of Ten dollars. One fur
 Muff of the value of Ten dollars. One Hat
 of the value of Five dollars. Two cotton Shirts
 of the value of Four dollars. One pair Shoes
 of the value of Four dollars. Five pair Stockings
 of the value of Five dollars*

*the property of deponent and her husband Mathew W. B.
 Brinckerhoff*

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 *Frances Gardiner (now here)*
colored) that deponent found part of said
 property to wit Muff Hat Stockings in
 her possession and said Frances Gardiner
 acknowledged and confessed to deponent
 that she took stole and carried away
 said silk Dress and pledged the same
 at a pawnbrokers named *Fullon* in west
 39th Street between 8th and 9th Avenue in said
 City
Mary W. Brinckerhoff

Sworn before me this 1st day of November 1880

POLICE JUSTICE.

0504

DISTRICT POLICE COURT.

AFFIDAVIT—Larceny.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

250 Lexington Ave.
VS.

DATED

187

MAGISTRATE.

OFFICER.

WITNESSES:

0505

Police Court, Fourth District.

CITY AND COUNTY }
OF NEW YORK, } ss.

Francis Gardiner 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.

Francis Gardiner

Question. How old are you?

Answer.

26

Question. Where were you born?

Answer.

Saratoga N. Y.

Question. Where do you live?

Answer.

No 132 W 26th St

Question. What is your occupation?

Answer.

Servant

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

Answer.

I am guilty

Francis Gardiner

Taken before me this

day of

1880

Police Justice.

0506

No 112

Police Court--Fourth District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Mary W. Bronckelhoff
250 Livingston Ave
N.Y.C.

1 Frances Cardener

2

3

4

5

6

BAILED:

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

No. 5, by

Residence

No. 6, by

Residence

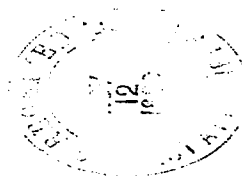
Dated Nov 11 1886

304. Buxby Magistrate.

Malanthy 21 Officer.

Clerk.

Witnesses,



\$2000 bail to Ans

(Signature)

Received in District Att'y's Office,

(Signature)
132 W. 26th St.

(Signature)
132 W. 26th St.

(Signature)
You are a member

of 5 years

0507

CITY AND COUNTY }
OF NEW YORK, } ss.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York, upon
their Oath, present:

That

Frances Gardiner

late of the First Ward of the City of New York, in the County of New York, aforesaid, on the
twelfth day of *August* in the year of our Lord
one thousand eight hundred and eighty *—* at the Ward, City and County aforesaid
with force and arms,

Three skirts of the value of twenty dollars each

Three overskirts of the value of fifteen dollars each

Three waists of the value of twenty dollars each

One muff of the value of ten dollars

One hat of the value of five dollars

Two shirts of the value of two dollars each

Two shoes of the value of two dollars each

ten stockings of the value of fifty cents each

of the goods, chattels, and personal property of one

Mary W. Brinckerhoff

then and
there being found, 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.

0508

And the Jurors aforesaid, upon their oath aforesaid, do further present
That the said

Frances Gardiner

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

*Three skirts of the value of twenty dollars each
Three overskirts of the value of fifteen dollars each
Three waists of the value of twenty dollars each
One muff of the value of ten dollars
One hat of the value of five dollars
Two shirts of the value of two dollars each
Two shoes of the value of two dollars each
Ten stockings of the value of fifty cents
each*

of the goods, chattels, and personal property of the said

Mary W. Brinckerhoff
by a certain person or persons to the Jurors aforesaid unknown, then lately before feloniously
stolen of the said

Mary W. Brinckerhoff
unlawfully, unjustly, and for the sake of wicked gain, did feloniously receive and have (the said

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

BENJ. K. PHELPS, District Attorney.

0509

BOX:

24

FOLDER:

296

DESCRIPTION:

Gaskings, George

DATE:

11/08/80



296

05 10

Tuesday *Nov 20*

Filed *8* day of *Nov* 188*0*
Pleads *Not Guilty*

THE PEOPLE

vs.
12 F. Leonard

Felony Assault and Battery.

P
George Gaskings

BENJ. K. PHELPS,

District Attorney.

Part two Nov 9. 1880

The D. & C. recorded & Court.
with a recommendation to the jury of the
A True Bill.

Ch. K. Kicey

Foreman.

2.46. vms J.P.

T. J.

0511

Form

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

POLICE COURT—FIRST DISTRICT.

of No. 168 Leonard Street, being duly sworn, deposes and says,
that on the 31st day of October 1880
at the City of New York, in the County of New York, he was violently and feloniously assaulted and
beaten by

George Gaskings

now present.

who did wilfully and maliciously cut,
stab and wound deponent on the back
of the neck with the blade of a
knife which knife he then held in
his hands.

That at the instant he
so stabbed deponent he said to
deponent "I'll kill you you bitch."

Deponent believes that said injury, as above set forth, was inflicted by said

George Gaskings

with the felonious intent to take the life of deponent, ^{and} to do ^{him} 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 dealt with accord-
ing to law.

Nettie Doeshon

Sworn to, before me, this

day of November 1880

Police Justice.

05 12

Police Court—First District.

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

George Gustings being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he was at liberty to refuse to answer any question that may be put to him states as follows, viz:

Question. What is your name?

Answer. *George Gustings*

Question. How old are you?

Answer. *Twenty-four years of age*

Question. Where were you born?

Answer. *United States*

Question. Where do you live?

Answer. *No. 168 Leonard St.*

Question. What is your occupation?

Answer. *Long shore man*

Question. Have you anything to say, and if so, what—relative to the charge

here preferred against you?

Answer. *I was drinking and did not mean to harm her.*

George ^{his} Gustings
(mark)

Taken before me this

day of November 1870

Police Justice

Feb 20

AF FIDAVIT—Felonious Assault & Battery

Nettie W. Washburn
George Hastings

Reside

Deputy Magistrate. *Duffy*
 1st Officer. *James*
 Clerk. *McK*

1000 to answer
at General Sessions. *Cony*
Received at Dist. Atty's Office,

0514

CITY AND COUNTY } ss.
OF NEW YORK.THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK;
in and for the body of the City and County of New York,
upon their Oath, present:

That

George Gaskings
late of the City of New York, in the County of New York, aforesaid, on the
Thirty first day of *October* in the year of our Lord
one thousand eight hundred and eighty with force and arms, at the City and
County aforesaid, in and upon the body of *Kettie Doeshon*
in the peace of the said people then and there being feloniously did make an assault
and *her* the said *Kettie Doeshon*
with a certain *knife*
which the said *George Gaskings*
in *his* right hand then and there had and held, the same being a deadly and
dangerous weapon, willfully and feloniously did beat, strike, stab, cut, and wound
with intent *her* the said *Kettie Doeshon*
then and there, feloniously and willfully 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 Jurors aforesaid, upon their Oath aforesaid, do further present: That
afterwards, to wit, on the day and in the year aforesaid, at the City and County
aforesaid, the said *George Gaskings*
with force and arms, in and upon the body of the said *Kettie Doeshon*
then and there being, willfully and feloniously did make an
assault and *her* the said *Kettie Doeshon*
with a certain *knife* which the said *George Gaskings*
in *his* right hand, then and there
had and held, the same being then and there a sharp, dangerous weapon, willfully
and feloniously, and without justifiable and excusable cause, did then and there beat,
strike, stab, cut, and wound, with intent to then and there willfully and feloniously
do bodily harm unto *her* the said *Kettie Doeshon*
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 Jurors aforesaid, upon their Oath aforesaid, do further present: That
afterwards, to wit, on the day and in the year aforesaid, at the City and County afore-
said, the said *George Gaskings*
with force and arms, in and upon the body of *Kettie Doeshon*
in the peace of the said people then and there being, feloniously, did make another
assault and *her* the said *Kettie Doeshon*
with a certain *knife*
which the said *George Gaskings*
in *his* right
hand then and there had and held, willfully and feloniously did beat, strike, stab, cut,
and wound, the same being such means and force as was likely to produce the death
of *her* the said *Kettie Doeshon* with intent *her* the

05 15

said *Kettie Doeshon* then and there feloniously and willfully 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.

FOURTH COUNT.

And the Jurors aforesaid, upon their Oath aforesaid, do further present: That afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, the said *George Gaskings*

with force and arms, in and upon the body of the said *Kettie Doeshon* then and there being, willfully and feloniously, did make another assault and the said *Kettie Doeshon* with a certain *Knife* which the said *George Gaskings* in *his* right hand then and there had and held, the same being then and there a deadly weapon, willfully and feloniously did then and there beat, strike, stab, cut and wound, with intent to then and there willfully and feloniously maim *her* the said *Kettie Doeshon* 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.

BENJ. K. PHELPS, District Attorney.

2.96. Wm. W. P.
Wm. W. P.
Benjamin
Part in Nov 9. 1880
Tr. & C. provided 2.96. Wm. W. P.
A True Bill
Benjamin
George Gaskings
THE PEOPLE
vs.
D
Felonious Assault and Battery.
Filed 8 day of Nov 1880
Pleas not guilty
Wm. W. P.
Benjamin

05 16

BOX:

24

FOLDER:

296

DESCRIPTION:

Giarsch, Hugo

DATE:

11/10/80



296

0517

W 793

✓ Counsel,
Filed 10 day of Nov 1880.
Pleads

THE PEOPLE

vs.

I
Hugo Larson

BENJ. K. PHELPS,

District Attorney.

Larceny, and Receiving Stolen Goods.

A True Bill.

W. H. King

Foreman.

Wm. H. King

Spencer

Per 6 ms.

0518

FORM 112.

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

Police Court—Third District.

William H. Lewisof No. 53 Forsyth Street, being duly sworn, deposes
and says that on the 5th day of November 1880at the City of New York, in the County of New York, was feloniously taken, stolen, and carried
away from the possession of deponent. from premises at 53 Forsyth
Street.the following property viz: One overcoat of the value of twenty
dollars and one watch of the value of ten dollars,
seeof the value of thirty Dollars
the property of deponentand that this deponent has a probable cause to suspect, and does suspect, that the said property
was feloniously taken, stolen, and carried away by Hugo Giersch (nowhere)for the reason that he acknowledged and confessed to
this deponent that he took & carried away the
above named property and that he paid the same
in the name of the deponent.W. H. Lewis

Sworn to, before me this

6th

day of

Nov^r1880

Police Justice.

05 19

Police Court—Third District.

CITY AND COUNTY
OF NEW YORK } ss.

Hugo Giersch being duly examined before the under-
signed, according to law, on the annexed charge; and being informed that he was at
liberty to refuse to answer any question that may be put to him, states as follows,
viz:

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

Question. Where do you live?

Answer.

Question. What is your occupation?

Answer.

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

Answer.

I am not guilty. Mr Lewis owed
me money for musical services
and house work. He would not pay
me. I took the violin and some other
& placed them in pawn and I gave
the pawn ticket to Mr Alberto with
whom I went to work. That he might
give them back to the complainant
Mr Lewis.

Hugo Giersch

Taken before me, this

18th day of May 1880

Police Justice.

0520

COUNSEL FOR COMPLAINANT.

Name,

Address,

COUNSEL FOR DEFENDANT.

Name,

Address,

No 70 893
POLICE COURT—THIRD DISTRICT.

THE PEOPLE, & c.,

ON THE COMPLAINT OF

William H. Lewis
33 Broadway at
Raymond Garach

AFFIDAVIT—LARCENY

BAILED.

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

No. 5, by

Residence

No. 6, by

Residence

Dated:

W. H. Lewis
Magistrate
Guarantee Officer
Clark

Witness

Will found

10/27 to REMOTE
Gen *Cham*
at *Summit*
Received at Dist. Atty's Office,

0521

CITY AND COUNTY }
OF NEW YORK, } ss.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York, upon
their Oath, present:

That

Hugo Eiersch

late of the First Ward of the City of New York, in the County of New York, aforesaid, on the
fifth day of *November* in the year of our Lord
one thousand eight hundred and eighty at the Ward, City and County aforesaid
with force and arms,

One coat of the value of twenty dollars
One violin of the value of ten dollars

of the goods, chattels, and personal property of one

William H. Lewis

then and
there being found, 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.

0522

And the Jurors aforesaid, upon their oath aforesaid, do further present

That the said

Hugo Rierson

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

*One coat of the value of twenty
dollar*

*One violin of the value of ten
dollar*

of the goods, chattels, and personal property of the said

William H. Lewis

by a certain person or persons to the Jurors aforesaid unknown, then lately before feloniously stolen of the said

William H. Lewis

unlawfully, unjustly, and for the sake of wicked gain, did feloniously receive and have (the said

Hugo Rierson

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

BENJ. K. PHELPS, District Attorney.

0523

BOX:

24

FOLDER:

296

DESCRIPTION:

Gillen, John

DATE:

11/11/80



296

0524

No 78

Filed 11 day of Nov 1880.
Pleads *Guilty*

THE PEOPLE

24
124 Hottish
Punish vs.
John Gillen P.

Felony Assault and Battery.

BENJ. K. PHELPS,

District Attorney.

A True Bill.

found
OK

Nov. 11-1880. Foreman.

Pleads guilty on 1 Count.
S. P. 9 years.

0525

Form

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

POLICE COURT—FIRST DISTRICT.

Larry Bruno
of No. 304 Henry Street, being duly sworn, deposes and says,
that on the Night of the 21 day of October 1880
at the City of New York, in the County of New York, he was violently and feloniously assaulted and
beaten by _____

John Gillen now present.

That said Gillen did wilfully
and maliciously cut and stab
deponent in the abdomen with
and by means of a certain knife
and sharp dangerous weapon
which he Gillen then and
there held in his hand —

Deponent believes that said injury, as above set forth, was inflicted by said _____

John Gillen
with the felonious intent to take the life of deponent, ^{and} to do him 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 dealt with accord-
ing to law.

Larry Bruno

Sworn to before me this _____

Police Justice

0526

Police Court—First District.

CITY AND COUNTY OF NEW YORK, ss.:

John Gollen being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he was at liberty to refuse to answer any question that may be put to him, states as follows, viz:

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

Question. Where do you live?

Answer.

Question. What is your occupation?

Answer.

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

Answer.

I was intoxicated at the time and don't know what I did - I don't remember having cut the man

John Gollen

Taken before me this

Police Justice.

0527

COUNSEL FOR COMPLAINANT.

Name,.....

Address,.....

COUNSEL FOR DEFENDANT.

Name,.....

Address,.....

No 78 901
Police Court — First District.

AFFIDAVIT — Felonious Assault & Battery

THE PEOPLE, &c.,
ON THE COMPLAINANT OF

Harry James
Boyd Henry
John Miller

BAILED:

No. 1, by

Residence,

No. 2, by

Residence,

No. 3, by

Residence,

No. 4, by

Residence,

No. 5, by

Residence,

No. 6, by

Residence,

Dated

Nov 14th 1890

Magistrate.

Officer,

Clerk.

Witnesses,

John Meyers
124 Greenwich Street

House of Detention

Attorneys

300 to answer

at General Sessions

Received at Dist. Atty's Office,

0528

CITY AND COUNTY }
OF NEW YORK. }

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present:

That

John Gillen
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 *—* with force and arms, at the City and
County aforesaid, in and upon the body of *Harry Bruno*
in the peace of the said people then and there being, feloniously did make an assault
and *him* the said *Harry Bruno*
with a certain *knife*
which the said *John Gillen*

in *his* right hand then and there had and held, the same being a deadly and
dangerous weapon, willfully and feloniously did beat, strike, stab, cut, and wound
with intent *him* the said *Harry Bruno*
then and there, feloniously and willfully 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 Jurors aforesaid, upon their Oath aforesaid, do further present: That
afterwards, to wit, on the day and in the year aforesaid, at the City and County
aforesaid, the said *John Gillen*
with force and arms, in and upon the body of the said *Harry Bruno*
then and there being, willfully and feloniously did make an
assault and *him* the said *Harry Bruno*
with a certain *knife* which the said *John Gillen*

in *his* right hand, then and there
had and held, the same being then and there a sharp, dangerous weapon, willfully
and feloniously, and without justifiable and excusable cause, did then and there beat,
strike, stab, cut, and wound, with intent to then and there willfully and feloniously
do bodily harm unto *him* the said *Harry Bruno*
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 Jurors aforesaid, upon their Oath aforesaid, do further present: That
afterwards, to wit, on the day and in the year aforesaid, at the City and County afore-
said, the said *John Gillen*

with force and arms, in and upon the body of *Harry Bruno*
in the peace of the said people then and there being, feloniously, did make another
assault and *him* the said *Harry Bruno*
with a certain *knife*
which the said *John Gillen*

in *his* right
hand then and there had and held, willfully and feloniously did beat, strike, stab, cut,
and wound, the same being such means and force as was likely to produce the death
of *him* the said *Harry Bruno* with intent *him* the

0529

said *Harry Bruno* then and there feloniously and willfully 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.

FOURTH COUNT.

And the Jurors aforesaid, upon their Oath aforesaid, do further present: That afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, the said

John Gillen with force and arms, in and upon the body of the said *Harry Bruno* then and there being, willfully and feloniously, did make another assault and *him* the said *Harry Bruno* with a certain *knife* which the said *John Gillen* in *his* right hand then and there had and held, the same being then and there a deadly weapon, willfully and feloniously did then and there beat, strike, stab, cut and wound, with intent to then and there willfully and feloniously main *him* the said *Harry Bruno* 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.

BENJ. K. PHELPS, District Attorney.

A TRUE BILL.

BENJ. K. PHELPS,

District Attorney.

THE PEOPLE

Felonious Assault and Battery.

Filed 11 day of Nov 1880.
Pleas *Not Guilty*

No 78 /

John Gillen

Indictment

For 11-11-80

Return

Heads guilty on 1st count

SP 9 years

0530

BOX:

24

FOLDER:

296

DESCRIPTION:

Gleason, William

DATE:

11/11/80



296

0531

No 90 2

Counsel

Oliver

Filed 11 day of Nov 1880

Pleads not guilty.

THE PEOPLE

vs.

I

William Seaton

INDICTMENT.
Larceny of Money, &c., from the person
at the right time.

BENJ. K. PHELPS,

District Attorney.

A True Bill.

W. H. McCoy

Imag. 1880. Foreman.

*See you before sitting on
Trial of Seaton*

0532

Form 112.

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

Police Court—First District.

James Welch
 of No. *Haus of Detention* Street, being duly sworn, deposes
 and says, that on the *17th* day of *November* 188*0*
 at the City of New York, in the County of New York, was feloniously taken, stolen, and carried
 away from the possession of deponent, *and from deponents person*

the following property, viz: *Good and lawful money of the*
United States consisting of two notes of the denomination
and value of ten dollars each in all

of the value of *twenty* Dollars,
 the property of *deponent*

and that this deponent has a probable cause to suspect, and does suspect, that the said property
 was feloniously taken, stolen, and carried away by *William Gleason*
(now here) from the fact that deponent saw
 said Gleason thrust his hand ~~his hand~~ into
 the pocket of the pantaloons then and there
 worn by deponent as a part of his bodily
 clothing and did take therefrom the
 aforesaid money

James Welch

Sworn to, before me, this

1880

day

Police Justice.

0533

Police Court—First District.

CITY AND COUNTY }
OF NEW YORK. } ss.

William Gleason being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he was at liberty to refuse to answer any question that may be put to him, states as follows, viz:

Question. What is your name?

Answer. William Gleason

Question. How old are you?

Answer. 17 years

Question. Where were you born?

Answer. New York city

Question. Where do you live?

Answer. 29 Madison

Question. What is your occupation?

Answer. Sell newspapers

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

Answer. I am not guilty

William Gleason

Taken before me this

day of

November 18 90

Police Justice.

0534

COUNSEL FOR COMPLAINANT.

Name,

Address,

COUNSEL FOR DEFENDANT.

Name,

Address,

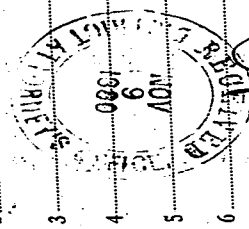
No 90 898
Police Court—First District

THE PEOPLE, &c.,

ON THE COMPLAINT OF

James Welch
Thru of Detention

vs.
William Gleason



Dated, 5 November 18 88

Before, Magistrate.

W. S. Donald, Officer.

Clark.

Witness:
James Welch
\$3.00 to testify
Bullington

to answer
at General Sessions
Received at Dist. Atty's office

BAILED

No. 1, by

Residence,

No. 2, by

Residence,

No. 3, by

Residence,

No. 4, by

Residence,

No. 5, by

Residence,

No. 6, by

Residence,

0535

CITY AND COUNTY }
OF NEW YORK, } ss.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York, upon
their Oath, present :

That

William Eleason

late of the First Ward of the City of New York, in the County of New York, aforesaid,

on the *fourth* day of *November* in the year of our Lord one thousand eight hundred and eighty ~~at the Ward, City and County aforesaid, with force and arms, in the night time~~ *of said day*, three promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one thousand dollars, and of the value of one thousand dollars each: three promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of five hundred dollars, and of the value of five hundred dollars each: twenty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one hundred dollars, and of the value of one hundred dollars each: thirty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of fifty dollars, and of the value of fifty dollars each: fifty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of twenty dollars, and of the value of twenty dollars each: sixty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of ten dollars, and of the value of ten dollars each: eighty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of five dollars, and of the value of five dollars each: ninety promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of three dollars, and of the value of three dollars each: one hundred promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of two dollars, and of the value of two dollars each: one hundred and twenty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one dollar, and of the value of one dollar each: one promissory note for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of one hundred dollars: one promissory note for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of fifty dollars: two promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of twenty dollars each: three promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of ten dollars each: ten promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of five dollars each: ten promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of three dollars each: fifteen promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of two dollars each: thirty promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of one dollar each: bank bills of banks to the jurors aforesaid unknown, and of a number and denomination to the jurors aforesaid unknown, of the value of one thousand dollars. Two gold coins (of the kind usually known as eagles), of the value of twenty dollars each: three gold coins (of the kind usually known as eagles), of the value of five dollars each: six gold coins (of the kind usually known as half eagles), of the value of two dollars and fifty cents each: ten gold coins (of the kind usually known as three dollar pieces), of the value of three dollars each: thirty gold coins (of the kind usually known as dollar pieces), of the value of one dollar each: gold coin of the denomination to the jurors unknown, and a more particular description whereof cannot be given, of the value of one thousand dollars. Sixty silver coins (of the kind usually known as dollars), of the value of one dollar each: sixty silver coins (of the kind usually known as half dollars), of the value of fifty cents each: one hundred and fifty silver coins (of the kind usually known as quarter dollars), of the value of twenty-five cents each: three hundred silver coins (of the kind usually called dimes), of the value of ten cents each: six hundred silver coins (of the kind usually known as half dimes), of the value of five cents each: one thousand silver coins (of the kind known as three cent pieces), of the value of three cents each: silver coin of a denomination to the jurors unknown, and a more particular description whereof cannot be given, of the value of fifty dollars. Three thousand coins (of the kind known as cents), of the value of one cent each: five hundred coins (of the kind known as two cents), of the value of two cents each. One hundred due bills of the United States of America, the same being then and there due and unsatisfied (and of the kind known as fractional currency), of the denomination of fifty cents each, and of the marketable value of fifty cents each: two hundred due bills of the United States of America, the same being then and there due and unsatisfied (and of the kind known as fractional currency), of the denomination of twenty-five cents each, and of the marketable value of twenty-five cents each: five hundred due bills of the United States of America, the same being then and there due and unsatisfied (and of the kind known as fractional currency), of the denomination of ten cents each, and of the marketable value of ten cents each,

of the goods, chattels, and personal property of one
the person of the said *James Welch*
from the person of the said *James Welch*
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.

on
then and there being found,
then and there

BENJ. K. PHELPS, District Attorney.

0536

BOX:

24

FOLDER:

296

DESCRIPTION:

Goodwin, John

DATE:

11/09/80



296

0537

James Casey
444 W 78th St

No 27

Filed 9 day of Nov
Pleads

188

THE PEOPLE

vs.

John Goodwin

Felony Assault and Battery.

BENJ. K. PHELPS,

District Attorney.

A True Bill.

W. K. Mc...

Foreman

Indictment for
murder

0538

Second District Police Court.

AFFIDAVIT—FELONIOUS ASSAULT, &c.

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

Ernest Walsh of No. 435
West 28 Street, being duly sworn, deposes and says
that on the 30 day of October in the year
1880, at the City of New York, he was violently and feloniously assaulted and beaten by

John Goodwin now present,
who entered the bakery where
deponent was at work, and
cut and stabbed deponent
upon the left arm, with the
large blade of a pocket knife.

with the felonious intent to take the life of deponent, or to do him 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 dealt
with according to law.

Sworn to before me this

of

October 30 day } Ernest Walsh
1880

Police Justice.

0539

Police Court—Second District.

CITY AND COUNTY
OF NEW YORK ss.

John Goodwin being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he is at liberty to refuse to answer any question that may be put to him states as follows, viz:

QUESTION.—What is your name?

ANSWER.—

John Goodwin

QUESTION.—How old are you?

ANSWER.—

Eighteen years.

QUESTION.—Where were you born?

ANSWER.—

In Dobbs Ferry.

QUESTION.—Where do you live?

ANSWER.—

340 West 26 Street.

QUESTION.—What is your occupation?

ANSWER.—

Learning Steam fitting trade.

QUESTION.—Have you anything to say, and if so, what—relative to the charge

here preferred against you?

ANSWER.—

I have been in the habit of getting beer for the bakers, and went in there last night to see if they wanted any. They said they were afraid the boss was coming and told me to go out. As I was going up the steps a friend of ~~mine~~ mine pushed me, and I fell in the door over the baskets. Having in my hand at the time a knife, cutting a piece of wood. As I fell I was caught by the throat by ~~Shelsh~~ Shelsh and another baker, and the knife may have scratched his arm.

John Goodwin

Taken before me, this

day of

Police Justice.

1880

0540

1027

POLICE COURT—Second District

THE PEOPLE, &c.

ON THE COMPLAINT OF

OFFENCE—Felonious Assault and Battery

Emmett M. Kelly
435 W 28th St

vs.



John J. Sullivan

Dated *31 October* 188*8*

Magistrate.

Robert

Officer.

Clerk.

Witnesses

Jacob
536 W 47th St

James M. Kelly the
plaintiff's employer
testifies well of him

Committed in default of \$ *500* bail.

Bailed by

No.

James M. Kelly

Street.

0541

CITY AND COUNTY }
OF NEW YORK, } ss.THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present:

That

John Goodwin
late of the City of New York, in the County of New York, aforesaid, on the
Thirtieth day of *October* in the year of our Lord
one thousand eight hundred and eighty *Ernest Welsh* with force and arms, at the City and
County aforesaid, in and upon the body of *Ernest Welsh*
in the peace of the said people then and there being, feloniously did make an assault
and *him* the said *Ernest Welsh*
with a certain *knife*
which the said *John Goodwin*

in *his* right hand then and there had and held, the same being a deadly and
dangerous weapon, willfully and feloniously did beat, strike, stab, cut, and wound
with intent *him* the said *Ernest Welsh*
then and there, feloniously and willfully 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 Jurors aforesaid, upon their Oath aforesaid, do further present: That
afterwards, to wit, on the day and in the year aforesaid, at the City and County
aforesaid, the said *John Goodwin*
with force and arms, in and upon the body of the said *Ernest Welsh*
then and there being, willfully and feloniously did make an
assault and *him* the said *Ernest Welsh*
with a certain *knife* which the said *John Goodwin*

in *his* right hand, then and there
had and held, the same being then and there a sharp, dangerous weapon, willfully
and feloniously, and without justifiable and excusable cause, did then and there beat,
strike, stab, cut, and wound, with intent to then and there willfully and feloniously
do bodily harm unto *him* the said *Ernest Welsh*
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 Jurors aforesaid, upon their Oath aforesaid, do further present: That
afterwards, to wit, on the day and in the year aforesaid, at the City and County afore-
said, the said *John Goodwin*

with force and arms, in and upon the body of *Ernest Welsh*
in the peace of the said people then and there being, feloniously, did make another
assault and *him* the said *Ernest Welsh*
with a certain *knife*
which the said *John Goodwin*

in *his* right
hand then and there had and held, willfully and feloniously did beat, strike, stab, cut,
and wound, the same being such means and force as was likely to produce the death
of *him* the said *Ernest Welsh* with intent *him* the

0542

said *Ernest Welsh* then and there feloniously and willfully 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.

FOURTH COUNT.

And the Jurors aforesaid, upon their Oath aforesaid, do further present: That afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, the said

John Goodwin with force and arms, in and upon the body of the said *Ernest Welsh* then and there being, willfully and feloniously, did make another assault and the said *Ernest Welsh* with a certain *Knife*, which the said in *his* right hand then and there had and held, the same being then and there a deadly weapon, willfully and feloniously did then and there beat, strike, stab, cut and wound, with intent to then and there, willfully and feloniously maim *him* the said *Ernest Welsh* 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.

BENJ. K. PHELPS, District Attorney.

Filed 9 day of Nov 1883
Pleads

THE PEOPLE

vs.

Felony Assault and Battery.

BENJ. K. PHELPS,

District Attorney.

A TRUE BILL.

Boorman

Indictment found

Warren

No 27

James P. Kelly
444 N 2 St

0543

BOX:

24

FOLDER:

296

DESCRIPTION:

Griffin, Kate

DATE:

11/24/80



296

0544

RECEIVED BY THE CLERK OF THE DISTRICT COURT
AT THE CITY OF NEW YORK
JAN 24 1880

IN SENATE
JAN 24 1880

No 200,

Counsel,

1880.

Filed 24 day of Nov.

Pleas

THE PEOPLE

vs.

Kate Griffin

Indictment - Larceny

BENJ. K. PHELPS,

District Attorney.

A TRUE BILL

Wm. H. Wood

Jan 24 1880

Plenty guilty

Jan 29 1880

Sentence suspended

25

0545

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

FORM 89½

POLICE COURT—SECOND DISTRICT.

of No. 223 West 22^d Street, being duly sworn, deposes
and says, that on the 21st day of October 1880.
at the City of New York, in the County of New York, was feloniously taken, stolen and carried
away, from the possession of deponent,

the following property, to wit:

One gold watch and chain of the
value of One Hundred and Twenty
Five Dollars (\$25) and One
ladies dress of the value of
Twenty Five Dollars (\$25) in
all

of the value of One Hundred and fifty Dollars,
the property of deponent

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

Kate Gaffin (number)

Said defendant was in deponents
employ from the 1st of October last
on the 21st of October succeeding said
date said defendant suddenly left
deponents employ. They deponent
missed said property. Said
defendant thereafter admitted
stealing said property.

Mary A. J. Seabury.

Sworn to before me, this

day

Police Justice.

0546

Police Court—Second District.

CITY AND COUNTY
OF NEW YORK } ss.

Catharine Griffin being duly examined before the undersigned, according to law, on the annexed charge, and being informed that he is at liberty to refuse to answer any question that may be put to him, states as follows, viz:

QUESTION.—What is your name?

ANSWER.—

Catharine Griffin

QUESTION.—How old are you?

ANSWER.—

22 years

QUESTION.—Where were you born?

ANSWER.—

Ireland.

QUESTION.—Where do you live?

ANSWER.—

Bridgeport—Ct.

QUESTION.—What is your occupation?

ANSWER.—

Servant—

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

ANSWER.—

*I am guilty—
Catharine Griffin
Mary*

Taken before me, this

day of

1880

Police Justice.

0547

Police Court—Second District.

CITY AND COUNTY }
OF NEW YORK } ss.
Catharine Griffin being duly examined before the undersigned, according to law, on the annexed charge, and being informed that he is at liberty to refuse to answer any question that may be put to him, states as follows, viz:

QUESTION.—What is your name?

ANSWER.—

Catharine Griffin

QUESTION.—How old are you?

ANSWER.—

22 years

QUESTION.—Where were you born?

ANSWER.—

Ireland.

QUESTION.—Where do you live?

ANSWER.—

Bridgeport - Ct.

QUESTION.—What is your occupation?

ANSWER.—

Servant—

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

ANSWER.—

*I am guilty—
Catharine ^{help} Griffin
Mumford*

Taken before me, this

day of

1880

Police Justice.

0548

Form 84.

POLICE COURT—SECOND DISTRICT

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Mary A. Deady

1223 W. 22nd

Kate Garbin

Affidavit—Larceny.

DATED

Nov 17

1890

MAGISTRATE.

Smith

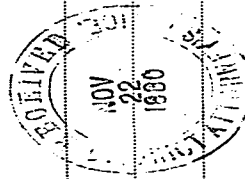
OFFICER.

Haley

E. Mulvey

WITNESS:

Central Office



TO ANS.

BAILED BY

No.

STREET.

John G. S.

0549

Bridgesport Nov. 26, 1880
In the hands of the Tomb
Prison

New York

Dear Sir

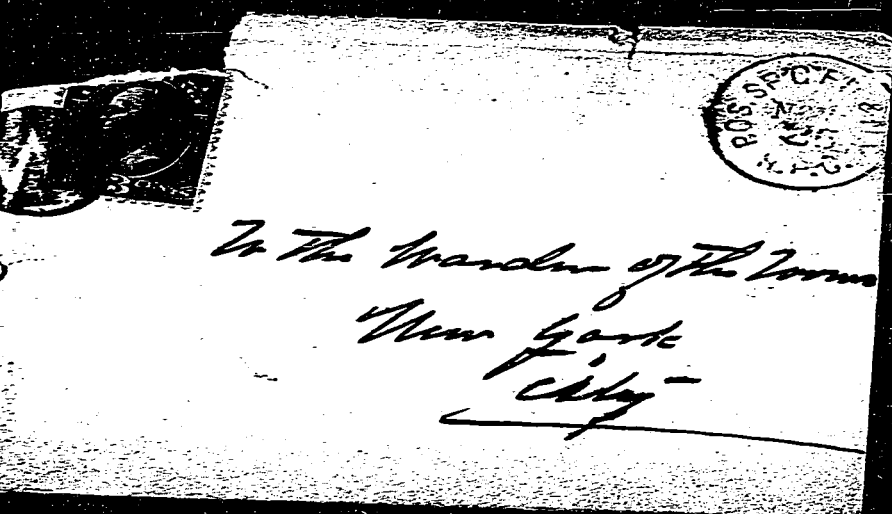
Having been requested to
give information con-
cerning my knowledge
of the character of Kate
Whiffen. I would res-
pectfully submit that
she remained in our
family for a few months

0550

and we ever found her
a faithful servant and
honest in every respect
very truly,

Thomas Lowe
No. 33 Wall St

0551



0552

Bridgeport Conn
Nov. 26/88.

To the Warden or Supt. of the Tombs
Prison New York. Sir.

I have been requested to give
information respecting Kate
Griffin. My wife brought her
from Europe as a found girl
she remained with us about
one year during which time
we found her honest

Respectfully
O. H. Kee

REGULATIONS.

A proper observance of the Sabbath is required. Pupils, accompanied by a teacher, attend Divine Service at the churches designated by their parents or guardians.

The friends of the pupils will confer a great favor by not requesting their absence from the Seminary on the Sabbath, nor during the weekly sessions of study. *Visiting, at such times, is deleterious in its effects.* No one can be absent from a *single recitation or study hour*, without seriously affecting her own progress, and causing irregularity in the classes.

Punctual attendance upon duties at the commencement of the year and until its close, is of the utmost importance, and is *most earnestly desired*.

New pupils received when there are vacancies, and charged from the date of entrance. Those previously in attendance, coming in after the term has commenced, will be charged for the whole time. Should any leave before the close of the term, payment will be required in full. Deduction will be made *only for the protracted illness of a pupil*, and then for *half the time*. None are received for less than a year, *except by special agreement*.

It is desirable that patrons, who wish their daughters or wards to remain inmates of the school, should notify the Principal of their wishes, at the close of the school year. The reasonableness of this request is obvious, in consideration of the number to which the family is limited.

Boarders will furnish two pairs of sheets, two pairs of pillow-slips, six towels, six table napkins, one woolen blanket, silver knife and fork, tea and dessert spoons, napkin ring, toilet articles, umbrella, water-proof cloak, and overshoes. Each article *must be plainly marked with the full name*.

CHARGES PER ANNUM FOR BOARDING PUPILS.

Instruction in English, Latin, Elementary Drawing, Penmanship, with board, fuel, light, washing, (fifteen plain pieces).	\$375.00
French, German, each, according to class.	\$20.00 to 40.00
Greek, Italian, Spanish, each.	50.00
Drawing from Casts, and Nature.	40.00
Painting in Oil, Water Colors, China, or Pottery Decoration.	50.00 to 70.00
Vocal Music, in class.	\$50.00. Single Lessons, 100.00
Instrumental Music.	60.00 to 120.00
Use of Piano.	16.00
Seat in Church.	6 00

Deduction for five-day boarders, \$40.00.

Washing, exceeding fifteen pieces, per dozen, 75 cents. Trimmed Skirts and Dresses extra.

NO CHARGES EXCEPT THOSE SPECIFIED.

Money sufficient to meet contingent expenses, such as lectures, concerts, stationery, books, drawing and painting materials, sheet music, and extra washing must be left with the Principal.

Payments, *invariably in advance*, at the commencement of each term.

0555

COURSE OF STUDY.

PREPARATORY DEPARTMENT.

Spelling; Reading; Intellectual Arithmetic; Practical Arithmetic; Geography; Language Lessons; Science of Common Things.

JUNIOR DEPARTMENT.

SECOND DIVISION.

Spelling; Defining; Reading; Intellectual Arithmetic; Practical Arithmetic; Geography; Familiar Science; United States History; First Lessons in Composition; Latin.

FIRST DIVISION.

Spelling; Defining; Reading; Intellectual Arithmetic; Practical Arithmetic; Geography; Grammar; United States History; English History; Botany; Natural History; Latin.

MIDDLE DEPARTMENT.

SECOND DIVISION.

Etymology; Elocution; Intellectual Arithmetic; Practical Arithmetic; Algebra; Grammar; Analysis; English History; French History; Botany; Natural Philosophy; Latin.

FIRST DIVISION.

Etymology; Elocution; Grammar; Analysis; Rhetoric; Algebra; Geometry; Physiology; Chemistry; Mythology; Universal History; English and American Literature; Latin.

SENIOR DEPARTMENT.

SECOND DIVISION.

Elocution; Rhetoric; English and American Literature, Geometry; Trigonometry; Study of Words; Astronomy; Science of Government; Mineralogy; Geology; Latin.

FIRST DIVISION.

Mental Philosophy; General Literature; Moral Philosophy; History of Fine Arts; History of Civilization; Elements of Criticism; Evidences of Christianity; Butler's Analogy.

Lectures on Art, Literary, and Scientific Subjects, during the Year.

N. B.—Spelling, Reading, Writing, Drawing, and Composition, carefully taught in every department.

A Diploma will be awarded at the satisfactory completion of the Prescribed Course.

Young Ladies, not wishing to graduate, may select a special course, or be prepared for College.

CHARGES PER ANNUM FOR DAY PUPILS.

Instruction in English, Latin, Elementary Drawing, and Penmanship.				\$ 40 00
Preparatory Department,	-	-	-	60 00
Junior	"	Second Division, \$30 00	First Division.	70 00
Middle	"	"	"	80 00
Senior	"	"	"	

Other branches the same as for Boarders. The number of Day Pupils is limited to Fifty.

0556

Bridgeport, Nov. 26, 1882

Dear Katie:—

I have just received
your letter, and, at your re-
quest, answer immediately—

Your friends at the Seminary
are very sorry for you in your
present trouble, and if we
can help you in any way,
will be only too glad to do so.

When with us, we believed
you to be strictly honest, and
were willing to trust the house,
and all in it, to your care for
any length of time.

I enclose a circular that
the judge may know who writes

0557

This letter. Hoping it may
be of service to you, I am

Sincerely your friend,

Emily Nelson

Golden Hill Seminary.

0558

CITY AND COUNTY } ss.
OF NEW YORK,

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present:

That

Kate Griffin:

late of the First Ward of the City of New York, in the County of New York, afore-
said, on the *twentyfirst* day of *October* in the year of our Lord one
thousand eight hundred and ~~seventy~~ *eighty* at the Ward, City and County
aforesaid, with force and arms

*One chain of the value of twenty five
dollars*

*One watch of the value of one hundred
dollars*

One skirt of the value of ten dollars

One overskirt of the value of ten dollars

One waist of the value of five dollars

of the goods, chattels and personal property of one

Mary A. Seabury

then and
there being found, 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.

BENJ. K. PHELPS, District Attorney.

0559

BOX:

24

FOLDER:

296

DESCRIPTION:

Gyse, Charles

DATE:

11/19/80



296

0560

BOX:

24

FOLDER:

296

DESCRIPTION:

Smith, James

DATE:

11/19/80



296

No 160

Filed 19 day of Nov 1880

Pleaded

Charles Lyne

THE PEOPLE,

vs.

Charles Lyne

James Smith

BENJ. K PHELPS,

District Attorney.

A True Bill.

found

OK

Foreman.

For 24th 1880.

Wm. J. Connelley

James W. Connelley

James W. Connelley

No 1 CP 2 1/2 years

No 2 CP 2 years

0562

Police Office, Fourth District.

City and County
of New York, } ss.

Thomas W. Murphy

of No. 296 East 97th Street, being duly sworn,
deposes and says, that the ~~passenger~~ No. 4096 of the New York Central Hudson River Rail Road Company
that was on the track on 11th Avenue between 54th and 57th Streets, 22^d Ward, in the City and County aforesaid, the said being a car
and which was ^{used and} occupied by ~~deponent~~ as a said Rail Road Company for
the transportation of merchandise were **BURGLARIOUSLY**
entered by means of forcibly breaking an iron fastening
that is attached to the door of said car and forcibly
opening the door leading into said car

on the night of the 11th day of November 1880
and the following property feloniously taken, stolen and carried away, viz.:

Fifty paper boxes containing Twenty
five dozen men's Shirts & Drawers
of the value of One Hundred & twenty five
dollars

in the property of some persons unknown to deponent.
and deponent further says, that he has great cause to believe, and does believe, that
the aforesaid **BURGLARY** was committed, and the aforesaid property taken, stolen
and carried away by Charles Guse & James Smith (now here)
and five others whose names are unknown
for the reasons following, to wit: That about the time of 6:45 P.M.

on said date deponent saw said Guse, Smith
and four others whose names are unknown
enter said car and saw them break the
lock and saw said property taken and
that said car had arrived from the West
only about 20 minutes. When deponent
hearing a noise as if some one was
breaking into a car went where this
car was standing & there saw said

0563

Grand Rail Road Company that was on the
 track on 11th Avenue between 56th & 57th
 Streets in said City. Depont further says
 that at the time he arrested said Smith
 he found a Bag and piece of candle
 on the said Smith possession
 Gize. Said Smith and other
 unknown parties come out
 of said car, which had been
 broken open as aforesaid.
 That a Case containing Merino
 Shirts & Drawers that was in
 said car had been broken
 open & a part of its contents
 taken away. which were
 found in a lumber yard
 about 25 feet from the said
 Car. 18 pairs of Shirts & Drawers
 were found in said yard.
 There was found in the
 possession of Smith as he
 came from said Car a
 Candle and a Bag.

Brought before me

this 12th day of November 1880

R. J. R. V. J. Police Justice Thomas W. Murphy

0564

Police Court, Fourth District.

CITY AND COUNTY }
OF NEW YORK, } ss.

Charles Gyse 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. *Charles Gyse*

Question. How old are you?

Answer. *12 years*

Question. Where were you born?

Answer. *New York*

Question. Where do you live?

Answer. *712 10 Ave*

Question. What is your occupation?

Answer. *I work in a wood yard*

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

Answer. *I was arrested for walking in the street*

Charles Gyse

Taken before me this

12

day of

Nov

1890

Police Justice.

0565

Police Court, Fourth District.

CITY AND COUNTY } ss.
OF NEW YORK,

James Smith 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. James Smith

Question. How old are you?

Answer. 18 years

Question. Where were you born?

Answer. New York

Question. Where do you live?

Answer. 542 W 46th St

Question. What is your occupation?

Answer. I work in a paper factory

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

Answer. I am not guilty and all I have to say is that Eyoe and myself stood about 25 feet away from the car that was broken into when the detectives came and arrested us

James ^{his} ~~mark~~ Smith

Taken before me this

12 day of Nov

1888

Police Justice.

0566

911 A 160

Police Court--Fourth District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Thomas W. Murphy
296 E 97th St
Charles L. Gyle

2 James S. Smith
3

4

5

6

BAILED:

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

No. 5, by

Residence

No. 6, by

Residence

Dated November 12 1880

B. D. Bixby

Magistrate.

Barnes 22d

Officer.

Clerk.

Wm. Joel W. Pike
712 8th Avenue
E. Delbarnan, 61 Green St
(all paid)

\$2000 Ans

Committed

Received in District Att'y's Office,

1892

The People
 Charles Gype
 and
 James Smith } Court of General Sessions. Before
 Judge Cowing. November 24. 1880.
 Indictment for burglary in the third
 degree, grand larceny and receiving stolen goods.

Thomas W. Murphy, sworn and examined
 testified. I am a detective of the New York Cen-
 tral and Hudson River railway. I recognize
 the prisoners and saw them on the evening
 of the 11th of November between Fifty sixth and
 Fifty seventh sts. on the west side of Eleventh
 avenue. I arrested James Smith. Charles Gype
 was arrested at the same time by Officer Pike.
 It was between 6 1/2 and 7 o'clock. Officer Pike
 and myself saw the train coming in past
 Fifty ninth street, a freight train, and after-
 wards it became blockaded and they could
 not draw it in. It had been lying 20 min-
 utes in the street on the down track. Both
 of us came down on the sidewalk. We saw
 four or five young men about their size
 around car No 4096 containing merchan-
 -dize. I arrested James Smith as he was
 running away from the car twenty five
 feet from the car. Officer Pike arrested
 James Gype about the same distance.
 We examined the car, the lock pin had
 been removed and the seal broken and
 the door of the car shoved back. The case

0568

containing these goods, merino shirts and drawers, had been broken open also and the boxes removed. There were fifteen or sixteen boxes gone out of the case. The wooden case was on its end and it seemed to be broken by some instrument. The car was fastened with an iron pin and there is a seal put on it; the pin cannot be removed without disturbing that seal. The pin and the seal was broken and the door slides of the freight car shoved back, and the case in the inside within two feet of the door was smashed to pieces and about sixteen boxes taken. Smith seemed to be running away from this car; we searched Smith at the station house and found a candle and a bag on him. That was found in his coat pocket. That was all that was found on either of them. I have been on special duty there about two months. Smith did not say anything. I merely stated that he was liable to get out of this trouble if he was to have a little more to say. I do not know of my personal knowledge that the property taken from the case was afterwards found. Officer Pike knows more about that than I do. I know it was found in a lumber yard. The counsel did not deny that goods were taken out of the car exceeding \$25 in value, the property of E. Delbarman.

0569

Cross Examined. I met officer Pike that evening between 6 and 7 in 59th St and 11th avenue. I saw the clock in Dooley's saloon. I did not drink in there. I did not meet officer Pike in the saloon. I was on the sidewalk when I first saw the boys between 56 and 57th St., nearer to 57th St.; the car lay within 25 or 30 feet of 57th St. south of 57th St. I came down from 59th St. towards the car on the west side. I crossed 58th St. before I saw the boys and I saw them between 56th and 57th St. There were seven or eight or perhaps nine of them. They were in and out of the cars when they saw us. It would be hard to tell how they were; they were getting away as hard as they could. I saw Smith coming from the car in the direction towards me. Charles Gypse was between both trains coming out from where the car was. There was a lumber train on the side of the track; he was coming out between the car that was robbed and the car that was lying there with lumber on the north side of the avenue. Smith ran towards me, but he did not know me. I could not state whether he saw me or not. There was no other officer in the neighborhood at the time but officer Pike; the other boys ran in all directions. The car was on the track about 20

0570

minutes before it was robbed; we did not examine the car till we arrested the boys; we saw the cars as they came in on this train. Officer Pike was on one side and I was on the other of 59th St. ~~on~~ the Avenue; we examined both doors of the cars and they were locked. I could not exactly tell how many cars were in the train; it was a large train; I could not positively state the number of cars on this train; they vary; it was an iron car that was broken; it was a freight car, marked "Merchandise, New York Central line," it is not known as a refrigerator car that I know of; they may use it for that. I presume there is a difference between the refrigerator and the common box car, but I never bothered my head to find out the difference. The car 4096 when I went over to it was entirely open so that any one could look in. I am pretty positive there was no inner door to that car. I could not get inside the car to find out; it would be an impossibility; there was so much merchandise in it. There was no inner door. I saw the case broken open. The prisoners attempted to run away in the first instance when we arrested them, but afterwards they did not; we had to hold on pretty tight. Before I became a special officer I was a contractor and previous to that I was on the police force. I was in the

0571

public stores for a while and I also was a census taker. I was never arrested in my life. No goods were found on the person of the prisoners. I did not personally see either one of them touch the car, I saw them coming from the car. I was 25 feet away from them; they were within two feet from the car and others were around them. I personally observed 20 minutes before that the car was locked. Then I first saw the prisoners they were running. I did not halloo to them, for there was no necessity of doing that as the prisoner James Smith ran towards me and I grabbed him; he ran in my arms. He did not say anything, but Gyle turned around to me and said after he was arrested, "we are gone this time"; he said that to Smith. Officer Pike and myself were not in uniform; there was nothing about us to show that we were officers. Joel Pike, sworn and examined. I am a detective of the New York Central and Hudson River Railroad; on the 11th inst. I arrested one of the prisoners, Charles Gyle. I saw Smith that evening. I saw both of them coming from the end of the car I should judge between six and seven o'clock at 54th St. and 11th Avenue Murphy and I were coming down the avenue and we heard some noise and pounding. I said to him, "I'll bet they are breaking in

Those cars already." As we got near the car
 that laid on the side track, the lumber car, I saw
 these two men come from behind it - the prison-
 ers - a very few feet from there. I ran and
 grabbed Gyp. I should judge he was about six
 or seven feet from the car, which was broken.
 I started and quickened my step. I ran out
 in the street and caught Mr. Gyp on the
 street right behind the car that laid on
 the side track - the lumber car. Smith man-
 aged to get in the curbstone. So I heard
 the pins drop on the ground, the others drop-
 ped them and ran. I could not tell how
 many persons were there - there was five
 or six I judge. I saw one jump from the
 car. Then I first saw them they were looking
 around the car to see if any one was coming.
 He found the fastening of the car undone
 and the door shoved back. I had seen that
 car about 20 minutes before and I noticed
 at that time the condition of the door on my
 side; the door was not open on my side.
 I took Gyp up to the car. I saw the car was
 broken. I said, "Who is that? jumped out of the
 cars?" He said, "a parcel of kids." I was present
 at the station house when they were searched.
 A bag and candle were found on James Smith
 Cross Examined. The car that was broken was

on the main track upon Eleventh Avenue, there was on the side track a lot of freight cars loaded with lumber. We were half a block away from them when we saw the boys; I knew them both. I did not recognize them until I got a little closer, it was a very dark night and rainy. I made up my mind I would see what they were doing there. I heard a couple of pins drop; the car that was robbed was on the east track. I could not see the car that was robbed without going out in the street. I had to go around this lumber car to get there. They were both standing at the end of the lumber car on the east track; they both knew me. I could see there were two figures standing there and I kept my eye on them during the whole time; they were standing between the end of the lumber train and the sidewalk. Smith jumped on the sidewalk and Gypsy stood perfectly still. Previous to putting my hand upon him I heard the pins drop and I took him right up to the car. I found this sliding door pushed back and broken open. I saw two or three other boys around but I could not tell who they were. When I started to take hold of Gypsy I saw the other boys running around. I passed the train near 60th St. just about the middle of the block I was stationed on one side and Murphy on the other. I did not find any goods on these boys.

Milliea Gyp, sworn and examined, testified
 I reside 647 Tenth Avenue between 45th and 46th
 Sts. Ask her where Charles was that day up to 5
 o'clock? I do not know where he was, but he was
 at home until one o'clock in the house,
 he took his dinner. About 3 o'clock he came
 home and I think he remained about two hours,
 there was a light let. He did not return home again.
 James Smith, sworn and examined, testified
 I reside 542 West Forty sixth Street; the latest work
 I done was in a paper factory. On Thursday the
 11th of November what did you do that day? I had
 been across town on the east side along the
 Second and Third avenues looking for work.
 Did you do any work that day? No sir. Did
 you assist any one at all in carrying anything?
 Yes sir, I helped a young man to put some
 furniture on a wagon; he was moving. How long
 did it take you? No more than 20 minutes; it
 was about four o'clock in Forty fifth St. between
 Tenth and Eleventh avenues; it was him that
 handed me the candle and the bag. I put it
 in my pocket and I walked up the avenue -
 Eleventh Avenue and Forty ninth St. I stayed
 there for a while, I was walking up to 60th St.
 I wanted to see a young man I "knewed."
 The detectives had me arrested before I met
 him. I was talking to Gyp, but he was not the

0575

party I wanted to see. I have seen Gypse in the Avenue before, but I never talked to him before this. I asked him where he was going? He told me he was going to a benefit for some young man that was dying. I met him between 54th and 58th sts. on the west side of Eleventh Avenue in the middle block. I do not think I stopped two minutes to talk before I was arrested. I never saw Officer Pike before. I don't know Officer Murphy, and never saw either of them before to my knowledge. I did not go near this car that was broken. I saw the door of the car open; that is all I know about it. Then we got arrested, when the detectives came up and asked us what we were doing? I saw him looking at the car. I looked at the car, I saw the door open; he did not take me to the car; the detective said it was 25 feet from the car where I was standing in the middle of the sidewalk. Gypse was with me. I was walking up the Avenue and Gypse came behind me. I was put in the Catholic Protectory for not obeying my parents; my father had me put there. That is the only time I have been arrested. I did not attempt to run away from the Officer I was talking to Gypse. You don't know anything whatever about this burglary? No, sir. I don't know anything about Gypse.

0576

Cross Examined I could not tell you the man's name who gave me the bag and the candle. I met him in ~~Forty~~ ^{Forty six} st. and Eleventh Avenue; it was somewhere around four o'clock; he told me he had no use for it and I could have it; I was not in between the cars. I was not looking behind the cars when the officers first saw me. What did you say that you were gone for this time? I did not say it. The detective says that Gypse said it. I did not notice him saying it. What were the names of these "kids" who broke into that car? I could not tell you, I do not know them, I did not see them. I never had that bag and candle before. Murphy arrested me. It is not correct that I was two feet from the car when he first saw me. ~~He~~ ^{He} ~~and~~ ^{and} myself were standing together when we got arrested. I took the stranger for a young man I knew. It did not take me two minutes to find out who he was. I was in the Catholic Protective six months. I could not say exactly how long ago. I suppose it was four or five years ago. How old are you now? Eighteen. How long since you have done any work? Three weeks. The last place I worked at was Thirty first st. and Eleventh Avenue, Daniel Mahon. I worked four months for him making hassocks. What did you leave there for? The wages were not high enough. I have been getting five dollars

0577

Cross Examined. I could not tell you the man's name who gave me the bag and the candle. I met him in Fifty sixth st. and Eleventh Avenue; it was somewhere around four o'clock; he told me he had no use for it and I could have it; I was not in between the cars. I was not looking behind the cars when the officers first saw me. What did you say that you were gone for this time? I did not say it. The detective says that Gypse said it. I did not notice him saying it. What were the names of these "Kids" who broke into that car? I could not tell you, I do not know them, I did not see them. I never had that bag and candle before. Murphy arrested me. It is not correct that I was two feet from the car when he first saw me. ^{The Gypse} ~~He~~ and myself were standing together when we got arrested. I took the stranger for a young man I knew. It did not take me two minutes to find out who he was. I was in the Catholic Protectory six months. I could not say exactly how long ago. I suppose it was four or five years ago. How old are you now? Eighteen. How long since you have done any work? Three weeks. The last place I worked at was thirty first st. and Eleventh Avenue, Daniel Mahon. I worked four months for him making hassocks. What did you leave there for? The wages were not high enough. I have been getting five dollars

0578

and I was only getting three dollars and a half off this man. I worked for Kerry and Mahon two months. I left them not quite a year ago. Since then I have been doing everything that came in my way. I have not been working steady except I had a job of a man who would ask me Charles Gypse, sworn and examined testified. I live on Ninth Avenue between 45th and 46th sts.; on the 11th of November I left home about 10 minutes to five. I walked along Eleventh Ave. and I was intending to go to a benefit. I met that young man Smith corner of 57th St. He asked me where I was going? I told him I was going to a benefit. Did you ever talk with him before? No sir. I saw him before. We were walking along and when we got to the corner of 58th St. two detectives came along and took us in. They were about half a block away from us when we saw them; they were coming towards us and we were coming towards them. I could tell Mr. Pike by his hat I did not know the other man, but I knew Mr. Pike. I could not see his face until he got a little nearer to him, but I could tell him by the hat and the walk. The detective asked me what I was doing? I told him nothing; he fetched me over to the car and he knocked against it. He says "you have been breaking open cases." The car was a

refrigerator and it had double doors; the outer door was pushed back; it is a half door. If you want to get in, you cannot get in from standing in the gutter; somebody has got to lift you up or get a ladder. Mr. Pike said, I see you have been breaking open cases; he took us to the station house. I was about 25 feet from the car when I was arrested. I don't know anything about the burglary. How long had you been with this boy at the time you were arrested? From the corner of Fifty seventh St. till the detectives took us in; that was about the corner of Fifty eighth St. Did you hear what officer Murphy testified to in saying that when you were arrested you turned to this boy and said, "Well, we are gone this time?" I do not remember saying it. I am not sure whether I said it or not. If you did say it what did you mean by it? It meant that we were arrested for nothing. I had officer Gillespie arrested for disorderly conduct.

Cross Examined. I worked in Illinois about two years ago and when I came home I worked in a dye house. I worked in a wood yard about three or four months. A certificate of John S. Gilmore testifying to Gypse's good character was admitted in evidence. Officer Pike testified that Gypse had a bad character; was the associate of thieves and was arrested before for stealing lamps out

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of passenger coaches.

The jury rendered a verdict of guilty of burglary in the third degree.

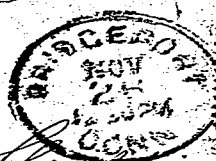
Hyse was sent to the State prison for two years and six months. Smith was sentenced for two years.

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✓ testimony in the case
of Charles Gorse and
James Smith

filed Nov. 19.

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Miss Kate Griffin,
The Tombs City Prison,
New York City



To the Warden
Tombs Prison
New York

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CITY AND COUNTY } ss.
OF NEW YORK,

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present:

That

Charles Eyse and James Smith
each

late of the *twenty second* Ward of the City of New York, in the County
of New York, aforesaid, on the *eleventh* day of *November*
in the year of our Lord one thousand eight hundred and ~~seventy eight~~ with force
and arms, at the Ward, City and County aforesaid, ~~the~~ *a certain car* of *the*
New York Central and Hudson River Railroad Company there situate, feloniously and
burglariously, did break into and enter, the same being a ~~building~~ in which divers
goods, merchandise, and valuable things were then and there kept for use, sale and
deposit, to wit: the goods, chattels, and personal property hereinafter described, with
intent the said goods, chattels, and personal property of the said *the New York Central*
and Hudson River Railroad Company then and there therein being, then and there
feloniously and burglariously to steal, take and carry away, and

Three hundred shirts of the value of forty cents each
Three hundred pairs of drawers of the value of
forty cents each pair

of the goods, chattels, and personal property of the said *The New York Central*
and Hudson River Railroad Company
so kept as aforesaid in the said *car* then and there being, 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.

viewed, and against the peace of the People of the State of New York, and their dignity.

BENJAMIN K. PHELPS, District Attorney.

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And the Jurors aforesaid, upon their oath aforesaid, do further present

That the said

Charles Eyse and James Smith each

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

Three hundred shirts of the value of forty cent each

Three hundred pair of drawers of the value of forty cents each pair

of the goods, chattels, and personal property of the said *The New York Central and Hudson River Rail Road Company* by a certain person or persons to the Jurors aforesaid unknown, then lately before feloniously stolen of the said *The New York Central and Hudson River Rail Road Company* unlawfully, unjustly, and for the sake of wicked gain, did feloniously receive and have (the said *Charles Eyse and James Smith* then and there well knowing the said goods, chattels, and personal property to have been feloniously stolen), against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

BENJAMIN K. PHELPS, District Attorney.