

02 12

BOX:

184

FOLDER:

1859

DESCRIPTION:

Daintree, Robert H.

DATE:

08/17/85



1859

02 13

12-3 B

Witnesses:

Counsel,

Filed 17 day of Aug 1886

Pleas

THE PEOPLE

vs.

Robert W. Raines

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

Sept 19/86 Jm O'Leary
Foreman.
Accepted for service of
process
Sept 18/86
Grand Jurors 2 day
24th & Mrs B. P.
Sept 11/86

Grand Larceny 2nd degree etc
[Sections 628, 631, 550, Penal Code].

0214

Sec. 198-200.

3

District Police Court.

CITY AND COUNTY
OF NEW YORK, ss*Robert H. Waintree*

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 *Robert H. Waintree*

Question How old are you?

Answer *34 years of age*

Question Where were you born?

Answer *England*

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

Answer *208 East 128 St. 2 weeks*

Question What is your business or profession?

Answer *Surgical Instrument 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 did not steal the instruments myself. I sold them in good faith to James O. Murphy here present. I decline to say anything further at present. I did not know the instruments were stolen.*

Robt. H. Waintree.

Taken before me this

day of *March* 188

Police Justice.

02 15

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

Robert H. Waintree

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

Dated *August 12th* 188*8* *J M Patterson* 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.

BAILED.

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court

District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

ON THE COMPLAINT OF
Joseph Phillips
347 28 E - 62nd
Robert H. Lammertree

Offence
Larceny

Dated

Dated August 12

188

Magistrate

Officer.

Precinct.

Witnesses

No.

Street.

No.

Street

No

Street

\$ 2000. to answer

Sessions

Sessions

Conrad

0217

The People
vs.
Robert H. Daintree. { Court of General Sessions, Part 1.
Before Recorder Smyth.

Tuesday, September 8, 1885.

Indictment for grand larceny in the second degree.

Joseph Phillips sworn and examined. I live at 347 East 62nd Street in this city and am superintendent of the factory of A. L. Hernstein at 139th Street and College Avenue; he is the manufacturer of surgical instruments. I have known the defendant since about the 10th of May, he was in the employ of Mr Hernstein as workman. About the first of June we were missing a lot of instruments but we could not trace where they had gone and in the month of August a doctor called upon us to purchase some instrument. I showed him some and he laughed at the prices I offered him. He says, if you come with me down in the Bowery I can sell you those things for one-quarter what you ask for them. I put on my hat and coat and went down and I recognized our goods at Simpson's and at Murphy's place. That was I think, the first week in August. I found three speculums, eight amputating knives, twenty-one tooth forceps, one polypus forcep and eight pair of obstrical forceps at Simpson's place. These were manufactured by Mr Hernstein and had his name on; they were worth \$128.25. We found at James Murphy's, who sells unredeemed pledges and jewelry seven speculums of the value of about seventy dollars; these goods I recognized as Hernstein's. From the first to June to August the defendant was in the employ of Hernstein. I had no conversation with him after his arrest, he was arrested on

02 18

Tuesday the 17th of August; the goods were in my custody; they are now at Police Headquarters.

The Court took a recess in order that the goods in question might be produced in Court, and after recess the witness positively identified the instruments and pointed them out to the Jury. I am the manager of Mr Hernstein's establishment; he has a son in his employ names Louis, he was in the employ of his father at the time that the defendant was there.

James D. Murphy sworn. I live at 217 East 53rd Street and do business at 179 Bowery, I buy and sell unredeemed pledges and new and second watches, jeweler's instruments, pistols and goods of that kind. I think it was on the first day of June of this year that I saw the defendant Daintree in my place of business; he came in to sell some of those instruments, I think I bought twelve speculums and three amputating knives, I had some conversation with him about the instruments; he told me he was a physician from Kansas and that he had those instruments made for his own use. I have no doubt at all but he told me that. The instrument now shown me is similar to the ones I bought, this has my tag on it, I paid him ten dollars for what I bought. He came in again after that, I was not in the store when he first came in, I think he left the goods in the store a day or so previous to the first of June, my clerk would not buy them he left them there for me to look at, I remember the day Mr Phillips came in; the defendant had been twice. The first time I saw him he told me that Simpson of Chatham Street recommended him to me to sell those goods, which was the

0219

case, I asked Mr Simpson. I do not remember anything particular occurring when I saw him the next time. I think it was in the early part of August that Mr Phillips saw those goods and identified them as the property of his employer. There were some other articles that the prisoner sold to me that I did not have at that time, I had sold them to different parties. Everything that is not here to-day was sold by me.

Cross Examined. I am positive that the defendant said he was a Kansas physician, I thought I was giving a fair price for articles of that kind. These goods were purchased in my open store. He told me that he was a physician from Kansas, that he had those instruments made for his own use, that it was a complete set and that if a physician did not have a complete set of that kind he was likely to lose a patient. I think I sold a portion of the property for ten dollars, I would not be positive as to the exact amount. When I make a purchase of course I expect to make a profit upon the sale.

Richard King sworn. I am a detective sergeant connected with the central office and arrested the defendant on the 11th of August on the complaint of Mr Phillips for stealing surgical instruments. I asked the prisoner where he got them and he said he got them from a man named Brown; he didn't know his first name or where he lived; he afterwards said he got them from Mr Hernstein's boy, he did not like to state that because he would get discharged. I think in June or July I saw the defendant offering some such instruments as these for sale but I

0220

could not say they were the ones, I am positive he is the man, I stood by the counter when he came in but the gentlemen did not buy them, I was present when Mr Phillips identified these goods, I arrested him on the discription that I received from Mr Phillips, he gave me a description of the man. I think the defendant said that he received these things at the ^{Alt} ~~Hoffman~~ House; he hesitated about giving the name of the person from whom he obtained them, he said he did not want to have the boy discharged, Mr Hernstein's son.

The Case for the Defence.

John Bond sworn and examined. I am a manufactures agent and have lived at the Altman House for one year but have been backwards and forwards in the city for twenty years, I saw the defendant at the Altman House, he showed me some surgical instruments such as I see here he exposed them in his room, he told me that he was selling them for Mr Hernstein; I saw a boy leave a parcel on Saturday night delivering it to him in the passageway, he went away, and shortly after the defendant told me that he got a parcel and wanted me to look at it that night, I said no, we will look at them to-morrow, I am no friend of the defendant's, I only have a casual acquaintance with him. I do not think I could recognize the boy who brought the parcel to the Altman House, I was sitting in a room off the passage and saw a boy in dark clothes come in and talk to Mr Daintree and they disappeared together. Daintree came into the room and the boy went out. This was Saturday evening about eight o'clock.

0221

Cross Examined.

The Altman House is 67 East 10th Street, I saw the defendant in the street around that neighborhood but never anywhere else, he told me he worked at Hernstein's who was a manufacturer of this kind of goods, I have known the defendant about nine months and may have seen him a couple of dozen of times during that time; we have had conversations about business in the hotel, I was talking about my business and he was talking about his. On this Saturday night I was sitting in the parlor in the Altman House at the table and the defendant was sitting with me in the same room, the boy did not come into the room, the porter called the defendant out, he was gone I suppose about ten or fifteen minutes and told me he had got a parcel of goods left from the firm, I saw the boy have the parcel in the passage, it was a parcel I suppose about two feet long and three feet high, it was done up in brown paper, it might have been a bundle of clothes for all that I know, I did not know what was in the parcel then; the defendant came in and told me that he got a parcel from Hernstein, he asked me upstairs to look at samples he had got, I said no, I won't go to-night, leave it until to-morrow, Sunday. He asked me to go out and have a cigar and I went out and had one. I am not a surgical instrument operator and do not know the name of any of the instruments on the table, I did not sell any instruments of that kind. I am working for Wall Bros., Park Place, enameled letters and I also work for the Automatic Clock Company, 7 Murray Street. I do not know the value of these instruments; the defendant never

0222

showed me samples before, I understood he was traveling for Herstein but he did not tell me so, I understood from his general conversation that he was traveling for Herstein, that he had been on a trip and was going on another. That was the only time I saw that boy, he stood in the passageway, I could not tell the boy's age, he had no whiskers or moustache, he was a young boy as far as I could judge, from fifteen to eighteen years of age, he had dark clothes and a black hat. The name of the porter in the hotel is Philip Pallissey, I gave him a subpoena but he said he was not willing to come.

Emma Dexter sworn. I know the defendant, he boarded at my house 253 East 128 Street, I think he came there the first of July, he was there about five weeks, he was a perfect gentleman in every respect.

Issabella Brittan. I live 208 East 128 Street and know the defendant, he boarded with me about two weeks, he was a perfect gentleman.

Robert H. Daintree sworn and examined.
I met Mr Herstein first on a train coming from St. Louis to New York last January. We were the only two in the sleeper and went along to Cincinnati and thence to New York, I came to this country a year ago last January, I think it was in April I went to Mr Herstein and staid in his employ until I was arrested which was about a month ago. When I went there I saw Mr Herstein's son Louis, I admit having the surgical instruments and having sold them to Mr Murphy Herstein's son gave me one lot of goods in the first instance and after that a second lot; the first lot I sold

0223

to Murphy: he told me he had those goods to dispose of, they were some damaged samples that he had for his pur-
used
quisites, that his father had in his trip, in consequence of the small pay, four dollars a week which he had he had these things as perquisites, he wanted to sell them and he had not time, I was going as a traveler for Hernstein and he thought it possible I might be able to sell them. One day I was going down to the post-office to get my English mail and he met me with this parcel at the Third Avenue Railroad, between the Elevated Railroad and the City Hall I believe it was, at first I did not know where to sell them as I was a stranger in New York, I went into Simpson's somewhere down Chatham Street, a pawn broker and asked him whether he could tell me how I could dispose of them to the best advantage. He said, I cannot give you very much money for them, if you go to Murphy's and I forget the name of the other place, they will buy them, they deal in ~~much~~ such articles. I forget the name of the first place I went into in the Bowery, I gave Mr. Hernstein's address and I took part of the others on to Murphy and he bought them. In the second instance the boy Hernstein, brought the second lot up to the Altman House, I was talking to Mr. Bond at the time, the boy told me that he wanted me to sell them for him, I told him it was hard work to get rid of them, I had to bother with the others and I hoped he would pay me for my time and he promised he would. I took them to my room and showed them to Bond on Sunday and described the instruments to him. I paid young Hernstein for them: the first lot as far as I

0224

remember came to between twenty and thirty dollars and the second lot about the same amount. I pawned part of the first lot and sold the ticket to a man in the Bowery. I told Mr Murphy that Mr Simpson had recommended me to him, young Hernstein gave me five dollars. I do not know that I said to Murphy that I was a Kansas physician, I told him that since I had been in America I had been in every state in the union, I said I had been to Kansas City but I said nothing about being a physician.. I traveled in the flour business in England.. I worked as a mechanic in Hernstein's place and it was my intention to travel and sell surgical instruments for him. I never spoke to Mr Hernstein about receiving these goods from his son and never asked him the value of them. When I went to Murphy's first he was not there but when I saw him he fixed his own price, he said he thought ten dollars was a good price. I did not tell Murphy where I came from or where I got the instruments. I sold the others to a man corner of Broome Street, I forget the name, it is a German name. I made this answer to the Magistrate: I did not steal the instruments myself, I sold them in good faith to James B. Murphy here present. I decline to say anything further at present. I did not know the instruments were stolen. Why did not you say at that time you received these goods from young Hernstein? I said he would come forward himself and clear me when he found I was arrested, I did not mention Brown to Officer King, I did not afterwards tell him I got them from the boy, I told that to Officer Heildeberg.

0225

Louis A. Hernstein sworn. I am seventeen years old and am employed in my father's factory, the prisoner was employed there, I have been in court during all the time that he was testifying and heard what he said. I never gave him any of those instruments, I never was at the Altman House and do not know where it is, I never met him between the Elevated Railroad Station and the post-office, I never gave him anything to sell, I have been working for my father about two years and before that went to school. I never told the defendant that the instruments were part of the perquisites that I was entitled to, I never received any money from him and never had authority to sell instruments. There was a salesman in the office of the factory.

Cross Examined.

I was born in this city, my father lives at 53 West 125th Street, I lived down town three or four years ago in 8th Street near University Place, I never knew that the Altman House was near the Stewart building at the corner of 9th and 10th Streets and Broadway, I was about fourteen years of age when I lived in University Place. The instruments were kept in my father's office, the name of the salesman is Casing and he is the book-keeper, the workmen pass by a separate passage, they did not have to come near the office at all, I never tried to borrow any money from the defendant, I received four dollars a week and spent it on my clothes, I lived at home, the defendant was once at my father's house, he slept in the office, he told my father he was very poor and did not have any money to pay for lodging.

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

0226

SECOND 153.66

THE ABOVE MESSAGE IS A REPLY TO RLYNG TELEGRAM TO THE
10/18/48.

RECEIVED
JAN 10 1964

LETTERS, 1936-1937, 1938-1939, 1940-1941, 1942-1943, 1944-1945, 1946-1947, 1948-1949, 1950-1951, 1952-1953, 1954-1955, 1956-1957, 1958-1959, 1960-1961, 1962-1963, 1964-1965, 1966-1967, 1968-1969, 1970-1971, 1972-1973, 1974-1975, 1976-1977, 1978-1979, 1980-1981, 1982-1983, 1984-1985, 1986-1987, 1988-1989, 1990-1991, 1992-1993, 1994-1995, 1996-1997, 1998-1999, 2000-2001, 2002-2003, 2004-2005, 2006-2007, 2008-2009, 2010-2011, 2012-2013, 2014-2015, 2016-2017, 2018-2019, 2020-2021, 2022-2023, 2024-2025, 2026-2027, 2028-2029, 2030-2031, 2032-2033, 2034-2035, 2036-2037, 2038-2039, 2040-2041, 2042-2043, 2044-2045, 2046-2047, 2048-2049, 2050-2051, 2052-2053, 2054-2055, 2056-2057, 2058-2059, 2060-2061, 2062-2063, 2064-2065, 2066-2067, 2068-2069, 2070-2071, 2072-2073, 2074-2075, 2076-2077, 2078-2079, 2080-2081, 2082-2083, 2084-2085, 2086-2087, 2088-2089, 2090-2091, 2092-2093, 2094-2095, 2096-2097, 2098-2099, 2100-2101, 2102-2103, 2104-2105, 2106-2107, 2108-2109, 2110-2111, 2112-2113, 2114-2115, 2116-2117, 2118-2119, 2120-2121, 2122-2123, 2124-2125, 2126-2127, 2128-2129, 2130-2131, 2132-2133, 2134-2135, 2136-2137, 2138-2139, 2140-2141, 2142-2143, 2144-2145, 2146-2147, 2148-2149, 2150-2151, 2152-2153, 2154-2155, 2156-2157, 2158-2159, 2160-2161, 2162-2163, 2164-2165, 2166-2167, 2168-2169, 2170-2171, 2172-2173, 2174-2175, 2176-2177, 2178-2179, 2180-2181, 2182-2183, 2184-2185, 2186-2187, 2188-2189, 2190-2191, 2192-2193, 2194-2195, 2196-2197, 2198-2199, 2200-2201, 2202-2203, 2204-2205, 2206-2207, 2208-2209, 2210-2211, 2212-2213, 2214-2215, 2216-2217, 2218-2219, 2220-2221, 2222-2223, 2224-2225, 2226-2227, 2228-2229, 2230-2231, 2232-2233, 2234-2235, 2236-2237, 2238-2239, 2240-2241, 2242-2243, 2244-2245, 2246-2247, 2248-2249, 2250-2251, 2252-2253, 2254-2255, 2256-2257, 2258-2259, 2260-2261, 2262-2263, 2264-2265, 2266-2267, 2268-2269, 2270-2271, 2272-2273, 2274-2275, 2276-2277, 2278-2279, 2280-2281, 2282-2283, 2284-2285, 2286-2287, 2288-2289, 2290-2291, 2292-2293, 2294-2295, 2296-2297, 2298-2299, 2300-2301, 2302-2303, 2304-2305, 2306-2307, 2308-2309, 2310-2311, 2312-2313, 2314-2315, 2316-2317, 2318-2319, 2320-2321, 2322-2323, 2324-2325, 2326-2327, 2328-2329, 2330-2331, 2332-2333, 2334-2335, 2336-2337, 2338-2339, 2340-2341, 2342-2343, 2344-2345, 2346-2347, 2348-2349, 2350-2351, 2352-2353, 2354-2355, 2356-2357, 2358-2359, 2360-2361, 2362-2363, 2364-2365, 2366-2367, 2368-2369, 2370-2371, 2372-2373, 2374-2375, 2376-2377, 2378-2379, 2380-2381, 2382-2383, 2384-2385, 2386-2387, 2388-2389, 2390-2391, 2392-2393, 2394-2395, 2396-2397, 2398-2399, 2400-2401, 2402-2403, 2404-2405, 2406-2407, 2408-2409, 2410-2411, 2412-2413, 2414-2415, 2416-2417, 2418-2419, 2420-2421, 2422-2423, 2424-2425, 2426-2427, 2428-2429, 2430-2431, 2432-2433, 2434-2435, 2436-2437, 2438-2439, 2440-2441, 2442-2443, 2444-2445, 2446-2447, 2448-2449, 2450-2451, 2452-2453, 2454-2455, 2456-2457, 2458-2459, 2460-2461, 2462-2463, 2464-2465, 2466-2467, 2468-2469, 2470-2471, 2472-2473, 2474-2475, 2476-2477, 2478-2479, 2480-2481, 2482-2483, 2484-2485, 2486-2487, 2488-2489, 2490-2491, 2492-2493, 2494-2495, 2496-2497, 2498-2499, 2500-2501, 2502-2503, 2504-2505, 2506-2507, 2508-2509, 2510-2511, 2512-2513, 2514-2515, 2516-2517, 2518-2519, 2520-2521, 2522-2523, 2524-2525, 2526-2527, 2528-2529, 2530-2531, 2532-2533, 2534-2535, 2536-2537, 2538-2539, 2540-2541, 2542-2543, 2544-2545, 2546-2547, 2548-2549, 2550-2551, 2552-2553, 2554-2555, 2556-2557, 2558-2559, 2560-2561, 2562-2563, 2564-2565, 2566-2567, 2568-2569, 2570-2571, 2572-2573, 2574-2575, 2576-2577, 2578-2579, 2580-2581, 2582-2583, 2584-2585, 2586-2587, 2588-2589, 2590-2591, 2592-2593, 2594-2595, 2596-2597, 2598-2599, 2600-2601, 2602-2603, 2604-2605, 2606-2607, 2608-2609, 2610-2611, 2612-2613, 2614-2615, 2616-2617, 2618-2619, 2620-2621, 2622-2623, 2624-2625, 2626-2627, 2628-2629, 2630-2631, 2632-2633, 2634-2635, 2636-2637, 2638-2639, 2640-2641, 2642-2643, 2644-2645, 2646-2647, 2648-2649, 2650-2651, 2652-2653, 2654-2655, 2656-2657, 2658-2659, 2660-2661, 2662-2663, 2664-2665, 2666-2667, 2668-2669, 2670-2671, 2672-2673, 2674-2675, 2676-2677, 2678-2679

NOTES: 1. JUNE 27, 1968. 2. 9-10, 1968. 3. 1968. 4. 1968. 5. 1968. 6. 1968. 7. 1968. 8. 1968. 9. 1968. 10. 1968. 11. 1968. 12. 1968. 13. 1968. 14. 1968. 15. 1968. 16. 1968. 17. 1968. 18. 1968. 19. 1968. 20. 1968. 21. 1968. 22. 1968. 23. 1968. 24. 1968. 25. 1968. 26. 1968. 27. 1968. 28. 1968. 29. 1968. 30. 1968. 31. 1968. 32. 1968. 33. 1968. 34. 1968. 35. 1968. 36. 1968. 37. 1968. 38. 1968. 39. 1968. 40. 1968. 41. 1968. 42. 1968. 43. 1968. 44. 1968. 45. 1968. 46. 1968. 47. 1968. 48. 1968. 49. 1968. 50. 1968. 51. 1968. 52. 1968. 53. 1968. 54. 1968. 55. 1968. 56. 1968. 57. 1968. 58. 1968. 59. 1968. 60. 1968. 61. 1968. 62. 1968. 63. 1968. 64. 1968. 65. 1968. 66. 1968. 67. 1968. 68. 1968. 69. 1968. 70. 1968. 71. 1968. 72. 1968. 73. 1968. 74. 1968. 75. 1968. 76. 1968. 77. 1968. 78. 1968. 79. 1968. 80. 1968. 81. 1968. 82. 1968. 83. 1968. 84. 1968. 85. 1968. 86. 1968. 87. 1968. 88. 1968. 89. 1968. 90. 1968. 91. 1968. 92. 1968. 93. 1968. 94. 1968. 95. 1968. 96. 1968. 97. 1968. 98. 1968. 99. 1968. 100. 1968. 101. 1968. 102. 1968. 103. 1968. 104. 1968. 105. 1968. 106. 1968. 107. 1968. 108. 1968. 109. 1968. 110. 1968. 111. 1968. 112. 1968. 113. 1968. 114. 1968. 115. 1968. 116. 1968. 117. 1968. 118. 1968. 119. 1968. 120. 1968. 121. 1968. 122. 1968. 123. 1968. 124. 1968. 125. 1968. 126. 1968. 127. 1968. 128. 1968. 129. 1968. 130. 1968. 131. 1968. 132. 1968. 133. 1968. 134. 1968. 135. 1968. 136. 1968. 137. 1968. 138. 1968. 139. 1968. 140. 1968. 141. 1968. 142. 1968. 143. 1968. 144. 1968. 145. 1968. 146. 1968. 147. 1968. 148. 1968. 149. 1968. 150. 1968. 151. 1968. 152. 1968. 153. 1968. 154. 1968. 155. 1968. 156. 1968. 157. 1968. 158. 1968. 159. 1968. 160. 1968. 161. 1968. 162. 1968. 163. 1968. 164. 1968. 165. 1968. 166. 1968. 167. 1968. 168. 1968. 169. 1968. 170. 1968. 171. 1968. 172. 1968. 173. 1968. 174. 1968. 175. 1968. 176. 1968. 177. 1968. 178. 1968. 179. 1968. 180. 1968. 181. 1968. 182. 1968. 183. 1968. 184. 1968. 185. 1968. 186. 1968. 187. 1968. 188. 1968. 189. 1968. 190. 1968. 191. 1968. 192. 1968. 193. 1968. 194. 1968. 195. 1968. 196. 1968. 197. 1968. 198. 1968. 199. 1968. 200. 1968. 201. 1968. 202. 1968. 203. 1968. 204. 1968. 205. 1968. 206. 1968. 207. 1968. 208. 1968. 209. 1968. 210. 1968. 211. 1968. 212. 1968. 213. 1968. 214. 1968. 215. 1968. 216. 1968. 217. 1968. 218. 1968. 219. 1968. 220. 1968. 221. 1968. 222. 1968. 223. 1968. 224. 1968. 225. 1968. 226. 1968. 227. 1968. 228. 1968. 229. 1968. 230. 1968. 231. 1968. 232. 1968. 233. 1968. 234. 1968. 235. 1968. 236. 1968. 237. 1968. 238. 1968. 239. 1968. 240. 1968. 241. 1968. 242. 1968. 243. 1968. 244. 1968. 245. 1968. 246. 1968. 247. 1968. 248. 1968. 249. 1968. 250. 1968. 251. 1968. 252. 1968. 253. 1968. 254. 1968. 255. 1968. 256. 1968. 257. 1968. 258. 1968. 259. 1968. 260. 1968. 261. 1968. 262. 1968. 263. 1968. 264. 1968. 265. 1968. 266. 1968. 267. 1968. 268. 1968. 269. 1968. 270. 1968. 271. 1968. 272. 1968. 273. 1968. 274. 1968. 275. 1968. 276. 1968. 277. 1968. 278. 1968. 279. 1968. 280. 1968. 281. 1968. 282. 1968. 283. 1968. 284. 1968. 285. 1968. 286. 1968. 287. 1968. 288. 1968. 289. 1968. 290. 1968. 291. 1968. 292. 1968. 293. 1968. 294. 1968. 295. 1968. 296. 1968. 297. 1968. 298. 1968. 299. 1968. 300. 1968. 301. 1968. 302. 1968. 303. 1968. 304. 1968. 305. 1968. 306. 1968. 307. 1968. 308. 1968. 309. 1968. 310. 1968. 311. 1968. 312. 1968. 313. 1968. 314. 1968. 315. 1968. 316. 1968. 317. 1968. 318. 1968. 319. 1968. 320. 1968. 321. 1968. 322. 1968. 323. 1968. 324. 1968. 325. 1968. 326. 1968. 327. 1968. 328. 1968. 329. 1968. 330. 1968. 331. 1968. 332. 1968. 333. 1968. 334. 1968. 335. 1968. 336. 1968. 337. 1968. 338. 1968. 339. 1968. 340. 1968. 341. 1968. 342. 1968. 343. 1968. 344. 1968. 345. 1968. 346. 1968. 347. 1968. 348. 1968. 349. 1968. 350. 1968. 351. 1968. 352. 1968. 353. 1968. 354. 1968. 355. 1968. 356. 1968. 357. 1968. 358. 1968. 359. 1968. 360. 1968. 361. 1968. 362. 1968. 363. 1968. 364. 1968. 365. 1968. 366. 1968. 367. 1968. 368. 1968. 369. 1968. 370. 1968. 371. 1968. 372. 1968. 373. 1968. 374. 1968. 375. 1968. 376. 1968. 377. 1968. 378. 1968. 379. 1968. 380. 1968. 381. 1

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100-443886-100

U. S. G. P. O. L. A.

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LEGETAUMI SUEBICA

FILE NAME OF THE DOCUMENT: 100-443888-1000

SHOOT

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UNCLAS CSAS LHM ENCL (T) 90 PG 17

ASSEN. ENG. HIGASPOU, ASSIST. CHIEF, ENGINEER, 1947, AND 1948.

REF ID: A68092

6. THE END OF THESE TRANSACTIONS: I HAVE BEEN TO THE

6 APR 1980 07:00Z

embroidered aprons' - which I have seen in some of the best of the

ΣΤΗΝ ΑΝΤΙΣΤΑΣΗ ΤΗΝ ΠΑΡΕΜΒΑΛΕΙΝ ΤΟΝ ΕΛΛΗΝΙΚΟ ΛΟΓΟΤΥΠΟ

FOURTH V. BELSHAM, SACHS, & CO. BOACHESSON, 1881.

0227

3rd

District Police Court.

Affidavit—Larceny.

CITY AND COUNTY } ss.
OF NEW YORK,

of No. 347 East 62nd Street, Joseph Phillips
being duly sworn, deposes and says, that on the 1st day of June 1885
at the day time in 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, viz :

A number of Surgical Instruments,
Consisting of twelve Speculums
Three Amputating Knives, in
all of the value of Seventy-six
Dollars and fifty cents

the property of Albert L. Bernstein and
in deponent's care and charge as
Superintendent and Manager

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 Robert H. Daintree,

now here, from the fact that
said deponent worked at
said time in the factory of
said Bernstein, at College
Avenue and 139th Street in the
23rd Ward of the City of New
York. That said property was
stolen from said factory, and
was one said day sold and
delivered to James L. Murphy,

0228

here present, by the said defendant.
As said Murphy now here informs
deponent. That deponent has
seen said property, so sold to
said Murphy by said defendant,
and identifies it as the stolen
property aforesaid.

Sworn to before me this Joseph Phillips
12th day of August 1888
H. H. Patterson Police Justice

District Police Court.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

AFRIDAVALT-Larceny.

vs.

Dated

188

Magistrate.

Officer.

WITNESSES:

DISPOSITION

0229

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 50 years, occupation James L. Murphy
Dealer in Instruments of No. and 179 Borey
217 East 5th St Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Joseph Phillips

and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this 12th

day of August 188 8

James L. Murphy

J. M. Patterson

Police Justice.

0230

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Robert M. Daintree

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

Robert M. Daintree

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

The said Robert M. Daintree,

late of the First Ward of the City of New York, in the County of New York aforesaid on the 21st day of June, in the year of our Lord one thousand eight hundred and eighty-five, at the Ward, City and County aforesaid, with force and arms,

four hundred and twenty-five dollars and three quarters of the value of five dollars each, and three quarters of the value of six dollars each,

of the goods, chattels and personal property of one Albert L.

Stewart,

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.

0231

SECOND COUNT—

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

Robert M. Daintree

of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows:

The said Robert M. Daintree,

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

Twelve specimens of the value of
five dollars each, and three
specimens of the value of six
dollars each,

of the goods, chattels and personal property of one Albert S. Stein

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

Stein,

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

Robert M. Daintree,

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

RANDOLPH B. MARTINE,

District Attorney.

0232

BOX:

184

FOLDER:

1859

DESCRIPTION:

Daly, David

DATE:

08/06/85



1859

0233

SA B A1

Witnesses:

Counsel,

Filed

Pleads

188

THE PEOPLE

vs.

David Daly

Grand Larceny, 1st Degree.
(From the Person.)
[Sections 528, 529, 530, 531 Penal Code].

RANDOLPH B. MARTINE,

Aug 13/83 District Attorney.

Hands Guilty.
Verdict of Refuse -
A True Bill.

James O. Short

Foreman.

Aug 14/83
13th

0234

Police Court—Third District.City and County } ss.:
of New York, }Esther Schanbergerof No. 259 StantonStreet, aged 15 years,occupation Operator

being duly sworn

deposes and says, that on the Sixth day of July 1885 at the City of New

York, in the County of New York,

Katie Schanberger deposes that her mother was violently and feloniously ASSAULTED and BEATEN by Samuel Dargier (nowhere) that deponent saw said defendant come in the room in said premises where said Katie Schanberger was lying on a bed and said defendant caught hold of her by the foot and pulled her out of the bed on the floor and then and there caught hold of her by the hair and dragged her in the hallway and struck her several blows on the head and legs with a piece of wood then and there held in the hand of said defendant and that thereafter said defendant threw said Katie down a flight of stairs in said premises. Deponent says that said Katie Schanberger is now confined to the Bellevue Hospital from said injuries and is in a dangerous condition and that said act was committed by said defendant

Katie Schanberger
with the felonious intent to take the life of ~~deponent~~, or to do her grievous bodily harm; and without any justification on the part of the said assailant

Wherefore this deponent prays that the said assailant may be apprehended and bound to answer for the above assault, etc., and be dealt with according to law.

Sworn to before me, this 7th day
of July 1885.

J. J. J. J.

Samuel C. Bell Police Justice.

0235

Seq. 198-200.

3 District Police Court.

CITY AND COUNTY OF NEW YORK, ss

Samuel Danziger 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.

Samuel Danziger

Question. How old are you?

Answer.

27 years

Question. Where were you born?

Answer.

Hungary

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

Answer.

259 Stanton St 4 mos

Question. What is your business or profession?

Answer.

Dress 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

Samuel ^{his} Danziger
mark

Taken before me this

day of

July 7

188 5

Samuel J. Kelly Police Justice.

0236

Sec. 192

Third District Police Court.

Undertaking to appear during the Examination

CITY AND COUNTY } ss.
OF NEW YORK, }

An information having been laid before Daniel O Reilly a Police Justice
of the City of New York, charging Samuel Danziger Defendant with
the offence of Felicious Assault on State Schanberg

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 hear-
ing thereof having been adjourned.

We, Samuel Danziger Defendant of No. 259
Stanton Street, by occupation a brass maker
and Ignace Grant of No. 39 Norfolk
Street, by occupation a Mechanic Surety, hereby jointly and severally undertake that
the above named Samuel Danziger Defendant
shall personally appear before the said Justice at the Third 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 Ten
Hundred Dollars.

Taken and acknowledged before me, this 21st
day of July 1887

Daniel O Reilly POLICE JUSTICE

Samuel F Danziger
Guarantor

AND COUNTRY } 53.
OF NEW YORK, }

0238

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 10
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 30 1885 Sam'l C. Pett Police Justice.

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

Dated July 30 1885 Sam'l C. Pett 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.

0239

BAILED,

No. 1, by Ignace Grant
Residence 39 Norfolk Street.

No. 2, by _____
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

4/377 3 1802
Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Esther Schanberg
~~59 Stanton~~
~~Dr. J. J. Cannon~~
Samuel Danziger

Offence Felony Assault
in Esther Schanberg

Dated July 7 188 5
Daniel O. Reilly Magistrate.
Edward Clifford Officer.
Precinct 11

Witnesses Kate Schanberg
Dr. J. J. Cannon Street 66
Dr. J. J. Cannon
Bellevue Hospital
has gone to Mass.

No. _____ Street.
\$ 1000 to answer General Sessions.
Committed to await the
result of injuries
\$1000 for \$ (Bailed)

0240

CORRECTION

0241

BOX:

184

FOLDER:

1859

DESCRIPTION:

Daly, David

DATE:

08/06/85



1859

0242

54 B A1

Witnesses:

Counsel,
Filed 6 day of Aug 1885
Pleads, Not guilty

THE PEOPLE
vs.
David Daly
Grand Larceny, 1st Degree.
[Sections 528, 529, 530, 531 Penal Code.]

RANDOLPH B. MARTINE,
Aug 13th 1885 District Attorney.

Hands Guilty
House of Refuge
A True Bill.

James Short

Foreman.

Aug 14th
13th

0243

Police Court—

District.

Affidavit—Larceny.

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

William Livingston
 of No. *146 12th Street Jersey City, New Jersey* Street, aged *22* years,
 occupation *Labourer* being duly sworn

deposes and says, that on the *28* day of *July* 188*5* at the City of New

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

One Silver Watch of the Value of
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 *David Haley (nowhere)*

from the fact that deponent was in
 Jones Park on foot of 68th Street in
 the night of the *27th* day of *July* 188*5*
 when deponent had said watch in
 the left hand pocket of the vest
 then worn upon deponent's person
 that there was a crowd of people
 about deponent at the hour of about
 12 o'clock and deponent felt that
 said watch was taken from deponent's
 pocket and deponent seized hold
 of said defendant who was standing
 near deponent and found the
 above described watch in his hand

William Livingston

Sworn to before me, this
28 day of
July 188*5*

Samuel M. M. M. Police Justice.

0244

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, { ss

Daniel Daly 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

Daniel Daly

Question How old are you?

Answer

14 years

Question Where were you born?

Answer

New York United States

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

Answer

34 Market Street 2 years

Question What is your business or profession?

Answer

Printer

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

Answer

Not guilty
Daniel Daly

Taken before me this

day of Sept 1885

John J. McMan Police Justice

0245

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 Dependant

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 July 28 1885 John H. Thompson 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.

0246

BAILED,

No. 1, by

Residence

Street

No. 2, by

Residence

Street

No. 3, by

Residence

Street

No. 4, by

Residence

Street

Police Court

784 District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

William Kingston
176-17th St. Jersey City, N.J.

1 Daniel D. Daley

2

3

4

Dated

July 28 1886

1886

Office

James J. Sullivan
Clerk

Magistrate

Sullivan Officer

58 Precinct

Witnesses

No.

Street

No.

Street

No.

Street

\$

1000 to answer

Sessions

Chase

0247

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

David Dady

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

David Dady

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

The said David Dady

late of the First Ward of the City of New York, in the County of New York aforesaid, on the
Nineteenth day of July, in the year of our Lord one thousand
eight hundred and eighty-five, in the night time of the said day, at the Ward, City and
County aforesaid, with force and arms,

one watch to the value of

Twenty dollars,

of the goods, chattels and personal property of one William Kingston,
on the person of the said William Kingston, —
then and there being found, from the person of the said William Kingston,
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.

Randolph B. Martine
District Attorney

0248

BOX:

184

FOLDER:

1859

DESCRIPTION:

Danziger, Samuel

DATE:

08/07/85



1859

0249

Witnesses:

Counsel,

Filed 7 day of Aug 1880

Pleads, *W. J. McQuinn*

THE PEOPLE

vs.

B

Samuel Raniger

RANDOLPH B. MARTINE

District Attorney

Book for entry - day on other days, etc.

A True Bill.

John C. Clark

P. R. H. III, Notary

Foreman

Book for entry - day on other days, etc.

Can't find money

as a 1/10

[Sections 17 and 18 of the General Code]

0250

Police Court—Third District.City and County } ss.:
of New York,Esther Schanbergerof No. 259 StantonStreet, aged 15 years,occupation Operator

being duly sworn

deposes and says, that on the Sixth day of July 1885 at the City of NewYork, in the County of New York, Katie Schanberger deposes that her mother

was violently and feloniously ASSAULTED and BEATEN by Samuel Danziger (nowhere) That deponent saw said defendant come in the room in said premises where said Katie Schanberger was lying on a bed and said defendant caught hold of her by the foot and pulled her out of the bed on the floor and then and there caught hold of her by the hair and dragged her in the hallway and struck her several blows on the head and legs with a piece of wood then and there held in the hand of said defendant and that thereafter said defendant threw said Katie down a flight of stairs in said premises. Deponent says that said Katie Schanberger is now confined to the Bellevue Hospital from said injuries and is in a dangerous condition and that said act was committed by said defendant.

Katie Schanberger
with the felonious intent to take the life of ~~deponent~~ or to do her grievous bodily harm; and without any justification on the part of the said assailant

Wherefore this deponent prays that the said assailant may be apprehended and bound to answer for the above assault, etc., and be dealt with according to law.

Sworn to before me, this 7th day
of July 1885.

Schenger Jdt

Samuel C. Kelly Police Justice.

0251

Seq. 198-200.

3

District Police Court.

CITY AND COUNTY
OF NEW YORK, } ss

Samuel Danzger being duly examined before the under-
signed, 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. *Samuel Danzger*

Question. How old are you?

Answer. *27 years*

Question. Where were you born?

Answer. *Hungary*

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

Answer. *259 Stanton St 4 mo*

Question. What is your business or profession?

Answer. *Dress 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*

Samuel^{his} Danzger
mark

Taken before me this
day of *July*

188 *5*

Samuel J. Kelly Police Justice.

0252

Sec. 192

Third District Police Court.

Undertaking to appear during the Examination

CITY AND COUNTY }
OF NEW YORK, } ss.

An information having been laid before Daniel O'Reilly a Police Justice
of the City of New York, charging Samuel Danzeguer Defendant with
the offence of Felony Assault on State Schanberg

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 hear-
ing thereof having been adjourned.

We, Samuel Danzeguer Defendant of No. 259
Stanton Street, by occupation a brass maker
and Ignace Grant of No. 39 Norfolk
Street, by occupation a Mechanic Surety, hereby jointly and severally undertake that
the above named Samuel Danzeguer Defendant
shall personally appear before the said Justice at the Third 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 Ten
Hundred Dollars.

Taken and acknowledged before me, this 21st
day of July 1888

Daniel O'Reilly POLICE JUSTICE

Samuel Danzeguer
Ignace Grant

0253

3

District Police Court.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs,

Samuel Danzig

Taken the 21 day of July

by DOR Justice,

Subscribed and sworn to
by
W. S. Kelly
J. S. D. L. O. W.

Under oath to appear during
the Examination.

measurance all of the value of \$2000

day of July 1887
Police Justice

AND COUNTY
OF NEW YORK, ss,

Grace Grant

the within named Bail and Surety being duly sworn, says, that he is a resident and holder within the said County and State, and is worth

Four 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

stock and fixtures of a

retail store situated at No 39 No. 39 No. 39 No. 39

Street corner of Grand St and is of the

value of \$5000 together with household

furniture situated in the room over said

store of the value of \$2000 and said

0254

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 10 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 30 1885 Sam'l C. Bell Police Justice.

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

Dated July 30 1885 Sam'l C. Bell 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.

0255

BAILED,

No. 1, by Ignace Grant
Residence 39 Norfolk Street.

No. 2, by _____
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

4/37 x 3 1802
Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Esther Schamberger
~~559 82 1st~~
~~Samuel Danziger~~
1 Samuel Danziger
2 _____
3 _____
4 _____

Offence Felony Assault
in Esther Schamberger

Dated July 7 188 5
Daniel O. Reilly Magistrate.
Edward Clifford Officer.
11 Precinct.

Witnesses Kate Schamberger
60 82 1st Street.
Dr. S. de N. Hough
No. Bellevue Hospital
has gone to Mass.

No. _____ Street.
\$ 1000 to answer General Sessions.
Committed to await the
result of injuries
\$1000 for \$ (Bailed)

0256

July 10/85

This is to certify that
Kate Schambarger, a patient
in this hospital, is not
yet ^{and certainly} considered as dan-
gerous.

J. D. N. Haugh
House Surgeon

0257

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Daniel Danziger

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

Daniel Danziger

of the CRIME OF Assault in the first degree,--

committed as follows:

The said Daniel Danziger,

late of the First Ward of the City of New York, in the County of New York aforesaid, on the ~~twelfth~~ day of July, in the year of our Lord one thousand eight hundred and eighty-five, at the Ward, City and County aforesaid, with force and arms, in and upon one Kate Schanberg, then and there being feloniously did make an assault, and did then and there wilfully and feloniously pull, push, drag, carry and move the said Kate Schanberg from a certain bed in a certain building where, whereon she was then lying, down into and upon the floor of the said building, with great force and violence, and did then and there ^{wilfully and feloniously} pull and drag the said Kate Schanberg over and along the said floor for a great distance, to wit for the distance of ten feet, with great force and violence; and the said

Samuel Sawyer, with both his hands
 and feet and with a certain piece of wood
 which he then and there had and held in
 his hand, her the said Kate Schan-
 burger, in and upon the head, neck,
 breast, belly, back, sides and other
 parts of her body, did then and there
 wilfully and feloniously strike, beat,
 kick, bruise and wound, and did
 then and there wilfully and feloniously
 cast and throw the said Kate Schan-
 burger, down a certain flight of stairs
 in the said building, with great force
 and violence, the same being such means
 and force as were likely to produce the
 death of the said Kate Schanburger,
 with intent for the said Kate Schanburger
 then and there and thereby wilfully
 and feloniously 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 do find
 by this indictment further accuse
 the said Samuel Sawyer of
 the crime of Assault in the second
 degree, committed as follows.

The said Samuel Sawyer, late
 of the Ward, City and County of New-
 York, afterwards, to wit: on the day
 and in the year aforesaid, at the
 Ward, City and County aforesaid, with
 force and arms, in and upon one
 John Dehaen, then and there
 lawfully residing, did wilfully
 and unlawfully make an assault,
 and did then and there feloniously,
 wilfully and unlawfully pull, push,
 drag, catch and throw the said John
 Dehaen from a certain bed in
 a certain building there, whereon
 the said John Dehaen was
 then lying, down into and upon
 the floor of the said building,
 with great force and violence, and
 did then and there feloniously,
 wilfully and unlawfully pull and
 drag the said John Dehaen,
 over and along the said floor for
 a great distance, to wit: for the
 distance of ten feet, with great force
 and violence, and the said Samuel
 Sawyer, with both his hands
 and feet, and with a certain piece
 of wood which he then and there
 had and held in his hand, then the

said State Deputies, in and upon the head, neck, breast, belly, stomach, back, sides, and other parts of her body, then and there feloniously, wilfully and unlawfully, struck, beat, kicked, pinched and maimed, and did then and there feloniously, wilfully and unlawfully cast and throw the said Kate DeChauvignier down a certain flight of stairs in the said building, with great force and violence; and the said Samuel DeChauvignier did then and there and by the means aforesaid, feloniously, wilfully and unlawfully inflict grievous bodily harm upon the said Kate DeChauvignier, 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.

Randolph B. Martin,
District Attorney

0261

BOX:

184

FOLDER:

1859

DESCRIPTION:

Darby, George

DATE:

08/13/85



1859

0262

1374 B AIP

Charm

Counsel,

Filed 13 day of Aug 1885

Pleads *Not guilty by*

THE PEOPLE

vs.

P

George Darby

Wm. O. Lusk

RANDOLPH B. MARTINE,

District Attorney.

ASSAULT IN THE FIRST DEGREE, ETC.
(Sections 217 and 218, Penal Code).

A True Bill.

Wm. O. Lusk,
Aug 14/85 Foreman.

Heard A. J. 3. dg
Per. Marie m.

Witness:

0263

Sec. 198-200

CITY AND COUNTY
OF NEW YORK, N.Y.

1st District Police Court.

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

23 years

Question. Where were you born?

Answer.

New York

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

Answer.

267 Elizabeth Street, 12 years

Question. What is your business or profession?

Answer.

Clerk

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

Answer.

I am not guilty
George Darby

Taken before me this

day of

188

Police Justice

0264

Police Court 1st District.City and County { ss.:
of New York,of No. 53 Rivington Street, aged 24 years,
occupation Coach driver being duly sworn.deposes and says, that on 9th day of August 1885 at the City of New
York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by George Darby
(now here) who did willfully and
feloniously strike deponent on the head
with a piece of Lead Pipe which
cut deponent on the head.
Said Lead
Pipe was shaped as a Club, with a string
attached which could be used as
a Slung Shot or Black Jack.
deponent
further says that assault & committed
was done.

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 9th day
of August 1885Mr. Jones Police Justice.Robert Henry
Marshall

0265

Police Court, _____ District.

THE PEOPLE, &c.,

on the complaint of

Robert Henry
vs. George Darby

Offence-Felonious Assault & Battery

Dated: August 9, 188

Round Lake, _____
Magistrate.

Officer.

Not Becomes Clerk.

Witnesses, James Flynn

No. 25 8/11 Street,

No. _____ Street,

No. _____ Street,

No. _____ Street,

No. _____ Street,

No. _____ Street,

No. _____ Street,

No. _____ Street,

No. _____ Street,

No. _____ Street,

No. _____ Street,

No. _____ Street,

No. _____ Street,

No. _____ Street,

No. _____ Street,

No. _____ Street,

No. _____ Street,

No. _____ Street,

No. _____ Street,

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

George Darby 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 August 9, 188

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

Dated _____ 188

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.

0266

Police Court—1st District.

City and County } ss.:
of New York,

of No. 55 Rivington Street, aged 24 years,
occupation Coach driver being duly sworn.

deposes and says, that on 9th day of August 1885 at the City of New
York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by George Darby
(now here) who did willfully and
feloniously strike deponent on the head
with a piece of Lead Pipe which
cut deponent on the head.

Said Lead
Pipe was shaped as a Club, with a string
attached which could be used as
a Slung Shot or Black Jack.

deponent
further says that assault so committed
was done

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 9th day
of August 1885

Mr. Jones Police Justice.

Robert Henry
Marshall

0267

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Rogers Dandry

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

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

The said *Rogers Dandry*

late of the City of New York, in the County of New York aforesaid, on the
eight day of *August*, in the year of our Lord
one thousand eight hundred and eighty-*five*, with force of arms, at the City and
County aforesaid, in and upon the body of one *Robert Henry*,
in the peace of the said People then and there being, feloniously did make an assault
and *in* the said *Robert Henry*,
with a certain *piece of lead pipe*

which the said *Rogers Dandry*
in *his* right hand then and there had and held, ~~the same being a deadly and~~
~~dangerous weapon~~, wilfully and feloniously did beat, strike, ~~stab, cut and wound,~~
~~the same being such means and force~~
~~as were likely to produce the death of~~
~~the said Robert Henry,~~
with intent *in* the said *Robert Henry*,
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
Rogers Dandry
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said *Rogers Dandry*

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 one *Robert Henry*,
in the peace of the said People then and there being, feloniously did wilfully and
wrongfully make an assault, and *in* the said *Robert Henry*,

with a certain *piece of lead pipe*

which ~~the~~ the said *Rogers Dandry*
in *his* right hand then and there had and held, the same being a
knife likely to produce grievous bodily harm, then and
there feloniously did wilfully and wrongfully beat, strike, stab, cut 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.

Randolph M. Martin,
District Attorney

0268

BOX:

184

FOLDER:

1859

DESCRIPTION:

Davis, Louis

DATE:

08/10/85



1859

0269

808 B
J. H. Sumner

Counsel,
Filed 10 day of Aug 1885
Pleads *Not guilty*

Grand Larceny, 2nd degree
[Sections 528, 58 1, Penal Code]

THE PEOPLE

vs.
Louis Davis

RANDOLPH B. MARTINE,
District Attorney.

A True Bill.

Wm. O. Scott
Aug 24/85 Foreman.
Wm. O. Scott
Wm. O. Scott

Witnesses:

0270

Police Court—First District.

Affidavit—Larceny.

City and County } ss.:
of New York,

of No. 419 East 69th Street, aged 24 years,
occupation Segar maker being duly sworn

deposes and says, that on the 4th day of August 1885 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:

Six Hundred Segars of the value
of Twenty eight dollars

the property of Mary Bandler in the care and
Custody of deponent as foreman

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 Louis Davis (nowhere)
from the fact that the said defendant
was employed by deponent as a segar
maker, and was sleeping in the said
premises, and deponent saw the said
segars in said premises after said defendant
had gone to bed, and at about five
o'clock on the following morning the said
defendant was missing and the above
described segars were missing and deponent
was informed by Charles Bender of
No. 1306 Second Avenue that he saw the
said defendant carrying a number of
segars from Second Avenue at about the
hour of four o'clock & thirty minutes in

Secured by one me, etc.

188

Police Justice

0271

on said date wherefore deponent charges
the said defendant with taking, stealing
and carrying away the above described
sears from the aforesaid premises.

Sworn to before me
this 4th day of August 1885
Jacob Sommer
Police Justice

Dated 1885
Police Justice.
There being no sufficient cause to believe the within named
guilty of the offence mentioned, I order he to be discharged.

Dated 1885
Police Justice.
I have admitted the above named
to bail to answer by the undertaking hereto annexed.

Dated 1885
Police Justice.
of the City of New York, until he give such bail.
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of
Hundred Dollars and be committed to the Warden and Keeper of the City Prison
committed, and that there is sufficient cause to believe the within named
It appearing to me by the within depositions and statements that the crime therein mentioned has been

Police Court, District.

THE PEOPLE, &c.,
on the complaint of

Offence—LARCENY.

1
2
3
4

Dated

1885

Magistrate.

Officer.

Clerk.

Witnesses,

No.

Street,

No.

Street,

No.

Street,

\$

to answer

Sessions.

0272

CITY AND COUNTY }
OF NEW YORK, } ss.

Charles Bender
Baker

aged 21 years, occupation _____ of No.

1306 Second Avenue Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of

Jacob Sommer

and that the facts stated therein on information of deponent are true of deponents' own knowledge.

Sworn to before me, this

4th

day of

Aug

1885

Charles Bender

Aug 10, 1885

Police Justice.

0273

Sec. 198-200

CITY AND COUNTY
OF NEW YORK } ss.

District Police Court.

Louis Davis 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.

Louis Davis

Question. How old are you?

Answer.

32 years

Question. Where were you born?

Answer.

London - England

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

Answer.

419 East 69th Street one week

Question. What is your business or profession?

Answer.

Seam 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
Louis Davis

Taken before me this

day of

Aug 4

188

5

Police Justice

0274

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 Louis Davis

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

Dated Aug 4 188 5 Myron 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.

0275

BAILED,

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

Police Court

First District

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Jacob Sommer
1306 - 2nd Ave
419 E. 89th
Lone Davis

1

2

3

4

Officer Wand Dencens

Dated

August 4

1885

Magistrate

Officer

Precinct

Witnesses

William Freitag

No.

419 E. 69th

Street.

No.

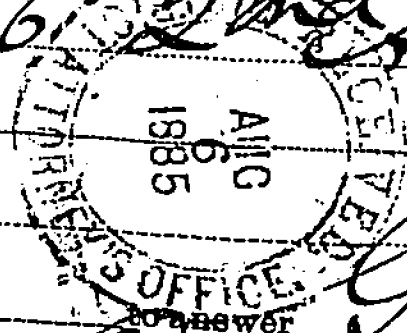
Charles Bender

Street.

No.

1000

Street.



CMY

0276

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 Davis

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

Louis Davis

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

The said

Louis Davis,

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

six hundred cigars of the

value of five cents each,

of the goods, chattels and personal property of one *Jacob Sommer,*

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.

Randolph B. Martin,
District Attorney.

0277

BOX:

184

FOLDER:

1859

DESCRIPTION:

Delgino, Joseph

DATE:

08/18/85



1859

0278

BOX:

184

FOLDER:

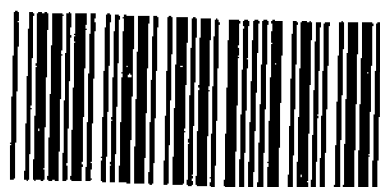
1859

DESCRIPTION:

D'Alessio, Joseph

DATE:

08/18/85



1859

0279

Witnesses :

- 1. Max Coleman
- 2. Kinsey B.

Counsel,

Filed 18 day of Aug 1885

Plends Chicago Ill

2 1 do 1885

THE PEOPLE

vs.

I

Joseph Dalgino

and

B

Joseph d'Alessio

Grand Larceny 2nd degree [Penal Code, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000]

RANDOLPH B. MARTINE,

District Attorney.

Not tried vacated.

A True Bill.

Wm. C. Smith

Foreman.

Sept 1885

Geo. S.

0280

Police Court—

District.

Affidavit—Larceny.

City and County } ss.:
of New York,

of No.

348 E 114 Street, aged 38 years,

occupation,

Labourer

being duly sworn

deposes and says, that on the

day of

August

188

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 lot of tools, a quantity of
shoes, and household furniture
together of the value of
One Hundred dollars

Sworn to before me this

day of

188

Police Justice.

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

Joseph Helgins (now here)
from the fact that upon said
date said property was stolen
and carried away from
premises 1449, 3 Avenue and
that when said Helgins was
arrested he had in his possession
of said property in his possession
which deponent fully identifies
as that stolen and carried away
from his premises 1449, 3 Avenue

Joseph Helgins
Joseph + Bonafato

0281

197

837

Police Court, District.

THE PEOPLE, &c.,
on the complaint of

Joseph Bonofab
348 - vs. 8, 1114
Joseph Alquin

Offence—LARCENY.

Dated Aug 13 188

W. J. White Magistrate.
S. J. S. Officer.

Witnesses,

No. Street,

No. Street,

No. Street,

\$ 500 to answer Sessions.

Coz

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 Joseph Alquin guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of One Hundred Dollars and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.
Dated Aug 13 188

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

Dated 188

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.

0282

Joseph Delgino } GH 20
Joseph d'Almeida }

Property stolen and
found in possession
of defts

0283

Sec. 193-200.

19 District Police Court.

CITY AND COUNTY
OF NEW YORK,

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

I am not guilty
Joseph Halgins
mark

Taken before me this
day of *May* 188*8*

Police Justice.

0284

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 30 years, occupation Joseph. Orsitano
Pharmaker of No.

83rd Street & Ave Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Joseph. Orsitano

and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this 14
day of Aug 1888 } Joseph. Orsitano

Andrew J. White
Police Justice.

0285

Police Court— District.

Affidavit—Larceny.

City and County } ss.:
of New York,of No. 348 E 114 Street, aged 38 years,
occupation Kaboner being duly sworndeposes and says, that on the 7 day of August 1888 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:

A lot of shoes, house hold furniture
and tools together with the value
of One hundred dollars

the property of deponent

and that this deponent

has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,
and carried away by Joseph Alessio (now known as)

from the following facts to wit—
that upon said date said
property was taken stolen and
carried away from deponent's
premises 144 E. 3. Ave. and that
whereby said Alessio was arrested
he had a portion of said property
in his (Alessio's) possession. Deponent
is also informed by Joseph Argitano
residing at 83rd Street and Ave. 1st Avenue
that he (Argitano) saw said Alessio
place said goods in a bag on said
date at said premises and take and
carry away the same.

Joseph P. Buafato
Deponent

Sworn to before me, this
14th day of
August 1888
at New York

Police Justice.

0286

Sec. 198-200.

District Police Court.

CITY AND COUNTY
OF NEW YORK.

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

Giuseppe D'Alessio

Taken before me this

1886

Police Justice.

0287

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 _____

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

Dated Aug 14 1885 Andrew J. White Police Justice.

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

Dated Aug 15 1885 Andrew J. White 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.

0288

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court

District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Joseph Murafata
348 E. 11th
Joseph Alessio

1
2
3
4

Dated

Magistrate

Witnesses

No.

No.

No.

\$

to answer

Bailed

0289

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 Delano

and

Joseph D'Alverio

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

Joseph Delano and Joseph D'Alverio

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

The said Joseph Delano and Joseph D'Alverio, each —

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

Twenty baskets of the value of fifty cents each, twenty bottles of shoe polish of the value of twenty cents each bottle, one thousand shoe buttons of the value of one cent each, one thousand shoe laces of the value of five cents each, divers shoemaker's tools, of a number, name and description to the Grand Jury aforesaid unknown, of the value of twenty five dollars and divers articles of household furniture, of a number and description to the Grand Jury aforesaid unknown, of the value of fifty dollars of the goods, chattels and personal property of one —

Joseph Delano, —

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.

0290

SECOND COUNT—

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

Joseph D. Delano and Joseph D. Alessio

of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows:

The said *Joseph D. Delano and Joseph D. Alessio*
D. Alessio, each

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

Twenty bars of the value of fifty cents each, twenty bottles of shoe polish of the value of twenty cents each bottle, one thousand shoe buttons of the value of one cent each, one thousand shoe laces of the value of five cents each, and seven shoe maker's tools of a number, and description to the Grand Jury aforesaid unknown, of the value of twenty five dollars

of the goods, chattels and personal property of one *Joseph D. Delano*,

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

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

Joseph D. Delano and Joseph D. Alessio

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

RANDOLPH B. MARTINE,

District Attorney.

0291

BOX:

184

FOLDER:

1859

DESCRIPTION:

Doe, John

DATE:

08/12/85



1859

Henry C. Keller
J. Beckman

12th day of Aug 1885
Court quorum 12

THE PEOPLE
vs.
John Doe
also John S. Bruck
[Sections] [Penal Code]

RANDOLPH B. MARTINE,

District Attorney.
Com^d by name of the State
in O.R.G. July 15 1877 - of
Jury 31 & date 16/12/85 by
True Bill.

John S. Hart,
Sept 19/85 Foreman
J. C. Kelly
10 AM 5.7. 1885
Oct 1/85

0293

Police Court First District
Tomb.

The People
John Doe. Perjury.

City and County of New York - ss
James H. Tobin being
duly sworn, deposes and says that
on the 3rd day of August 1885 there
was a certain special proceeding
pending in the Surrogate's Court of the
County of New York & before Daniel
G. Rollins the Surrogate of said County
of which proceeding the said Court
and the said Surrogate then and there
had jurisdiction and full and com-
petent authority to take the bond
hereinafter mentioned and the oath of
any surety or sureties thereon, in
which proceeding was filed a petition
a certified copy of which is hereto
annexed and an order duly made
of which a certified copy is also
annexed and that in pursuance
of such petition and order a bond
of which the accompanying is a
Certified Copy was duly executed
by Peter Quinn in said petition
and order named and by a person
now present whose name is unknown

0294

but who falsely described himself in said bond and swore that he was one Benjamin Lewis. That said person whose name is unknown was required to justify under oath in accordance with law as to his sufficiency as a surety on said bond on the 3rd day of August 1885 at the City and County of New York and did at the same time and place so justify on oath before Nicholas P. Hayes who was then and there an assistant of said Surrogate and as such lawfully authorized to administer said oath in that behalf and said person whose name is unknown did then and there swear and make oath before the said Nicholas P. Hayes as such assistant to the Surrogate to the justification and affidavit of justification a certified copy of which is upon said bond hereto annexed, and that the statements and each of them contained in said justification and affidavit of justification were false and untrue and known to be so when the said person whose name is unknown made and swore to them, and that in so swearing to said statements and each of them and to

0295

said justification and affidavits of
justification and on making such
oath as aforesaid the said person
whose name is unknown did so wil-
fully, feloniously, falsely and
corruptly and did then and there
commit wilful and corrupt perjury.

J. H. Robin

Sworn before me this
5th day of August 1885
J. H. Hawley

Police Justice

0296

First District - Police Court.
Lombs.

The People vs.
John Doe. Perjury.

City and County of New York - ss.
Benjamin Lewis
being duly sworn deposes and says
that he resides at N^o 21 Charles St.
in the City of New York, and carries
on the trucking business his office being
at N^o 100 Prince Street, N.Y. City, that
he is the owner in his own right of
eight lots of land on the south side of
14th St. N.Y. commencing 150 feet west of
Eighth Ave. and extending west 200 feet
valued at \$3500 each, he also owns four
lots on the North side of 140th St. N.Y.
commencing 150 feet west of 8th Ave. and
extending west 100 feet, valued at \$3000
each. That the above named defendant
is not the Benjamin Lewis who owns the
property above described.

Benjamin Lewis

Sworn to before me this

5th day of August 1885

at New York

Police Justice

0297

CITY AND COUNTY
OF NEW YORK, ss.

POLICE COURT, 1st DISTRICT.

of No.

36 Great Jones

Street, aged

66 years,

occupation

Guardian Clerk

Surrogate's office

being duly sworn deposes and says,

that on the

3^d

day of

August

1885

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

at the Surrogate's

office in the City of New York the defendant (nowhere) who gives the name of John Doe did in said Surrogate's office truthfully and completely swear that he was one Benjamin Lewis of No. 25 Charles Street in the City of New York and that he was the owner of 8 lots on the South side of 141st Street in the City of New York commencing 150 feet west of 8th Avenue and extending West 200 feet and valued at \$3,500.00. Each lot subject to no encumbrance. ~~Deposant~~ and also 4 lots on North side of 140 Street

Police Justice.

0298

New York City commencing 150 feet West of the annex
and extending West 100 feet valued at
\$3000⁰⁰/₁₀₀ each on which there was an
incumbrance of five hundred dollars.
Deponent further says that he is duly authorized
to take affidavits in the Surrogate office and
that he believes that the oaths so made by
him were false and untrue and he deponent
knew that they were when he made said
affidavits.

Nicholas J. Hayes

Police Court, District,

THE PEOPLE, & c.,

ON THE COMPLAINT OF

vs.

Dated

188

Magistrate.

Officer.

Witness,

Disposition,

Sworn to before me this
5th day of August 1885
at N. Y. C.

Police Justice.

0299

Sec. 198-200

CITY AND COUNTY }
OF NEW YORK, } ss.

1st District Police Court.

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

*I decline to say anything in
relation to the within case.*

Signature refused

Taken before me this

day of

August 1888

at New York

Police Justice.

0300

TO DANIEL G. ROLLINS ESQ., SURROGATE OF THE COUNTY OF NEW YORK.
THE PETITION OF PETER GUINN GENERAL GUARDIAN OF JOHN W. GUINN
AND PETER GUINN JR., INFANTS UNDER THE AGE OF FOURTEEN YEARS
RESPECTFULLY SHOWS:

FIRST. THAT YOUR PETITIONER IS THE FATHER OF JOHN W. GUINN
AND PETER GUINN JR. HEREINBEFORE AND HEREINAFTER MENTIONED;
AND ON THE 20TH DAY OF SEPTEMBER 1884 YOUR PETITIONER WAS DULY
APPOINTED GENERAL GUARDIAN OF THE PERSONS AND ESTATES OF THE
SAID JOHN W. GUINN AN INFANT WHO WAS OF THE AGE OF SEVEN YEARS
ON THE 10TH DAY OF MARCH 1885, AND OF PETER GUINN JR. AN INFANT
WHO WAS OF THE AGE OF FIVE YEARS ON THE 31ST DAY OF DECEMBER
1884 AND YOUR PETITIONER DULY QUALIFIED AS SUCH GUARDIAN AND
LETTERS WERE ON THAT DAY DULY ISSUED TO HIM AS SUCH GUARDIAN.

SECOND. THAT THE MOTHER OF SAID INFANTS DIED ON THE 18TH DAY
OF AUGUST 1884, LEAVING HER SURVIVING THE SAID JOHN W. GUINN
AND PETER GUINN JR. AND LEAVING NO OTHER CHILDREN

THIRD. THAT IN AND BY THE LAST WILL AND TESTAMENT OF JOHN
DOWLING DECEASED THE GRANDFATHER OF SAID INFANTS THE FATHER OF
THE SAID MOTHER WHICH SAID WILL WAS DULY ADMITTED TO PROBATE
BY THE SURROGATE OF THIS COUNTY ON THE 15TH DAY OF JULY 1881
AND IS DULY RECORDED IN THE OFFICE OF SAID SURROGATE IN LIBER
288 OF WILLS AT PAGE 468 AN EQUAL UNDIVIDED ONE SIXTH OF THE
ESTATE OF SAID JOHN DOWLING WAS DEVISED AND BEQUEATHED TO EACH
OF SAID INFANTS, SUBJECT TO A LIFE ESTATE THEREIN TO THEIR MOTHER
AND SUBJECT ALSO TO THE SETTING APART BY THE EXECUTORS AND TRUST-
-EES UNDER SAID WILL OF AN AMOUNT SUFFICIENT TO PROVIDE AN
ANNUAL INCOME OF \$100 WHICH INCOME WAS DIRECTED TO BE PAID TO
ONE CATHERINE WOOD DURING HER LIFE.

0301

FOURTH. THAT THE ESTATES TO WHICH SAID INFANTS BECAME ENTITLED UPON THE DEATH OF SAID MOTHER AMOUNTED TOGETHER TO ABOUT THE SUM OF SEVENTEEN THOUSAND DOLLARS. THAT NO PART OF SAID PRINCIPAL HAS COME INTO THE HANDS OF YOUR PETITIONER. THE SAME BEING SECURELY AND WELL INVESTED ON LOANS ON BONDS AND MORTGAGES AND AN INCOME OF FIVE AND SIX PER CENT REALIZED THEREFROM. THE SAID BONDS AND MORTGAGES ARE CONTROLLED BY THE EXECUTORS AND TRUSTEES UNDER THE SAID WILL OF JOHN DOWLING DECEASED. THE SAID EXECUTORS AND TRUSTEES HAVE NOT RENDERED THEIR ACCOUNT OF SAID ESTATE; AND YOUR PETITIONER BEING SATISFIED WITH THE SECURITY AND INCOME DERIVED HAS NOT SPECIALLY URGED SAID ACCOUNTING.

FIFTH, THAT THE INCOME DERIVED FROM SUCH INVESTMENTS AMOUNTS TO ABOUT ONE THOUSAND DOLLARS PER YEAR AND THERE HAS BEEN PAID TO YOUR PETITIONERS AS SUCH GUARDIAN SINCE HIS APPOINTMENT THE SUM OF NINE HUNDRED AND SIXTY SEVEN ⁵⁸/₁₀₀ DOLLARS INCOME EARNED ON SAID INVESTMENTS SINCE THE DEATH OF HIS WIFE THE MOTHER OF SAID INFANTS.

SIXTH. THE SAID INFANTS BEING OF TENDER AGE AND NEEDING THE CONSTANT AND WATCHFUL CARE OF SOME PERSON WHO COULD IN A MEASURE TAKE THE PLACE OF THEIR MOTHER, YOUR PETITIONER BEING LEFT ENTIRELY ALONE WITH THEM, YOUR PETITIONER WAS COMPELLED TO AND DID ENGAGE THE SERVICES OF HIS SISTER A PERSON OF FULL AGE WHO HAD THERETOFORE BEEN EMPLOYED IN BUSINESS, EARNING HER OWN LIVELIHOOD TO BOARD, CARE FOR, AND LOOK AFTER THE WELFARE OF SAID INFANTS. AND YOUR PETITIONER'S SAID SISTER HAS BOARDED LOOKED AFTER AND CARED FOR THE WELFARE OF THE SAID INFANTS SINCE

0302

THE TIME OF THEIR MOTHER'S DEATH THE 18TH DAY OF AUGUST 1884
A PERIOD OF SOME 38 WEEKS FOR WHICH YOUR PETITIONER HAS PAID
HER AT THE RATE OF SEVENTEEN DOLLARS PER WEEK AMOUNTING IN ALL
TO THE SUM OF SIX HUNDRED AND FORTY SIX DOLLARS. YOUR PETI-
TIONER HAS EXPENDED FOR NECESSARY MEDICAL ATTENDANCE AND CLOTH-
ING OF SAID INFANTS THE SUM OF NINETY TWO ⁵⁰ DOLLARS. THAT
YOUR PETITIONER PAID TO HIS ATTORNEYS FOR SERVICES IN PETITION-
ING FOR AND ATTENDING ON THE ISSUING OF LETTERS OF GUARDIANSHIP
THE SUM OF FIFTY DOLLARS. THAT YOUR PETITIONER NOW HAS IN
HIS HANDS UNEXPENDED OF THE INCOME RECEIVED FROM SAID ESTATE
THE SUM OF ONE HUNDRED AND SEVENTY NINE DOLLARS AND EIGHTY CENTS.
SEVENTH, THAT AT THE TIME OF YOUR PETITIONERS APPLICATION FOR
THE ISSUING TO HIM OF LETTERS OF GUARDIANSHIP YOUR PETITIONER
HAVING SO LATELY LOST HIS WIFE AND BELIEVING IT ESSENTIAL TO THE
WELFARE OF HIS CHILDREN THAT A GUARDIAN SHOULD BE SPEEDILY AP-
POINTED COULD NOT SEEK HIS FRIENDS TO PROCURE THE BONDS NECES-
SARY TO HIS QUALIFICATION, BUT WITHOUT AT THE TIME CONSIDERING
THE EXPENSE, APPLIED TO THE AMERICAN SURETY COMPANY OF NEW YORK
AND PROCURED THEM AS SURETY ON HIS BOND. THEIR CHARGE FOR SUCH
SERVICES BEING TWO HUNDRED DOLLARS PER YEAR.
EIGHTH, THAT YOUR PETITIONERS ATTORNEYS HAVE ADVISED HIM
THAT THE AMOUNT HE HAS ALREADY PAID AND ANY AMOUNT THAT HE MAY
HEREAFTER PAY SUCH SURETY COMPANY FOR THEIR SERVICES AS SUCH
SURETY CANNOT BE CHARGED TO THE ESTATE OF THE INFANTS JOHN W.
QUINN AND PETER QUINN JUNIOR BUT MUST BE BORNE BY YOUR PETI-
TIONER PERSONALLY AND YOUR PETITIONER WOULD NOT WANT TO MAKE
IT A CHARGE THEREON, BUT HAS ALREADY PERSONALLY PAID SAID SURETY

0303

SECTION OF SOME 33 WEEKS LOW WHICH ACCORDING TO THE PETITIONER
THE LIFE OF THE PETITIONER IS IN THE HANDS OF THE COURT
COMPANY ONE HUNDRED AND FIFTY DOLLARS OF THE AMOUNT AGREED TO
BE PAID FOR THEIR SERVICES OUT OF HIS OWN FUNDSTAND WOULD GLADLY
CONTINUE TO DO SO; BUT YOUR PETITIONER FINDS THAT IT WILL TO
THE EXTENT OF THE AMOUNT PAID LESSEN HIS ABILITY TO GIVE TO HIS
CHILDREN THE ASSISTANCE WHICH THEY REQUIRE BEYOND THEIR INCOME.
NINTH. THAT YOUR PETITIONER HAS SOUGHT FOR AND OBTAINED TWO
OF HIS ACQUAINTANCES WILLING TO BECOME HIS SURETIES AND EXECUTE
A BOND FOR HIS FAITHFUL PERFORMANCE OF HIS DUTIES AS GUARDIAN.
THAT SAID SURETIES ARE AMPLY ABLE TO QUALIFY AS SUCH SURETIES.
TENTH. THAT NO LIABILITY HAS ATTACHED TO THE SAID THE AMERICAN
SURETY COMPANY SINCE YOUR PETITIONER HAS HEREIN ABOVE ACCOUNTED
FOR ALL MONEYS RECEIVED BY HIM AS SUCH GUARDIAN.
WHEREFORE YOUR PETITIONER ASKS THAT AN ORDER MAY BE ENTERED
HEREIN AUTHORIZING YOUR PETITIONER TO PRESENT TWO GOOD AND SUFF-
ICIENT SURETIES WHO SHALL ENTER INTO A BOND IN THE PROPER FORM
FOR THE FAITHFUL PERFORMANCE BY YOUR PETITIONER OF HIS DUTIES
AS GUARDIAN AND THAT UPON SAID BOND BEING SO DULY EXECUTED AND
AFTER THE SAME HAS BEEN APPROVED IN ACCORDANCE WITH THE PRAC-
TICE OF THIS COURT THAT SAID BOND BE SUBSTITUTED IN THE PLACE
AND STEAD OF THE BOND ENTERED INTO BY THE SAID THE AMERICAN
SURETY COMPANY THAT THE SAID THE AMERICAN SURETY COMPANY BE
THEREUPON DISCHARGED FROM FURTHER OBLIGATION THEREUNDER.

PETER QUINN

PETITIONER.

V
EASTON & BLINN ATTORNEYS FOR PETITIONER.
CITY AND COUNTY OF NEW YORK SS: PETER QUINN BEING DULY SWORN
DEPOSES AND SAYS THAT HE IS THE PETITIONER ABOVE NAMED THAT HE
IS THE PETITIONER ABOVE NAMED THAT HE HAS READ THE FOREGOING

0304

BE EVIDENCE OF THEIR CHANCES OUT OF THE OWN EQUITY AND GOOD CONSCIENCE
AND THAT THE PETITIONER HAS BEEN ADVISED BY THE VARIOUS PARTIES TO

PETITION AND KNOWS THE CONTENTS THEREOF; THAT THE STATEMENTS
THEREIN CONTAINED ARE IN ALL RESPECTS TRUE THAT SAID PETITION
IS TRUE OF HIS OWN KNOWLEDGE EXCEPT AS TO THE MATTERS THEREIN
STATED TO BE ALLEGED UPON INFORMATION AND BELIEF AND AS TO
THESE MATTERS HE BELIEVES THEM TO BE TRUE.

PETER GUINN

SWORN TO BEFORE ME THIS

12TH DAY OF MAY 1885.

JOHN G. A. MEYERS

NOTARY PUBLIC N.Y. CO.

WE HEREBY JOIN IN THE FOREGOING PETITION AND CONSENT THAT AN
ORDER IN DUE FORM BE ENTERED THEREIN.

DATED MAY 14 1885

FRED F. NUGENT

ATTY. FOR AMERICAN SURETY CO.

160 B'WAY. N.Y.

0305

RECEIVED MAY 15 1885
DEPT. OF JUSTICE
RECEIVED MAY 15 1885
DEPT. OF JUSTICE

AT A SURROGATE'S COURT OF THE CITY OF
NEW YORK HELD AT THE COUNTY COURT HOUSE
IN THE CITY OF NEW YORK ON THE 14TH DAY
OF MAY, 1885.

PRESENT HON., DANIEL G. ROLLINS

SURROGATE.

IN THE MATTER OF THE APPLICATION OF
PETER GUINN, GENERAL GUARDIAN OF
THE PERSONS AND ESTATES OF JOHN W.
GUINN AND PETER GUINN JUNIOR FOR
LEAVE TO SUBSTITUTE NEW SURETIES
ON HIS BOND AS SUCH GUARDIAN.

IT APPEARING BY THE PETITION OF PETER
GUINN, GENERAL GUARDIAN OF THE PERSONS AND ESTATES OF JOHN W.
GUINN AND PETER GUINN JUNIOR, IN WHICH SAID PETITION THE AMERI-
-CAN SURETY COMPANY JOINS THAT THE AMERICAN SURETY COMPANY IS
SURETY ON HIS BOND AS GUARDIAN HEREIN AND THAT THERE IS GOOD AND
SUFFICIENT LEAVE FOR GRANTING LEAVE TO SAID PETER GUINN AS SUCH
GUARDIAN TO SUBSTITUTE A NEW BOND WITH NEW SURETIES IN THE
PLACE AND STEAD OF THE BOND EXECUTED BY THE SAID THE AMERICAN
SURETY COMPANY., NOW ON READING AND FILING SAID PETITION AND ON
MOTION OF EASTON AND BLINN ATTORNEYS FOR PETITIONER THE SAID
AMERICAN SURETY COMPANY CONSENTING THERETO IT IS ORDERED THAT
THE SAID PETER GUINN, GENERAL GUARDIAN AS AFORESAID BE AND HE
HEREBY IS AUTHORIZED AND DIRECTED TO PRESENT TWO GOOD AND SUFFI-
-FICIENT SURETIES WHO SHALL ENTER INTO A BOND IN THE PROPER

0306

NEW YORK HED VI INC CORP FORM 1000

IN VARIOUS STATES OF THE UNITED STATES

AMOUNT AND FORM CONDITIONED FOR THE FAITHFUL PERFORMANCE BY
SAID PETER GUINN OF HIS DUTIES AS GUARDIAN AFORESAID AND THAT
UPON SAID BOND BEING DULY EXECUTED AND AFTER THE SAME HAS BEEN
DULY APPROVED IN ACCORDANCE WITH THE PRACTICE OF THIS COURT
THAT SAID THE AMERICAN SURETY COMPANY BE DISCHARGED FROM FURTHER
LIABILITY UNDER THE SAID BOND SO ENTERED INTO BY IT.

DAN'L G. ROLLINS

SURROGATE.

0307

N.Y. SURROGATE'S COURT.

#180

IN THE MATTER OF THE APPLICATION OF
PETER GUINN, GENERAL GUARDIAN OF
THE PERSONS AND ESTATE OF
JOHN W., GUINN AND PETER GUINN JR.
INFANTS UNDER THE AGE OF FOUR-
TEEN YEARS FOR LEAVE TO SUB-
STITUTE NEW SURETIES ON HIS
BOND AS SUCH GUARDIAN

PETITION AND ORDER AUTHORIZING
GENERAL GUARDIAN TO FURNISH
NEW SURETIES.

FILED MAY 14, 1885.

RECEIVED OFFICE AND COURT CLERK INTO A BOND IN THE PROPER
HEREBY IS AUTHORIZED AND DIRECTED TO ENTER

0308

See Surrogates Order dated May 14. 1885

(No. 8.)

Know all Men by these Presents, THAT WE,
Peter Quinn
Benjamin Lewis

are held and firmly bound unto *Peter Quinn Jr.*
of the City of New York, a Minor *under* fourteen years of age.
in the sum of *Seventeen thousand* dollars,
lawful money of the United States, to be paid to the said Minor, *his* Executors,
Administrators or Assigns; to which payment well and truly to be made, we bind our-
selves, our and each of our Heirs, Executors, and Administrators, jointly and severally,
firmly by these presents Sealed with our Seals. Dated the *fifth*
day of *August* one thousand eight hundred and eighty-
five

The Condition of this Obligation is such, THAT IF THE ABOVE BOUNDEN

Peter Quinn

will, in all things faithfully discharge the trust reposed in him, and obey all lawful
directions of the Surrogate touching the trust; and that he will, in all respects, render
a just and true account of all money and other property received by h *im*, and
of the application thereof, and of h *is* guardianship, whenever he is required
so to do, by a Court of competent jurisdiction. then this obligation to be void, else to
remain in full force and virtue.

Sealed and delivered in presence of

Nicholas P. Hayes

Peter Quinn L. S.
Benjamin Lewis L. S.
L. S.

*Know the within named parties have
the identical persons that they
represent themselves to be, and to be
responsible parties and I believe them
to be worth at least \$17,000 each
in good property.*

0309

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

Benjamin Lewis

of No. 25 Charles Street, the surety named in the annexed recogni-
zance, being duly sworn, deposes and says that he owns in his own right real estate in the

that he is a freeholder, and that he owns the following property
consisting of eight lots on south side of 141st Street, New York,
commencing 150 feet West of
8th Avenue and extending West 200 feet, valued at \$3,500
each lot, subject to no incumbrance: and he owns also
four lots on North side of 140th Street,
New York commencing 150 feet West of
8th Avenue and extending West 100 feet,
valued at \$3,000 each lot, subject to
a mortgage of \$500
and that there are no unsatisfied judgments or executions against him, and that he is under no recognizance
he upon any bond, undertaking or written obligation whatever,
except on bond, on preceding page,
and that he is worth in good property not less than seventeen thousand
Dollars over and above all debts, liabilities, and lawful claims against him, and all liens, incumbrances, and lawful
claims upon his property.

Sworn to before me, this third day
of August 1885

Benjamin Lewis Surety.

Asst to the surrogate of Nicholas P. Hayes
Notary Public, New York County.

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

of No. _____ Street, the surety named in the annexed recogni-
zance, being duly sworn, deposes and says that he owns in his own right real estate in the
consisting of _____

and that the same is of the value of not less than
Dollars, and is subject to no incumbrance except a mortgage of _____

and that he owns personal estate in the _____ Dollars;
and that its value is not less than _____
that it consists of _____

and that it is subject to no incumbrance

and that there are no unsatisfied judgments or executions against him, and that he is under no recognizance

and that he is worth in good property not less than _____
Dollars over and above all debts, liabilities, and lawful claims against him, and all liens, incumbrances, and lawful
claims upon his property.

Sworn to before me, this _____ day
of _____ 188 _____

Surety.

Notary Public, New York County.

City and County of New York, ss.:

On this

Peter Quinn

day of

August

1885

before me came

no me known to be the individual described in, and who executed the within Bond, and acknowledged that they
executed the same.

Nicholas P. Hayes
Commissioner of Deeds of New York County

0310

See Surrogate's Order dated May 14. 1885.

(No. 8.)

Know all Men by these Presents, THAT WE,

Peter Quinn
Benjamin Lewis

are held and firmly bound unto
of the City of New York, a Minor

John W. Quinn
under fourteen years of age.

in the sum of

Seventeen thousand dollars,

lawful money of the United States, to be paid to the said Minor, his Executors, Administrators or Assigns; to which payment well and truly to be made, we bind ourselves, our and each of our Heirs, Executors, and Administrators, jointly and severally, firmly by these presents Sealed with our Seals. Dated the

August one thousand eight hundred and eighty-

third
five

The Condition of this Obligation is such, THAT IF THE ABOVE BOUNDEN

Peter Quinn

will, in all things faithfully discharge the trust reposed in him, and obey all lawful directions of the Surrogate touching the trust; and that he will, in all respects, render a just and true account of all money and other property received by him, and of the application thereof, and of his guardianship, whenever he is required so to do, by a Court of competent jurisdiction, then this obligation to be void, else to remain in full force and virtue.

Sealed and delivered in presence of

Nicholas P. Hayes

Peter Quinn L.S.
Benjamin Lewis L.S.
L.S.

From the within named parties to be
the identical person that they
represent themselves to be, and to be
responsible parties and I believe they
to be worth at least \$17,000 or each
in good property.

0311

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

Benjamin Lewis

resides at No 25 Charles Street in the city of New York,
zance, being duly sworn, deposes and says that he owns in his own right real estate in the

*N. P. H.
N. P. H.*

that he is a free holder, and that he owns the following property
consisting of eight lots on South side of 141st Street, New York
and that the same is of the value of not less than
Dollars, and is subject to no incumbrance except a mortgage of
Eighty Avenue and extending West 200 feet, valued at \$3500
each lot, subject to no incumbrance; and he owns also
four lots on North side of 140th Street,
New York commencing 150 feet West of
8th Avenue and extending West 100 feet,
valued at \$3,000⁰⁰ each lot, subject to
a mortgage of \$500⁰⁰,

and that there are no unsatisfied judgments or executions against him, and that he is under no recognizance
upon any bond, undertaking or written obligation whatever,

and that he is worth in good property not less than
Seventeen thousand
Dollars over and above all debts, liabilities, and lawful claims against him, and all liens, incumbrances, and lawful claims upon his property.

Sworn to before me, this *Third* day
of *August* 188 *5*

Benjamin Lewis Surety.

Not to the surrogate of *Nicholas J. Hayes*
Notary Public, New York County.

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

of No. _____ Street, the surety named in the annexed recogni-
zance, being duly sworn, deposes and says that he owns in his own right real estate in the
consisting of

and that the same is of the value of not less than
Dollars, and is subject to no incumbrance except a mortgage of

and that he owns personal estate in the _____ Dollars;
and that its value is not less than
that it consists of

and that it is subject to no incumbrance

and that there are no unsatisfied judgments or executions against him, and that he is under no recognizance

and that he is worth in good property not less than
Dollars over and above all debts, liabilities, and lawful claims against him, and all liens, incumbrances, and lawful claims upon his property.

Sworn to before me, this _____ day }
of 188 } _____ Surety.

Notary Public, New York County.

City and County of New York, ss.:

On this *Third* day of *August* 188 *5*, before me came
Peter Quinn
to me known to be the individual described in, and who executed the within Bond, and acknowledged that ~~they~~
he executed the same.

Nicholas P. Hayes
Commissioner of Deeds of New York County.

03 12

Form 6

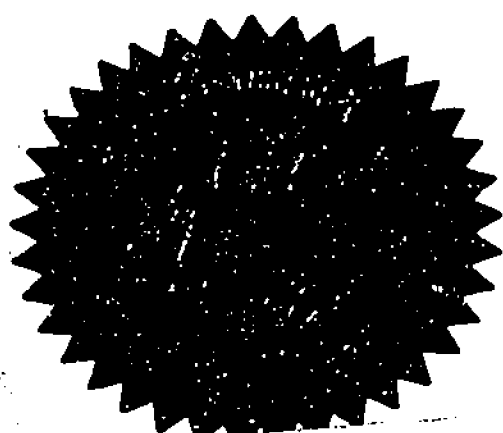
STATE OF NEW YORK,
City and County of New York.

} ss.

I, AUSBURN M. DICKINSON, Clerk of the Surrogate's Court of said County, do hereby certify that I have compared the foregoing copy of the ~~last Will and Testament~~ ^{Order} ~~Petition~~ and Bonds in the matter of the estates of John W. Quinn and Peter Quinn Jr. Minors -

with the original record thereof, now remaining in this office, and have found the same to be a correct transcript therefrom, and of the whole of such original record.

In Testimony Whereof, I have hereunto set my hand and affixed the Seal of the Surrogate's Court, this 3rd day of August in the year of our Lord one thousand eight hundred and eighty-five



A. M. Dickinson

03 13

Surrogate's Court
New York County

In the matter
of the estate of
John W. Quinn
and Peter Quinn
Minors

0314

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

96
Police Court District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

James H. Smith
Investigator Office

John Doe

1 _____

2 _____

3 _____

4 _____

Offence

Perjury

Dated *August 5th* 188

John Doe
Magistrate

John Doe
Officer.

John Doe
Bureau of Precinct.

Witnesses
Nicholas J. Hayes

No. *36*
Street *Great Jones St*

No. *Investigator*
Street *City Hall*

No. *Committed to answer*
Street *General Brown*

John Doe

If appearing to me by the written depositions and affidavits of the witnesses and the evidence submitted, and that the defendant is suffering from insanity, and is unable to stand his trial, I order that he be committed to the City Prison of the City of New York, until he give such bail.

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

Dated *Aug 5* 188 *John Doe* 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.

DOOR QUALITY ORIGINALS

0315

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.

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

Dated Aug 5 1885
City of New York, until he give such bail.
I have committed to the Warden and Keeper of the City Prison of the Hundred Dollars, and he be held to answer the same and he be admitted to bail in the sum of
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of
James M. Hayes

96 1st 814

Police Court District.

THE PEOPLE, & C.,
ON THE COMPLAINT OF
James M. Hayes
Surrogate of the
James M. Hayes

Dated August 5th 1885
Magistrate
George M. Hayes
Officer.
Bureau of the Precinct.

Witnesses
Nicholas P. Hayes
36 Great Jones St.
Surrogate of the Precinct.

No. Committed to answer
General Secours
Bail on Aug 11

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

03 16

CITY AND COUNTY OF NEW YORK, ss.

POLICE COURT, DISTRICT.

James H. Torri
of *The Surrogate's Office* Street, aged *21* years,
occupation *Clerk 3d* being duly sworn deposes and says,

that on the *2d* day of *August* 188*5*
at the City of New York, in the County of New York, *he caused to*

be arrested a man who came to the
Surrogate's office and who represented
himself to be one Benjamin Lewis
of the City of New York. That deponent
was informed that he was not the
man whom he represented himself
to be, and that he signed guardedly
in the name of said Benjamin Lewis.
Deponent further says that he now gives the
name of John Doe and refuses to give
any other name, and he deponent

Sworn to before me, this
of *August* 188*5* day

Police Justice.

0317

Police Court, District, 1st

THE PEOPLE, &c.,
ON THE COMPLAINT OF
James H. Brown

John Doe

August 13 1888

Magistrate

George H. Brown Officer.

Benjamin Davis Witness.

Disposition, 5. Prison.

James H. Brown Admission, August 13

John Doe Prison

asks that said defendant be committed for further examination in order to put defendant or the surrogate an opportunity to get the necessary evidence to show that defendant is not the person he represents himself to be and that he did commit willful and corrupt Perjury. W. H. Brown

3rd day of August - 1888
Summable before me the
Judge of the Court

03 18

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

P
V

John Bro
P. 96
Vol 147 p. 427
p. 530

0319



New York, Sept 9th - 1855

My dear Sir:

In pursuance of
your directions, I enclose
herewith a Memorandum as
to the two bonds executed by
"John Doe" in this office on
the 3^d day of August last.

He pleaded guilty this day
to the charge of Perjury.

I do not find that
he executed any other bonds in
this office, than the above
mentioned two bonds.

I shall be in Court on
next Monday the day when
he will be sentenced. With
sentiments of the highest respect,
I remain your truly
Hon. J. Smyth, N. P. Hayes, Guardian Clerk.

0320

In the matter of John Doe
who pleaded Guilty to a charge of
Perjury on September 9th 1885.

On the 3^d of August 1885 a person (indicted
as John Doe) swore at the Surrogate's Office, New York,
that he was Benjamin Lewis and
lived at 25 Charles Street, New York; that
he was a freeholder, and owned Eight Lots
on South side of 141st Street, New York,
commencing 150 feet West of 8th Avenue
and extending West 200 feet valued at
\$3500⁰⁰ each lot, subject to no incumbrance;
and that he also owned four lots on
North side of 140th Street, New York,
commencing 150 feet West of 8th Avenue
and extending West 100 feet, valued at
\$3000⁰⁰ each lot subject in all to
a mortgage of \$500⁰⁰ only.
The Affiant swore also that he was
on no other bond. He justified in
\$7,500⁰⁰ on each of the two bonds.
These bonds were "General Guardian"
bonds. Peter Quinn was the Guardian.

executed by him.

0321

In the matter of
John Doe
was pleased to
to Perry my
in the surrogate
Office, executed
by him a a surety.

0322

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

John Doe

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

John Doe whose real name is the Grand
juror of said county, in the crime of
Burglary, committed as follows: Therefore
whereas the said
John Doe on the twentieth day of May, in
the year of our Lord, nineteen hundred and
eighty five, at the City and County of New York,
the petition of one Peter Durin, then being
the duly appointed and qualified general
guardian of the persons and estate of John
W. Durin and Peter Durin the spouses,
minors under the age of fourteen years, was
duly presented to the Surrogate's Court of
the County of New York, wherein the said
Peter Durin as such general guardian, did
ask and pray that an order of the said Court
might be duly made and entered therein,
authorizing the said Peter Durin to present
two good and sufficient sureties who should
enter into a bond in the proper form, for
the faithful performance by the said Peter
Durin of his duties as such general guardian,
and that upon said bond being so duly
executed and after the same had been approved

0323

in accordance with the practice of the said
Court, that said bond be substituted in
the place and stead of a certain other bond
before then duly executed by the American
Smelting Company in the behalf of said,
and then and there in full force and
virtue, that the said the American Smelting
Company be thereupon discharged from
further obligation under the bond so as
aforesaid executed by it; in which said
petition the said the American Smelting
Company did thereby join and therein
consent that such order might be so
entered, pursuant to the prayer of the said
petition: ^{and whereas thereupon} to wit: on the day
and in the year aforesaid, an order of the
said Court was then and there duly made
and entered therein, whereby it was ordered
that the said Peter Quinn, agreed upon
him as aforesaid, be, and he thereby was,
authorized, and directed to present two
good and sufficient sureties who should
enter into a bond in the proper amount
and form, conditioned for the faithful
performance by the said Peter Quinn of
his duties as such guardian, and that upon
said bond being duly executed and after
the same had been duly approved in
accordance with the practice of the said

0324

Court, that said The American Surety Company
 be discharged from further liability under
 the said bond so as aforesaid entered into
 by it. ^{# That} Afterwards, to wit on the third
 day of August, in the year aforesaid, at the
 City and County aforesaid, the said John
 Doe, late of the City and County aforesaid,
 personally came and appeared before one
 Nicholas P. Haug, Esquire, then and there
 being an Assistant to the Surrogate of the
 said County of New York, and then and there
 having full and sufficient power and
 authority in the premises, and did then
 and there offer himself to be and become
 one of the sureties of the said Peter Quinn
 upon a bond in the proper amount and
 form, and conditioned as aforesaid, pursuant
 to the requirements of the said order, and
 did then and there produce and exhibit to
 the said Nicholas P. Haug Esquire, Assistant
 to the Surrogate as aforesaid, a certain bond
 then and there signed by the said Peter
 Quinn, and also by him the said John Doe,
 in and by the name and description of
 Benjamin Senior, which said bond ^{was} as
 follows, that is to say:

Know all Men by these Presents, That
 we, Peter Quinn Benjamin Senior
 are held and firmly bound unto Peter

0325

Sum of the City of New York, a
Minor under fourteen years of age,
in the sum of Seventeen Thousand
dollars, lawful money of the United
States, to be paid to the said minor,
his Executors, Administrators or
Assigns; to which payment well
and truly to be made, we find
ourselves, one and each of our Heirs,
Executors, and Administrators, jointly
and severally, binding by these
presently Sealed with our Seals.

Dated the third day of August one
thousand eight hundred and eighty five

The Condition of this Obligation is such,
That if the above bounden Peter
Summ will, in all things faithfully
discharge the trust reposed in him,
and obey all lawful directions of the
Court in conducting the trust; and
that he will, in all respects, render
a just and true account of all money
and other property received by him,
and of the application thereof, and of
his guardianship, whenever he is
required so to do, by a Court of competent
jurisdiction. Then this obligation
to be paid, else to remain in

0326

Full force and virtue.

Scaled and delivered in presence of

Nicholas P. Mays

Peter Quinn

Quinn's Skins

together with a certain affidavit in writing of
him the said John Doe, then and there
signed and subscribed by him in and to the
name and description of Quinn's Skins
aforesaid, and then and there containing
divers allegations and statements of and
concerning the sufficiency and responsibility
of him the said John Doe, as such surety
upon the said bond. And ^{that} the said John
Doe was then and there in due form of
law sworn, and did take his corporal
oath, say and before the said Nicholas P.
Mays Esquire, Assistant to the Surrogate
as aforesaid, touching and concerning the
truth of the matters so as aforesaid
contained in his said affidavit in writing,
the the said Nicholas P. Mays Esquire as
such Assistant to the Surrogate as aforesaid,
then and there having full and competent
power and authority to administer an oath
to the said John Doe in that behalf and to
thereupon become and was necessary and
material that the said Nicholas P. Mays
Esquire, Assistant to the Surrogate as

0327

aforesaid, should know the true circumstances
 and property of the said John Doe, in order
 that he might determine whether he would
 and should approve and make the said John
 Doe as such surety upon the said bond.
 And ^{that} the said John Doe, being so sworn as
 aforesaid, to prevent the said Nicholas P.
 Haughequie, Assistant to the Duncage
 as aforesaid, from knowing his true circum-
 stances and property, upon his oath aforesaid,
 in and by his said affidavit in writing
 and of and concerning his responsibility
 and sufficiency as such surety upon the
 said bond, then and there, to wit: on
 the said third day of August in the year
 aforesaid, at the City and County aforesaid,
 before the said Nicholas P. Haughequie
 Assistant to the Duncage as aforesaid and
 then and there having such full and com-
 plete power and authority as aforesaid,
 solemnly, knowingly, willingly and
 lawfully, did solemnly swear, depose and
 say amongst other things in substance
 and to the effect following, that is to
 say: That he the said John Doe then re-
 sided at number 25 Charles Street in the
 said City of New York, that he was then
 a freeholder, and that he then owned the
 following property consisting of eight lots

0328

on the south side of 14th Street, in said City,
commencing 150 feet west of Eighth Avenue
and extending west 200 feet, valued at
\$3500.⁰⁰ each lot, subject to no incumbrance.
That he then owned also four lots on north
side of 14th Street in said City commencing
150 feet west of 8th Avenue and extending
west 100 feet, valued at \$2,000.⁰⁰ each lot,
subject to a mortgage of \$500.⁰⁰; and that
he was then worth in good property not
less than twenty thousand dollars
over and above all debts, liabilities, and
lawful claims against him, and all liens,
incumbrances, and lawful claims upon his
property. Whereas in truth and in fact the said
Doc did not then reside at number 25
Charles Street in said City, and was not
then a freeholder, and did not then own
the said eight lots on the south side of 14th
Street in said City, commencing 150 feet
west of Eighth Avenue and extending west
200 feet, and valued at \$3500.⁰⁰ each lot,
subject to no incumbrance, and did not
then own also four lots on north side of
14th Street in said City commencing 150
feet west of 8th Avenue and extending west 100
feet, valued at \$2,000.⁰⁰ each lot, subject to
a mortgage of \$500.⁰⁰; and he was not
then worth in good property not less than

sixteen hundred and ninety one and done
 all debts, liabilities and lawful claims against
 him, and all his, moneys and lawful
 claims upon his property. And whereas in truth
 and in fact, all the material matters aforesaid,
 as are aforesaid by him the said John
 Doe then and there known to, disposed
 and said, were then and there in all
 things utterly false and untrue, as the
 the said John Doe then and there
 well knew. And so the Grand Jury aforesaid do say
 that the said John Doe, in manner and
 form aforesaid, feloniously, unlawfully,
 wilfully, corruptly and falsely, did
 commit, wilful and corrupt perjury
 against the laws of the State in such
 case made and provided, and against
 the peace and dignity of the said State.

Randolph B. Martin,
 District Attorney.

0330

BOX:

184

FOLDER:

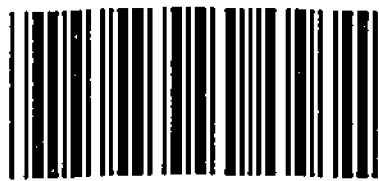
1859

DESCRIPTION:

Dooner, John A.

DATE:

08/13/85



1859

Witnesses:

I have examined the
evidence in this case
and have come to the

conclusion that the death
is in no way legally
possible for the identity
of the deceased, and that
no conviction could
be had here.
This appears very clear
from the papers in the
case - I recommend
that within indictment
be dismissed & that David
be discharged.

Nov 10th 1887
Randolph B. Martine
Dist. Atty.

J. McNamee

Counsel,

Filed 13 day of Aug 1887
Blends, (Not guilty (p))

THE PEOPLE

vs.

B

John A. Roemer

RANDOLPH B. MARTINE,

District Attorney.

Nov 29/87
6-1-1887

A True Bill.

John O. Hart.

Foreman

Part III Nov 10/87.

Indictment dismissed

[Sections 189-190, Penal Code]

0332

STATE OF NEW YORK

CITY AND COUNTY OF NEW YORK, SS.

AN INQUISITION,

Taken at the *Coroner's Office*
 No. *15* *Chatham* Street, in the *4th* Ward of the City of
 New York, in the County of New York, this *5* day of *August*
 in the year of our Lord one thousand eight hundred and *88* before

B. F. MARTIN, Coroner,

of the City and County aforesaid, on view of the Body of *Michael W. Mahon*

now lying dead at

Five *Nine* good and lawful men of the State of New York, duly chosen and
 sworn, or affirmed and charged to inquire, on behalf of said people, how and in what manner the
 said *Michael W. Mahon* came to his death, do

Upon their Oaths and Affirmations, say: That the said
Michael W. Mahon came to his death by

Shock from multiple
injuries caused by an accidental fall from
the 19 floor of buildings at No. 270 & 272 West
10th Street in City, 2nd betw. 2 and 3rd and
me further exonerate John A. Coroner's man
in charge from all blame

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.

<i>Chas. Whittmore 579 Broadway</i>	<i>W. Alceles 715</i>
<i>John Purser 577 "</i>	<i>Jacob Schoeller 552 Broadway</i>
<i>Wm. L. Hanna 83 Bleeker St</i>	<i>George Samuels 705 "</i>
<i>Louis J. Haber 641 Broadway</i>	
<i>Frederick Espar 717 Broadway</i>	
<i>L. Burdick 157 E. 79 St 499 Broadway</i>	

Bernard F. Martin
 CORONER, & S.

0333

LT Chas H Leurs,
St Vincent Hospital
Michael Howard
Washington near
Canal

Thos O. Cornell
256 W. 10th

Ellen McMahon
256 W. 10th

LT Wm J. Perkins
Coroner's Office

0334

CORONOR'S OFFICE.

TESTIMONY.

Detective John Flanagan 9th Precinct
being sworn says. On July 28th at about
3:30 PM I received information
that the deceased Michael McKeown
had been working on a building
at ~~11th~~ 10th near ^{D.} Washington
and that he had a quarrel
with John Doran and that
Doran had struck deceased
and knocked him from 3rd
floor to the 1st floor. I went
to the building and found
Mr Doran had left and Mr
Melch who informed me of
the facts had got to Doran's
house. I went there to his house
at 12 Fenwick St. he had
not arrived there and left
word that when he came home
for him to come to the Station
House he did so and was
afterwards committed at the
Police Court and I heard later
he had been held on bail

John Flanagan

Taken before me

this

5th day of August 1885

Bernard Albertin

CORONER.

0335

CORONOR'S OFFICE.

TESTIMONY.

2.

Patrick Walsh being sworn says I
 reside at No 26 East 20th St and
 am a builder. On July 20th
 at bet 2 and 3 P.M. I went
 to No 270 x 274 West 10th St
 as I ascended the temporary
 stairs from the street I got on
 the platform of 4th story McMahon
 was putting on his jumper I
 said Mike what is the matter
 with you you ain't working
 he said John wants two men
 to do I means make meaning
 John A Dames. I passed on in
 through the building through
 various places and returned to
 the hoisting machine on the 4th
 story as the machine came up
 to 4th story there were some ticks
 in the load I took them out and
 passed them to John A Dames
 who was standing on the opposite
 side to me, I happened to
 think after that and asked
 John what was the matter
 with Mike that he was
 not working. John said
 Mike would not let go of a

Taken before me

this day of

188

CORONER.

0336

CORONOR'S OFFICE.

TESTIMONY.

3

had and he declared he discharged
 him, I stepped from the beam
 the deceased was listening to
 the conversation and then
 walked towards where Dornus
 was and said he was not
 going to do his men's work
 for me that he did not care
 a ~~damn~~ damn or a God damn
 for any man in the building
 that he could do his work
 as good as any of them, he
 walked around after expressing
 these words with that John W.
 Dornus, seized his hand and
 hit Pat Mahon in the stomach
 with his the deceased fell
 backwards between the beams
 and went from the 4th to
 the 1st floor. Dornus was a foreman
 bricklayer in my employ, I did
 not see Mr. Mahon attempt to strike
 Dornus if he had I would have
 to see him do so, Mr. Mahon was
 not intoxicated in my opinion, Dornus
 had full charge during my absence
 and had full power to discharge the
 men, I consider Mr. Mahon's death an accident.

Taken before me

this 5 day of August 1880

CORONER.

0337

CORONOR'S OFFICE.

TESTIMONY.

I do not mean to say that when
 Dorcas Mack deceased he
 meant to knock him through
 the fence, the force of the blow struck
 Mr. Mahon through the fence. Patrick J. Hest

Michael Dorcas being on my days
 I reside in Washington St. near
 Canal St. and am a laborer.
 On July 20th I was working at
 272 & 274 West 10th St. ~~and~~
 and 3rd St. at 7 AM on that
 morning the deceased Michael
 Mr. Mahon & myself went up
 the stairs of the building he
 said to me that he was bad
 after Sunday night and that
 he must have a couple of
 whiskey corks but he did have
 them we worked on together
 and asked one of the bricklayers
 if he had the ~~the~~ price of a glass
 he did not get it from him
 but we got it some where and
 both of us drank it together at
 dinner time Mr. Mahon left the
 building came back at 1 o'clock

Taken before me

this 5th day of Aug 1885

Perman & Hest

CORONER.

0338

CORONOR'S OFFICE.

TESTIMONY.

three of us where together, McMahon
 myself and a man named Casey
 who wanted us to leave work
 I said No to stick it out, at
 1.30 PM Casey left work three
 loads where coming up I was
 taking two out and McMahon
 one, I said to him it is not
 good enough for me to take
 two loads to you, he said
 is it buggy let him send
 up another man, Doones said
 I was in the far hall watching
 the bricklayers and said McMahon
 you had better take that load
 out, McMahon said he would
 not, he then said to McMahon
 just your coat on and give
 over and tell me to go down
 stairs and carry the mortar
 through the building, I left the
 both of them that is Doones
 & McMahon arguing with each
 other half way coming up stairs
 again I heard the fall of the
 body of McMahon, I then went
 down and saw Mr. Mahon on
 the 1st floor got hold of him

Taken before me

this day of

188

CORONER.

0339

CORONOR'S OFFICE.

TESTIMONY.

6.

and said Mr Mike what is the matter, he said I fell, I could not get anything more out of him only he said Margaret the ambulance after wards came and took him away, Mr Malone could carry a good deal of liquor and I had to hold him up once or twice to steady him on that day and I cannot say he was sober. I was told by Domes he was Mike pick up Mike meaning Mr Malone.

Nick Howard
Mark

William Smith being sworn says I reside at 113 East 77th Street and am a bricklayer and was employed on July 24th at the school house in West 104th St. near Washington, about 7.30 that morning the deceased was carrying brick to me and while walking alongside of me he suddenly showed me over the brick was falling all over. I asked him what he was trying to do he said You

Taken before me

this 5th day of August 1885

Perman & Hardin

NER.

0340

CORONOR'S OFFICE.

TESTIMONY.

One of a C if you give me
 any ~~more~~ back answers I'll
 put you over the head into the
 bed, after a while Mr Dornus
 came around and I said to
 him that it was not safe
 for Mr Mahon to be carrying
 bricks on the scaffold, Dornus
 said that he had told him to
 go home 3 or 4 times and take
 a sleep and then come back
 to work, he was cursing Dornus
 and threatening to lay him out
 and said that he would do so
 before night, ~~but I did not~~ I looked
 over wall saw Mr. Mahon make
 a spring towards Dornus and
 before that heard them growling
 together. I saw Mr. Mahon stagger
 and go down backwards, I did
 not see Dornus strike Mr Mahon
 Mr Mahon had asked me for the price
 of the growler three or four times
 that day, I told him that if he
 was sober I would give it to
 him

W. Smith

Taken before me

this 5th day of August 1885

Bernard H. Hurd

CORONER.

0341

CORONOR'S OFFICE.

TESTIMONY.

William W. Gault, being sworn says
 I reside at No 425. East 18th Street
 and am a brick layer. On July 2nd
 in the afternoon there were 3 men
 taking brick off the machine
 at the school house on 4th floor
 on West 10th St. bet Washington
 & Greenwich, the names of the
 men were Michael Howard
 John Casey & deceased Michael
 McMahon, but 1 & 2 PM Dromer
 thought that the men were
 not doing the work fast
 enough and said to McMahon
 that he had 10 better take
 off the brick and also to
 Casey & Howard, Casey quit
 work, Dromer then told
 Howard & McMahon to take
 off the stuff, McMahon said
 to Dromer that he could take
 off as much stuff as any
 man in the building, Dromer
 told him to go home, that it
 was just 10 for him to work
 in the building as he was
 drunk, Howard worked on
 and tried to do McMahon's

Taken before me

this day of

188

CORONER.

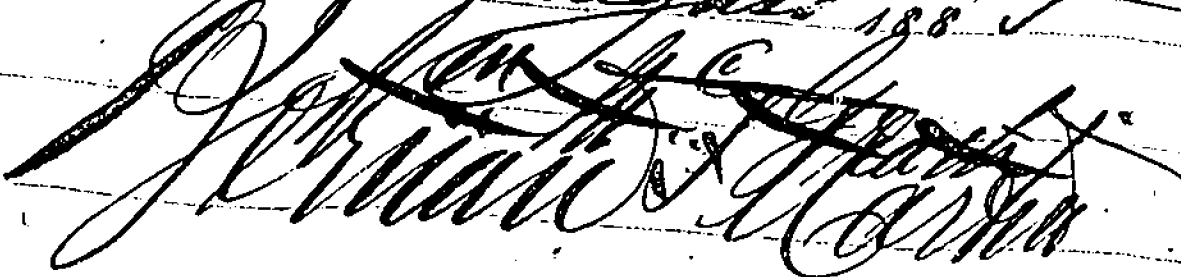
0342

CORONOR'S OFFICE.

TESTIMONY. J.

work, ~~said~~ Mr. Mahon told
 Dorner he would not go home
 or quit work, he must down
 a couple of flights of stairs,
 then came up in a terrible passion
 and said ~~to~~ to Dorner you son
 of a b I can lick you
 and I'll lick you before you
 go home, he made a blow
 for Dorner who threw both his
 hands up either to show him
 away or to avoid the blow
 coming towards him, Mr. Mahon
 went backwards and fell
^{on his} ~~down~~ side on the beam and
 rolled in to the ~~of~~ hole, I
 heard his body strike the 1st
 floor but I did not go down,
 inquired to him falling he had
 asked me for money to buy beer
 I would not give it to him as I
 saw his condition, he then said that
 he would fix me saying that
 he would cut my hand off with
 the bucks I told him I would tell
 the foreman he said to hell & with
 the foreman if the man was sober he
 could have grabbed a beam and saved his
 life, the ~~affair~~ was witnessed and I swear by the
 taken before me living God.

this I day of August 1905



CORONER.

0343

CORONOR'S OFFICE.

TESTIMONY. 10.

Edward J. Butler being sworn says.
 I reside at No 12 Greenwich Street
 and am a bricklayer. On July
 2nd I was working at a building
 in West 10th & bet. Greenwich
 and Madamston and was
 sitting on some beams on
 the sidewalk before going
 to work, a constable of a
 liquor store on S.E. on Mack.
 & West 10th came and called
 Mr. Mahon, he went on after
 the constable came back and
 said he had a ball then
 he went up stairs, during the
 morning Cassy Howard &
 several other carrying bricks
 of two kinds where I was
 working, Mr. Mahon dumped
 Cobden brick where he
 had no right to do it
 3 times and I said to him
 if the foreman saw you do
 that again he would send
 him home, he said I don't
 care a God damn for the
 foreman or the cops, he dumped
 the bricks again in the same place

Taken before me

this day of

188

CORONER.

0344

CORONOR'S OFFICE.

TESTIMONY.

Howard said to him, why don't you be careful, he said to Howard what is your business when I dump them, about 11 AM I went down stairs and on the landing I saw Mr. Mahon & Howard drinking from a can, I then started to work again and about 1.30 PM I saw Carey going out I asked the cause and Howard said that Carey was drunk and was sent home, about half an hour afterwards deceased and Mr. Howard brought two beds full, there was another one remaining on the elevator, but I was waiting for one of the others to take the bed off, Howard said to Howard you need not try to make a bed out of me Howard said that he had been taken two beds to Mr. Mahon's one since 1 o'clock, I then asked the bed to be taken off and then said to Mr. Mahon to go down and take that

Taken before me

this day of

188

CORONER.

0345

CORONOR'S OFFICE.

TESTIMONY. 12

had off, Howard & Mr. Mahon
 sighted towards the elevator
 but did not take the load
 off. Dooner said to Howard
 to go down stairs and carry
 back from the street and told
 Mr. Mahon to go home that
 he was not in a fit condition
 to work. Howard went down
 stairs. Mr. Mahon washed
 his hands and on his fingers
 and stood on the landing
 I went to work and saw
 Mr. Mahon and Mr. Mahon
 came in together from the
 landing. I heard some ^{meaningless} ~~meaningless~~
 and saw Dooner with his
 hands ^{going back right} ~~up~~ and Mr. Mahon
 going the opposite direction
 and falling through the place.
 Dooner would have went down
 only that there was a plank
 that prevented him. I heard
 Dooner say to some one to go
 down and pick the man up. The
 deceased was in the morning getting
 over a drunk, but in the afternoon
 he was drunk after the accident.

Taken before me

this 7 day of August 1885

CORONER.

0346

CORONOR'S OFFICE.

TESTIMONY.

13

I went down stairs and saw the
deceased on first floor.

Edward J. Butler

~~Robert M. Keen living above
177 East 117 Street~~

Thomas O'Connell being sworn says I
reside at 256 West 104th and am a tailor
On July 20th about 12.50 P.M. I was
standing on the stairs looking out
of the window Mr. Malone spoke
to me on the stairway he said
fine day, I said yes and he
passed on, he was perfectly
sober at the time, I have seen
~~him~~ Thomas O'Connell

Taken before me

this 5th day of Aug^r 1885
Bernard H. Hayes

CORONER.

0347

CORONOR'S OFFICE.

TESTIMONY.

14

Ellen M. Mahon being sworn says
 I reside at 256 West 10th Street
 the deceased was my husband,
 I last saw him alive on July 24th
 when he came and had his
 dinner I said to him it is
 near 10 o'clock he left about
 12.50 P.M. about 2.45 P.M. a
 little girl came to me and said
 an ambulance has gone down
 the street and your husband
 fell down, I went to the
 building where he had been
 working and saw my husband
 sitting and a gentleman
 attending him he was taken
 away by the ambulance
 a man named John Kehoe
 said for me to go home and
 he would let me know about
 it, my husband was quite sober
 when he left at dinner time to go
 to his work
 Ellen M. Mahon
 Mark

Taken before me

this 5 day of Aug 1885

J. J. Martin

CORONER.

0348

CORONOR'S OFFICE.

TESTIMONY.

15.

John A. Dooner being sworn says I reside at No 12 Fenwick St. and am a foreman mason and was so employed on Chapel Street in West 10th St. on July 2nd about 6.30 I came to see that every thing was in condition to start work, I blew the whistle for 7 o'clock the men went to work but I noticed W. Mahon being late he said that he was down to the corner having a drink I said you know my rules that any man drinking on the building I would discharge, I then said go up and go to work and not to let it occur again, these men went to work and worked along about 11 AM I went down on the elevator came up again blew the whistle at 12 o'clock Coney said to me have you got any money I said, no I don't carry any with me that I would not give any money to any man.

Taken before me

this day of

188

CORONER.

0349

CORONOR'S OFFICE.

TESTIMONY.

16.

working on the building for
 to buy liquor, I went to
 my dinner came back at
 1 PM blew the whistle and
 went up the beams and
 may told that Mr. Mahon
 had not been there and
 the men jumped up the
 boards, I said never mind
 go right ahead, I went
 down stairs and then I
 said what is the matter
 with ~~the~~ ^{the machine} I looked
 up and saw Mr. Mahon &
 Casey standing together and
 the two kids on the machine
 I rung the bell to the signers
 to come down the kids, the
 machine came down and I
 then rode up on it and
 said what is the matter
 here, I have been watching
 you fellows for fully 15
 minutes from below, I said
 I think I ought to trust you
 fellows upon all ought to
 be the last ones to laugh at
 me, I went up and down

Taken before me

this day of

188

CORONER.

0350

CORONOR'S OFFICE.

TESTIMONY.

17

on the scaffold laying out some
 work. Carey said he did not
 care about working any more
 and I said he could go home.
 I turned around Howard and
 Mr. Mahon came up with 2
 hods of brick and dumped
 them, there was still one hod
 remaining which Howard
 took off. I said to Mike
 why don't you ring the bell
 and let the machine down
 he said it was not his
 place to ring it, Howard came
 up and dumped a hod of
 mortar then went back &
 the machine went down
 and came up with 3 more
 hods they both took a hod
 off ~~more~~ which left one hod
 on Howard said its your
 turn Mike to take off that
 hod both stood at the
 machine, I said to Mr. Mahon
 why don't you take the
 hod off I won't for any
 dog of a bitch in the building
 I said Mike you better go

Taken before me

this day of

188

CORONER.

0351

CORONOR'S OFFICE.

TESTIMONY.

18

home you are under the
 influence of liquor and have
 a sleep and come back in
 the morning when you are
 sober, he took his jumper &
 went down stairs, about 12
 minutes after Mr. Walsh came
 along and said what is
 the matter with that machine
 I said there is a rod on
 it and Mr. M. would not
 take it off I then he says
 what is the matter I said
 I said him off for being
 drunk, Walsh moved on
 towards the rear of the building
 after giving me two receipts
 to sign, I saw the bill for
 the machine to come up.
 McMahon came in from the landing
 and stood opposite me about
 5 or 6 feet, he says you son
 of a C what are you talking
 about I don't care work
 and can do more work than
 any man you get on this
 job and I'll knock your
 brains out before I leave

Taken before me

this day of

188

CORONER.

0352

CORONOR'S OFFICE.

TESTIMONY. 19

here and with that he struck
at me and I put up to
avoid the blow and I staggered
backwards, he fell on to the
benches and went down I
went Mike pick Mike
up, I went to the Station House
told the Sergeant what
had occurred, I did not strike
the deceased nor did I have
any ill feeling towards him

John A. Doone

Taken before me

this 5th day of Aug 1885
German F. Martin

CORONER.

0353

CORONER'S OFFICE. ●

TESTIMONY.

Charles Lewis being duly sworn
says he is House Phys and Surgeon
of St Vincent's Hosp. and that
on July 20/85 Michael McMahon
was brought to this Hospital
from West 10 St near Anderson
suffering from Fractured Ribs
and internal injuries ^(said to be) due to
a fall from a three story building
and that in spite of treatment
he died July 20/85
Charles Lewis

Taken before me

this day of

188

CORONER.

0354

CORONER'S OFFICE.

TESTIMONY.

Charles Hearn being duly sworn says he is House Surg. 7th Avenue Hosp and that on July 20/83 Michael McMahon was brought from West 10th St near Hudson ^{to this Hosp} suffering from Fractured Ribs and Internal injuries, said to be due to a fall from a third story building in process of construction and that in spite of treatment he died.

Deceased lived at 256 W 10th St, ~~with~~ where his friends reside.

Taken before me

this day of

188

CORONER.

0355

CORONOR'S OFFICE.

TESTIMONY.

Autopsy

Tuesday, July 21st 1885. 5 P.M.

At St Vincent's Hospital

Michael McMahon, White, act 40 years.

Said to have died July 20th /85

Rigor mortis well developed, body that of a strong, healthy man.

Contusions of back, sides and left shoulder

Fractures of 6, 7, 8 & 9th ribs of left side & of all ribs on right side -

Lungs congested and oedematous with extensive pleuritic adhesions, right

lung punctured by a fractured rib.

Heart hypertrophied, Pericardium filled with fluid serum.

Spleen normal

Kidneys seat of chronic changes

Liver fatty -

Lumbar & iliac regions of both sides seat of post peritoneal haemorrhages -

Cause of death: Shock from multiple injuries above described.

Taken before me

this 21st day of July 1885 -

CORONER.

0356

TESTIMONY.

Am. D. Jenkins M. D., being sworn says:
I have made an examination of the body of
Michael M. Mahon now lying dead at
St. Vincent's Hospital and from such examination
and history of the case, as per testimony, I am of opinion the cause of death is
Shock from Multiple injuries describ-
ed in autopsy. (vide preceding page)

Wm. J. Francis M. D.

Sworn to before me,

this

21 day of

July 1885
Richard D. Martin

CORONER.

0357

MEMORANDA.

AGE.			PLACE OF NATIVITY.	WHERE FOUND.	DATE When Reported.
40 Years.	Months.	Days.	Ireland	St Vincent	July 21 st 1885

B.F.M.

Sp. 306

Ord. 2000.

1885

AN INQUISITION

On the VIEW of the BODY of

Michael McEllish

whereby it is found that he came to
his Death by

Shock from

Multiple Injuries

Report taken on the day

August 1885

B. F. MARTIN, Coroner.

306

0350

B. F. M.

No. 306

3rd Decr. 1885

AN INQUISITION

On the VIEW of the BODY of

Michael McMahon

whereby it is found that he came to
his Death by

Shock from

Multiple Injuries

Report taken on the 9th day
of August 1885 before
B. F. MARTIN, Coroner.

306

MEMORANDA

AGE.	PLACE OF NATIVITY.	WHERE FOUND.	DATE When Reported.
40 Years. Months. Days.	Ireland	St. Vincent's Hwy July 21/85	

0359

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

POLICE COURT, 2 DISTRICT.

Patrick J. Walsh

of No 26 East 28 Street, being duly sworn, deposes and says,

that on the 20 day of July 1885

at the City of New York, in the County of New York, Depoener says

that he was present on a New Building in West 10th Street and while on the 4th story he saw a fight between Michael McMan and John a Droner and this Depoener saw the said Droner strike the said McMan a violent blow on the head with his clenched fist knocking him down and through the beams to the 1st floor of said New Building causing such injuries to said ~~McMan~~ McMan that he died in about one hour after he fell through the said building

Sworn before me Patrick J. Walsh

this 20 day of July 1885

J. A. Wilketh
Police Justice

0360

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, { ss2
District Police Court.

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

Question What is your name?

Answer

Question How old are you?

Answer

Question Where were you born?

Answer

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

Answer

Question What is your business or profession?

Answer

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

Answer

*I am not guilty, and
that so far as the unfortunate
affair is concerned, no one
regrets the occurrence more
than I do. I am conscious
that I was only performing my
duty and feel that I was
not to blame*

John A. Dooner

Taken before me this

day of *July* 1887

Police Justice.

J. H. H. H. H.

0361

New York July 22nd 1885
2nd Dis Police Court
Hon James T. Kilbreth - Presiding
Doctor Charles H. Lewis being
sworn deposes and says that
Michael McMahon was
brought to St Vincent's Hospital
by Ambulance about 3 P.M.
July 20/85. He was in a
condition of collapse and
continued in this condition
till his death, 2 hours
after his admission to the
Hospital. Five ribs were
fractured on the left side
and all the ribs on the right
side ~~slightly~~. A piece of the rib per-
forated the ~~lower~~ lung on the
left side, with other internal
injuries which produced shock
and caused death.

Sworn to before me
this 22nd day of July 1885
J. J. Kilbreth

} Charles H. Lewis ^{M.D.}
Police Justice

0362

Qns Thomas Benoit of 434
West 39 St, being sworn says
I am 38 years of age and
by occupation a Farmer.
That via Gov see
of this occurrence on the
date of May 20th

Ans The man
that fell was working
near the machine, the
Elevator, for hoisting bricks
and mortar. The fore-
man came down, they
had some few words, all
that I saw was the
foreman gave him a
thrust and he fell. I
saw nothing else but
that. I do not know
whether the deceased was
armed or not. That is
all I know of the case
sworn to before } Thomas Benoit
me this 22nd day of ^{July} 1886
J. H. Mulvey, Police Justice

0363

Robert Schumann of
444 Second St Jersey City, N. J.
29 years of age and Farmer
by occupation, being sworn
deposes and says, I was working
in the building on the 2^d day
of July bet 2 or 3 O'clock P.M. I
was working on the 4th story,
I saw the foreman John Dooner,
and the deceased Mr Mahan ^{have} had
a few words together; the
foreman gave the deceased
a push and he fell through
from the 4th to the 1st floor.
The deceased stood
near the Elevator, and
opening, on a board before
he fell. Robert Schumann

Sworn to before
Me this 22 day of July 1885

Wm. H. Price Justice

0364

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court

District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Patrick J. Walsh
26 E. 28th
John A. Hooner

Dated

188 3

Joseph Kibben Magistrate.
John A. Hooner
Precinct.

Witnesses

No. 413 W. 39 Street.

Robert Schuman

No. 414 - 2 Avenue Street.

Robert Watkins

No. 6 - 9 Avenue Street.

Robert Watkins

Committed to Jail

for July 22 at 10 am

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

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.

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

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

Police Justice.

Police Justice.

0365

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

John A. Dooner

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

John A. Dooner

of the CRIME OF Manslaughter, —

committed as follows:

The said John A. Dooner, —

late of the First Ward of the City of New York, in the County of New York aforesaid, on the Twentieth day of July, in the year of our Lord one thousand eight hundred and eighty-five, at the Ward, City and County aforesaid, with force and arms, in and upon one Michael Mc Mahon, then and there being, feloniously did make an assault, and him the said Michael Mc Mahon, with both the hands of him the said John A. Dooner did then and there wilfully and feloniously beat and strike, and the said John A. Dooner, with his hands aforesaid, him the said Michael Mc Mahon, from the fourth story of a certain building there, down into and upon the floor of the first story of the same building, then and there wilfully and feloniously did push, cast and throw with great force and violence, so that the said Michael Mc

0366

McMahon then and there by reason of
the pushing, striking and throwing
afore said by the said John A. Dooner,
did fall from a great height to wit:
the height of sixty feet, with great
force and violence, down into and upon
the said floor, he the said John A.
Dooner giving unto the said Michael
McMahon then and there by the
beating, striking, pushing, striking and
throwing of him the said Michael Mc
Mahon, in manner aforesaid, in and upon
the body of the said Michael McMahon,
several mortal wounds, fractures and
contusions, of which said mortal wounds,
fractures and contusions he the said
Michael McMahon then and there died.
And so the Grand Jury aforesaid do
say that the said John A. Dooner, him
the said Michael McMahon, in manner
and form and by the means aforesaid,
willfully and feloniously did kill and
slay, against the form of the Statute
in such case made and provided, and
against the peace and dignity of the
said People.

Randolph B. Markins,
District Attorney.

0367

BOX:

184

FOLDER:

1859

DESCRIPTION:

Dunphy, Thomas

DATE:

08/12/85



1859

0368

12-1-1885

Haverth

Counsel,

Filed 12 day of Aug 1885

Pleads Not guilty (13)

THE PEOPLE

vs.

2

Thomas Murphy

Adm. 12/1/85

Off Pleas and Fine only

RANDOLPH B. MARSH

Dist. Attorney.

A True Bill. 5.10 2 years

John O. Hart

Foreman

Sept 24th

Nov 11th

9.50

November 11/85

After carefully examining the evidence in this case
I am satisfied that I would not be justified
in asking for a conviction higher than manslaughter
in second degree and if the defendant is willing
to plead to that degree I ask the jury to accept
such plea

Wm. F. Bedford
A.D.A.

0369

STATE OF NEW YORK

CITY AND COUNTY OF NEW YORK, SS.

AN INQUISITION,

Taken at the house of *Owners Office*
 No. 15. *Chatham* Street in the *4th* Ward of the City of
 New York, in the County of New York, this *31* day of *July*
 in the year of our Lord one thousand eight hundred and *85* before
Bernard S. Martin Coroner,
 of the City and County aforesaid, on view of the Body of *Thomas. Murphy.*

Cham 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
Thomas. Murphy came to his death, do
 upon their Oaths and Affirmations, say: That the said *Thomas. Murphy*
 came to his death by *Exhaustion from hemorrhage*
due to an incised wound of throat received at
the hands of Thomas Murphy with the
handle of a butcher on the west side of
Fourth Ave. between 132nd & 133rd St. July 2/85.
about 12.30 A.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.

<i>Anders Hensley 88 1/2 St. an</i>	<i>Albert Burton 49 Sixth</i>
<i>Jasper W. Carpenter 108-6 1/2 Avenue</i>	<i>Henry St. Evans 161 6th</i>
<i>John McLawson 57 6th</i>	<i>J. Klenoff 154 6th</i>
<i>Louis Ruffus 72 6th Ave</i>	<i>Chas 90 Wm 107 Wm</i>
<i>Abbas 73 5-6 1st Ave</i>	<i>Baker Hensley 84 6th</i>
<i>Frederick 114 6 Ave</i>	

Bernard S. Martin

CORONER, L. S.

0370

CORONOR'S OFFICE.

TESTIMONY.

Captain Henry D. Hooker. 12th Precinct
 being sworn says On July 21st 1888.
 About 12.40 A.M. a man came
 to the Station House and said
 that a man was lying at the
 corner of 126th St. & Lexington
 St and was bleeding I went
 to the place with an officer
 and found Murphy bleeding
 very freely I drew for a sketch
 and had him taken to the
 Station House, as soon as we
 got him in the back room
 I found him with a cut
 in the left eye he said his
 brother-in-law hit him, and
 his name was Thomas Druephy
 I asked him where it happened
 he said in Lexington St. bet.
 132nd & 133rd St. The blood was
 washed from his face he said
 he was not at any where
 else but on opening his shirt
 I found a large cut in his neck
 I sent for the Police Surgeon &
 an ambulance and left the
 deceased in charge of the Surgeon
 then went with some officers

Taken before me

this day of

1888

CORONER.

0371

CORONOR'S OFFICE.

TESTIMONY.

2

to look for the prisoner, Officer
 During and Remondine Delaney
 found him at a place called
 the Mansion an old frame
 building in a lot between
 131 & 132 at N. 5th & E. 4th
 the prisoner was brought to the
 Station House but Murphy
 was dead, the prisoner was
 taken to Court next day and
 committed without bail, I
 did not know the deceased,
 he had told me that Murphy
 had struck him with a beer
 pitcher on the head, I know
 that the prisoner was arrested in
 May for beating his Mother he
 would not make a complaint
 in Court but on the Officer's
 complaint he was sent to
 the Island for 6 months on
 the charge of being drunk and
 disorderly.

Henry L. Hooker,

Taken before me

this 31 day of Aug. 1885

Bernard J. Harten

CORONER.

0372

CORONOR'S OFFICE.

TESTIMONY.

3.

Officer Bernard C. Thompson 12th
 received being sworn says On
 July 27th 1885 about 12.30 AM I
 saw Murphy the deceased in
 the back room of the Station
 House he had been brought
 in on a stretcher, Capt Hooker
 unbuttoned his shirt and
 found a cut in his neck
 he said to me that Thomas
 Murphy his brother-in-law
 had just been with a pitcher
 over the eye I had no more
 conversation with him he
 had told me that ~~the~~ ^{the} loved
 on the corner of 13th Street
 and 4th St, I went to the house
 but did not find Murphy
 I returned on 4th St until
 I got word that Rasmussen
 Kellogg & Officer Dwyer found
 the prisoner at a place called
 the Mission, the deceased did
 not know that his throat was
 cut, no weapon was found in
 relation to the cut, I saw small
 pieces of an earthenware pitcher on
 the sidewalk bet 132 & 133rd on 4th St
 my best belief.
 Taken before me
 this 30th day of July 1885
 Bernard C. Thompson
 Coroner.

0373

CORONOR'S OFFICE.

TESTIMONY.

James Murray being sworn Says I
 reside at No 2486. 4th N. St. 132nd
 & 133rd St. and am a last speaker.
 On July 21/88 about noon I was
 sitting in front of my door with
 a friend named John Fogyth
 the night was very warm the
 deceased came and sat with
 us and we talked together
 about a family quarrel in the
 family formerly the previous
 evening, Murphy said that
 he did not want to interfere
 between his wife and her
 brother (the prisoner) they had
 quarreled and should make
 it up again; I told him to
 have patience and it would
 be all right, he agreed to
 do so, in a short time the
 prisoner Thomas Murphy
 came up with a pitcher and
 asked Murphy where he
 could get some beer, Murphy
 waved his hand and said
 go away you know where
 to get beer as well as I do
 Murphy said You are angry

Taken before me

this day of

188

CORONER.

0374

CORONOR'S OFFICE.

TESTIMONY.

with me but it is not
my fault, and its wrong
I don't want you to be
angry with me, Murphy,
insisted on Murphy going
away and said go away
but Murphy did not want
to and said "You know that
Ellen was drunk or it would
not happen and that Ellen
was dead wrong and you
know it or it would never
occur, do you dare, said Murphy
to say that Ellen was drunk,
the prisoner Murphy said
Yes I do and you know
she was drunk, Murphy
picked up the chair and
the chair lifted and Murphy
raised the pitcher and one
struck the other simultaneously
I do not mean to say that
the deceased struck the prisoner
but the prisoner struck deceased
Murphy ran in the direction
of 132nd Street, the deceased
followed with the stick in
his hand, I did not see

Taken before me

this day of

188

CORONER.

0375

CORONOR'S OFFICE.

TESTIMONY.

6.

him from the stool as my back
 was towards him, when I
 turned round I saw Murphy
 come back and lay the stool
 down and the prisoner came
 back looking for his hat
 I found it and said to
 him is this your hat he
 said Yes and put it on
 his head he said to me
 my pitcher is broke and asked
 me to lend him a can, as
 they were waiting for him
 at the house, after Murphy
 went away I saw nothing
 more of him, I gave Murphy
 a can he asked a woman
 to go for the beer she refused
 and sent the empty can
 to Murphy's house, I did
 not see any blood on Murphy
 when he came back with the
 stool, there is a street lamp at
 about an angle of 60 degrees from
 where I was sitting, I am sure
 that the pitcher struck the deceased
 but the chair did not touch Murphy
 the prisoner, Murphy followed the prisoner

Taken before me

this 31 day of July 1885

CORONER.

0376

CORONOR'S OFFICE.

TESTIMONY.

after the first blow I should judge
about 2 or 3 minutes, the prisoner
returned to get his hat about
a minute or two after deceased

James Murray

Officer John Irving, 12th Precinct
San Francisco says, I am a detective
attached to that Precinct. On
July 21/85 about 1:30 AM I arrested
the prisoner Thomas Dampley
and between 12 and 1 AM I
spoke to the deceased and he
told me that his brother-in-
law had struck him on the
leg bet. 132nd & 133rd St. that
I did not know that deceased
had a wound in the throat
I found the prisoner in a
house bet. 131st & 132nd St. bet.
1st & 2nd St. he was lying on
the floor while taking him to
the Station where he acknowledged
having struck deceased with
a pistol and Dampley said his
own sister was the cause of it.

Taken before me

this 31st day of July

John Irving

1885

Bernard Martin

CORONER.

0377

CORONOR'S OFFICE.

TESTIMONY.

John Forsyth being sworn says I reside at 2448. 4th St. and am a painter. On July 2nd 1888 I was sitting with Mr. Murray in front of his house if was early in the morning. ~~Murray and I were sitting on the porch~~ ~~the first ones~~ ~~Dumphy~~ came up with a picture I said to him you are making a fine show of yourself, about 12⁰⁰ ~~clock~~ ~~of the day~~ Dumphy came up and asked Dumphy Murphy who came up with Forsyth how where he got it he said it was some of his business he knew where to get her if he wanted it, Dumphy said to Murphy are you for me on acc^t of Ellen, he said no but go about your business Dumphy said that Ellen was dead money that she was money Murphy said they can show that house and his foot. ~~Murray~~ Dumphy ~~said~~ the words and then Murphy picked up the bench and went for Dumphy with it

Taken before me

this day of

1888

CORONER.

0378

CORONOR'S OFFICE.

TESTIMONY.

9.

Dumphy dodged the blow that
 Murphy sent for near with
 the bench and Murphy was
 then struck with the pitcher
 on the left side of the head
 the pitcher was broke to pieces
 I saw Dumphy run away
 that and Murphy followed
 and hit the pitcher with
 the stool, he had fired it
 Murphy picked the stool up
 and followed Dumphy to
 B2 and I went to the
 corner and met Murphy
 returning with the stool in
 his hand, I saw that he
 was cut around the forehead
 I said to him to come down
 and have his face washed
 he went to Murray's house
 and laid down the bench
 he said Bill for the pitcher
 Dumphy and went towards
 B2 and the program came
 back looking for his hat
 and Murray said how Tommy
 is your hat, I heard of Murphy's
 death about 3 Am July 2, 1888

Taken before me
 this day of

188

CORONER.

0379

CORONOR'S OFFICE.

TESTIMONY.

From a man named Blackburn
who lives next door to me.

John ^{Wm} Dwyer
marks

William Blackburn being sworn says I
reside at 2450. W. H. and am a
tutor. On July 21st I heard
a racket & in the Murphy
family ~~the~~ a little after
12 in the morning. I
looked out my window and
saw Mr. Murphy sitting with
his back to me and I saw
that I knew was Murphy's
and I knew Murphy by
his age and a jacket he
had on. I heard Murphy
say go away. I don't want
to speak to you. I want
nothing to do with you
to-night. I heard Murphy
say I am not in the way
the next I saw was close
much by Murphy with
a white pitcher at Murphy
who seemed apparently to me

Taken before me

this 22 day of July 1885

Wm. H. Harkin

CORONER.

0380

CORONOR'S OFFICE.

TESTIMONY.

to be sitting, my house was 3
 doors from where the man whom
 I did not see Murphy attempt
 to strike Dwyer, if he had
 done so I would have seen
 him, after the blow was struck
 I ~~left~~ ^{went} on the sidewalk and
 Dwyer at the same time
 ran away from Murphy
 towards 135th street as he commenced
 to run. I saw Murphy in a
 stopping position (Dwyer
 would then be about 95 feet
 in advance) when Murphy
 got even with my window
 he threw the shot at Dwyer
 and struck him in the middle
 of the back, I then saw
 Dwyer run on in the
 same direction, and they
 both turned the corner, I
 saw Murphy come back, I
 met him on the sidewalk
 and said come here and
 let me fortify that cut up
 on your head, blood was
 running down his left cheek
 and I saw blood on his jumper
 on the right side
 taken before me

this day of

188

CORONER.

0382

CORONOR'S OFFICE.

TESTIMONY.

13

If the pitcher was about 20 feet
 from where the blow was struck
 I had said to Murphy let me stand
 the wound he said No I want
 to go to the Station and he
 walked quickly from me
 After wards Dwyer came
 towards me I did not see
 anything in his hand

William Blackburn

Taken before me

this 31st day of July 1885

William H. Hays

CORONER.

0383

CORONOR'S OFFICE.

TESTIMONY.

Autopsy on body of
 Thomas Murphy W. alt & married
 Tuesday July 21st 1885 about 10 P.M.
 At 66 E. 135th St.

Said to have died July 21st 1885 at 1.30 A.M.
 Rigor mortis well developed, body that
 of a strong healthy man
 Half an inch above the left eye brow and $\frac{1}{2}$ in.
 to left of median line, parallel with eye
 brow is a lacerated wound through skin
 & subjacent tissue one half inch in
 length.

At the outer termination of the left eye brow
 horizontal in direction is a second lacer-
 ated wound through the skin half an inch
 in length.

Just above the outer angle of left eye hori-
 zontal in direction there is a third,
 incised wound two inches in length
 and superficial. (Just through outer skin).

There are several contusions and
 scratches of left cheek.

Two inches above the breast bone, horizon-
 tal in direction and extending across
 the median line two inches in length
 there is a clean cut incised wound
 through the skin and subjacent tissue
 cutting the inner edge of the sternus. Dei-
 do. mastoid muscle of the right side and
 cutting the right jugular vein. The in-

Taken before me

this day of

188

CORONER.

0384

CORONOR'S OFFICE.

TESTIMONY.

Cision in vein is in the line of the wound in throat.

Heart normal

Left lung seat of old pleuritic adhesions

Liver contained fat

Other organs normal

Cause of death. Exhaustion from haemorrhage due to an incised wound of throat - as described which might have been produced by a sharp end of the handle of a pitchfork

W. C. Johnson, M.D.

Taken before me

this 3rd day of July 1885

Wm. D. Harris

CORONER.

0385

Coroner's Office,

CITY AND COUNTY
OF NEW YORK, ss.

Thomas Murphy 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—

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?

*Refuse to answer any
questions by advice of counsel*

Taken before me, this *31st* day of *July* 188*5*
Gerard H. Cardin

CORONER.

0386

MEMORANDUM.

AGE.	PLACE OF NATIVITY.	WHERE FOUND.	DATE When Reported.
36 Years. 0 Months 0 Days.	Ireland.	66. East 133 rd .	July 2/88

HOMICIDE.

AN INQUISITION

On the VIEW of the BODY of

James Murphy

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

Executioners from

Dunmurry Ave.

We are in cord

remembrance of the

Inquest taken on the 29th day

of July 1888

James J. Hynes, Coroner.

Committed

Died

Discharged

Date of death

July 2/88

0387

No. 310. 29 Dec. 1885.

HOMICIDE.

AN INQUISITION

On the ~~VIEW~~ of the BODY of
Thomas Murphy
whereby it is found that he came to
his Death by the hands of

*Exhaustion from
Overwork due
to an incurable
wound of throat*

Inquest taken on the 31 day
of July 1885

Edward J. Hart
Coroner.

Committed

Bailed

Discharged

Date of death *July 29/85*

MEMORANDUM.

AGE.	36 Years, 2 Months & Days.
PLACE OF NATIVITY.	<i>Shelburne.</i>
WHERE FOUND.	<i>66 East 139th.</i>
DATE When Reported.	<i>July 29/85</i>

0388

Police Court, 5th District.

City and County of New York, ss.

of No. 2456 - 4th Avenue, James Murray
 occupation Tailor-Maker, being duly sworn, deposes and says,
 that on the 21st day of July, 1885, at the City of New
 York, in the County of New York, defendant was sitting in

4th Avenue in front of his said residence
 in company with Thomas Murphy and
 John Forsyth, when Thomas Murphy
 approached the party and asked
 said Murphy "Where can I get
 some beer?" Murphy replied "I
 know where to get beer as well as I do.
 Go on and get it". Murphy then asked
 Murphy if he was sure he knew on
 account of what had occurred. To
 this Murphy replied "Tommy, go away.
 I want nothing to do with you." Murphy
 then said "You know it was not my
 fault. Ellen was dead wrong. You
 know it was her fault and that she
 was drunk." Murphy then arose from

the stool upon which he had been sitting
 with his hands clenched
 and extended, and said "Tommy, do
 you dare to say that Ellen was drunk?"
 Murphy insisted that she was drunk,
 and Murphy picked up the stool
 upon which he had been sitting, and
 and Murphy raised the pitcher
 he held in his hand. Both made
 motions to strike at the same time,
 but Murphy hit Murphy on the
 head with the pitcher, while Murphy
 held the stool in his upraised hand.
 I could not swear whether Murphy held
 the stool raised over his head or not,
 but he held it in an attitude of
 attack against Murphy at the
 moment when he, Murphy, was
 struck with the pitcher. Murphy.

0389

seemed to me to be the quickest and got in the first blow. I only saw one blow struck. Murphy threw the stool and Murphy ran away towards 132^d street. Murphy followed and did not return. I did not see any blood on him then. He seemed to be hit on the forehead, and both he, Murphy, and Murphy went away directly after the blow was struck with the pitcher and the stool was thrown. I did not again see Murphy alive after that. Murphy came back in from three to five minutes and got his hat which had been dropped during the scuffle and laid alongside the chair in which I remained seated all the time, being crippled. When Murphy returned he asked my wife, who was sitting at a window inside of the house, to lend him a tin pail to get beer, as his pitcher was broken. My wife did so and Murphy got Mrs. Shepard to go for the beer and went away.

Seen to before me this
22^d day of July 1885
Police Justice

James Murray

Dated 1885 Police Justice

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

I have being no sufficient cause to believe the within named

Dated 1885 Police Justice

to bail to answer by the undertaking hereto annexed.

I have admitted the above named

Dated 1885 Police Justice

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Hundred Dollars, until he give such bail.

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

Police Court-- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

1
2
3
4

Offence,

Dated

1885

Magistrate.

Officer.

Clerk.

Witnesses,

No.

Street,

No.

Street,

No.

Street.

\$

to answer

Sessions

0390

Police Court, 5 District.

City and County } ss.
of New York,

of No. 12th Precinct Henry D. Hooker
occupation Police Captain Street, aged 54 years,
that on the 21 day of July 1885, at the City of New
York, in the County of New York, Thomas Murphy (now dead)

did wilfully feloniously and
intentionally and from a premeditated
and deliberate design to effect the
death of one Thomas Murphy
did kill the said Thomas Murphy
from the following facts, that
deponent found said Murphy
lying on the sidewalk at the
corner of 12th Street and Lexington
Avenue suffering from injuries
inflicted upon said Murphy
by said Dumphy. Deponent
further says that said Murphy
informed him (deponent) at the
12th Precinct Station House that
he (Murphy) had been struck
in the head with a pitcher
held in the hand of one
Dumphy, and that said Dumphy
was his (Murphy's) brother-in-law.
Deponent further says that the
said Murphy died in the
12th Precinct Station House at
or about the hour of two o'clock
A.M. on said date, that deponent
discovered a stab wound in
the throat of the said Murphy
immediately on being brought
to the Station House, Deponent
therefore charges that the said
Dumphy did feloniously assault
and beat the said Murphy
causing injuries from which
the said Murphy died as aforesaid.
Henry D. Hooker, dep.

Deponent to before me this
21st day of July 1885-

Charles H. Smith

Police Justice

0391

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, ss

District Police Court.

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

Question. What is your name?

Answer. *Thomas Murphy*

Question. How old are you?

Answer. *20 years*

Question. Where were you born?

Answer. *N.Y.*

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

Answer. *134 1/2 St & 4 Ave. 17 years*

Question. What is your business or profession?

Answer. *Drug Clerk.*

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

Answer. *I am not guilty - and by advice of Counsel I have nothing to say*

Thos W Murphy

Taken before me this

day of

1887

Police Justice.

0392

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 _____

Thomas Murphy
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.~~ *to await the action of the grand jury*
Dated July 22 1885 Andrew J. White Police Justice.

I have admitted the above-named _____

to bail to answer by the undertaking herelo 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.

0393

District Attorney's Office.

PEOPLE

vs.

Thomas Murphy

Witnesses to go

on papers

John J. Kearney

2444 4th Ave

Anna Murtha

134 St & Madison Ave

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

0394

GLUED PAGE

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Henry D. Hooker

vs.

Thomas R. Humphreys

1

2

3

4

Offence *Disorderly*

Dated *July 21* 188 *✓*

Apwhite Magistrate

Capt. Hooker Officer.

12 Precinct.

Witnesses *James Murray*

No. *2456 - 4th Avenue* Street.

John Forey

No. *2448 - 4th Avenue* Street,

Wm. Thompson 12th Precinct

No. *Wm. Blackburn* Street,

2450 - 4th Ave

to answer

Dr. W. J. Jenkins Comes

Office

5th July 22nd /85 - 9th Ave

0395

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Thomas Dunning

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

of the CRIME OF Murder in the second degree,

committed as follows:

The said Thomas Dunning

late of the ~~Small~~ Ward of the City of New York, in the County of New York afore-
said, on the ~~Twenty-first~~ day of ~~July~~ — in the year of our Lord
one thousand eight hundred and eighty-~~five~~, at the Ward, City and County aforesaid,
with force and arms, in and upon one
Thomas Dunning, then and there being,
willfully, feloniously and of his malice
against the said Thomas Dunning did make an assault, and
with the said Thomas Dunning, with
a certain pitcher which he the said
Thomas Dunning in his right hand
then and there had and held, in
and upon the chest of him the said
Thomas Dunning, then and there
willfully, feloniously and of his malice
against the said Thomas Dunning did strike, cut and wound,
giving unto him the said Thomas
Dunning then and there with the
pitcher aforesaid, in and upon the chest
of him the said Thomas Dunning.

0396

one mortal wound, of the breadth of
one inch and of the depth of six inches,
of which said mortal wound the said
said Thomas was dying then and there
died. And as the Grand Jury aforesaid
do say, that the said Thomas was dying,
then the said Thomas was dying in
manner and form aforesaid, and that
the means aforesaid, including, to-
wizt, 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 and dignity of the said People.

Randolph B. Martine,

District Attorney

0397

BOX:

184

FOLDER:

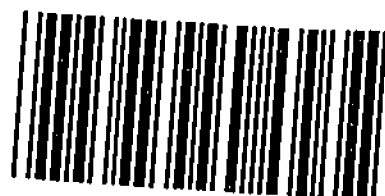
1859

DESCRIPTION:

Duval, Thomas

DATE:

08/05/85



1859

0398

#21. B

Witnesses:

Counsel,
Filed 5 day of Aug 1885
Pleads.

Grand Larceny 2nd degree
[Sections 628, 681, Penal Code].

THE PEOPLE

vs.

F

Thomas Duval

16/2/90
Ch

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

James C. Scott

Foreman.

July 6/90

Heads Guilty

State Reformatory Columbia

0399

Police Court—

District.

Affidavit—Larceny.

City and County { ss.:
of New York,of No. 406 East 60th Street, aged 31 years,occupation Fish dealer being duly sworndeposes and says, that on the 14 day of July 1885 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 issue of
the United States. consisting of Gold
and Silver coin in all of the value
of sixty seven 94/100 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 Thomas Duval (now here)

from the fact that said Thomas was
in the employ of deponent, and deponent
had said money in a wagon then in
charge of said defendant,

that deponent left said wagon for
about 3 minutes and when deponent
returned said defendant was gone
and said money taken and stolen
and carried away

and from the further fact that said Thomas
acknowledged to deponent in the presence
of witnesses that he did steal said
money as aforesaid

John J. Kelly

Sworn to before me, this 15 day of July 1885

John J. Kelly
Police Justice.

0400

Sec. 198-200.

✓ District Police Court.

CITY AND COUNTY {
OF NEW YORK, } ss

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

Question. What is your name?

Answer

Thomas Duval

Question. How old are you?

Answer

17 years

Question. Where were you born?

Answer.

New York

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

Answer.

332 East 56 Street 3 months

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 guilty

Thomas Duval

Taken before me this

day of

July

1885

Police Justice.

0401

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 Thomas Hurval

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Fine 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 28 1885

John J. Conner 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.

0402

BAILED,

No. 1, by _____
Residence _____ Street.

No. 2, by _____
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

Police Court

768 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

John J. Kelly
406 E. 60th

1 *Thomas Duval*

2 _____

3 _____

4 _____

Dated *July 23* 188*3*

Gorman Magistrate.
Bullman Officer.

28 Precinct.

Witnesses *David officer*

No. _____ Street.

No. _____ Street,

No. _____ Street.

\$ *500* to answer *Gorman*

Cam

0403

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Thomas Daniel

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

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

The said *Thomas Daniel*.

late of the First Ward 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-*five*, at the Ward, City and County
aforesaid, with force and arms,

*divers sums, of a number,
kind and denomination to
the Grand Jury aforesaid
unknown, of the value of
sixty seven dollars and ninety
seven cents.*

of the goods, chattels and personal property of one *John J. Kelly*.

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.

Randolph B. Martin
District Attorney