

BOX:

46

FOLDER:

539

DESCRIPTION:

Connelly, James

DATE:

09/29/81



539

Oct 17. M 1

Counsel,

Filed 29 day of Sept 1887

Pleads *Not Guilty* 30

THE PEOPLE

vs.

INDICTMENT.
LARCENY.

James Connolly
(Leader)

DANIEL C. ROLLINS,
BENJ. K. PHELPS,

District Attorney.

A True Bill.

J. Calver Jr.

Foreman.

and on another

indict - Oct 18/87

Witness:
Thos Frederick
Off Samuel Brown.
Agnes Marr:

CITY AND COUNTY }
OF NEW YORK, } ss.

James Connolly 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~~ waiven cannot be used against ~~him~~ on the trial,

Question. What is your name?

Answer.

James Connolly

Question. How old are you?

Answer.

Twenty three years

Question. Where were you born?

Answer.

Ireland

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

Answer.

777 Atlantic Ave Brooklyn 8 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 know nothing about it.

J. J. Connolly

Taken before me, this *19th* }
day of *sep* 188*1* }

Marion Ottobaring
Police Justice.

City and County of }
New York } ss

George Duenisch aged 14 years messenger
boy of the American District Telegraph Co
being duly sworn says that on the 19th day of
September 1891. he received from Theodore French
one package to be delivered to a Mrs Angus at
46 Leroy St. That while he was passing along
the street one James Connolly came up to
him and said he would help him carry
the said package. Deponent went to the
house 46 Leroy St and delivered said package
to Mrs A. Harr and then left the premises
leaving said Connolly at said house 46
Leroy St.

George Duenisch.

Sworn to before me
this 19th day of Sep 1891

William O. O'Brien
Police Justice

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

POLICE COURT—SECOND DISTRICT.

Theodore Frederick aged 27-yrs
of No. *42 & 44 Greene* ^{book keep} Street, being duly sworn, deposes
and says, that on the *Third* day of *September* 1881
at the City of New York, in the County of New York, was feloniously taken, stolen and carried
away, from the possession of deponent,

the following property, to wit: *One package of french salino*

of the value of *Ninety three 00/100* - - - Dollars,

the property of *Henry Neustädler Jacob Neustädler*
David Neustädler Isaac Oppenheimer and Joseph
Rosenbaum doing business under the firm name of
Neustädler Brothers in the City of San Francisco Cal.
and that this deponent has a probable cause to suspect, and does suspect, that the said property

was feloniously taken, stolen, and carried away by *James Connolly* (now
here) for the following reasons (to wit): Deponent
delivered to one *George Ouenisch* a messenger boy
of the *American District Telegraph Co.* to be
delivered to one *Mrs Angus*, ^{the above described property} Deponent is informed
and believes by one *Mrs Agnes Harr* of 46
Deroy Street that she received said package
from said *Ouenisch* as appears by her affidavit
hereto annexed, and immediately thereafter said
James Connolly came to her and told her a
mistake had been made and that the said
package was intended for another person
and she believing such representation to be true
delivered the same to him and he said *Connolly*
then carried away said package. *Whereupon deponent*
charges said Connolly with making such representation with the felonious
intent to obtain said package

Sworn to before me, this

1881

day

Police Justice.

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

Agnes Man. Aged 35 Years. Housekeeper.

of No. 46 Leroy Street, being duly sworn, deposes and says,
that on the 3rd day of September 1881 at the City of
New York, in the County of New York,

Sworn before me, this

1881 day of
Police Justice.

She received from George. Kuenisch. one
package as described in the foregoing Affidavit
The said package was delivered to deponent
by the said Kuenisch. in company with James
Connelly. deponent signed a receipt for the same
and gave it to the said Kuenisch. who upon
receiving the same went away leaving the said
Connelly in the hallway of deponent's premises
Shortly after the departure of the said Kuenisch
the said Connelly said to deponent that there
had been a mistake made and that
the package should have been delivered
to Mrs. Christiana Austin and that in

Was a mistake to leave it with deponent, the said
Connelly then asked deponent for the package.
And deponent gave the said package to the
said Connelly who immediately left deponent's
premises with the same.

Brought before me { Agnes. & Man
this 18th day of September 1881 } mark.
Soldier & Deputy
Police Justice

FORM 10.

Police Court — Second District.

THE PEOPLE, &c.
ON THE COMPLAINT OF

vs.

AFFIDAVIT.

Dated,

188

Justice.

Officer.

Witness.

Police Court- 2 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Frederic Freedrich
American Dist. Telegraph Co
James Connolly

Offence, *Suicide by*
Fire and Gun

Dated *Sept 19* 188 1

Stenberg Magistrate.
Prison Officer.

Clerk.

Witnesses

No. *Frederic Freedrich* Street.

424 1/2 Broadway St

No. *Adams Men* Street.

46 1/2 Broadway St

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 *James Connolly*

guilty thereof, I order that he ^{held to answer the same and be admitted to bail in the sum} be admitted to bail in the sum of ~~one~~ Hundred Dollars and be committed to the Warden or Keeper of the City Prison until he give such bail.

Dated *Sept 19* 188 1

Mercur Stenberg Police Justice.

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

Dated _____ 188

Police Justice.

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

Dated _____ 188

Police Justice.

Police Court-- 2 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Frederick Frederick
American Dist. Telegraph Co.
James Connolly

2
3
4
Offence, *Swearing in*
Frederick and Connolly

Dated *Sept 19-* 1881
Magistrate, *Osterberg*
Officer, *Brown*

Clerk.

Witnesses.

No. *Frederick Frederick* Street,
424 1/2 Broadway

No. *Agnes Man* Street,
46 Leroy St-

No. _____ Street.



BAILED,

No. 1, by _____

Residence _____ Street,

No. 2, by _____

Residence _____ Street,

No. 3, by _____

Residence _____ Street,

No. 4, by _____

Residence _____ Street,

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named *James Connolly* guilty thereof, I order that he *be committed to the City Prison until he give such bail.* ~~be committed to the City Prison until he give such bail.~~

Dated *Sept 19-* 1881
Frederick Frederick
Police Justice.

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

Dated _____ 1881
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 _____ 1881
Police Justice.

(4-7-81-1000 B.)

Exhibit A
NOTICE.—Shippers must have the value of their Packages inserted in this Receipt, otherwise this Company will not be responsible for an amount over \$50. (Form 59c)

Delaware, Lackawanna & Western Express Co.

EXPRESS FORWARDERS.

DOMESTIC BILL OF LADING.

Received from

John D. M. B. Wm. D. Co. 188

VALUE

Marked

H. G. Miller
For which this Company Charges

Which it is mutually agreed is to be forwarded to our agency nearest or most convenient to destination only, and there delivered to other parties to complete the transportation. It is part of the consideration of this contract, and it is agreed, that the said Express Company ARE FORWARDERS ONLY and are not to be held liable or responsible for any loss or damage to said property while being conveyed by the CARRIERS to whom the same may be by said Express Company entrusted, or arising from the dangers of Railroads, Ocean or River Navigation, Steam, Fire in Stores, Depots, or in Transit, Leakage, Breakage, or from any cause whatever, unless, in every case, the same be proved to have occurred from the fraud or gross negligence of said Express Company or their servants; nor, in any event, nor in case of loss or damage by reason of negligence or otherwise, shall the holder hereof demand beyond the sum of FIFTY DOLLARS at which the article forwarded, including the contents thereof, is hereby valued, unless otherwise herein expressed, or unless specially insured by them, and so specified in this receipt, which insurance shall constitute the limit of the liability of the Delaware, Lack. & Western Express Co. And if the same is entrusted or delivered to any other Express Company or Agent, (which said Delaware, Lack. & Western Express Co. are hereby authorized to do,) such Company or person so selected shall be regarded exclusively as the agent of the shipper or owner, and as such alone liable, and the Delaware, Lack. & Western Express Co. shall not be, in any event, responsible for the negligence or non-performance of any such Company or person; and the shipper and owner hereby severally agree that all the stipulations and conditions in this receipt contained, shall extend to and inure to the benefit of each and every Company or person to whom the Delaware, Lack. & Western Express Co. may entrust or deliver the above described property for transportation, and shall define and limit the liability therefor of such other Company or person. In no event shall the Delaware, Lack. & Western Express Co. be liable for any loss or damage, unless the claim therefor shall be presented to them in writing at this office, within thirty days after this date, in a statement to which this receipt shall be annexed. All articles of GLASS or contained in GLASS, or any of a fragile nature, will be taken at Shipper's risk only, and the shipper agrees that the Company shall not be held responsible for any injury by breakage or otherwise, nor for damage to goods not properly packed and secured for transportation. If is further agreed, that said Company shall not, in any event, be liable for any loss, damage, or detention caused by the acts of God, Civil or Military Authority, or by Rebellion, Piracy, Insurrection or Riot, or the dangers incident to a time of war, or by any riotous or armed assemblage. If any sum of money, besides the charge for transportation, is to be collected from the consignee on delivery of the above described property, and the same is not paid within thirty days from the date hereof, the shipper agrees that this Company may return said property to him after the expiration of that time, subject to the conditions of this receipt, and that he will pay the charges for transportation both ways, and that the liability of this Company for such property while in its possession for the purpose of making such collection shall be that of Warehousemen only.

For the Company,

RIGHT,

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

THE PEOPLE OF THE STATE OF
NEW YORK,

James Connelly^{against}
The Grand Jury of the City and County of New York by this indictment accuse

James Connelly
of the crime of *Larceny*
committed as follows:
The said *James Connelly*

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

*One hundred yards of lace of the value
of one dollar each yard*

*One hundred and thirty yards of cloth of the
value of one dollar each yard*

of the goods, chattels, and personal property of one

Edward Benson

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

DANIEL C. ROLLINS,
BENJ. K. PHELPS, District Attorney.

Attest:
Ed. Benson.

Counsel,

Filed 29 day of Sept 1881

Pleads. Not guilty to

THE PEOPLE

vs.

INDICTMENT.
LARCENY.

James Bonnelly.

(Deceased)

DANIEL C. COLLINS,

BENJ. K. PHELPS,

District Attorney.

A True Bill.

L. C. Cullen Jr.

Foreman.

Sept 18 - 1881

Found guilty

S. P. Three years.

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

ss.

Police Court--Second District.

Edward Benson aged *15* years
of *No 113 Union Street, Jersey City Heights, Newark, N.J.* being duly sworn, deposes
and says, that on the *Tenth* day of *September* 188 *1*
at the City of New York in the County of New York, was feloniously taken, stolen and carried
away, from the possession of deponent, *and from his care and charge*
by trick and device
the following property, to wit: *lace and dress goods*

of the value of *Two hundred and thirty* — Dollars,
the property of *different parties, and then in de-*
ponent's care and charge, as such Errand boy

and that this deponent has a probable cause to suspect, and does suspect, that the said property
was feloniously taken, stolen, and carried away by *James Connolly (nowhere)*

for the reason following, to wit: That on said day
at about 6.15 P. M. this deponent with said
property in his care and charge, was on his way
to the office of the "Delaware, Lackawanna and
Western Express Company;" that while on that
way deponent, was accosted by said James
Connolly who represented himself as an employee
of said Express Company; and authorized to
receive articles for said Express Company;
deponent believing this to be true, de-
livered said property to said James Connolly
and received there and there the papers writing
hereto annexed, marked Exhibit "A," which

Subscribed to before me this

188

188

Police Justice.

instrument said Connolly ~~has~~ signed the name
"Willis" at the bottom of said instrument,
purporting to be thereby a valid receipt from
said Express Company; & for said property
delivered by Depaunt as aforesaid.

Depaunt identified the prisoner here present
as the person to whom he delivered said
goods. Depaunt ~~has~~ has since been
~~has~~ informed that said Connolly is not
now nor was at the time mentioned to
wit September 10th 1881 in the employ
of said Company. Depaunt therefore
charges that said property was taken,
stolen and carried away from Depaunt's
care and charge, by trick and device by
said James Connolly.

Sworn to before me Edward Benson

this 19th day of September 1881

Michael O'Donoghue
Police Justice

City and County of New York ss. Theodore Shaffer being
duly sworn, says he is
43 years of age, residing at Jersey City; outside collector
for Delaware, Lackawanna and Western Express Com-
pany, in the City of New York; being duly that
his position in the employ of said Express Company
enables him fully and it is his duty to make him-
self acquainted with and to know all persons em-
ployed and authorized by said Company to collect
and receive goods for shipment and forwarding
by said Company in the City of New York; that he
has seen the prisoner named and described in foregoing
complaint as James Connolly - and verily believes that
said James Connolly ~~at the date~~ not is now nor ever
was in the employ of said Company

Sworn to before me this 20th day of July 1881

T. Shaffer

Michael O'Donoghue
Police Justice

0508

Sec. 198-200.

CITY AND COUNTY }
OF NEW YORK, } ss.*Heard* DISTRICT POLICE COURT.

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

Question. What is your name?

Answer *James Connolly*

Question. How old are you?

Answer. *Twenty-three years*

Question. Where were you born?

Answer. *Ireland*

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

Answer. *777 Atlantic Ave. Brooklyn 8 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 know nothing about it*

James Connolly

Taken before me, this *19*

day of *September* 188*8*

M. M. M. M. M. Police Justice.

Police Court - *Second* District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Edward J. Connelley
113 Morris St. N.Y.C.
James Connelley
Offence, Larceny by Truck and driver

2
3
4

Dated *September 19* 188*1*

Altenburg Magistrate.

Hyman Officer.

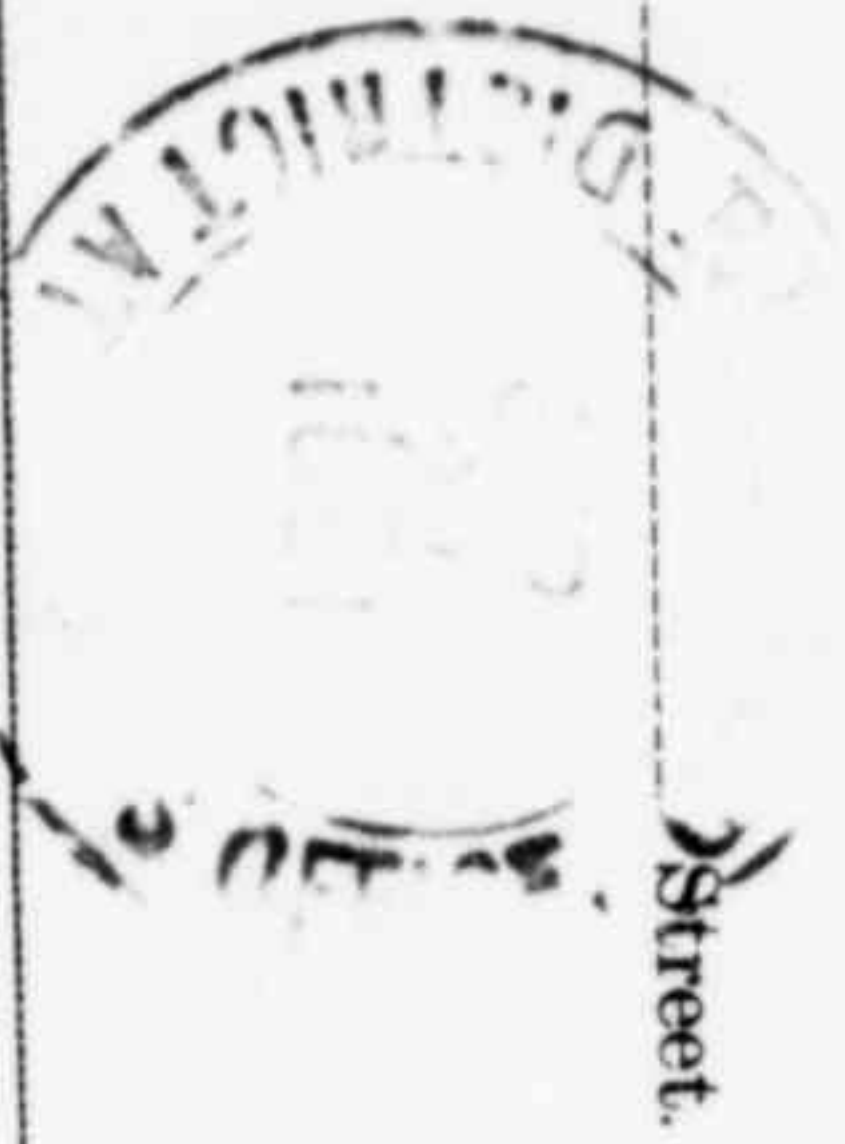
Shaw Clerk.

Witnesses

No. Street,

No. Street,

No. Street.



BAILED,

No. 1, by

Residence Street,

No. 2, by

Residence Street,

No. 3, by

Residence Street,

No. 4, by

Residence Street,

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 *James Connelley*

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

Dated *Sept 19* 188*1* Police Justice.

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

Dated _____ 188 Police Justice.

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

Dated _____ 188 Police Justice.

Police Court - *Second* District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Edward Bennett
113 Norman St. J.C. 40
James Annally

BAILED,

No. 1, by

Residence

Street,

No. 2, by

Residence

Street,

No. 3, by

Residence

Street,

No. 4, by

Residence

Street,

Dated *September 19* 188

Magistrate.

Officer.

Clerk.

Witnesses

No.

Street,

No.

Street,

No.

Street.



22

Police Justice.

188

Dated

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

There being no sufficient cause to believe the within named

Police Justice.

188

Dated

to bail to answer by the undertaking hereto annexed.

I have admitted the above named

Police Justice.

188

Dated

guilty thereof, I order that he be admitted to bail in the sum of *one hundred Dollars* and be committed to the Warden or Keeper of the City Prison 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 *James Annally*

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

THE PEOPLE OF THE STATE OF
NEW YORK,

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

committed as follows:

The said

James Bonnelly
^{against}

James Bonnelly

of the crime of

Larceny

James Bonnelly

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

*Ninety-three And one half yards of cloth
(of the kind commonly called satin)
of the value of one dollar each yard*

of the goods, chattels, and personal property of one

Henry Neustadter

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

DANIEL C. ROLLINS,

BENJ. K. PHELPS, District Attorney.

BOX:

46

FOLDER:

539

DESCRIPTION:

Connor, John

DATE:

09/28/81



539

Witness:
James Siebert:
Frank Siebert:
Off. Michael Mastrom:

By W. J. P.
Filed 28 day of Sept 1881
Plead Not guilty (29)

THE PEOPLE
vs.
John Connor
Assault and Battery.—Felonious.
Firearms.

DANIEL G. ROLLINS,
District Attorney.

A True Bill.

J. Cullen Jr.
Oct 5/81 Foreman.
J. H. H. H.
Per: Eight-mt.

CITY AND COUNTY }
OF NEW YORK, } ss.

DISTRICT POLICE COURT.

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

Question. What is your name?

Answer.

John Commor

Question. How old are you?

Answer.

23 years

Question. Where were you born?

Answer.

NY City

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

Answer.

238 Delancey St

Question. What is your business or profession?

Answer.

Carr Driver

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

Answer.

*I am not guilty. I had the pistol
it was not loaded. The pistol is broken
it will not go off.*

John Commor

Taken before me, this

21st

day of *September* 188*8*

John W. Blann

Police Justice.

Police Court—*J. District.*

THE PEOPLE, &c.,
ON THE COMPLAINT OF

905

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

John Connor
Solomonius Assault

Offence,

Dated

September 21—1881

C. J. Hammer Magistrate.

W. J. Hammer Officer.

Clerk.

Witnesses

James Smith Street.

No.

March 1st Street.

No.

24 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 *John Connor*

guilty thereof, I order that he be admitted to bail in the sum of *Fifteen* Hundred Dollars — and be committed to the Warden or Keeper of the City Prison until he give such bail.

Dated

Sept. 21st 1881.

John Connor Police Justice.

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

Dated

188

Police Justice.

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

Dated

188

Police Justice.

Police Court

3. District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Frank Seibert
44 Broadway
John Connor

BAILED,

No. 1, by

Residence

Street,

No. 2, by

Residence

Street,

No. 3, by

Residence

Street,

No. 4, by

Residence

Street,

Dated *September 21st* 188*1*,

C. A. Hammer Magistrate.

Officer.

Clerk.

Witnesses

No.

Street.

No.

Street.

No.

Street.

Wm. H. Burke

Robert Wilson

Robert Wilson

Robert Wilson

Robert Wilson

Robert Wilson

905

Helmon
Seibert
Seibert

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

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

Dated *Sept. 21st* 188*1*.

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.

Dated 188

Police Justice.

The People
 on the Complaint of
 Frank Seibert
 vs
 John Connor } Felonious Assault.

City and County
 of New York { ss: -

Frank Seibert being
 duly sworn and examined deposes
 and says, as follows: -

Q. What is your name, age, residence
 and business?

A. Frank Seibert, age 55, live at No.
 44 Lewis Street and by occupation a
 butcher.

Q. Why did you cause the arrest of
 John Connor, now here?

A. He shot a pistol at me.

Q. State the circumstances of the
 shooting?

A. On the 20th day of September 1881, at
 the City and County of New York at
 about quarter past ten O'clock P.M.
 said John Connor and a number
 of other men were standing in front
 of my residence making a great
 noise and I requested them to

move away and said John Connor
threatened to pull my whiskers, I
then stepped on the stoop and said
Connor followed me and as I entered
the door of my said residence I heard
the discharge of a pistol.

Sworn to before me this 21st { J. Gilbert
day of September 1881

Paul H. Hume
Police Justice.

City and County
of New York } ss: -

Jennie Seibert being duly
sworn and examined deposes and says,
as follows: -

Q. What is your name, age, residence
and business?

A. Jennie Seibert, age 20, live at No.
44 Lewis Street with my parents.

Q. What do you know about this case?

A. I was standing on the stoop when
my father came along and heard
John Connor, here present, call my
father some names. Connor
followed my father to the stoop and
as my father was going up the stoop

Connor pulled a pistol from the
right side pocket of his pantaloons
and did then and there wilfully
point the same and discharge
the contents of one chamber thereof
at the person of my father.

Shown to before me this 21st } Jennie Debert
day of September 1881 }

Wm. A. Blumme
Police Justice.

Court of General Sessions

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

John Connor

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

John Connor
of the Crime of Shooting at another with intent to kill, committed as follows:

The said *John Connor*
late of the City of New York, in the County of New York, aforesaid,
on the *twentieth* day of *September* in the year of our Lord
one thousand eight hundred and eighty *one* with force and arms at the City and
County aforesaid, in and upon the body of *Frank Seibert*
in the peace of the said People then and there being, feloniously did make an assault
and to, at and against *him* the said *Frank Seibert*
a certain *pistol* then and there loaded and charged with gunpowder and one
leadен bullet, which the said *John Connor*
in *his* right hand then and there had and held, the same being a deadly and
dangerous weapon, wilfully and feloniously, did then and there shoot off and discharge,
with intent *him* the said *Frank Seibert*

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
John Connor
of the Crime of Attempting to Discharge a *pistol* at another with Intent
to Kill, committed as follows:

The said *John Connor*
afterwards, to wit, on the day and in the year aforesaid, at the City and County
aforesaid, ~~the said~~

with force and arms, in and upon the body of the said *Frank Seibert*
in the peace of the said people then and there being, wilfully and feloniously did make
an assault and to, at and against *him* the said *Frank Seibert*
a certain *pistol* then and there loaded and charged with gunpowder and one
leadен bullet, which the said *John Connor*

in *his* right hand then and there had and held, the same being a deadly and
dangerous weapon, wilfully and feloniously, did then and there attempt to discharge,
with intent *him* the said *Frank Seibert*

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.

THIRD COUNT.

And the Grand Jury aforesaid, by this indictment, further accuse the said *John Connor* of the Crime of Shooting and Discharging off a *pistol* at another, without justifiable or excusable cause, with intent to injure such other, committed as follows:
The said *John Connor*

afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of the said *Frank Seibert* then and there being, wilfully and feloniously did make an assault and to, at and against *him* the said *Frank Seibert* a certain *pistol* then and there loaded and charged with gunpowder and one leaden bullet, which *pistol* the said *John Connor* in *his* right hand, then and there had and held, wilfully and feloniously, and without justifiable or excusable cause, did then and there shoot off and discharge, with intent, then and there, thereby *him* the said *Frank Seibert*

wilfully and feloniously then and there to injure, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

FOURTH COUNT.

And the Grand Jury aforesaid, by this indictment, further accuse the said *John Connor* of the Crime of Attempting to Shoot off and Discharge a *pistol* at another, without justifiable or excusable cause, with intent to injure such other, committed as follows:
The said *John Connor*

afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of the said *Frank Seibert* then and there being, wilfully and feloniously did make an assault and to, at and against *him* the said *Frank Seibert* a certain *pistol* then and there loaded and charged with gunpowder and one leaden bullet, which *pistol* the said *John Connor* in *his* right hand, then and there had and held, wilfully and feloniously, and without justifiable or excusable cause, did then and there attempt to shoot off and discharge, with intent, then and there, thereby *him* the said *Frank Seibert*

wilfully and feloniously then and there to injure, 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.

DANIEL G. ROLLINS, District Attorney.

BOX:

46

FOLDER:

539

DESCRIPTION:

Conway, Michael

DATE:

09/06/81



539

121

District Police Court.

Affidavit—Larceny.

CITY AND COUNTY
OF NEW YORK, } ss

of No.

being duly sworn, deposes and says, that on the

day of

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:

and from his person in the day time
A bag or purse containing
careful money to the amount and
of the value of twelve dollars

Sworn before me this

day of

the property of

deponent

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

Michael Conway now
present because at about 12
o'clock P.M. on said day deponent
was asleep on a stoop in Mulberry
street when he was awakened
by a person whose name is unknown
to him & by him asked if deponent
had lost any money. That deponent
immediately discovered the loss of said
property which he had in a pocket

of the Patrols then worn by him
 that Subsequently the bag or
 purse which contained said
 property & which being here
 produced is identified by this
 deponent as his property & as
 the one which contained said
 property, was found in the
 prisoner's possession by Officer
 West as he is now informed
 by the Officer & which information
 deponent believes to be true
 Daniel J. Dwyer

City & County of New York ss. Schuyler F. West of the
 14 District being sworn says that he
 arrested the prisoner in Mulberry Street
 And at the time of such arrest
 he had in his possession the bag
 or purse here shown the Com-
 plainant is a non-resident & wants to go back
 to his home

Schuyler F. West.
 Sworn to before me this
 2nd day of September 1881
 B. W. Brady District Justice

District Police Court.

THE PEOPLE, &c.,
 ON THE COMPLAINT OF
 vs.

AFFIDAVIT—Larceny.

Dated 188

Magistrate.

Officer.

WITNESSES:

DISPOSITION

CITY AND COUNTY
OF NEW YORK,

DISTRICT POLICE COURT.

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

Question. What is your name?

Answer.

Michael Conway

Question. How old are you?

Answer.

32 Years

Question. Where were you born?

Answer.

Ireland

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

Answer.

35 Cherry Street & about 4 Years

Question. What is your business or profession?

Answer.

I am a Sailor

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

Answer.

*I am not guilty of
the charge*

Michael Conway
ma

Taken before me, this

day of

188

B. W. Brady

Police Justice

Police Court District: 839

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Michael Conway
Larceny from person

Offence,

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Dated

188

Magistrate.

Officer.

Clerk.

Witnesses

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

Michael Conway
guilty thereof, I order that he be admitted to bail in the sum of five Hundred Dollars and be committed to the Warden or Keeper of the City Prison until he give such bail.

Dated 188

Police Justice.

I have admitted the above named

to bail to answer by the undertaking hereto annexed.

Dated 188

Police Justice.

There being no sufficient cause to believe the within named

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

Dated 188

Police Justice.

Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

James J. Leary
Officer of Detention
Michael Conroy

Offence, *James J. Leary*

BAILED,

No. 1, by

Residence

Street,

No. 2, by

Residence

Street,

No. 3, by

Residence

Street,

No. 4, by

Residence

Street,

Dated

188

Magistrate.

Officer.

Clerk.

Witnesses

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

guilty thereof, I order that he be admitted to bail in the sum of *Three Hundred Dollars* and be com-

mitted to the Warden or Keeper of the City Prison until he give such bail.

Dated

188

Police Justice.

I have admitted the above named

to bail to answer by the undertaking hereto annexed.

Dated

188

Police Justice.

There being no sufficient cause to believe the within named

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

Dated

188

Police Justice.

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

THE PEOPLE OF THE STATE OF
NEW YORK,

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

Michael Conway
of the crime of

committed as follows:

The said

Michael Conway

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

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

of the goods, chattels, and personal property of one
the person of the said
found, from the person of the said
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.

James T. Devoy
James T. Devoy
BENJ. K. PHELPS, District Attorney.

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

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

The said

Michael Conway

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

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

of the goods, chattels and personal property of the said

James T. Devoy

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

James T. Devoy

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

Michael Conway

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.

DANIEL G. ROLLINS, District Attorney.

BOX:

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FOLDER:

539

DESCRIPTION:

Costello, Patrick

DATE:

09/27/81



539

Witness:
Wm. Joseph Johnson:

Prisoner
H. K. C.

Filed 27 day of Sept 1881
Pleeds Not guilty (20)

THE PEOPLE
vs.
Patrick Costello
Assault and Battery.—Felonious.
Firearms.

Wm. Joseph Johnson

DANIEL G. ROLLINS,
District Attorney.

A True Bill.
L. Carter Jr.
Sep 27. 1881. Foreman.
Pleaded guilty on the
third count
S. P. 2 1/2 years.

Police Court—Fourth District.

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

Joseph Johnson

of No.

18 Precinct Police.

Street,

on

Thursday the

15

being duly sworn, deposes and says, that
day of

September

in the year 18*81*

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

and feloniously

he was violently ASSAULTED and ~~BEATEN~~ by

Patrick Costello, now

present. who aimed and discharged
at deponent. the contents of one
chamber of a revolver. Pistol. loaded
with powder and lead —

with the felonious intent to take the life of deponent, or to do him bodily harm; and without any justification on the part of the said assailant :

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

Sworn before me, this

16 day

of

September

18*81*

McMandell

Police Justice.

Joseph Johnson

CITY AND COUNTY }
OF NEW YORK, } ss.*Patrick Costello*

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

Question. What is your name?

Answer.

Patrick Costello

Question. How old are you?

Answer.

Twenty seven years.

Question. Where were you born?

Answer.

In New York City.

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

Answer.

341. E. 18th St for six months.

Question. What is your business or profession?

Answer.

Butcher

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

Answer.

I was intoxicated, and know nothing of what occurred until I was told by the officer in the morning. I had no knowledge of the pistol being in my possession until the officer told me he took it from me.

Taken before me, this

16th

day of

*September 1881**Patrick Costello**W. M. Mander*

Police Justice.

Police Court *1* District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Joseph H. Johnson
898

Patrick Costello

Offence *Delinious Assault*

Date *September 16th 1881*

P. C. Mander Magistrate.

Johnson 18th Officer.

Clerk.

Witnesses .

No. Street.

No. Street.

No. Street.

James J. H. Carr

BAILED,

No. 1, by

Residence Street,

No. 2, by

Residence Street,

No. 3, by

Residence Street,

No. 4, by

Residence Street,

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

Patrick Costello
held to answer and
guilty thereof, I order that he be admitted to bail in the sum of *20* Hundred Dollars and be committed to the Warden or Keeper of the City Prison until he give such bail.

Date *September 16th 1881*

P. C. Mander Police Justice.

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

Dated _____ 188 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

Police Court 4 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Joseph Johnson
vs. 18th Prec.
898

1 Catrick Costello

2

Residence _____ Street,

3

Residence _____ Street,

4

Residence _____ Street,

No. 4, by

Residence _____ Street,

Date September 16th 1881

B. C. Naudess Magistrate.

Johnson 18th Prec.
Officer.

Clerk.

Witnesses

No. _____ Street,

No. _____ Street,

No. _____ Street.

James J. Jones Cor.

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

John & another and 20 Hundred Dollars

guilty thereof, I order that he be admitted to bail in the sum of _____ and be com-

mitted to the Warden or Keeper of the City Prison until he give such bail.

Police Justice.

September 16th 1881

I have admitted the above named

to bail to answer by the undertaking hereto annexed.

Police Justice.

There being no sufficient cause to believe the within named

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

Police Justice.

Dated _____ 188

Court of General Sessions

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Patrick Costello

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

Patrick Costello

of the Crime of Shooting at another with intent to kill, committed as follows:

The said

Patrick Costello

late of the City of New York, in the County of New York, aforesaid,
on the *fifteenth* day of *September* in the year of our Lord
one thousand eight hundred and eighty *one* with force and arms at the City and
County aforesaid, in and upon the body of *Joseph Johnson*
in the peace of the said People then and there being, feloniously did make an assault
and to, at and against *him* the said *Joseph Johnson*
a certain *pistol* then and there loaded and charged with gunpowder and one
lead bullet, which the said *Patrick Costello*
in *his* right hand then and there had and held, the same being a deadly and
dangerous weapon, wilfully and feloniously, did then and there shoot off and discharge,
with intent *him* the said *Joseph Johnson*

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
Patrick Costello
of the Crime of Attempting to Discharge a *pistol* at another with Intent
to Kill, committed as follows:

The said

Patrick Costello

afterwards, to wit, on the day and in the year aforesaid, at the City and County
aforesaid, ~~the said~~

with force and arms, in and upon the body of the said *Joseph Johnson*
in the peace of the said people then and there being, wilfully and feloniously did make
an assault and to, at and against *him* the said *Joseph Johnson*
a certain *pistol* then and there loaded and charged with gunpowder and one
lead bullet, which the said *Patrick Costello*

in *his* right hand then and there had and held, the same being a deadly and
dangerous weapon, wilfully and feloniously, did then and there attempt to discharge,
with intent *him* the said *Joseph Johnson*

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.

THIRD COUNT.

And the Grand Jury aforesaid, by this indictment, further accuse the said *Patrick Costello* of the Crime of Shooting and Discharging off a *pistol* at another, without justifiable or excusable cause, with intent to injure such other, committed as follows:

The said *Patrick Costello*

afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of the said *Joseph Johnson*

then and there being, wilfully and feloniously did make an assault and to, at and against *him* the said *Joseph Johnson*

a certain *pistol* then and there loaded and charged with gunpowder and one leaden bullet, which *pistol* the said

Patrick Costello in *his* right hand, then and there had and held, wilfully and feloniously, and without justifiable or excusable cause, did then and there shoot off and discharge, with intent, then and there, thereby *him* the said *Joseph Johnson*

wilfully and feloniously then and there to injure, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

FOURTH COUNT.

And the Grand Jury aforesaid, by this indictment, further accuse the said *Patrick Costello* of the Crime of Attempting to Shoot off and Discharge a *pistol* at another, without justifiable or excusable cause with intent to injure such other, committed as follows:

The said *Patrick Costello*

afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of the said *Joseph Johnson*

then and there being, wilfully and feloniously, did make an assault and to, at and against *him* the said *Joseph Johnson*

a certain *pistol* then and there loaded and charged with gunpowder and one leaden bullet, which *pistol* the said

Patrick Costello in *his* right hand, then and there had and held, wilfully and feloniously, and without justifiable or excusable cause, did then and there attempt to shoot off and discharge, with intent, then and there, thereby *him* the said *Joseph Johnson*

wilfully and feloniously then and there to injure, 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.

DANIEL G. ROLLINS, District Attorney.

BOX:

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FOLDER:

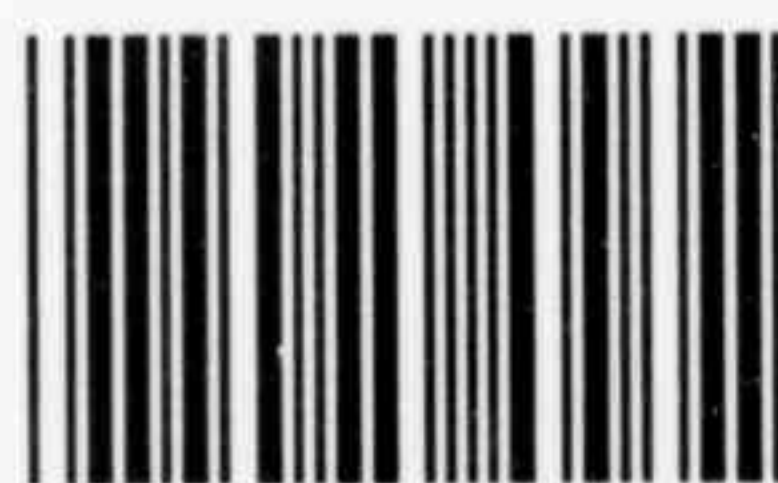
539

DESCRIPTION:

Cowley, Thomas W.

DATE:

09/12/81



539

Order of the B.A. = 12
Sept 22/81 - D.D. 1004

Filed 12 day of Sept 1881

Pleas to be made (Oct 1/81)

THE PEOPLE
vs.
Thomas W. Conley
Obtaining Goods by False Pretences.

BENJ. K. PHELPS,
District Attorney.
Can J. M. Burns
27 Barham in
A True Bill. before D.D.

W. J. Chapman
Foreman.
Oct 15/81.

Find & convicted
Sentence suspended
M.D.

Wm. E. Brown

I John E. Swain do hereby certify
that on the 9th day of July
1881. Thomas W. Cawley did
procure from me an the presentation
of various orders for books, herewith
attached, and his positive statement
to myself and my Book Keeper
(Wm. A. Linsley) that such orders
were genuine bona fide signatures
the sum of Eighteen dollars $\frac{65}{100}$
said sum of \$18⁶⁵ being paid in,
Cash 7⁰⁰, Check 11⁶⁵
And an investigation of said
orders and attempts to deliver
books referred to in orders. My
employee J. F. Burroughs was
found that said orders were
 bogus and of no value to me
whatsoever.

John E. Swain.

Spoken to before
me Sept. 9, 1881

Frank H. Platt

Notary Public #20
New York Co.

last, where

People

J. H. Conley

affiliated
of Jan. E.
Lamin.

Edg. Eng.
Edg. Eng.
Edg. Eng.

It is for
C. H. Boman
J. H. Boman
J. H. Boman

ap. Dir.
atby Phelps
regiment ex-
amination
of Chris. Cap
for James
It is for an
new of him
not of him
F.

HALL'S HOTEL,

ON THE EUROPEAN PLAN,
Cor. Chatham and Duane Streets,
ONE BLOCK FROM CITY HALL DEPOT
OF ELEVATED R. R.

Rooms: 50c., 75c. and \$1.00 per Day,
ALL FRONT.

Horse Cars to all parts of the City pass
the Door.

Telephone and Telegraph Office in the Hotel.

P. O. BOX 1219.

New York, July 9th 1881
Mr. Y. N. Crowley Esq

To **HALL'S HOTEL, Dr.**

Room

July 1st Renting Room 10 Days
Meals 40c
Cash 100

5.45

90

5.00

Check 11.65

Cash 7.00

18.65

Police Department of the City of New York.

Precinct No. 26

New York, October 25th 1884

2.10 P. M. From C. C.

To Asst. Dist. Atty. Phelps

Indict of Officer McCarly

at 10 A M tomorrow

Capt. William C. F. K. M.

Pennockman

J. J. Healy

PUBLISHERS OF
The American Art Review.
Martin's History of France.
Life Studies of the Great Army.
Young Folks' Histories.
Gulzot's History of France.
Rambaud's History of Russia.
Wild Flowers of America.
Guizot's History of England.
The Dictionary of Commerce.
Fairs of North America.
Dickens' Works, 15 Volumes.

ESTES & LAURIAT,

PUBLISHERS,

NEW YORK AGENCY.

JOHN E. IRWIN, Manager.

No. 4 Warren Street,
Rooms 6 & 7.

New York, *Nov 25th* 188*7*

Mr Hall.

Dear Sir

Can you let me
know what disposition
his Honor Judge Eldershouse
made of this Warrant
who was convicted of
false pretences on my
complaint. and ahlly's
Yours truly
John E. Irwin

42
The People
vs
Thomas W. Cowley } Court of General Sessions. Part I
Indictment for obtaining money by false pretences. Before Judge Gildersleeve. Oct. 25. 1887

John E. Irwin sworn. I am a book agent for Estes and Lauriat, a Boston house at 4 Warren St. I know Cowley; he did business for me in Mass., nearly two years ago. I employed him last summer to canvass for me; the works were: "Fairs of North America" and various histories; he commenced to canvass about the 24th of June, I saw him two or three times after that. I got the paper now shown to me from my book keeper. I had a conversation with the prisoner in regard to it; it is signed "Jacob R. Shotwell." I cannot say that I showed this particular order to the prisoner when I had the conversation with him about it.

William Aldrich sworn. I am book keeper for Mr. Irwin, I know Cowley, I received the paper now shown me from Cowley at Hall's hotel. Mr. Irwin received a letter from Mr. Cowley that he wanted to see him, and I went over to his place. Mr. Cowley handed me these orders, I looked at them. I said, Are these good? He told me, 'yes' he wanted to explain how many parts. I don't recollect how many he said now. Cowley said the orders were good when he handed them

to me. I asked him what he wanted? He said some money; he wanted enough to pay his hotel bill and go up to Newburgh; he preferred to see Mr. Irwin and I took him to Mr. Irwin. John E. Irwin recalled. I received the orders from the last witness. I looked them over. I saw the prisoner about three hours after I got the orders. I entered them in the Register and went over to Hall's hotel to see Lewley. I asked him if the orders were good? He said, "yes, they were good, the best orders he had ever given me. He told me then about what each party would take so I could send it to them and have no mistake about it. He told me he wanted ^{me} to pay his hotel bill and wanted some money on account of the orders to carry him over Sunday. On the strength of that I paid his hotel bill - gave a check to his order for twelve dollars and some cents. I think I gave him seven dollars in money; this was the 9th of July. He wanted more money than I gave him. I told him if he would write me from Newburgh I would send him a check. The orders were attempted to be filled by J. F. Bowerman, who is in Court. It was five or six weeks after that when I

saw the prisoner next. He came and wanted to make a contract with me; he had been already indicted. I held him until an officer came. He said he was sorry for the past, wanted to make a new contract with me, and do good business for me. Cross
Examined. I think when I called on Corley in his room at the hotel that he proposed to go and work up the Hudson River. I said, that would be all right. He said the orders he had turned in were good bonafide orders. He took a book out of his pocket and told me how much each party would take and I made a memorandum of it. I have known Corley nearly two years; he had been canvassing for other people beside me previously. I did not ask him to canvass for me. I did not tell him I had a route for him, for at first I refused to employ him; he wrote me letters asking me to employ him and I finally did employ him. I knew that he had been in the habit of drinking, but he told me in his letters that he had reformed. I knew that he had been a drinking man on his routes as canvasser for book houses. He did not say he wanted money on those particular orders. He gave me them orders

and it was understood that the orders were in exchange for the money. Were you induced to part with the money which you gave him by what he said or by this order which purported to be signed by Shotwell and by what he said in reference to the genuineness of that order? Yes sir. The inducement which led me to part with the money was that the orders generally were good. I employed him to work for me, the commissions to be paid on account of his orders; about 20 per cent on the value of each order. An order for "Flowers and Ferns" would be worth five dollars; the commission on "Rambande" Russia cloth is worth \$4.50, on Guizot's England would be five dollars, and on Guizot's France would be six dollars. There was no provision made for expenses when I hired him. When he was going to New Jersey to work I advanced him money on account of orders that he would take. If we found he was not taking orders, we would not let him have any money. The understanding with him that day when I gave him the money was that he was going to Newburgh and that he would write me a letter and as soon as I knew he was there I would send him a check for money.

I made him a check in his favor covering the amount of his hotel bill. I saw him give the check to the bookkeeper of the hotel who receipted the bill and handed it back to Lowley. Then I gave him seven dollars more. These are the first forged orders that I know of that have been found. I was induced to part with my money because I believed those orders were genuine and from his representations to me. He gave me one order that was good; he was entitled to five dollars on that. All these orders were received at one time. Jacob R. Shotwell sworn and examined. I live at Rahway, N.J. I am President of the Rahway Gas Light Co. and Vice President of the Rahway Savings Institution. I have no commercial business (Paper shown to the witness) This is not Jacob R. Shotwell; it is J. A. C. I never sign my name in that way. I do not live on St. George's Avenue Rahway. I should not recognize the prisoner. I do not remember his face. Neither he nor anybody else came to solicit a subscription for any work from me. I never lived on St. George's Avenue. Cross Examined. My name is Jacob Randolph Shotwell. I do not sign my name as it is written on the paper shown to me. I live at the corner of Elm Ave. and Thirteenth Street.

I made him a check in his favor covering the amount of his hotel bill. I saw him give the check to the bookkeeper of the hotel who receipted the bill and handed it back to Lowley. Then I gave him seven dollars more. These are the first forged orders that I know of that have been found. I was induced to part with my money because I believed those orders were genuine and from his representations to me. He gave me one order that was good; he was entitled to five dollars on that. All these orders were received at one time. Jacob R. Shotwell sworn and examined. I live at Rahway, N.J. I am President of the Rahway Gas Light Co. and Vice President of the Rahway Savings Institution. I have no commercial business (Paper shown to the witness) This is not Jacob R. Shotwell; it is J. R. C. I never sign my name in that way. I do not live on St. George's Avenue Rahway. I should not recognize the prisoner. I do not remember his face. Neither he nor anybody else came to solicit a subscription for any work from me. I never lived on St. George's Avenue. Cross Examined. My name is Jacob Randolph Shotwell. I do not sign my name as it is written on the paper shown to me. I live at the corner of Elm Ave. and Whittier Street.

James F. Bowermann, sworn and examined.
I am deliverer for John E. Irwin, 4 Warren St.
(The orders shown to the witness) I have seen
these before. I show you an order of Evan C.
Nebb's Linden, N.J., an order for Raumband's
History of Russia, did you deliver the books on
that order or attempt to? Yes, I attempted to.
What was the result of your attempt? The re-
sult was that I could not find the party.
I made an effort to find him. I saw the
assessor for the township of Linden, N.J. and
he said there was no such party in the
township.

James M. Beers sworn and examined for
the defence testified. I live in 221 Warren St.
Brooklyn, I am a canvasser for books and
have been in that business better than
twenty years. I have been in every State in the
Union this side of the Rocky Mountains. I am
canvassing now for Mr. Johnson 24 Beekman
St. I know Mr. Cowley, I should judge it is
fifteen years ago since I first knew him.
as a canvasser. He has worked for Mr.
Johnson off and on for nearly a year.

Thomas W. Cowley, sworn and examined
in his own behalf testified. I live at Hall's
hotel in New York, corner of Duane and
Chatham Sts. I have known Mr. Irwin for

a year ago last July. I was engaged to work for him last June at his request. I was an entire stranger to Estes and Lauriat, but previous to that I worked for Mr. Irwin for "Earth and its Inhabitants"; he was then the agent for D. Appleton & Co for New England. I did not make any terms with him in the shape of commissions. He suggested that I would go to Rahway to canvass there from house to house. I went there, and on the second or third day that I was there the President was assassinated. During that time everything seemed to be unsettled and I could not do anything. I went into a restaurant, I think they were a fishing party, I could not determine, I cannot remember. A gentleman wanted to see my book; he praised it very highly and got some subscribers right there. They wanted to subscribe and took it as bona fide. The paper signed Shotwell was given to me by one of the crowd. I did not recognize any paper. I put it in my book with the other orders. I thought I had lost them; there was several orders I had lost. I think there was twenty one orders and all I could find was eight or nine. I left them with Mr. Aldrich; he came to see me and I handed him the orders with this statement that they were given me by one of the

men to take them for what they were worth, but I did not know the parties at all. I did not speak to Aldrich about any money. Mr. Irwin came and saw me shortly afterwards on the same day. He saluted each other and we went to my room. He said, "I am very glad you have done some business, I am perfectly satisfied. Are you going back to New Jersey?" I told everything was upset on account of the President's assassination it was impossible to do any business there any longer. Then he asked me, "how much money do you want?" I said, "just as much as you please," Mr. Irwin. He said, "I want to know how much money you want," and he repeated it five times. I said, "I am acquainted up the Hudson River, I think I can sell those 'ferns' on the Hudson River in private families." Said he, "Where on the Hudson River?" I mentioned Tarrytown, Fishkill, Newburgh as places where parties had large greenhouses and were acquainted with that department of botany, ferns. The other books I gave up because I was not acquainted with them. A man to sell a book must thoroughly know the book that he sells, and that was one book I understood. He suggested then

that I should go to Newburgh and asked me how much money I wanted. I said, I cannot take my baggage with me because I have a bill due at the hotel." He paid my bill at the hotel and he handed me two dollars for my expenses to Newburgh for my fare and then five dollars. I said, "I will do my best. I went to Newburgh, to Fishkill that night I was going on the boat but I missed it and went on the cars and I remained in Newburgh till Tuesday. Did he ask you about the genuineness of the orders that you had turned in? No sir, he never mentioned a word about it. Did you say to him that those orders were genuine and as good as any that you ever got? No sir, I did not. I do not remember anything of the kind and I am positive I did not. I saw Mr. Irwin when I returned, I did not receive any money from him; he promised to send me some on Monday; there was no letter at hand. My name is on the hotel register over Sunday. When I came back I went to work for my old firm, and then afterwards I went to see him at his office. I wrote him several letters from New York, I was at the Grand Central Hotel a few days and I wrote him from there and

Then afterwards I went to see him at his office. I had no idea there was any thing of this kind. Did you go to see him to make terms with him about these false orders? No sir. I went to see him because he always professed great friendship for me. I told him I would try and help him with the orders the first opportunity I had. He told me to sit down; he said, I would like you to get me a list of orders, and the first thing I knew he had a bench warrant and I was arrested. Did you and he at any time have any conversation in relation to the forgery of these orders on any day? No sir. If he had come to me and told me I would get new orders for him. If a man takes an order that is not first class he makes it good as a rule.

Cross Examined. (Letters shown to the witness) That is my writing. In this letter of Sept. 27th where you say to Mr. Irwin, "forgive the past," what do you mean? From the time he came here for Estes and Lauriat ~~he~~ met me on the first of January in crossing the ferry I told him I would get him a good list of orders the first opportunity. I did not get him this list on account of the President being assassinated because it was an impossibility. I promised to get Mr. Irwin a list of orders

for "Earth and its Inhabitants," and I did not
get any. I wrote to him that I had closed my
connection with Henry J. Johnson at that time.
Many of my letters were written under the
influence of liquor. I think it is about twelve
or fifteen years a canvasser. I got these orders
in a beer saloon. I have been trying to
find the individual; it was in Rahway
near the post office. They were all signed
at the same time, I did not notice what
they were. I thought they were all good; there
was a party of men, I did not know where
they lived. I did not tell Mr. Irwin the
circumstances under which I got them. I
have received orders such as these probably
two or three times before that proved to be
worthless. I can prove I received first class
orders in restaurants. I have canvassed
for "The Birds of North America" in saloons
in Brooklyn where sportsmen meet. In this
saloon in Rahway I asked them what books
they wanted and I filled out the orders. I had
samples of all the books with me. I saw
three or four of those men sign the orders
in the saloon. The man who got me
these subscribers did not ask me what
commissions I was to receive, I was not
quite responsible at the time anyway.
corner of 4th ave. and 11th street

James M. Beers recalled. No such instance ever happened to me as Cowley speaks of, of men subscribing in a restaurant, but at one time I was in the Cleveland Herald office and I took seven orders which I supposed were as good orders as a man ever took in the world. I took those orders into the office and received my money for them and when the deliverer went there he could not find a single man of them nor anybody that looked like them. Those are the facts.

Henry J. Johnson sworn. I am a publisher at 27 Beekman St., the prisoner worked for my father fifteen years ago. When Cowley is sober I consider him a pretty fair dealing man, but if he gets liquor in him you cannot rely on him; his imagination gets up and he would do a ~~good~~ many things that he would not do when he was sober. I never knew him to steal. I heard some speak one way about his character and some another.

Maurice J. Lane sworn. I am a canvasser, the prisoner has worked for me, I should call him an honest man. I have never known him to do anything wrong while he was with me.

The jury rendered a verdict of guilty.

Testimony in the case
Thomas W. Lowley
Sept. 1887.

Office No. 1476

Agent's No.

To

Please enter my name as a Subscriber to **Guizot's Popular History of France**, in 6 parts, at 100 cents each, and deliver the same to my address until completed. Each vol. to be paid for on delivery. No subscription received for less than the entire work.

Name, J. R. Chatman

Occupation, Book Binder

Address, { Street and No., St. George Ave

ac, { Town, Richmond

Agent's No.

Office No. 1480

To

You are authorized to enter my name as a subscriber to **Rambaud's Popular History of Russia, in 3 vols.** ~~Shup~~ at 60 cents each, and deliver the same to my address until completed. Each vol. to be paid for on delivery. No subscription received for less than the entire work.

Name, *Gran S Webster*

Occupation, *Merchant*

Address, { Street and No. *Sunderland*
Town, *Sunderland*

Date,

Agent's No.

Office No. 1479

To

You are authorized to enter my name as a subscriber to **Rambaud's Popular History of Russia**, in **3** vols., *cloth* at **50** cents each, and deliver the same to my address until completed. Each vol. to be paid for on delivery. No subscription received for less than the entire work.

Name,

Occupation,

Address, {

Street and No.

Town,

Date,

Agent's No.

Office No. 1478

To

You are authorized to enter my name as a subscriber to **Rimbaud's Popular History of Russia**, in 3 vols., at 60 cents each, and deliver the same to my address until completed. Each vol. to be paid for on delivery. No subscription received for less than the entire work.

Name, C. J. ...

Occupation, ...

Address, { Street and No. ...

Town, ...

Date, ...

Agent's No.

Office No. 1474

To

You are authorized to enter my name as a subscriber to **Rambaud's Popular History of Russia, in 3 vols.** 2.50 at 50 cents each, and deliver the same to my address until completed. Each vol. to be paid for on delivery. No subscription received for less than the entire work.

Every 2 months

Name, Albert Murray

Occupation, mason

Address, { Street and No. Railway
Town, New Jersey

Date,

Date,
 Address,
 Street and No.
 Town,
 Occupation,
 Name,
 received for less than the entire work.

address until completed. Each
 to be paid for on delivery. No subscription
 OF ENGLAND, in 4 vols. *sent at 53c* cents each, and deliver the same to my
 Please enter my name as a Subscriber to GUIZOT'S POPULAR HISTORY

Office No. 1473
 Agent's No.

Robbery N-8

20

Office No. 1473

Agent's No.

To

Please enter my name as a Subscriber to GUIZOT'S POPULAR HISTORY OF ENGLAND, in 4 vols., ~~clerk~~ at 550 cents each, and deliver the same to my address until completed. Each to be paid for on delivery. No subscription received for less than the entire work.

Name,

Chas F Schofield

Occupation,

Clerk

Address,

{ Street and No.

{ Town,

Rahway N.J.

Date,

Office No. 1471

Agent's No.

To

Please enter my name as a Subscriber to **Guizot's Popular History of France, in 6 vols.** *Cloth* at *5.50* cents each, and deliver the same to my address until completed. Each vol. to be paid for on delivery. No subscription received for less than the entire work.

Name,

Occupation,

Address,

Street and No.

Town,

Date,

Chas^d Sebrisky

Architect

Railway

W.D.

Office No. 1470

Agent's No.

To

Please enter my name as a Subscriber to **Guizot's Popular History of France, in 6 vols.** ~~at 50~~ at 530 cents each, and deliver the same to my address until completed. Each vol. to be paid for on delivery. No subscription received for less than the entire work.

Name, Emil S. Arnold

Occupation, Clerk in War

Address, { Street and No.

Town, Rahway

Date,

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

against
Thomas W. Cowley
Thomas W. Cowley
of the crime of
Obtaining money by false pretenses
committed as follows:
The said

Thomas W. Cowley

late of the First Ward of the City of New York, in the County of New York, aforesaid,
on the *ninth* day of *July* in the year of our Lord
one thousand eight hundred and ~~seventy~~ *eighty one*, at the Ward, City and County
aforesaid, with force and arms, on the day and year last aforesaid, with intent
feloniously to cheat and defraud one

John E. Irwin
did then and there feloniously, unlawfully, knowingly, and designedly, falsely pretend
and represent to *said*

John E. Irwin

That

a certain instrument
and writing, to the words and
figures following, to wit:
"Office No. 1476
"Agents No. —
"I —
"Please enter my name as a subscri-
ber to *Terms of N. America* 27 Parts at
\$1.00 each and deliver the same to my
address until completed. Each vol. to be
paid for on delivery. No subscription received
for less than the entire work
"Name, *Jas. R. Shotwell*
"Occupation, *Pres. for Works*
"Address, *Street & No. St. George's Ave.*
"Town, *Rahway*"
was a genuine order obtained by
him the said *Thomas W. Cowley* as
a solicitor and agent of the said *John*
E. Irwin to obtain subscriptions for a
certain publication known as *The*
Terms of North America, and that
the name thereto attached has been
written by one *Jacob R. Shotwell* of
Rahway, New Jersey, and that the
said *Shotwell*, at the solicitation of the
said *Thomas W. Cowley*, has promised and
agreed to receive and pay for the said

publication upon its delivery

And the said

John E. Irwin

then and there believing the said false pretences and representations
so made as aforesaid by the said

Thomas M. Cowley

and being deceived thereby, was induced, by reason of the false pretences and representations so made as aforesaid, to deliver, and did then and there deliver, to the said

~~John~~ Thomas M. Cowley
as accomplices for obtaining
the said order the sum of
five dollars in money

of the proper moneys, valuable things, goods, chattels, personal property, and effects of
the said

John E. Irwin
and the said Thomas M. Cowley did then
and there designedly receive and obtain the said

sum of five dollars in
money

of the said

John E. Irwin

of the proper moneys, valuable things, goods, chattels, personal property, and effects
of the said

John E. Irwin

by means
of the false pretences and representations aforesaid, and with intent feloniously to cheat
and defraud the said

of the same.

John E. Irwin

And Whereas, in truth and in fact, the said instrument and writing was not a genuine order obtained by him, the said Thomas W. Conley as solicitor and agent, and the signature thereto had not been thereto written by Jacob R. Shattuck of Rahway New Jersey, and the said Jacob R. Shattuck had not promised and agreed to receive and pay for the publication known as The Times of North America

And Whereas, in fact and in truth, the pretences and representations so made as aforesaid, by the said Thomas W. Conley to the said John E. Erwin was and were in all respects utterly false and untrue, to wit, on the day and year last aforesaid, at the Ward, City, and County aforesaid.

And Whereas, in fact and in truth the said Thomas W. Conley well knew the said pretences and representations so by him made as aforesaid to the said John E. Erwin to be utterly false and untrue at the time of making the same.

And so the Jurors aforesaid, upon their oath aforesaid, do say, that the said Thomas W. Conley by means of the false pretences and representations aforesaid, on the day and year last aforesaid, at the Ward, City, and County aforesaid, feloniously, unlawfully, falsely, knowingly and designedly, did receive and obtain from the said

John E. Erwin
the sum of Five dollars

of the proper moneys, valuable things, goods, chattels, personal property, and effects of the said

John E. Erwin
with intent feloniously to cheat and defraud him of the same, 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.

Daniel G. Rollins
BENJ. K. PHELPS, District Attorney.

BOX:

46

FOLDER:

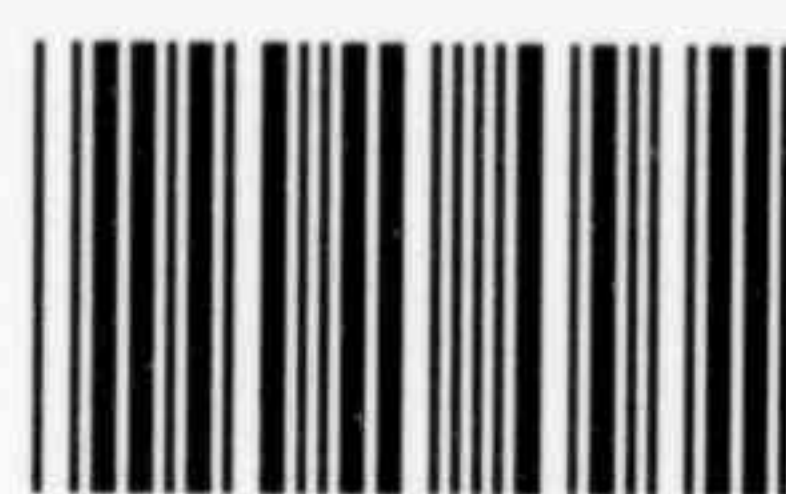
539

DESCRIPTION:

Cullum, George H. (Collum)

DATE:

09/29/81



539

Counsel,

Filed 29 day of

Sept 1881

Pleads

THE PEOPLE

2^d Breasted vs.
3rd v. K. K. K.

George H. Cullum
(2 Cases)

Larceny.

Embezzlement

and

DANIEL G. ROLLINS,

District Attorney.

Part No Oct 4. 1881

Alleged guilty Embezzlement.
A True Bill.

L. Cullum Jr.

Foreman

Sentence suspended
See within affidavits.

Witness:
Jonas J. Gottschalk

City and County
of New York ss

Jonas G. Goldsmith of No 103
West 14th Street being duly sworn
deposes and says that George
H. Collum was in his employ
~~at~~ as a clerk and that
on the 20th day of Sept 1881
the said George H. Collum
took out of deponent safe
the sum of one hundred
dollars in money, the property
of deponent

Jonas G. Goldsmith.

Sworn to before me
this 20th day of Sept 1881

Jessie Greer

Notary Public N.Y.C.

Don

to

Geo. H. Cullum

Society

The People
vs
George H. Pullum }

City and County
of New York & ss

Jonas G. Galdsmith
of No. ~~20~~ ^{103 West 14th} ~~Street~~ being
duly sworn deposes and
says, that George H. Pullum
who was employed by de-
ponent as a clerk and
servant and Empowered
to collect money for and
in behalf of this deponent
did on the 22nd day of
August 1881, did as such
clerk and servant collect
from Frederick W. Wilder
the sum of fifteen dollars
(\$15.) in money and con-
vert the same to his own
use. That thereafter on
the 9th day of September
1881, collected from Mrs
Hank the sum of Twenty
five dollars (\$25) making
return of fifteen dollars

retaining to and converting to himself the sum of ten dollars, also said Cullum did on the 6th day of September collect for and on account of the de-
pendent from me Mrs Clancy the sum of six dollars and convert the same to his own use.

Therefore deponent prays that the said George H Cullum may be arrested and dealt with as the law directs

Sworn to before me
this 29th day of Sept 1887
Chas B Marsac
@ Notary Public
N.Y.C.

Jonas G. Goldsmith

The people —

r

Geo. H. Cullum

Emory Clement

against *George H. Collum*

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

George H. Collum
of the crime of *Larceny*

committed as follows:

The said

George H. Collum

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

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

of the goods, chattels, and personal property of one

Jonas S. Goldsmith

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

Daniel S. Rollins

BENJ. K. PHELPS, District Attorney.

B.N. moved by Amr.
Sep 28.

Counsel, *G. L. P.*
Filed *28* day of *Sept* 188*1*
Pleads *Guilty* (29)

INDICTMENT.
Grand Larceny of Money, &c.

THE PEOPLE

vs.

P.
George W. Collum
(2 cases)

arrested & committed

Sept 28 *David S. Rollins*
BENJ. K. PHILLIPS,

District Attorney.

Bail in 9/1000.

A True Bill.

J. C. Carter Jr.

Foreman.

Other cases

Witnesses:

James G. Goodwin.
Off. of 1003 N 14th St
Charles J. Connor

C. O.

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

The People
against
George H. Cullum.

Jonas G. Goldsmith, being sworn,
says, I am the Complaining witness
in the above entitled action, and respect-
fully ask, that the utmost Clemency
may be shown by this Honorable Court:
for the following reasons. The defendant
is a young man, and this is the first
time that he has been arrested for
any offense; that he has been con-
tinuously in my employ for the
past five years, that I have en-
trusted him with great sums
of money in fact, with the whole
management of my business for
weeks at a time, and have found
him diligent and honest, I intend
also, to assist him when discharged,
to obtain an honest livelihood to
the end that he may be able to reinstate
himself as an honorable member of society,
as he the ~~honorable~~ support of his widowed
mother
J. G. Goldsmith.

Sworn to before me this 4th
day of October 1881.
Edmund E. Price
Notary Public, New York County

Appendix of
Judas G. Goldsmith
in the matter of
George H. Cullum

COUNTY OF NEW YORK, ss.

In the Name of the People of the State of New York, To any Sheriff, Constable,
Marshal or Policeman in this State, GREETING :

An indictment having been found on the 28 day of Sept
188/, in the Court of General Sessions of the Peace, of the County of
New York, charging George H. Collum

with the crime of

Grand Larceny
You are therefore Commanded forthwith to arrest the above named George H.
Collum and bring him before that Court to answer the indictment; or
if the Court have adjourned for the term, that you deliver him into the custody of the Keeper of the
City Prison of the City of New York.

New York City, the 28 day of Sept 188/.

By order of the Court,

Mark
Clerk.

N. Y. General Sessions of the Peace

THE PEOPLE
OF THE STATE OF NEW YORK,


against

George M. Collins

Bench Warrant for Felony.

Issued

Sept 28. 1881.

 The officer executing this process will make his
return to the Court forthwith.

PART 2.

THE COURT-ROOM IS IN THE THIRD STORY, AND FRONTING THE PARK.

If this Subpoena is disobeyed, an attachment will immediately issue.

Bring this Subpoena with you, and give it to the Officer at the Court Room door, that your attendance may be known.

[SEE OTHER SIDE FOR OTHER DIRECTIONS]

SUBPOENA

FOR A WITNESS TO ATTEND THE

Court of General Sessions of the Peace.

The People of the State of New York,

To *James G Goldsmith*
of No. *103* *W 14* Street,

GREETING:

WE COMMAND YOU, That, all business and excuses ceasing, you *appear* in your proper person, before the Court of General Sessions of the Peace, to be holden in and for the City and County of New York, at the Sessions Building, in the Park of the said City, on the *3d* day of *Oct* instant, at the hour of eleven in the forenoon of the same day, to testify the truth and give evidence in our behalf, against

Geo. H. Bullum
in a case of Felony, whereof *he stands* indicted. And this you are not to omit, under the penalty of Two Hundred and Fifty Dollars.

WITNESS, Hon. FREDERICK SMYTH, Recorder of our said City, at the City Hall, in our said City, the first Monday of *Oct*, in the year of our Lord 1887

DANIEL G. ROLLINS, *District Attorney.*

CONDITIONS ON THE BACK.

Goldsmith's Piano-Forte Ware-Rooms,

26 BLEECKER STREET, NEAR BOWERY.

UPRIGHT, SQUARE & GRAND PIANOS.

\$ 15⁰⁰₇

New York,

Aug 22 1881

Received

of F. M. Wilder

Five Dollars

for rent of Piano & stool from Aug 22 to Nov 1881

1 Oct.

Goldsmith Manufacturer, No. 35280

Sept 10 1882

J. V. Goldsmith

New York Aug. 22nd 1881
Mr. F. M. Alder (Butterick)

Rented
BOUGHT

OF

JONAS G. GOLDSMITH,

PIANO-FORTE WAREHOUSE,

26 Bleeker Street, Bet. Broadway and Bowery.

103 W. 11th St.
AUG 27 1881

The Celebrated Goldsmith Piano-Fortes For Sale, Exchanged and to Hire; also Sold on Installments.

PIANOS TUNED AND REPAIRED.

One Goldsmith Upright Piano \$352.00
Rented from Aug 27th Nov. 27th 1881 \$1.00
Rec'd Payment J. G. Goldsmith
J. G.

Miss Clancy
~~Rented~~
BOUGHT

OF

JONAS G. GOLDSMITH,
PIANO-FORTE WAREHOUSE,
26 Bleecker Street, Bet. Broadway and Bowery.

New York, Sept. 12th 1881



The Celebrated Goldsmith Piano-Fortes For Sale, Exchanged and to Hire; also Sold on Instalments.

PIANOS TUNED AND REPAIRED.

I have 7 1/4 octave Goldsmith Piano Forte No. 46
from Sept 1st 81 to Oct 1st 81 in advance \$6.00

Recd Paymt J. G. Goldsmith
J.G.

149. East. 4th St.

Mrs Huck

New York, Sept 1st 1881

BOUGHT OF

JONAS G GOLDSMITH,
PIANO-FORTE WAREHOUSE,

26 Bleecker Street, Bet. Broadway and Bowery.



The Celebrated Goldsmith Piano-Forte For Sale, Exchanged and to Hire; also Sold on Installments.

PIANOS TUNED AND REPAIRED.

Rent in full for
Piano &c from Sept 1st /81
to March 1st /82

\$25.00

Twenty Five Dollars

J. G. Goldsmith.



The above Piano-Forte, No.

is guaranteed for seven years, free from any radical defect, usual wear excepted.

Court of General Sessions

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

George A. Cullum

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

George A. Cullum
of the CRIME OF *Embezzlement*

committed as follows:

The said

George A. Cullum

late of the First Ward of the City of New York, in the County of New York, aforesaid
not being an apprentice or person within the age of eighteen years, on the *twenty second*
day of *August* in the year of our Lord one thousand eight hundred and
eighty *one* was employed in the capacity of a clerk and servant to one

Jonas G. Goldsmith

and as such clerk and servant, was entrusted to receive

*a certain sum
of money, to wit, the sum of
fifteen dollars in money and
of the value of fifteen dollars*

and being so employed and entrusted as aforesaid, the said

George A. Cullum

then and there did receive and take into his possession

*by virtue of such employment
the said*

*certain sum of money, to wit,
the sum of fifteen dollars
in money and of the value
of fifteen dollars*

for and on account of

Jonas G. Goldsmith

his said master and employer; and that the said

George A. Cullum

on the day and year last aforesaid,
with force and arms, at the Ward, City and County aforesaid, fraudulently and feloniously did
take, make away with and secrete, with intent to convert to his own use, and did fraudulently
and feloniously embezzle and convert to his own use, without the consent of said master and
employer, and did fraudulently and feloniously and without the consent of his said master and
employer withhold, appropriate, apply and make use of the said

*certain sum
of money, to wit, the sum of
fifteen dollars in money and
of the value of fifteen dollars*

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

G. Goldsmith which said goods, chattels, personal property, and money had come into his possession and under his care, by virtue of his being such clerk and servant as aforesaid; 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.

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

of the CRIME OF

committed as follows

The said

George H. Cullum
Embezzlement
George H. Cullum

late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year last aforesaid, at the Ward, City and County aforesaid, with force and arms, fifty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Demand Treasury Notes), of the denomination of twenty dollars, and of the value of twenty dollars each: sixty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Demand Treasury Notes), of the denomination of ten dollars, and of the value of ten dollars each: eighty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Demand Treasury Notes), of the denomination of five dollars, and of the value of five dollars each: one hundred promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of two dollars, and of the value of two dollars each: one hundred and twenty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one dollar, and of the value of one dollar each: one promissory note for the payment of money (and of the kind known as a bank note), being then and there due and unsatisfied, of the value of one hundred dollars: one promissory note for the payment of money (and of the kind known as a bank note), being then and there due and unsatisfied, of the value of fifty dollars: two promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of twenty dollars each: three promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of ten dollars each: ten promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of five dollars each: ten promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of three dollars each: fifteen promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of two dollars each: thirty promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of one dollar each: two gold coins (of the kind usually known as double eagles), of the value of twenty dollars each: three gold coins (of the kind usually known as eagles), of the value of ten dollars each: six gold coins (of the kind usually known as half eagles), of the value of five dollars each: fifteen gold coins (of the kind usually known as quarter eagles), of the value of two dollars and fifty cents each: ten gold coins (of the kind usually known as three dollar pieces), of the value of three dollars each: thirty gold coins (of the kind usually known as dollar pieces), of the value of one dollar each: thirty silver coins (of the kind usually known as half dollars), of the value of fifty cents each: one hundred and fifty silver coins (of the kind usually known as quarter dollars), of the value of twenty-five cents each: two hundred and forty silver coins (of the kind usually known as shilling pieces), of the value of twelve and a half cents each: three hundred silver coins (of the kind usually known as half dimes), of the value of ten cents each: six hundred silver coins (of the kind usually known as half dimes), of the value of five cents each: one thousand coins (of the kind known as three cent pieces), of the value of three cents each: three thousand copper coins (of the kind known as cents), of the value of one cent each. One hundred due bills of the United States of America, the same being then and there due and unsatisfied (and of the kind known as fractional currency), of the denomination of fifty cents each, and of the marketable value of fifty cents each: two hundred due bills of the United States of America, the same being then and there due and unsatisfied (and of the kind known as fractional currency), of the denomination of twenty-five cents each, and of the marketable value of twenty-five cents each: five hundred due bills of the United States of America, the same being then and there due and unsatisfied (and of the kind known as fractional currency), of the denomination of ten cents each, and of the marketable value of ten cents each.

~~Divers Promissory Notes for the payment of money, the same being then and there due and unsatisfied, and of the kind known as United States Treasury notes, of a number and denomination to the Jurors aforesaid unknown, and more accurate description of which cannot now be given, of the value of~~

~~Divers Promissory Notes for the payment of money, the same being then and there due and unsatisfied, and of the kind known as Bank Notes, of a number and denomination to the Jurors aforesaid unknown, and a more accurate description of which cannot now be given, of the value of~~

~~Divers Due Bills of the United States of America, the same being then and there due and unsatisfied, and of the kind known as Fractional Currency, of a number and denomination to the Jurors aforesaid unknown, and a more accurate description of which cannot now be given, of the value of~~

~~Divers Coins, of a number, kind, and denomination to the Jurors aforesaid unknown, and a more accurate description of which cannot now be given, of the value of~~

100
115

of the goods, chattels and personal property of one

Jonas G. Goldsmith

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

DANIEL G. ROLLINS, District Attorney.

BOX:

46

FOLDER:

539

DESCRIPTION:

Cummings, Alexander

DATE:

09/16/81



539

Witnesses:

Joseph Dunn:

Thomall I can learn there
seems to have been a general row
in the boat - there seems to be
some doubt as to whether
the depth did or didn't
the complaint against
the ship. The ship from
Loughborough promises to take
him back to New York
to work. I recommend
his discharge.

Oct 3/87 McRee
are

Day of Trial,

Counsel, *W. B. D.*

Filed *16* day of *Sept* 188*7*

Pleads *Not guilty (19)*

THE PEOPLE

vs.

P

Alexander Cummings

Defendant

Voluntary Assault and Battery.

DANIEL G. ROLLINS,

District Attorney.

Part 1 no Oct 3, 1887

Discharged on his bond at

A True Bill, recognition

(over)

D. M. McRee

Foreman.

Second District Police Court.

STATE OF NEW YORK.
CITY AND COUNTY OF NEW YORK, } ss.Joseph Dunn Aged 26 years by occupation
an Sailor of No. 91
9th Avenue Street, being duly sworn, deposes and says

that on the 10th day of September in the year

1881, at the City of New York, he was violently and feloniously assaulted and beaten by

Alexander Cunningham (nowhere)
et al to this deponent unknown
Who cut and stabbed this deponent
on the head with a clasp-knife (keen sharp),
And the parties to this deponent unknown
clubbed and beat this deponent. All this
on the Steamer Columbia near Hell Gate in the East Riverwith the felonious intent to take the life of deponent, or to do him bodily harm, and
without any justification on the part of the said assailant;Wherefore this deponent prays that the said assailant may be ~~apprehended and~~ dealt
with according to law.Sworn to, before me this 11th day
of September 1881 }

Joseph Dunn

Solon Smith

Police Justice.

CITY AND COUNTY }
OF NEW YORK, } ss.

Alexander Cumming

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. *Alexander Cumming*

Question. How old are you?

Answer. *18 years*

Question. Where were you born?

Answer. *New Haven Connecticut*

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

Answer. *New Haven*

Question. What is your business or profession?

Answer. *I work in a car shop*

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*

Alexander Cumming

Taken before me, this

day of *September* 188*8*

Robert Smith

Police Justice.

Police Court-- District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Joseph Dunn
91 9th Ave
Alexander Murray

Offence, *Helium Assault*
Battery

Dated

Sept 11th

188

Smith Magistrate.

Officer.

Clerk.

Residence _____ Street, _____

No. 4, by _____

Residence _____ Street, _____

No. 3, by _____

Residence _____ Street, _____

No. 2, by _____

Residence _____ Street, _____

No. 1, by _____

BAILED,

Witnesses

Thomas Monahan
506 6th St

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 _____

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

Dated

Sept 11 188

Solomon Smith 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.

864 12th
Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Joseph Dunn
91 9th Ave.
Alexander Manning

BAILED,

No. 1, by

Residence

Street,

No. 2, by

Residence

Street,

No. 3, by

Residence

Street,

No. 4, by

Residence

Street,

Dated

Sept 11th 1891

Magistrate.

Snell

Officer.

Clerk.

Witnesses

Thomas Kropa
506, 6th ex

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

guilty thereof, I order that he be admitted to bail in the sum of One Hundred Dollars and be com-

mitted to the Warden or Keeper of the City Prison until he give such bail.

Dated Sept 11 1881

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

Dated 188

Police Justice.

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

Dated 188

Police Justice.

Court of General Sessions

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Alexander Cummings

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

Alexander Cummings
of the CRIME OF "Assault and Battery upon another with a deadly weapon with intent to kill," committed as follows:

The said

Alexander Cummings

late of the City of New York, in the County of New York, aforesaid, on the

leuth day of *September* in the year of our Lord

one thousand eight hundred and eighty *one* with force and arms, at the City and

County aforesaid, in and upon the body of

in the peace of the said people then and there being, feloniously did make an assault

and *him* the said *Joseph Dunn*

with a certain *knife*

which the said *Alexander Cummings*

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

with intent *him* the said *Joseph Dunn*

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

Alexander Cummings

of the CRIME OF "Assault upon another, without justifiable or excusable cause, with a

sharp, dangerous weapon, with intent to do bodily harm," committed as follows:

The said

Alexander Cummings

afterwards, to wit, on the day and in the year aforesaid, at the City and County

aforesaid, ~~the said~~

with force and arms, in and upon the body of the said *Joseph Dunn*

then and there being, wilfully and feloniously did make an

assault and *him* the said *Joseph Dunn*

with a certain *knife* which the said *Alexander Cummings*

in *his* right hand then and there

had and held, the same being then and there a sharp, dangerous weapon, wilfully

and feloniously, and without justifiable and excusable cause, did then and there beat,

strike, stab, cut and wound, with intent to then and there wilfully and feloniously

do bodily harm unto *him* the said *Joseph Dunn*

against the form of the Statute in such case made and provided, and against the

peace of the People of the State of New York and their dignity.

THIRD COUNT.

And the Grand Jury aforesaid, by this indictment, further accuse the said
Alexander Cummings
of the CRIME OF "Assault and Battery upon another by such means and force as was likely to produce death with intent to kill," committed as follows:

The said *Alexander Cummings*
afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, ~~the said~~

with force and arms, in and upon the body of *the said Joseph Dunn*
in the peace of the said people then and there being, feloniously did make another assault and ~~him~~ the said *Joseph Dunn*

with a certain *knife*
which the said *Alexander Cummings*
in *his* right hand then and there had and held, wilfully and feloniously did beat, strike, stab, cut and wound, the same being such means and force as was likely to produce the death of ~~him~~ the said *Joseph Dunn* with intent ~~him~~ the said *Joseph Dunn* 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.

FOURTH COUNT.

And the Grand Jury aforesaid, by this indictment, further accuse the said
Alexander Cummings
of the CRIME OF "Assault and Battery upon another, with a deadly weapon, with intent to maim," committed as follows:

The said *Alexander Cummings*
afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, ~~the said~~
with force and arms, in and upon the body of the said *Joseph Dunn*
then and there being, wilfully and feloniously did make another assault and ~~him~~ the said *Joseph Dunn* with a certain *knife* which the said *Alexander Cummings*
in ~~his~~ right hand then and there had and held, the same being then and there a deadly weapon, wilfully and feloniously did then and there beat, strike, stab, cut and wound, with intent then and there wilfully and feloniously to maim ~~him~~ the said *Joseph Dunn* 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.

DANIEL G. ROLLINS, District Attorney.

BOX:

46

FOLDER:

539

DESCRIPTION:

Cummings, William

DATE:

09/29/81



539

Witness:
Jacob Goldberg.
Officer J. Jackson.

Oct 3. W. Monday 6th
Filed 29 day of Sept 1871
Pleads Wm. M. L. Co

THE PEOPLE
vs.
William Cummings
vs.
David G. Rollins
BEN. K. PHELPS,

ROBBERY—First Degree.

District Attorney.
Part No Oct 6. 1871
Tried & acquitted.
A True Bill.

J. C. Carter Jr.
Foreman.

3^d District Police Court.

The People vs
at the complaint of
Jacob Goldberg
vs
William Cummings } Attempt at
Robbery.

City and County
of New York } ss:-

Jacob Goldberg being
duly sworn and examined deposes
and says, as follows:-

Q What is your name, age, residence
and business?

A Jacob Goldberg, age 27. live at
No. 193 East Broadway and I am
a manufacturer of neck wear.

Q Why did you cause the arrest of
William Cummings, (now here)?

A. He struck me in the face and
attempted to take from my possession
and from my person an open
face silver Watch and a gold
Chain attached thereto, of the value
of Thirty five dollars, my ~~personal~~
property.

Q State the circumstances of the
Case?

A. On Monday September 25th, 1881, at

the City and County of New York, at
about the hour of 10.15 O'clock
P.M. I was passing along Grand
Street and at said time said watch
was contained in the left side vest
pocket and fastened by said chain
to the vest worn at ~~my~~ person.
As I was passing by Goerck Street
William Cummings and two others
who are unknown to me gathered
around me and a friend, Abraham
Offenbach, who was in my company
~~when~~ Cummings struck me a violent
blow in the face and at the same
time seized hold of my said chain
and by force and violence, without
my consent and will, ^{feloniously} attempted to
take, steal and carry away from my
possession and person the said watch
and chain.

Sworn to before me this } Jacob Gallitzin
26th day of September 1881 }
Charles W. Hamer }
Police Justice.

City and County
of New York { ss: -

Abraham Offenbach

being duly sworn and examined deposes
and says, as follows: -

Q. What is your name, age, residence
and business?

A. Abraham Offenbach, age 23, live at
N^o 73 Norfolk Street and by occupation
a tailor.

Q. What do you know about this case?

A. I was in company with Jacob
Goldberg, the complainant, last
evening. As we were passing the
corner of Grand and Goerck Streets
William Cummings, herepresent, and
two others surrounded us when
William Cummings struck Goldberg
and took hold of his watch chain
and attempted to take his ^{Goldberg's} watch and
chain from him. I then started
to run for a police officer when I
was struck on the head from behind
and knocked down. Goldberg and
I saw officer Larkin who arrested
Cummings a few moments thereafter in
Goerck Street near Grand.

Abraham Offenbach

Sworn to before me this
26th day of September 1881.
John C. Williams
Justice of the Peace

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer.

William Cummings

Question. How old are you?

Answer.

30 years of age

Question. Where were you born?

Answer.

N.Y. City

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

Answer.

444 Cherry Street, 21 years

Question. What is your business or profession?

Answer.

Laborer

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

Answer.

I was going down Grand Street, I saw a crowd coming of Grand & Court Street I rushed in among the crowd to see what was the matter

Wm. Cummings

Taken before me, this

26th

day of

September 188*8*

John H. Maw Police Justice

Police Court-- 3. District.

THE PEOPLE, &c.,
vs. THE COMPLAINANT OF

David O. Robbins
193 E. Broadway
William Cummings

Offence, *Attempt at Robbery*

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Dated

Sept. 26th 1881

Magistrate,

D. H. Munroe

Officer,

Arthur

Clerk,

off. de la...

Witnesses

William O'Connell

No. 73

Corbett

No.

Street,

No.

Street,

De.

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 *William*

Cummings guilty thereof, I order that he be admitted to bail in the sum of ~~_____~~ Hundred Dollars and be committed to the Warden or Keeper of the City Prison until he give such bail.

Dated *Sept. 26th 1881*

Wm. H. Munroe Police Justice.

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

Dated _____ 188 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

Police Court-- S. District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Saml Goldberg
193 E Broadway
vs.

William Cummings

BAILED,

No. 1, by

Residence

Street,

No. 2, by

Residence

Street,

No. 3, by

Residence

Street,

No. 4, by

Residence

Street,

Office,

Dated

September 26 188*1*.

Magistrate.

W. A. Warner

Officer.

Garstin

Clerk.

W. J. Seaborn

Witnesses:

Abraham Offenberg

No.

73, Norfolk

Street,

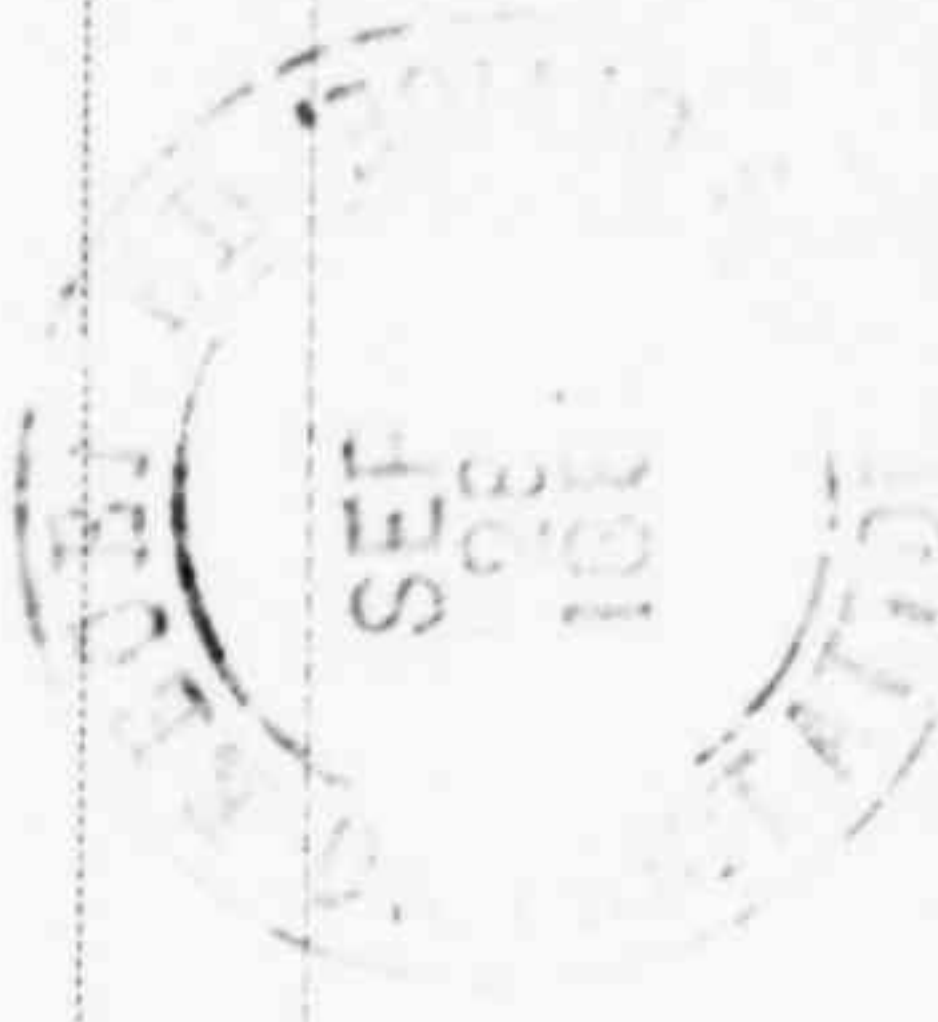
No.

Street,

No.

Street.

Le.



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

Cummings

guilty thereof, I order that he be admitted to bail in the sum of ~~One Hundred Dollars~~ and be committed to the Warden or Keeper of the City Prison until he give such bail

Sept. 26 188*1*

W. A. Warner Police Justice.

I have admitted the above named

to bail to answer by the undertaking hereto annexed.

Dated 188

Police Justice.

There being no sufficient cause to believe the within named

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

Dated 188

Police Justice.

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

THE PEOPLE OF THE STATE OF
NEW YORK,

William Cummings ^{against}

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

William Cummings

Attempt at Robbery of the crime of
committed as follows:

The said.....

William Cummings

late of the First Ward of the City of New York, in the County of New York, aforesaid,
on the *Twenty fifth* day of *September* in the year of our Lord
one thousand eight hundred and ~~seventy eight~~ *one*, at the Ward, City, and County
aforesaid, with force and arms, in and upon one *Jacob Goldberg*
in the peace of the said People then and there being, feloniously did make an assault and

One watch of the value of twenty dollars
One chain of the value of fifteen dollars

of the goods, chattels and personal property of the said

from the person of said

the will and by violence to the person of the said

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

Jacob Goldberg
Jacob Goldberg and against
Jacob Goldberg
Paul G. Rollins
BENJAMIN PHELPS, District Attorney.

BOX:

46

FOLDER:

539

DESCRIPTION:

Cunningham, James D.

DATE:

09/07/81



539

Witness:

Charlotte Cunningham
~~John H. H.~~

~~John H. H.~~
~~John H. H.~~

Not ordered by Ap. Byron
Sep 13/81
same - Sep 28/81 do. + 5. Sept. 1881

Filed 7 day of Sept 1881

Pleads in full

THE PEOPLE
vs.
James D. Cunningham
Sept 10/81

ASSAULT AND BATTERY.

DANIEL C ROLLINS,
BENJ. K. PHELPS,

District Attorney.

and heard
Sept 10/81

A True Bill.

Arrested committed
Sept 20. 1881.

J. T. Dwyer

Foreman.

The County Clerk Master
inquired into case
Sept 12/81. C. A. B.

Pleaded guilty

Sentenced Pen 3 months
P. 2. Oct 3/81.

**POOR QUALITY
ORIGINAL
DOCUMENT(S)**

Memorandum

My Husband has always been overbearing and tyrannical with me and our Son - and if I had a lady friend that came to see me often, he would tell her he loved her and he would write love letters to her - he has done it to several lady friends, he has browbeat and abused me a great many times, I tried my best to make him better I talk to him and I advised with him for our child sake but it was no use he told me he hated our own child, he made his child afraid of him, and the longer we lived together the ^{more} unbearable he became, now she is trying to leave my

character - he tells "friend"
I have run away with
other men, and that I have
been going with other men
for 26 years, which he knows
in his own heart is lies,
Four years ago I left him for
abuse, I went to Philadelphia
among my friends, he came
after me and made me go
home with him 12 O'clock at
night he would not let me
get my things or let me tell
my friends I was going home
with him, they was worried all
night about me, Since then
he has been very sick. I took
care of him - and broke down my
own health in taking care of him,
as soon as he got better so he
could go out he began to
use me bad again - he has

abused me shamefully,
I hope and pray God
will punish him for
his bad treatment to me,
God knows I have always
tried to be a good Wife
to him.

Charlotte Cunningham
In the month of April ¹⁸⁸¹ I had
him arrested for his abuse to
me, he was in prison five days,
his friends would not bail him out,
he begged me so hard and said he
would never abuse me again, that
I withdrew the charge, In the month
of July, he threatened my life, I got
a Warrant ^{and} for his arrest, but prevented
on me ^{again} to withdraw it, so I had it
set aside, This last trouble was
the 24th of August 1881.
Charlotte Cunningham

Memorandum
of Mrs
Cunningham

District Attorneys Office.
City & County of
New York.

Joseph A. Y.
Sept 20th

1881

To District Attorney
New York

Dear Sir
Will you please have me
brought down to your office
I have plead guilty to the
charge against me

Yours
R. M. S. Birmingham

DISTRICT ATTORNEY'S OFFICE,

New York, Sept 29 1881

Dear Recorder

This prisoner has been arrested
on a Bench Warrant ordered
by Judge Coving. He was
convicted by confession of af-
fault & Battery upon his
wife. & Sentence was sus-
pended upon condition that
he should not molest her
again. Upon a new com-
plaint by the wife Judge
Coving ordered his arrest on
the suspended sentence. He
is not down to day & cannot
be found. I suppose it is
necessary that he be committed
to prison until the Judge orders

upon the case.

I am respectfully
Yr obed. servt
C. W. Lyon.
adally

Wm. F. Lyon Jr.

Police Court— *X* District.

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

of No *302 West 55th* *Charlotte Cunningham* Street,

on *Monday* the *22* being duly sworn, deposes and says, that
day of *August*
in the year 188 *1*, at the City of New York, in the County of New York.

She was violently **ASSAULTED** and **BEATEN** by *James D Cunningham*
(was present) who struck deponent
with his clenched fist on
the face blackening the left
eye
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 the above assault, &c., and be dealt with according to law

Sworn to before me, this *23*

day of *August* 188 *1*

Wm Murray } *Charlotte Cunningham*
POLICE JUSTICE.

FORM 11.

Police Court—

District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Charlotte Cunningham
302 West 53rd

vs.
James D Cunningham

AFFIDAVIT, A. & B.

Dated August 23 1881

Murray Justice.

John Henning Officer.

Witness

John Henning
Park Police

\$ 5.00 to Ans. Sess.

Bailed by William C. Foubert

No. 1458 3rd Arrm

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

THE PEOPLE OF THE STATE OF
NEW YORK,

James D. Cunningham
The Grand Jury of the City and County of New York by this indictment accuse

committed as follows:

The said

James D. Cunningham

late of the First Ward of the City of New York, in the County of New York, aforesaid,
on the *twenty, second* day of *August* in the year of our Lord
one thousand eight hundred and eighty - *one* at the Ward, City and County
aforesaid, in and upon the body of *Charlotte Cunningham*
in the peace of the said people then and there being, with force and arms, unlawfully
did make an assault and *her* the said *Charlotte Cunningham*
did then and there unlawfully beat, wound and ill-treat, to the great damage of the
said *Charlotte Cunningham* and against the peace of the
People of the State of New York, and their dignity.

DANIEL C. ROLLINS,

BENJ. K. PHELPS, District Attorney.