

03 14

BOX:

8

FOLDER:

105

DESCRIPTION:

Haigh, J. Lloyd

DATE:

03/25/80



105

206

(Amputation of the Hand)
 attorney, and for reasons
 stated in communicating
 (Memoranda filed) of Ex Dist
 Atty Rollins & Judge
 Goldswain - My leave
 of the Court. I hereby
 consent to the entering
 of a nolle prosequere of
 the ^{eight} indictment pending
 against J. Lloyd Haigh
 Dated Jan'y 12. 1882.
 John A. Ken
 Dist Atty.
 Let the Court be
 advised on their side
 Jan'y. 12/82
 J.A.K.

309

Counsel,
 Filed 27 day of March 1880.
 Pleads

THE PEOPLE
 vs.
 Lloyd Haigh

BENJ. K. PHELPS,
 District Attorney.
 FOR THE TRUE BILL.
 Wm. J. ... Foreman.

Nolle prosequere entered
 Jan'y 12. 1882

0316

Blank No. 1.

THE WESTERN UNION TELEGRAPH COMPANY.

No. *280*

This Company TRANSMITS and DELIVERS messages only on conditions, limiting its liability, which have been accepted to by the sender of the following message.
Errors can be guarded against by repeating a message back to the sending station for comparison, and the Company will not hold itself liable for errors or delays in transmission or delivery of **UNREPEATED** Messages.
This Message is an **UNREPEATED MESSAGE** and is delivered by request of the sender under the conditions named above.
A. R. BREWER, Sec'y. NORVIN GREEN, Pres.

424

Baltimore, 20

Rec'd at Western Union Building,
100 BROADWAY AND DEY STREET.

To *Benj K Phelps*

Feb 20 1880.

32 Chambers at ny.

Only one here cant come then

C. Sidney Morris & Co

7 Colles

JCF

READ THE NOTICE AT THE TOP.

0317

To Hon. B. K. Phelps

Dist. Atty

Dear Sir - Some few weeks since

Mr. Gilroyd Haigh, an active enterprising citizen, engaged in the manufacture of iron & wire rope, with numerous and heavy business undertakings and contracts, sustaining by industrious employment many resident artisans, and until then of large financial credit and unblemished business integrity, became, by sudden business shock momentarily embarrassed,

At that juncture, whether impelled by a sense of the public good, or actuated by personal motives, or compelled by legal process issued upon public rumor, certain persons whose names are unknown to me, appeared before the Grand Jury and Mr. Haigh, without the usual and ordinary preliminary charge & examination before a Magistrate, was forthwith indicted for forgery -

His guilt or innocence is not necessarily material however, to the question upon which I address you.

He was obliged by reason of the embarrassment, the pressure of some of his creditors acting upon him through civil & criminal proceedings to make an as-

0318.

Statement - Mr Haigh was indebted at the time of this assignment in about the sum of \$682,000, distributed among a large number of creditors chiefly in this City and in various & varying amounts -

It is perhaps needless to say that there are differences & disputes both as to the amounts and as to the existence of some portions of the indebtedness.

There are maturing liabilities to the extent of about \$200,000 and there are assets to the extent of \$900,000, as claimed by Mr Haigh - The affairs are so complex and so entirely dependent upon the personal knowledge & capacity of Mr Haigh that it is believed, if he should be taken away from attention to them, which is constant, scarcely permitting for rest, it will result in great business losses to his creditors as well as to himself -

It is permitted for a few weeks longer to give his personal superintendence, the creditors then hope through the organization of a Stock Company and the education of agents in the details of the business to carry it on successfully -

I write in behalf of a body of the creditors who have united to make a request through me for

0319

the postponement of the trial under the indictment now pending, *Their* claims amount to \$615,000. Among the creditors are

The Park Bank, The Bovey Bank
The Chatham Bank Messrs Anderson & Co
Mr J. Van Bunt Mr D. S. Morris
" R. J. Anderson " R. C. White
" C. S. Howell. Messrs Foster & Stephens

These gentlemen do not ask anything for their personal benefit that may by any possibility wrong or injure the People of the State whom you represent -

I am conscious of the fidelity and energy with which you have prosecuted crime and administered your office but its duties are judicial as well as ministerial.

The District Attorney primarily determines not only the time of trial but also whether any trial shall occur - I perceive no reason for an early trial here. The accused has given un- doubted bail in the sum of \$25,000 -

The consideration in this case is asked

0320

by the creditors ~~in this~~ ~~condition~~ by
the accused so that any indulgence granted
cannot be attributed to charity towards
offenders. The only real cause
of reason that suggests itself to me, in
opposition to the request is that the nearer
punishment & the commission of crime are brought
in point of time, the greater the terror and the
fewer the crimes.

The arguments upon either side of the question
are so nearly balanced that human judgment
is in ~~the~~ ~~case~~ upon the subject.

Trusting to your enlightened & superior
judgment for a favorable determination of
this application. I am

Very Respectfully,

Your Obedt Servt

A. M. Whitehead

0321

Law Office of Hawkins & Cothran

THOMAS A. HAWKINS,
NEWARK, CONNECTICUT

10 Wall St. New York, Feb 28, 1880

Hon. David K. Phelps,
District Attorney,
City and County of New York,

Dear Sir:

In the possession of S. V. White Esq 8 Wall St. as Receiver of the Groves Bank are a large number of forged acceptances on which Lloyd Haigh obtained money from the Groves Bank. These are in addition to the two on which the two indictments have been found.

A movement is on foot to sell at public auction the claim of the said Bank against Haigh including these forged acceptances. They are to be delivered to the buyer under the pretence that they are collaterals or something of that sort that go with the claim.

It is well understood that it is simply a mode of getting the forged paper out of the hands of the receiver into the hands of

0322

some party who will hold it in his own right and can of his own motion destroy it, and so destroy all evidence of these forgeries, without violating the law.

I ask you without delay to obtain all these forged papers from the Receiver, and to proceed to obtain separate indictments on each and to impound the forged paper, so that it may be forthcoming on the trials.

An inspection of the forged signatures, indicates quite plainly that they are made by several parties, only one of whom, Haigh, is yet indicted.

The movement to get possession and title to the forged paper so as to destroy it is evidently caused by the influence of the other forgers who fear detection if the paper is not got out of the way. The Receiver is evidently disposed to ~~facilitate the recovery of the~~ but it is for your office to move in the matter at once in order to enable him to deliver the forgeries to an officer of justice instead of to some party who may claim ^{them} under a public sale of the Haigh debt to the Bank. Very truly yours, Dexter A. Hawkins

0323

January 20, 1880.

Mr. S. V. White, Receiver of Grocers' Bank, in reply to District Attorney's letter of this date, said as follows:

"The address of the parties whose names were forged by Haigh in the case in which indictment has been found, is Baltimore, and there is no likelihood of their being in the city. Their names I do not know."

"I have no preference at all in regard to Haigh's trial, as I am only a citizen, but in that capacity I think the sooner it is tried the better."

"In respect to other indictments—If there is any fear that Haigh will swear that his admissions in respect to this bill upon which the indictment is found were lies, and in point of fact it is not a forgery but is a genuine paper—I have a note for \$5000 made by Haigh, purporting to be endorsed by D. Haley & Co., which is also a forgery, and the parties to prove that are here."

"The District Attorney can judge for himself whether he ought to find an indictment on that or not—that is nothing to me."

Edward W. Sonyage.

0324

\$5000 note

D. Haley custodian

{ Joseph Ferrum, Cash - BP
Chas. Remison, Pres. BP

Haigh admitted to, that
he forged the paper in
question.

Budley Haley

Albert Haley

G. Fulton New

0325

BARNES & FERRIS.
HARDWARE, IRON, NAILS, GLASS,
MANUFACTURERS' AGENTS FOR
→*ORIENTAL POWDER, SHOT, CAPS, WADS AND GUNS.*←
MARBLE AND SLATE MANTELS.

Sandusky, O., March 10 1888

Benj R Phelps

District Atty NY

*Your gds at hand
Contents noted In it understood
that in case we send our m^r
Ferris You are to pay all Expenses
which he may be subjected to
in going & coming also while there
Please advise to of Barnes & Ferris*

0326

100
00

J. Lloyd Wright

Letter from Percy F. French
Secretary

BRITISH LIBRARY
ST. PANCRAS LONDON WC2A 4AL

0327



\$ 5000. 00/100. New York, Sep. 27th 1879
 Three Months after date I promise to pay to
 the order of Messrs. D. H. Hayes & Co.
 Five Thousand ⁰⁰/₁₀₀ Dollars
 at the Farmers Bank.
 Value received
 No. Due Dec. 27/79 -
 Dec 27. *M. H. Stewart*

0328

D. Haley & Co.

Lot #

BOX
8
ORDER
105
DESCRIPTION:
Sh. J. Lloyd

0329

United States of America,
State of New York,
City and County of New York.

ss.

On the 27th day of December 1879
at the request of George Bunn
J. S. Lewis a Notary Public of the State
of New York, duly commissioned and sworn, did present the original Note
hereunto annexed, to George Bunn

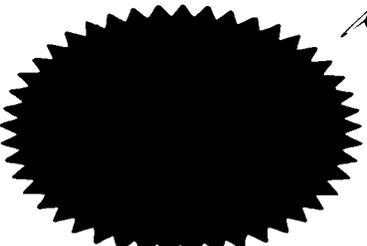
and demanded Payment who refused to Pay the same

Whereupon I, the said Notary, at the request aforesaid, did Protest, and by these presents do publicly and solemnly Protest, as well against the Drawer and Endorsers of the said Note as against all others whom it doth or may concern, for exchange, re-exchange and Costs, damages and interest already incurred, and to be hereafter incurred for want of Payment of the same.

Thus Done and Protested in the City of New York, aforesaid, in the presence of John Doe and Richard Roe, witnesses.

IN TESTIMONIUM VERITATIS.

J. S. Lewis (133)
Notary Public.



United States of America,
State of New York,
City and County of New York.

I, _____ a Notary Public of
the State of New York, duly commissioned and sworn, do hereby
Certify, that on the _____ day of _____ 18
Notice of the Protest of the before mentioned _____
was served upon _____

0330

Printed, \$500.00

Lloyd Knapp

FOR

Green, Dean
New York, Dec 27th 1879

W. Lewis King
Notary

W. Lewis King

Five
Notices

Postage

W. Reid Gould, Stationer and Printer, 168 Nassau St., N. Y.

0331

BRINTNALL, LAMB & CO.

Jobbers of

HARDWARE, CUTLERY, TIN PLATE & C.

Nos. 72, 74 & 76 LAKE STREET.

BRINTNALL,
A. D. LAMB,
J. D. DEZENBIRE

Chicago Nov 11th 1880

Benj. K. Phelps Esq.
New York.

Dear Sir,

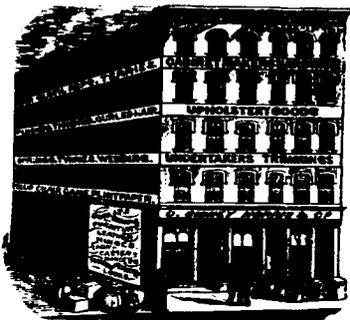
Your favor of the 9th inst. in regard to the J. Lloyd Waigh's affair, rec^d. It will be inconvenient for one of the firm to be in N.Y. as requested - but if we can, by making an affidavit - assist you we will cheerfully do so.

Very Truly

Yours

Brintnall, Lamb & Co

0332



RICHARD CROMWELL.

No. 36 Hanover Street.
C. SIDNEY NORRIS & CO.

FRANK B. SLOAN.

Manufacturers, Importers and Jobbers of

Everything Needed by the Cabinet Maker, Upholsterer and Undertaker.

Also, Agents for

PAWTUCKET HAIR CLOTH CO. AMERICAN SCREW CO. EAGLE LOCK CO.
WAKEFIELD RATTAN CHAIR CANE M'FG CO. GAYLORD LOCK CO.
TONK'S, GLEASON'S, AND ORNAMENTAL WOOD CO.'S CARVINGS AND ORNAMENTS.
CORBIN'S BRASS BUTTS, FURNITURE LEATHER, MUSLINS, ETC.

Always in Stock—A complete Assortment of

Cotelines, Enamelled Muslins, Plush, Hair, Burlaps, Ticking, Twines, Gimps, Haircloth, Locks, Screws,
Hinges, Band Saws, Casters, Drop Handles, Safe Tin, Glue, Etc., Etc.

BALTIMORE,

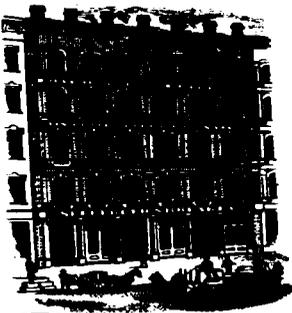
June 25th 1879

Now Benjamin N. Phelps
District Attorney, New York
Dear Sir:

Our books show that we have had no transactions with J. Lloyd Smith since May 28th 1878. We are informed that the Spurious acceptance is dated in August 1879. We can make an affidavit that we gave him no acceptance at all in 1879. If this will answer without the personal appearance of one of us, we shall be glad to send on the deposition whenever required. As but one member of the firm (Mr Sloan) is giving personal attention to our business it will be very inconvenient for him to leave, even for a short time, and if possible he wishes to avoid doing so. Should the cause of justice, however, imperatively demand his personal appearance upon your Witness Stand, he will place himself subject to your command. In which case you will please telegraph the morning before the day you will want him at our expense.

Very truly yours
C. Sidney Norris & Co.

0333



OFFICE OF
Seiberg & Meakley
WIDENSAE
HANDYARTS
38 & 40 Lake Street.

Chicago March 11th 1870

Benj. K. Phelps Esq
District Atty
Dear Sir

Your favor of the 9th is at hand & contents noted. we have enclosed same to our Mr Seiberg who is now on his way to New York. his address is with Dan Michael & Hodge, Hardware Co 84 Chambers St N.Y

Yours Respectfully
Seiberg & Meakley

0334

BARNEY & FERRIS,
HARDWARE, IRON, NAILS, GLASS,
MANUFACTURERS' AGENTS FOR
→*ORIENTAL POWDER, SHOT, CAPS, WADS AND GUNS.*←
MARBLE AND SLATE MANTELS.

Sandusky, O., March 13 1880
Benj R Phelps Esq
District Atty's Office N 7
Grove of 9th + 12th Street
me this PM upon conditions
waived in your 12th I will be
at your office 32 Chambers St
about 10 am Monday morning
the 22^d Hoping I may not
be detained to extend on day
I remain yours,
Benj Ferris

0335

Compt. General Treasury of the State

The People vs

vs.

J. Lloyd Knapp.

State of New York }
City of New York } 50.

Benjamin F. Ferris being duly sworn says that he is a member of the firm of Barry & Ferris of the City of Sandusky and State of Ohio, and that he resides in the said City of Sandusky:

That defendant has seen and examined the said writing, unto annexed marked A and purporting to be an acceptance of defendant said firm of Barry & Ferris for the sum of \$4559.¹²/₁₀₀ on a draft made by J. Lloyd Knapp the defendant in that behalf.

That the signature of defendant said firm of Barry & Ferris on the face of the said draft is a forgery; that said signature was not made by defendant or by his partner Mrs Barry, or by the authority of defendant or of defendant said firm or of defendant said partner; that defendant has charge of the financial part of the business of the said firm of Barry & Ferris

0336

and is entirely familiar with all its transactions. That defendant never heard of the said draft until notice was received by defendant herein in December 1879, pursuant to a letter from the Market National Bank of the City of New York that the said Bank held such a draft, and that defendant never saw the said draft until after the 22^d or 23^d day of the present month when the said draft was shown to defendant at the office of the District Attorney of the County of New York.

Wm. H. H. H.

My partner's name is Mrs. Mary Larney, the widow of F. S. Larney who was my partner in his lifetime - I have my statement that it is not Mrs. Larney's signature on the fact that it is not in her handwriting - She was not attend to any portion of the business of the said Larney & Ferris & she is my only partner - I never knew the defendant until I came to New York this time & until I have had dealings with him.

A. Smith - Have had no business transactions with defendant since June 1879. When we purchased from him goods amounting

0337

in value to \$1.25 and paid for the
by a cash remittance on July 5th 1879 -
I have had no business with him since
that time -

presented & shown to
before me this 24th
day of March 1880.

Benjamin Ferris

Rufus B. Downing
 City Judge

In pursuance of a deposition made by
me in open court as a condition of
the adjournment of the trial of this
cause, I hereby stipulate and consent
that the foregoing deposition taken in my
presence be used on the trial of
this case in the same manner and
with the same effect as if the witness
Benjamin F. Ferris were then personally
present and examined in open court
and subjected as above set forth, full
opportunity for cross examination having
been herein given.

Benjamin Ferris

New York

March 24th 1880.

Witnessed R. Downing City Judge

0338

CITY AND COUNTY } ss.
OF NEW YORK.

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

That

J. Lloyd Haigh

late of the First Ward of the City of New York, in the County of New York, aforesaid,
on the *Fifteenth* day of *December* in the year of our Lord
one thousand eight hundred and seventy-*nine* at the Ward, City, and County
aforesaid, having in his custody and possession a certain instrument and writing

of the kind commonly called a draft

which said *Draft*

is as follows, that is to say:

\$ 5896: 10/100

New York December 15 1879.

*- Four months after date - Pay to
the order of - myself -
Fifty eight hundred and ninety six 10/100 Dollars
Value received with Exchange on New York and charge
the same to account of
To Messrs Seeberger & Breaker } J. Lloyd Haigh
Chicago, Ill*

*J. Lloyd Haigh
89 John Street*

the said

J. Lloyd Haigh

afterwards, to wit, on the
day and year last aforesaid, with force and arms, at the Ward, City, and County afore-
said, feloniously did falsely make, forge, and counterfeit, and did cause and procure to
be falsely made, forged, and counterfeited, and did willingly act and assist in the false
making, forging and counterfeiting on the *face* _____ of the
said *Draft* _____ a certain instrument and writing
commonly called an *acceptance* _____ which said false, forged, and
counterfeited instrument and writing, commonly called an *acceptance*
is as follows: that is to say,

accepted Seeberger & Breaker with intention

to injure and defraud *The Market National Bank
of New York* -
and divers other persons, to the jurors aforesaid unknown, 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.

0339

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

J. Lloyd Haigh

late of the Ward, City, and County aforesaid, afterwards, to wit: on the day and year last aforesaid, at the Ward, City, and County aforesaid, having in his custody and possession a certain instrument and writing of the kind commonly called a draft

which said Draft is as follows, that is to say:

\$5896:10/100

New York December 15 1879

Four months after date - Pay to the order of - myself - Fifty eight hundred and ninety six 10/100 Dollars Value received with Exchange on New York and charge the same to account of To Mefs. Leeberger & Breakley } J. Lloyd Haigh Chicago, Ill

J. Lloyd Haigh
81 John Street

and on the face of which said Draft was then and there written a certain false, forged, and counterfeited instrument and writing, commonly called an acceptance of the said last mentioned draft - which said false, forged, and counterfeited instrument and writing commonly called an acceptance is as follows, that is to say:

accepted Leeberger & Breakley the said J. Lloyd Haigh

then and there well knowing the premises last aforesaid, and that the said acceptance was false, forged, and counterfeited, afterwards, to wit, on the day and year last aforesaid, with force and arms, at the Ward, City, and County aforesaid, feloniously did utter and publish as true, the said false, forged, and counterfeited acceptance of the said last mentioned Draft - with intention to injure

0340

and defraud *the said The Market National*
Bank of New York
and divers other persons, to the jurors aforesaid unknown; he the said
J. Lloyd Haigh at the time he so
uttered and published the said false, forged, and counterfeited *acceptance*
of the said last mentioned *draft*
then and there well knowing the said *acceptance*
to be false, forged, and counterfeited, 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.

BENJAMIN K. PHELPS, District Attorney.

0341

206

100

Counsel,
Filed *15* day of *March* 1880
Pleads

Forgery the *Charge*
Degree.

THE PEOPLE

vs.

J. Lloyd Haigh

prop 10

BENJ. K. PHELPS,
District Attorney

A True Bill.

L. D. Spence
Foreman.

Not to proceed
unless - Jan 12/82

0342



Exhibit in case of
J. Lloyd Kays -

0343

Dear Phelps

I cannot
get up.

This is the
paper. Keep
it for me

Wm. Root

0344

NEW YORK,
81 John St.

104 Lake St.

OFFICE OF **J. Lloyd Haigh,**

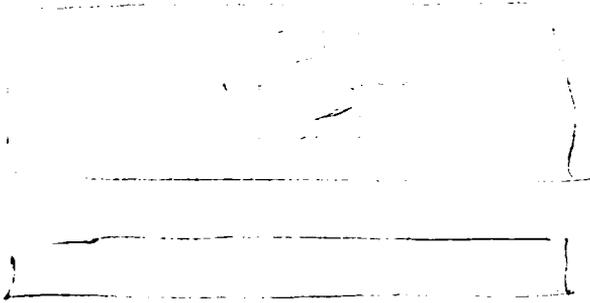
MANUFACTURER OF

IRON AND STEEL WIRE, WIRE ROPE, FURNITURE SPRINGS, &C.

No. 81 John Street,

New York,

187



0345

Barney & Ferris -

Standard

B.

This is just as I found it on
my desk after Mr. Baigh had Kerney
sign the above name to a paper it was signed
with this ink

0346

Oyer T. Ferris
CALENDAR.

Part

Monday

March 22ⁿ

notice for trial

0347

CITY AND COUNTY OF NEW YORK, ss.

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

That

J. Lloyd Haigh

late of the First Ward of the City of New York, in the County of New York, aforesaid, on the ~~fifteenth~~ day of ~~December~~ in the year of our Lord one thousand eight hundred and seventy. ~~nine~~ at the Ward, City, and County aforesaid, having in his custody and possession a certain instrument and writing

of the kind commonly called a Draft

which said Draft is as follows, that is to say:

\$4559: ^{12/100} New York, December 15 1879 -

Four months after date - Pay to the order of myself -

Forty five hundred fifty nine ^{12/100} Dollars Value received with Exchange on check ⁴⁰¹² and charge the same to account of J. Lloyd Haigh. Sandusky, Ohio.

J. Lloyd Haigh
By John Street

the said

J. Lloyd Haigh

afterwards, to wit, on the day and year last aforesaid, with force and arms, at the Ward, City, and County aforesaid, feloniously did falsely make, forge, and counterfeit, and did cause and procure to be falsely made, forged, and counterfeited, and did willingly act and assist in the false making, forging and counterfeiting on the ~~face~~ of the

said Draft a certain instrument and writing commonly called an acceptance which said false, forged, and counterfeited instrument and writing, commonly called an acceptance is as follows: that is to say,

Accepted Barney & Ferris

with intention to injure and defraud The Market National Bank of New York Benjamin J. Ferris and divers other persons, to the jurors aforesaid unknown, 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 Jurors aforesaid, upon their Oath aforesaid, do further present:
That the said

J. Lloyd Haigh

late of the Ward, City, and County aforesaid, afterwards, to wit: on the day and year last aforesaid, at the Ward, City, and County aforesaid, having in his custody and possession a certain instrument and writing *of the kind commonly called a Draft*

which said *Draft* is as follows, that is to say:

\$ 4559: ^{12/100} New York, December 15 1879 -
Four months after Date - Pay to
the order of - myself
Forty five hundred & fifty nine ^{12/100} Dollars
Value received with Exchange on New York and charges the same to account of
*To Mess Barney & Ferris, } *J. Lloyd Haigh.**
Sandusky, Ohio. }

J. Lloyd Haigh
of Sandusky Ohio

and on the *face* of which said *Draft* was then and there written a certain false, forged, and counterfeited instrument and writing, commonly called an *acceptance* of the said last mentioned *Draft* which said false, forged, and counterfeited instrument and writing commonly called an *acceptance* is as follows, that is to say:

Accepted Barney & Ferris

said

the

J. Lloyd Haigh

there well knowing the premises last aforesaid, and that the said *acceptance* was false, forged, and counterfeited, afterwards, to wit, on the day and year last aforesaid, with force and arms, at the Ward, City, and County aforesaid, feloniously did utter and publish as true, the said false, forged, and counterfeited *acceptance* of the said last mentioned *draft* with intention to injure

0349

and defraud *the said The Market National*
Bank of New York Benjamin F. Ferris
and divers other persons, to the jurors aforesaid unknown; he the said
J. Lloyd Kaigh at the time he so
uttered and published the said false, forged, and counterfeited *draft acceptance*
of the said last mentioned *draft*
then and there well knowing the said *acceptance*
to be false, forged, and counterfeited, 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.

BENJAMIN K. PHELPS, District Attorney.

0350

206

Counsel,
Filed *23* day of *Jan* 1882
Pleads *J. Lloyd Kight*

THE PEOPLE
vs. *B*
J. Lloyd Kight
4579/100
Forgery the *Hand* - Degree.

BENJ. K. PHELPS,
District Attorney.

A True Bill
John P. ...
Foreman.

Not paid out
Jan 12 1882

0351

CITY AND COUNTY } ss.
OF NEW YORK.

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

That

J. Lloyd Haigh

late of the First Ward of the City of New York, in the County of New York, aforesaid,
on the *fifteenth* day of *December* in the year of our Lord
one thousand eight hundred and seventy-*nine* at the Ward, City, and County
aforesaid, having in his custody and possession a certain instrument and writing

of the kind commonly called a Draft

which said

Draft

is as follows, that is to say:

\$ 3947. ^{20/100}

New York Dec. 15 1879 -

*Four months after date - Pay to
the order of myself
Thirty nine hundred & forty seven ^{20/100} Dollars
Value received with Exchange on New York and charge the same to account of
To Messrs. Westphal, Knudsen & Co. } *J. Lloyd Haigh*
Dubuque - Iowa - } *Wm. Knudsen**

*J. Lloyd Haigh,
81 John Street*

the said

J. Lloyd Haigh

afterwards, to wit, on the
day and year last aforesaid, with force and arms, at the Ward, City, and County afore-
said, feloniously did falsely make, forge, and counterfeit, and did cause and procure to
be falsely made, forged, and counterfeited, and did willingly act and assist in the false
making, forging and counterfeiting on the *face* of the
said *Draft* a certain instrument and writing
commonly called an *acceptance* which said false, forged, and
counterfeited instrument and writing, commonly called an *acceptance*
is as follows: that is to say,

Accepted Westphal Knudsen Co

to injure and defraud

The Market National Bank with intention

of New York
and divers other persons, to the jurors aforesaid unknown, 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.

0352

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

J. Lloyd Haigh

late of the Ward, City, and County aforesaid, afterwards, to wit: on the day and year last aforesaid, at the Ward, City, and County aforesaid, having in his custody and possession a certain instrument and writing *of the kind commonly called a Draft*

which said *Draft*
is as follows, that is to say:

*J. Lloyd Haigh.
81 John Street*

*\$3947: 20/100. New York Dec. 15 1879 -
Four months after date - Pay to
the order of - myself -
Thirty nine hundred & forty - or new 20/100 Dollars
Value received with Exchange on New York and charges the same to account of
to Messrs Westphal, Knies & Co. Dubuque, Iowa.
J. Lloyd Haigh*

and on the *face* of which said *draft*
was then and there written a certain false, forged, and counterfeited instrument and writing, commonly called an *acceptance* of the said last mentioned *Draft* which said false, forged, and counterfeited instrument and writing commonly called an *acceptance* is as follows, that is to say:

Accepted Westphal Knies & Co the

said

J. Lloyd Haigh

there well knowing the premises last aforesaid, and that the said *acceptance* then and was false, forged, and counterfeited, afterwards, to wit, on the day and year last aforesaid, with force and arms, at the Ward, City, and County aforesaid, feloniously did utter and publish as true, the said false, forged, and counterfeited *acceptance* of the said last mentioned *Draft* with intention to injure

0353

and defraud *the said The Market National Bank*
of New York

and divers other persons, to the jurors aforesaid unknown; he the said

J. Lloyd Haigh at the time he so
uttered and published the said false, forged, and counterfeited *acceptance*
of the said last mentioned *Draft*

then and there well knowing the said *acceptance*
to be false, forged, and counterfeited, 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.

BENJAMIN K. PHELPS, District Attorney.

0354

206

307

Counsel,
Filed *23* day of *Feb* 188*2*
Pleads

THE PEOPLE
vs.
J. Lloyd Kight
B
94 1/2

Forgeru the Degree.

BENJ. K. PHELPS,
District Attorney

A True Bill.
Walter P. Hill
Foreman.

Holle Jussequo entenas
Jan. 12. 1882

0355

CITY AND COUNTY } ss.
OF NEW YORK, }

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

That

J Lloyd Haigh

late of the First Ward of the City of New York, in the County of New York, aforesaid,
on the *Twenty fourth* day of *September* in the year of our Lord
one thousand eight hundred and seventy-*seven* at the Ward, City, and County
aforesaid, having in his custody and possession a certain instrument and writing
of the kind commonly called a promissory
note

which said *promissory note* is as follows, that is to say:
\$ 5000⁰⁰ Nos. New York Sep 24 1879
Three months after date, I promise to pay
to the order of Messrs D Haley & Co,
Five thousand *Two Dollars*
at the Grocers Bank
Value Received
Due Dec 27/79 *J Lloyd Haigh*

the said *J Lloyd Haigh*

afterwards, to wit, on the
day and year last aforesaid, with force and arms, at the Ward, City, and County afore-
said, feloniously did falsely make, forge, and counterfeit, and did cause and procure to
be falsely made, forged, and counterfeited, and did willingly act and assist in the false
making, forging and counterfeiting on the *back* of the
said *promissory note* a certain instrument and writing
commonly called an *endorsement* which said false, forged, and
counterfeited instrument and writing, commonly called an *endorsement*
is as follows: that is to say,

D. Haley & Co

to injure and defraud *The Grocers Bank, Dudley Haley* ^{with intention}
Albert Haley
and divers other persons, to the jurors aforesaid unknown, 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.

0356

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

J. Lloyd Haigh-

late of the Ward, City, and County aforesaid, afterwards, to wit: on the day and year last aforesaid, at the Ward, City, and County aforesaid, having in his custody and possession a certain instrument and writing of the kind commonly called a promissory note -

which said promissory note -
is as follows, that is to say:

\$5000. You New York Sep 21 1879 -
Three months after date I promise to pay to
the order of Messrs D Halsey & Co
Five thousand ----- \$5000 Dollars,
at the Governors Bank -----
Value Received
No -----
Dated Dec. 27/79 J. Lloyd Haigh-

and on the back of which said promissory note -
was then and there written a certain false, forged, and counterfeited instrument and writing, commonly called an endorsement - of the said last mentioned promissory note - which said false, forged, and counterfeited instrument and writing commonly called an endorsement is as follows, that is to say:

D Halsey & Co
said J. Lloyd Haigh the

then and there well knowing the premises last aforesaid, and that the said endorsement - was false, forged, and counterfeited, afterwards, to wit, on the day and year last aforesaid, with force and arms, at the Ward, City, and County aforesaid, feloniously did utter and publish as true, the said false, forged, and counterfeited endorsement of the said last mentioned promissory note. with intention to injure

0357

and defraud *The Grocers Bank, Dudley Halsey*
Albert Halsey

and divers other persons, to the jurors aforesaid unknown; he the said
Lloyd Haigh at the time he so
uttered and published the said false, forged, and counterfeited ~~and documents~~
~~_____~~ of the said last mentioned ~~promissory note~~
then and there well knowing the said ~~documents~~
to be false, forged, and counterfeited, 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.

BENJAMIN K. PHELPS, District Attorney.

0358

502

W. C. [unclear]

Counsel,
Filed *26* day of *Oct* 18*82*
Pleas (*W. C. [unclear] 2/18/82*)

Forgery the *Electric Degree*

THE PEOPLE

vs.

B
Lloyd Haigh

BENJ. K. PHELPS,
District Attorney

A True Bill,
J. W. Conant
Foreman.

Not to pursue
entire - Jan 21 1882

0359

CITY AND COUNTY }
OF NEW YORK, } BR.

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

That *J Lloyd Haigh.*

late of the First Ward of the City of New York, in the County of New York, aforesaid,
on the *Twelfth* day of *December*, in the year of our Lord
one thousand eight hundred and seventy-*seven* at the Ward, City, and County
aforesaid, having in his custody and possession a certain instrument and writing
of the kind called a draft

which said *draft* is as follows, that is to say:

\$ 3775: 80/100.

New York, Dec. 15th 1879.

Four months after date Pay to
the order of - myself
Thirty seven hundred & seventy five 80/100 Dollars
Value received with Exchange on New York and charge the same to account of
To Messrs. Prinnall Lamb & Co.
Chicago. Ill.
J Lloyd Haigh

*J. Lloyd Haigh,
81 John Street*

the said *J Lloyd Haigh*

afterwards, to wit, on the
day and year last aforesaid, with force and arms, at the Ward, City, and County afore-
said, feloniously did falsely make, forge, and counterfeit, and did cause and procure to
be falsely made, forged, and counterfeited, and did willingly act and assist in the false
making, forging and counterfeiting on the *face* of the
said *draft* a certain instrument and writing
commonly called an *acceptance* which said false, forged, and
counterfeited instrument and writing, commonly called an *acceptance*
is as follows: that is to say,

accepted Prinnall Lamb & Co.

to injure and defraud *The Marine National Bank of* with intention
New York
and divers other persons, to the jurors aforesaid unknown, 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 Jurors aforesaid, upon their Oath aforesaid, do further present:
That the said

J Lloyd Haigh

late of the Ward, City, and County aforesaid, afterwards, to wit: on the day and year last aforesaid, at the Ward, City, and County aforesaid, having in his custody and possession a certain instrument and writing of the kind called a
Draft -

which said *Draft*
is as follows, that is to say:

*J. Lloyd Haigh.
81 John Street.*

\$3775: 80/100 New York Dec. 15th 1879.
Four months after date Pay to
the order of - myself
Thirty seven hundred & seventy five 80/100 - Dollar
Value received with Exchange on New York and charge the same to accou.
To Messrs Brintnall Lamb & Co. } J Lloyd Haigh.
Chicago. Ill.

and on the *face* of which said *Draft*
was then and there written a certain false, forged, and counterfeited instrument and writing, commonly called an *acceptance* of the said last mentioned *Draft* - which said false, forged, and counterfeited instrument and writing commonly called an *acceptance* is as follows, that is to say: *Accepted Brintnall Lamb & Co*

said *J Lloyd Haigh* the

there well knowing the premises last aforesaid, and that the said *acceptance*, then and was false, forged, and counterfeited, afterwards, to wit, on the day and year last aforesaid, with force and arms, at the Ward, City, and County aforesaid, feloniously did utter and publish as true, the said false, forged, and counterfeited *acceptance* of the said last mentioned *Draft* with intention to injure

0361

and defraud *The Market National Bank of New York*

and divers other persons, to the jurors aforesaid unknown; he the said *Lloyd Haugh* at the time he so uttered and published the said false, forged, and counterfeited *acceptance* of the said last mentioned *Draft* then and there well knowing the said *acceptance* to be false, forged, and counterfeited, 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.

BENJAMIN K. PHELPS, District Attorney.

0362

206

307

Counsel,
Filed *23* day of *Sept* 1882.
Pleads

THE PEOPLE
vs.
B
Lloyd Waugh
\$375.00

Forgery the *Hand* Degree.

RENJ. K. PHELPS,
District Attorney.

A True Bill.
Edw. P. Hill
Foreman.

Nolle prosequi entered
Jan 12 1882

0363

CITY AND COUNTY } ss.
OF NEW YORK.

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

That

J. Lloyd Haigh

late of the First Ward of the City of New York, in the County of New York, aforesaid,
on the *seventeenth* day of *December*, in the year of our Lord
one thousand eight hundred and seventy-*seven* at the Ward, City, and County
aforesaid, having in his custody and possession a certain instrument and writing
of the kind commonly called a draft -

which said *Draft*

is as follows, that is to say:

\$ 5896 : 10/100.

New York, December 15 1879.

*Four months after date - Pay to
the order of myself
Fifty eight hundred and ninety six 10/100 Dollars
Value received with Exchange on New York and charge the same to account of
To Messrs Seiberger & Breakey
Chicago. Ill.*

Seiberger & Breakey

J. Lloyd Haigh

the said

J. Lloyd Haigh

afterwards, to wit, on the
day and year last aforesaid, with force and arms, at the Ward, City, and County afore-
said, feloniously did falsely make, forge, and counterfeit, and did cause and procure to
be falsely made, forged, and counterfeited, and did willingly act and assist in the false
making, forging and counterfeiting on the *face* of the
said *Draft* a certain instrument and writing
commonly called an *acceptance* which said false, forged, and
counterfeited instrument and writing, commonly called an *acceptance*
is as follows: that is to say,

Accepted Seiberger & Breakey
to injure and defraud *The Market National Bank of New York* with intention
York.

and divers other persons, to the jurors aforesaid unknown, 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.

*J. Lloyd Haigh.
81 John Street.*

0364

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

J. Lloyd Haigh

late of the Ward, City, and County aforesaid, afterwards, to wit: on the day and year last aforesaid, at the Ward, City, and County aforesaid, having in his custody and possession a certain instrument and writing *of the kind commonly called a draft*

which said *Draft* is as follows, that is to say:

*J. Lloyd Haigh.
81 John Street.*

\$5896: 10/100 New York December 15 1879.
Four months after date Pay to
the order of myself
Twenty eight hundred and ninety six 10/100 Dollars
Value received with Exchange on New York and charge the same to account of
To Messrs. Seeburger & Breakey
Chicago. Ill.
J. Lloyd Haigh

and on the *face* of which said *Draft* was then and there written a certain false, forged, and counterfeited instrument and writing, commonly called an *acceptance* of the said last mentioned *Draft* which said false, forged, and counterfeited instrument and writing commonly called an *acceptance* is as follows, that is to say:

Accepted Seeburger & Breakey the

said

J. Lloyd Haigh

then and there well knowing the premises last aforesaid, and that the said *acceptance* was false, forged, and counterfeited, afterwards, to wit, on the day and year last aforesaid, with force and arms, at the Ward, City, and County aforesaid, feloniously did utter and publish as true, the said false, forged, and counterfeited *acceptance* of the said last mentioned *Draft* with intention to injure

0365

and defraud *the said The Market National*
Bank of New York
and divers other persons, to the jurors aforesaid unknown; he the said
J. Lloyd Haigh at the time he so
uttered and published the said false, forged, and counterfeited *acceptance*
of the said last mentioned *Draft*
then and there well knowing the said *acceptance*
to be false, forged, and counterfeited, 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.

BENJAMIN K. PHELPS, District Attorney.

0366

206

Counsel,
Filed *25* day of *Feb* 1882
Pleads

THE PEOPLE
vs.
J. Lind Haich
B
\$596¹⁰
Forgery the
Degree.

BENJ. K. PHELPS,
District Attorney.

A True BILL.
W. P. S.
Foreman.

Notte p. unquei subter
Jan. 12. 1882

CITY AND COUNTY } ss.
OF NEW YORK, }

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

That

J Lloyd Haigh

late of the First Ward of the City of New York, in the County of New York, aforesaid,
on the *fifteenth* day of *December*, in the year of our Lord
one thousand eight hundred and seventy *seven* at the Ward, City, and County
aforesaid, having in his custody and possession a certain instrument and writing
of the kind commonly called a draft

which said *draft* - is as follows, that is to say :

\$ 3947 ²⁰/₁₀₀ New York Dec 15, 1879

*J Lloyd Haigh
at New York*

*Four months after date, Pay to
the order of myself -
Twenty nine hundred & forty ²⁰/₁₀₀ dollars
value received with Exchange on said sum and
charge the same to account of *J Lloyd Haigh*
Westphal Haigh & Co
*Debitum solum**

the said

J Lloyd Haigh

afterwards, to wit, on the
day and year last aforesaid, with force and arms, at the Ward, City, and County afore-
said, feloniously did falsely make, forge, and counterfeit, and did cause and procure to
be falsely made, forged, and counterfeited, and did willingly act and assist in the false
making, forging and counterfeiting on the *face* - of the
said *draft* - a certain instrument and writing
commonly called an *acceptance* - which said false, forged, and
counterfeited instrument and writing, commonly called an *acceptance*,
is as follows: that is to say, *accepted*

Westphal Haigh & Co

to injure and defraud *The Market National Bank of* with intention
New York
and divers other persons, to the jurors aforesaid unknown, 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.

0368

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

I Lloyd Haigh

late of the Ward, City, and County aforesaid, afterwards, to wit: on the day and year last aforesaid, at the Ward, City, and County aforesaid, having in his custody and possession a certain instrument and writing *of the said account*
— merely a draft —

which said *Draft*
is as follows, that is to say:

*Lloyd Haigh
St. John Sh*

*\$ 3947 ²⁰/₁₀₀ New York Dec 15 1879 -
Four months after date, Pay to the order
of myself Thirty nine hundred & fifty seven
²⁰/₁₀₀ Dollars value received, with exchange on
New York and charge the same to account of
J. Messrs. Metphal Huidt & Co. Lloyd Haigh
Dubuque Iowa.*

and on the *face* of which said *Draft*,
was then and there written a certain false, forged, and counterfeited instrument and
writing, commonly called an *acceptance* of the said last
mentioned *Draft* which said false, forged, and coun-
terfeited instrument and writing commonly called an *acceptance*
is as follows, that is to say: *accepted*

Metphal Huidt & Co, the
said

I Lloyd Haigh

then and
there well knowing the premises last aforesaid, and that the said *acceptance*
was false, forged, and counterfeited, afterwards, to
wit, on the day and year last aforesaid, with force and arms, at the Ward, City, and
County aforesaid, feloniously did utter and publish as true, the said false, forged, and
counterfeited *acceptance* of the said last mentioned
Draft with intention to injure

0369

and defraud *The Market National Bank of*
New York —

and divers other persons, to the jurors aforesaid unknown; he the said *J Lloyd*
Haigh — at the time he so
uttered and published the said false, forged, and counterfeited *acceptance*
of the said last mentioned *draft* —
then and there well knowing the said *acceptance*
to be false, forged, and counterfeited, 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.

BENJAMIN K. PHELPS, District Attorney.

0370

206

307

Counsel,
Filed 25 day of March 1880
Pleas

THE PEOPLE

vs.

Lloyd Haigh

\$3047 2/2

Forgery the ...
Degree.

BENJ. K. PHELPS,
District Attorney

A True Bill.

L. W. ...
Foreman.

Attest pro curia
Jan 12, 1882

0371

CITY AND COUNTY)
OF NEW YORK,) ss.

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

That

J. Lloyd Haigh

late of the First Ward of the City of New York, in the County of New York, aforesaid,
on the *fifteenth* day of *December* in the year of our Lord
one thousand eight hundred and seventy-*nine* at the Ward, City, and County
aforesaid, having in his custody and possession a certain instrument and writing

of the kind commonly called a Draft

which said *Draft*

is as follows, that is to say :

\$1559: 12/100

New York, December 15 1879.

*Four months after date. Pay to
the order of myself.*

*Forty five hundred & fifty nine 12/100. Dollars
Value received with exchange on New York and charges the same to account of
To Messrs Garney & Ferris
Sandusky, Ohio. J. Lloyd Haigh.*

*J. Lloyd Haigh
81 John Street*

the said

J. Lloyd Haigh

afterwards, to wit, on the
day and year last aforesaid, with force and arms, at the Ward, City, and County afore-
said, feloniously did falsely make, forge, and counterfeit, and did cause and procure to
be falsely made, forged, and counterfeited, and did willingly act and assist in the false
making, forging and counterfeiting on the *face* of the

said *Draft* a certain instrument and writing
commonly called an *acceptance* which said false, forged, and
counterfeited instrument and writing, commonly called an *acceptance*

is as follows: that is to say,
accepted Garney & Ferris

to injure and defraud *the Market National Bank of
New York Benjamin Ferris* with intention
and divers other persons, to the jurors aforesaid unknown, 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.

0372

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

J. Lloyd Haigh

late of the Ward, City, and County aforesaid, afterwards, to wit: on the day and year last aforesaid, at the Ward, City, and County aforesaid, having in his custody and possession a certain instrument and writing of the kind commonly called a Draft

which said Draft is as follows, that is to say:

\$ 4559. ¹²/₁₀₀

New York, December 15 1879

Four months after date - Pay to the order of myself

Forty five hundred & fifty nine ¹²/₁₀₀ Dollars Value received with Exchange on New York and charge the same to account of

To Messrs Barney & Verrill J. Lloyd Haigh
Sandusky, Ohio.

J. Lloyd Haigh
of the County of Seneca
State of New York

and on the face of which said Draft was then and there written a certain false, forged, and counterfeited instrument and writing, commonly called an acceptance of the said last mentioned Draft which said false, forged, and counterfeited instrument and writing commonly called an is as follows, that is to say:

Accepted Barney & Verrill the

J. Lloyd Haigh

there well knowing the premises last aforesaid, and that the said acceptance then and was false, forged, and counterfeited, afterwards, to wit, on the day and year last aforesaid, with force and arms, at the Ward, City, and County aforesaid, feloniously did utter and publish as true, the said false, forged, and counterfeited acceptance of the said last mentioned Draft with intention to injure

0373

and defraud *the said The Clearing Station*
Bank of New York, Benjamin J. Harris
and divers other persons, to the jurors aforesaid unknown; he the said
J. Lloyd Waugh at the time he so
uttered and published the said false, forged, and counterfeited, *acceptance*
of the said last mentioned *Draft*
then and there well knowing the said *acceptance*
to be false, forged, and counterfeited, 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.

BENJAMIN K. PHELPS, District Attorney.

0374

206

307

Counsel,
Filed 25 day of March 1850
Pleats

THE PEOPLE

vs.

J. Lloyd Haigh

\$4559 ^{10/100}

Forgery the 2^d & 3^d Degree.

BENJ. K. PHELPS,
District Attorney

A True Bill.
D. W. Spence
Foreman

W. H. [Signature]
Kendall
S. P. Ten years.

Ex 2
Circuit 1850
5 11.7

2

0375

Supreme Court
New York County Court House.

New York, 11 Jan. 1852

Hon. J. P. Bellows -
Ct. District Attorney -
Sir.

Shortly before my retirement from office as District Attorney, I wrote to the Governor in reply to a letter which I had received from him, touching the application for pardon of one J. Lloyd Daigh. A copy of that letter doubtless appears on the files of your office. I am informed by a brother of Daigh, who has been making efforts to obtain his release, that the Governor has refused to take any action whatever in the premises, unless the verdict

0376

Therefore I see no objection to enter a habeas pro
as to that

I am

Yours respectfully

David C. Rollins

The statements in the foregoing letter in reference
to my understanding of the case of Haigh
and my action therein are correct.

June 12th 1882.

J. C. Fiddell.

Judge Superior.

0377

indictments of substantially even date, with the one on which Haigh was sentenced, are somehow disposed of.

As I wrote the Governor, I had no personal charge of the cases in question; but I am informed by Judge Hilderstone that in imposing the sentence which he did, he intended the punishment to cover all the Defendants transactions, which were made the subject of criminal charge, and that it was his understanding of the matter, that the remaining indictments should not be brought to trial.

Under the circumstances

0379

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

J. Lloyd Kaigh

late of the Ward, City, and County aforesaid, afterwards, to wit: on the day and year last aforesaid, at the Ward, City, and County aforesaid, having in his custody and possession a certain instrument and writing of the kind called a
Draft

which said Draft
is as follows, that is to say:

\$ 3775⁰⁰/₁₀₀ New York Dec 15th 1899
Four months after date Pay to
the order of myself

Thirty seven hundred & seventy five ⁰⁰/₁₀₀ Dollars
Value received with exchange on New York
and charge the same to account of
To Messrs Brintnall Lamb & Co
Chicago Ill.

J. Lloyd Kaigh

and on the face of which said Draft
was then and there written a certain false, forged, and counterfeited instrument and
writing, commonly called an acceptance of the said last
mentioned Draft which said false, forged, and coun-
terfeited instrument and writing commonly called an acceptance
is as follows, that is to say: Accepted Brintnall Lamb
& Co

said J. Lloyd Kaigh the

then and
there well knowing the premises last aforesaid, and that the said acceptance
was false, forged, and counterfeited, afterwards, to
wit, on the day and year last aforesaid, with force and arms, at the Ward, City, and
County aforesaid, feloniously did utter and publish as true, the said false, forged, and
counterfeited acceptance of the said last mentioned
Draft with intention to injure

J. Lloyd Kaigh
At John Street

0380

and defraud *The Marine National Bank of New York*

and divers other persons, to the jurors aforesaid unknown; he the said
J. Lloyd Waigh at the time he so
uttered and published the said false, forged, and counterfeited *acceptance*
of the said last mentioned *Draft*
then and there well knowing the said *acceptance*
to be false, forged, and counterfeited, 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.

BENJAMIN K. PHELPS, District Attorney.

0381

BOX:

8

FOLDER:

105

DESCRIPTION:

Hart, Edward

DATE:

03/02/80



105

0382

Am. Knapp & Co. v. H.

Filed 2nd day of March 1880

Pleas for *Guilty*

Assault and Battery - Felonious.

THE PEOPLE

vs.

Edward Hart

BENJ. K. PHELPS,

District Attorney.

A True Bill.

John G. Gurnee

Foreman.

Put in March 16. 1880

Fried & acquitted.

0383

GLUED PAGES

0384

DIRECTIONS.

The Grand Jury Rooms are in the third story of the large brown stone building in Chambers Street, near the New Court-house in the Park.
When you arrive at the witness-room, hand this Subpoena to the officer or clerk at the desk.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

SUBPOENA FOR A WITNESS TO ATTEND THE **GRAND JURY** OF THE COURT OF GENERAL SESSIONS.

The People of the State of New York,

To Nicholas Dillan

of No. 26 Euclyft Street,

CRETING :

WE COMMAND YOU, That, all business and excuses ceasing, you *appear* in your proper person at the Grand Jury Room, in the third story of the Sessions Building, adjoining the New Court House in the Park, in the City of New York, on the 5 day of March, instant, at the hour of 10 $\frac{1}{2}$ in the forenoon of the same day, to testify the truth and give evidence before the GRAND JURY, touching a certain complaint then and there pending against

And this you are not to omit, under the penalty of Two Hundred and Fifty Dollars.

WITNESS, Hon. FREDERICK SMYTH, Recorder, at the City Hall, in our said City, the first Monday of

BENJAMIN K. PHELPS, *District Attorney.*

Wm. M. ...
Police Justice.

0385

wait patiently on the day of attendance until your turn comes, or may save you waiting hereafter.

If it is very inconvenient for you to attend on the day designated, let the District Attorney's officer or clerk in the witness-room know this at an early moment.

If you do not obey this Subpoena, or do not explain your absence, the Court can enforce your attendance and fine you.

If you are ill, when served send timely notice of that fact to the District Attorney.

If other witnesses in this case are called, and another case taken up, you may know—unless otherwise advised—that the Grand Jury do not care to examine you; and you may then retire, mentioning your withdrawal to the officer or clerk.

If the Grand Jury adjourn, and you have not been called without explanation, inquire up stairs, in the District Attorney's office if you are wanted again, and when.

State of New York,
City and County of New York, } ss.

John D. East

being duly sworn, deposes and says he failed to have a Subpoena, of which the within is a copy, upon *Nicholas Dillon*

56 Seventh St on the *4th* day of

March 1880, by reason as deponent

was informed by occupants of said House that Nicholas Dillon

does not reside there and

deponent could gain no information as to where he could be found

Sworn to before me, this *5th* day of *March* 1880.

John D. East

Notary Public,
N. Y. Co.

0386

FORM

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

Police Court—First District.

Nicholas Dillon

of No. 56 Roosevelt Street, being duly sworn, deposes and says,

that on the 28 day of February 1888

at the City of New York, in the County of New York, he was violently and feloniously assaulted and

beaten by Edward Hart

now present.

who did willfully and feloniously discharge twice at deponent body a pistol loaded with powder and leaden balls and said balls entering deponent body thereby causing serious wounds

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

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

Wherefore this deponent prays that the said assailant may be ~~apprehended~~ and dealt with according to law.

Nicholas Dillon

Sworn to, before me this 29 day of February 1888.
J. W. McNeill
Police Justice.

Do not sign this subpoena, or do not explain your do-
ing, until you are shown your subpoena and the pro-
cess, and you are shown and clearly notified of the law in this
regard.

0387

Police Court, First District.

CITY AND COUNTY } ss.
OF NEW YORK.

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

Question. What is your name ?

Answer. Edward Hart

Question. How old are you.

Answer. 24 years

Question. Where were you born ?

Answer. ~~326 Cherry Street~~ New York

Question. Where do you live ?

Answer. ~~work in the market~~ 326 Cherry St

Question. What is your occupation ?

Answer. work in the market

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

Answer. I don't know
any thing about it

Edward Hart

Taken before me, this

29 day of September 1880

Police Justice.

[Handwritten signature]

0388

Police Court—First District.

Affidavit—Felonious Assault and Battery.

THE PEOPLE, &c.
ON THE COMPLAINT OF

Nicholas Bilow
56 Rowland St.
Edward Hart



29 Deby
Wilhelm
Shiels
14 Rowland
1888
Magistrate
Officer
Clerk

- BAILLED.
- No. 1, by _____
Residence, _____
- No. 2, by _____
Residence, _____
- No. 3, by _____
Residence, _____
- No. 4, by _____
Residence, _____
- No. 5, by _____
Residence, _____
- No. 6, by _____
Residence, _____

Witnesses.
Bevine Barron
488 Rowland St.

1070-2
to answer
Committed
at General Sessions
Received at Dist. Atty's Office,

COUNSEL FOR COMPLAINANT:

Name, _____
Address, _____

COUNSEL FOR DEFENDANT:

Name, _____
Address, _____

0389

CITY AND COUNTY }
OF NEW YORK, { ss.

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

That

Edward Hart

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

on the *twenty eighth* day of *February* in the year of our Lord
one thousand eight hundred and ~~eighty~~ *eighty* with force and arms, at the City and
County aforesaid, in and upon the body of *Nicholas Dillon*
in the peace of the said people then and there being, feloniously did make an assault
and to, at and against *him* the said *Nicholas Dillon*
a certain *pistol* then and there loaded and charged with gunpowder and one
leadен bullet, which the said *Edward Hart*
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 *Nicholas Dillon*
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 Jurors aforesaid, upon their Oath aforesaid, do further present: That
afterwards, to wit, on the day and in the year aforesaid, at the City and County
aforesaid, the said

Edward Hart

with force and arms, in and upon the body of the said *Nicholas Dillon*
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 *Nicholas Dillon*
a certain *pistol* then and there loaded and charged with gunpowder and one
leadен bullet, which the said *Edward Hart*

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 *Nicholas Dillon*

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.

0390

THIRD COUNT.

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

Edward Hart with force and arms, in and upon the body of the said *Nicholas Dillon* then and there being, wilfully and feloniously, did make an assault and to, at and against *him* the said *Nicholas Dillon* a certain *pistole* then and there loaded and charged with gunpowder and one leaden bullet, which *pistole* the said in *his* *Edward Hart* right hand, then and there had and held, wilfully and feloniously, and without justifiable and excusable cause, did then and there shoot off and discharge, with intent, then and there, thereby *him* the said *Nicholas Dillon* 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 Jurors aforesaid, upon their Oath aforesaid, do further present: That afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, the said

Edward Hart with force and arms, in and upon the body of the said *Nicholas Dillon* then and there being, wilfully and feloniously, did make an assault and to, at and against *him* the said *Nicholas Dillon* a certain *pistole* then and there loaded and charged with gunpowder and one leaden bullet, which *pistole* the said in *his* *Edward Hart* right hand, then and there had and held, wilfully and feloniously, and without justifiable and excusable cause, did then and there attempt to shoot off and discharge, with intent, then and there, thereby *him* the said *Nicholas Dillon* 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.

BENJ. K. PHELPS, District Attorney.

0391

Sub. 187

187

Filed day of

Pleads

THE PEOPLE

vs.

2

Garrett Hart

Assault and Battery - Felony.

BENJ. K. PHELPS,

District Attorney.

A True Bill.

Foreman.

Part for March 11, 1860

Indictment

0392

Form

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

POLICE COURT—FIRST DISTRICT.

James McGowan
of No. *33 Franklin* Street, being duly sworn, deposes and says,
that on the *28th* day of *February* 18*90*

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

Edward Hart now present.

That said Hart did willfully
and maliciously cut and
wound deponent in the chest
with a certain leaden bullet or
other missile, propelled and
discharged from a pistol by
said Hart and which said
pistol, he Hart then and there
held in his hands

Sworn to, before me, this

day of

February 18*90*

Police Justice.

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

Edward Hart

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

Wherefore this deponent prays that the said assailant may be apprehended, and dealt with accord-
ing to law.

James McGowan

0393

Police Court—First District.

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

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

Question. What is your name?

Answer.

Edward Hart

Question. How old are you?

Answer.

24 years

Question. Where were you born?

Answer.

Queens

Question. Where do you live?

Answer.

326 Cherry St

Question. What is your occupation?

Answer.

work in the market

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

here preferred against you?

Answer.

It was an other man
who did it and I was
charging him to have
him arrested when I
was arrested

Edward Hart

Taken before me, this

25 day of Feb 1880

[Signature]
POLICE JUSTICE

0394

COUNSEL FOR COMPLAINANT.

Name.....

Address.....

COUNSEL FOR DEFENDANT.

Name.....

Address.....

Police Court - First District.

AF FIDAVIT - Felonious Assault & Battery

THE PEOPLE, &c.,
ON THE COMPLAINT OF

James M. Egan
~~James M. Egan~~
vs.
Edmond Hart

BAILED:

No. 1, by

Residence,

No. 2, by

Residence,

No. 3, by

Residence,

No. 4, by

Residence,

No. 5, by

Residence,

No. 6, by

Residence,

Dated *February 28th 1898*

Magistrate

Officer

Clerk

Richard
Sheils 14

Witnesses,

Nicholas Dillon
57 Corbett

~~James M. Egan~~
~~Edmond Hart~~
16 1/2

to answer

at General Sessions

Received at Dist. Atty's Office,

Edm

0395

CITY AND COUNTY }
OF NEW YORK, } RR.

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

That

Edward Hart

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

on the *twenty eighth* day of *February* in the year of our Lord
one thousand eight hundred and ~~eighty~~ *eighty* with force and arms, at the City and
County aforesaid, in and upon the body of *James Mc Cowan*
in the peace of the said people then and there being, feloniously did make an assault
and to, at and against *him* the said *James Mc Cowan*
a certain *pistole* then and there loaded and charged with gunpowder and one
leaden bullet, which the said *Edward Hart*
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 *James Mc Cowan*
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 Jurors aforesaid, upon their Oath aforesaid, do further present : That
afterwards, to wit, on the day and in the year aforesaid, at the City and County
aforesaid, the said

Edward Hart

with force and arms, in and upon the body of the said *James Mc Cowan*
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 *James Mc Cowan*
a certain *pistole* then and there loaded and charged with gunpowder and one
leaden bullet, which the said *Edward Hart*
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 *James Mc Cowan*
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.

0396

THIRD COUNT.

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

Edward Hart
with force and arms, in and upon the body of the said *James McEowan* then and there being, wilfully and feloniously, did make an assault and to, at and against *him* the said *McEowan* a certain *pistole* (then and there loaded and charged with gunpowder and one leaden bullet, which *pistole* the said in *his* *Edward Hart* right hand, then and there had and held, wilfully and feloniously, and without justifiable and excusable cause, did then and there shoot off and discharge, with intent, then and there, thereby *him* the said *James McEowan* 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 Jurors aforesaid, upon their Oath aforesaid, do further present: That afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, the said

Edward Hart
with force and arms, in and upon the body of the said *James McEowan* then and there being, wilfully and feloniously, did make an assault and to, at and against *him* the said *McEowan* a certain *pistole* (then and there loaded and charged with gunpowder and one leaden bullet, which *pistole* the said in *his* *Edward Hart* right hand, then and there had and held, wilfully and feloniously, and without justifiable and excusable cause, did then and there attempt to shoot off and discharge, with intent, then and there, thereby *him* the said *James McEowan* 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.

BENJ. K. PHELPS, District Attorney.

0397

BOX:

8

FOLDER:

105

DESCRIPTION:

Hannon, James

DATE:

03/31/80



105

0398

BOX:

8

FOLDER:

105

DESCRIPTION:

McGurron, Michael

DATE:

03/31/80



105

0399

BOX:

8

FOLDER:

105

DESCRIPTION:

Kiley, John

DATE:

03/31/80



105

0400

BOX:

8

FOLDER:

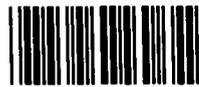
105

DESCRIPTION:

Johnson, George

DATE:

03/31/80



105

0401

The jur. has read
Johnson as a witness
The sh^d be discharged
in his own mercy.
June 14 1880
J.S.

266 Geo M. Curtis
3 Stecker & 10 Suisun
4 Price George on to make
31 day of March 1880
Filed 31 day of March 1880
Pleads Not Guilty (31/5)
221 1 do

THE PEOPLE
vs. *Paul* vs. *P*
1 James Flannery
2 Michael McGurran
3 John Kelly
4 George Johnson

Felonious Assault and Battery.

BENJ. K. PHELPS,
District Attorney.

Monday Oct.

A True Bill.

20 Jun 14 1880
John Kelly
Foreman.
Ch. J. ...
Lawyer

0402



J. LLOYD HENSHAW
 81 JOHN STREET
 New York
 \$1000.00
 A. New York, December 18 1879.
 the order of - *Impress*
 four months *for* - *Pay to*
 Party for hundred & fifty *only* of *one* - *Dollars*
 Value received with Exchange on New York and *for* the *same* to account of
 J. H. Barney & Co.
 after 18 *Saturday* *Chas.*

ACCEPTED
 James Barney

0404

J. Lloyd Haigh,
81 JOHN STREET.

\$ 3796. 100.
 New York, Dec 15 1879.
 Dear Mr. [Name] of [City]
 The order of [Name] - myself -
 Fifty eight hundred and seventy [Amount]
 of [Currency]
 is herewith enclosed for your New York and other
 office use.
 I am, Sir, very respectfully,
 Yours,
 J. Lloyd Haigh

ACCEPTED

[Signature]
 [Name]
 [Address]

J. Lloyd Haigh,
 81 JOHN STREET.
 New York, Dec 15 1879.
 \$ 3444. 200.
 Dear Mr. [Name] of [City]
 The order of [Name] - myself -
 thirty nine hundred and forty [Amount]
 of [Currency]
 is herewith enclosed for your New York and other
 office use.
 I am, Sir, very respectfully,
 Yours,
 J. Lloyd Haigh

ACCEPTED

[Signature]
 [Name]
 [Address]

\$ 3796. 100.
 New York, Dec 15 1879.
 Dear Mr. [Name] of [City]
 The order of [Name] - myself -
 Fifty eight hundred and seventy [Amount]
 of [Currency]
 is herewith enclosed for your New York and other
 office use.
 I am, Sir, very respectfully,
 Yours,
 J. Lloyd Haigh

ACCEPTED

[Signature]
 [Name]
 [Address]

J. Lloyd Haigh,
81 JOHN STREET.

0405

J. Lloyd Haigh,
81 JOHN STREET.

\$3775. 00.

New York, Dec. 15 1879.

Four months after date
the order of - myself
Thirty seven hundred & seventy five Dollars
Value received with Exchange on New York and charge the same to account of
To Wm. Smitnal, Lomb & Co.
Chicago, Ill.

ACCEPTED

Wm. Smitnal
J. Lloyd Haigh

J. Lloyd Haigh,
81 JOHN STREET.

\$3775. 00.
New York, Dec. 15 1879.
Four months after date
the order of - myself
Thirty seven hundred & seventy five Dollars
Value received with Exchange on New York and charge the same to account of
To Wm. Smitnal, Lomb & Co.
Chicago, Ill.

ACCEPTED

Wm. Smitnal
J. Lloyd Haigh

J. Lloyd Haigh,
81 JOHN STREET.

\$3775. 00. New York, December 15 1879.

Four months after date
the order of - myself -
Fifty eight hundred and seventy five Dollars
Value received with Exchange on New York and charge the same to account of
To Wm. Smitnal, Lomb & Co.
Chicago, Ill.

ACCEPTED

Wm. Smitnal
J. Lloyd Haigh

0406

43121

The People
vs. James Hannon
jointly indicted with Michael McGurron, John Riley
and George Johnston for felonious assault and battery.
Peter H. Higgins, sworn and examined,
testified as follows: I am an officer of the mun-
icipal police and am detailed to the fourteenth
precinct; on the evening of the 28th of February
last I was on post from Mulberry st to the Bow-
ery in Canal St. I went on duty at 6 o'clock.
I was on the corner of Canal and Mott Sts.
about 9 o'clock. Then I struck the corner of Canal
and Mott Sts., I was attacked by Johnston and
Hannon. I had a struggle with Hannon.
Johnston let go of me, I struggled to the middle
of the street with Hannon and Hannon
got down; he commenced to cry and said
if I would let him get up, he would go with
me. In the mean time when I was about
half way over I was drawing my stick and
Johnston kicked me in the face. He went
towards the sidewalk, I rapped for assistance
and I was struck with a paving stone. Then
they first attacked me, Hannon was on the
right hand side of me; he grabbed me with
one hand; he struck me on the hat and
cut the rubber band and bursted the hat.
It was raining that night; after I was struck

0407

I did not know what he had done, I guess he ran away. I became unconscious. I had hold of the prisoner when I got struck, and after I was struck I became unconscious. I was in the hospital the next morning when I recovered consciousness. I was detained in the hospital over three weeks. I had a swelled face, my eye was black, I was kicked about the body. I was suffering from this wound I got on the back of the ear and blood from the ear for about four days. Cross examined the blow that Hannon made at me did not injure me; when we were down he kicked me; we both fell together. In getting up when I was half up, Johnston kicked me and in the mean time Hannon kicked me in the side. I was leaning over him. I am sure it was on the right side he kicked me; he kicked me with his foot. I don't know what the prisoner held in his hand when he struck me. I am quite sure I was perfectly sober that night. I did not assault my father at any place. I met his father in front of the restaurant. I did not club his father. I went down in the basement and brought the father up and asked him where he belonged? He said he lived in Mott St. I said to him the best thing he could do

0408

was to go home - He had a crowd around
him - I would have to arrest him. The father
was kicking the door of the restaurant, he was
just after being put out. This affair be-
tween me and the prisoner between 9 and
10 o'clock. The prisoner did not ask me in
a respectful manner what I clubbed his father
for. I did not reply. I will club you; you
see if a so and so -; it was him that said
that to me when I got hold of him. I did
not see any weapon in the prisoner's hand
but I felt it right over the wreath of the hat
he struck me, I don't know what it was,
but it was something hard. I don't know
whether he had a club, knife or pistol. I was
taken to the hospital from there. My age is
23, I weigh about 160 pounds I guess. I had
a night club in my belt and I had a pis-
tol in my pocket. I guess there were eight
or nine people around the corner of the street
the time the attack was made. Hannon
and Johnson were the first to attack me
and the rest all closed in over seven or
eight anyway I knew the prisoner by sight
previous to this. I struck Hannon with a
club once after I got up; when I was stung-
ling in the street I struck him over the
head with the stick. I was not unconscious

0409

until I went to the curb stone. I tripped in the car track and the stick would not count. I dragged him over to the sidewalk and on the way over I gave him a hit of the stick on the hand. I did not drag Hannon on the ground but I pulled him; he was trying to get away from me and during that time I clubbed him on the head; that was after he cried and told me if I would let him go he would go with me. I knew the prisoner by sight previous to this. I had no difficulty with him more than to order him off the corner; they were in the habit of congregating on the corner. Ida Evans, sworn and examined. I am unmarried.

I lived at that time 48 Allen St. There were you on the evening of the 28th of February at about 9 o'clock? I do not remember the date of the night. I came out of a house in Mott St. I should judge a little after 9 o'clock. I saw the prisoner; he was standing in the doorway of a house in Mott St. right by the house where I came out of off Canal St with some others - Johnson and Kiley, who has been tried here, I did not see the officer until I came around. As I came out of the house one of the men who was standing with the prisoner said,

0410

Harmon, as the officer comes down, you grab his club and he will have nothing to rap with, and we will get on the other side. I walked on about my business. I walked up Canal St. as far as Elizabeth St. I passed the officer, and he was coming down towards Mott St. and I stood on the corner of Elizabeth talking to a girl. I thought I heard a dim rap. I looked down and the other girl and myself ran down and saw the officer struggling with Harmon. Then Johnson tried to pull him away; with that the other fellow (Kiley) came up behind him with a paving stone and hit him on the other side; then the officer fell. As the officer was falling I went to lift him up and somebody pulled me away. So I ran to the station house and told them and another officer came to his assistance; the prisoner's companion pulled him away as the officer was falling. The prisoner had gone before I left, but the officer was left there in the street. Cross examined. This was after 9 o'clock. I resided at the time this happened at 48 Allen St. but not now. I was out looking for my living. What were you doing out in the street at 9 o'clock? I was looking for my living, I walk the streets for a living. I went tell stories about it.

0411

Mr. Bell

I will read the certificates of the physician. The first one is dated on the 29th of Feb. that was the day after this occurrence. "St. Vincent's Hospital 195 West Eleventh St. New York, Feb. 29. 1880. This is to certify that Peter Higgins was admitted to this Hospital Feb. 28th suffering from symptoms of fracture of the base of the skull. This morning he is in very good condition, but the actual amount of injury cannot be ascertained before forty eight hours. If it turns out to be fracture of the skull his chances are poor. J. A. Burke, M.D. House Surgeon." ^{Mr. Bell:} There are a number of certificates between that time and one made in April which I will not read, as they simply show the progress of his cure. April 14, 1880. The doctor who was here at that time as a witness wrote this certificate which Council admitted I might use in evidence in the same way as though the doctor himself had been here and sworn. "New York, April 14, 1880. This is to certify that officer Higgins was admitted to St. Vincent's Hospital Feb. 28 suffering from concussion of brain; symptoms of fracture of base of skull and contusions of head. He remained under my professional care for two or three weeks when he was discharged. J. A. Burke, M.D. Ex House Surgeon St. Vincent's Hospital, 188 West Eleventh St.;

0412

James Hannon, sworn and examined in his own behalf testified. I am 19 years old, was never arrested before, I have a wife and baby, have always worked for a living. I was last employed in a flour mill and before that I was working at printing. Before this night of the difficulty with the officer I never had any trouble with him. On that night I had no weapon in my possession, no club, no pistol, no knife, no stone. I did not strike or attempt to strike him with anything. I weigh about 110 pounds. When this affair took place I was around in my own house in Mulberry St. when the officer had a difficulty with my father. I do not remember any of the boys saying to me to seize hold of the officer and ~~and~~ would slug him. I did not intend to seize hold of the officer and slug him in any way. I was going to ask Higgins what he struck my father for? I did not get time, I was struck myself, I was knocked into the street, he struck me on the top of the head with his club. I was knocked down and when I got up I got struck again, I do not remember anything after that. I was unconscious after that, I got carried away. I don't know who carried me away. I was arrested the same night and taken to the station house and then I was taken up to St. Vincent's hospital by the officer

0413

to be identified. Dr White visited me in the Tombs about ten days after the affair happened. I did not put any hands on the officer. Cross Examined I came down the street alone to enquire of the officer why he struck my father? My father was slightly drunk. I asked my father what the officer had done to him, and he told me to mind my own business. Then I went down to speak to the officer about it. I did not get time to speak, but he struck me. I do not know that the officer knew me by sight. I know McGerron; he was not there at that time. I know John Kiley, and he was not there either. They must have come down the street after me. I saw them in the evening but not at that time. I saw Kiley in Canal St. about 6 o'clock in the evening.

Whitman V. White sworn. I am a surgeon attached to the N.Y. Medical College. I was requested to visit Barron at the Tombs about the 1st of March. I found an incised wound two inches long on the top of his head just back of the ear and also some contusions on the back of his head. In my opinion the wounds were inflicted with a club. Wm H. McIntyre sworn. I have known the prisoner from childhood. I never could say nor have I heard anyone say there was a stain on his character.

0414

George Johnston, who was jointly indicted with the prisoner, was called by Mr. Bell and sworn and examined. He testified that he knew the prisoner Hannon five or six years and saw him on the evening of the 28th of Feb. in Mott St. about 9 o'clock. He had no talk with the prisoner, but was on the other side of the street. He heard Hannon make the remark, "If I don't clinch the son of a b. h. none of you need help me." That was before the officer came. Some boy said, "Here comes the officer and Hannon clinched him; the officer struck him on the head and both fell and I kicked the officer and a paving stone was fired from the crowd."

The jury rendered a verdict of guilty of an assault with intent to do bodily harm.

0415

Testimony in the case

of
James Hannon

filed March 31

0416

231-1

The People } Court of General Sessions. Before Judge Gilder
vs John Kiley } (sleeve. April 29, 1880. Jointly indicted with
Michael McGurron, James Hannon, and George Johnson
for felonious assault and battery.

Ida Evans, sworn and examined, testified
I lived at 48 Allen St. the time of this occurrence, which was on Saturday night [the 28th of February] I came out of a house in Mott St. I saw some young men standing in a door way. One of them said to the other, "then the officer comes down you, Hannon, grab his club and he will have nothing to defend himself;" the prisoner Kiley was among the party. I did not know any of them by name. I walked up Canal St. and passed the officer and got as far as Elisabeth St. I heard some rapping and ran back and saw the officer have hold of Hannon. This man (the prisoner) came up with a paving stone on the other side of the officer and hit him on the head. Then he ran and I ran and halloed, "murder." I say, "you can go, I know you." I saw there was no use of my standing, I went to the officer as he fell senseless. I was pulled away from behind. I do not know by whom. The prisoner fired the stone, and it caught the officer on the head; the prisoner did not say anything; the

0417

The officer had hold of Hammer and Johnson, two of those who were arrested. I associated the falling of the officer with his being hit with a stone; he fell from that. I kind of went to grab him as he was falling and I was pulled away from behind. I don't know who pulled me; then I went to the station house. Cross Examined: This was on Saturday night, between 9 and 10 o'clock at night; it was in Canal St. a few doors from Mott. I walk the street. I don't know Officer Higgins. I have seen him before; he never arrested me. I have been arrested several times. I did not say before the Magistrate when Kiley was placed before me that he was not the one who threw the stone. There might have been a mistake in the names, but this is the man (Kiley) who threw the stone. I did not swear before the Magistrate that one of the officers came up and pointed to Kiley and said, "that is the man." I identified Kiley as soon as he came into Court. I pointed out McGarron as the one who was standing in the doorway with the others. I did not see him hit the officer; he was discharged. The young men who were standing round the door seemed to be of the same age as the prisoner; he was about the tallest that was there. Then I heard

0418

the conversation I turned round and looked at them. I heard all of it while I was standing there. I don't know whether the young men noticed me or not. I was standing in front of them at the time they made the threat about the officer. I went up Canal St. to Elizabeth. There the officer held Hannon, he made the remark, "Get go of me," and he turned his hand up and hit the officer. Then this man (the prisoner) came up with a paving stone and hit him on the side of the head. The prisoner was brought into Court the next morning. I went to the station house the same night that it happened and told about it. I did not want to stand and see a man killed. I had feeling as well as anybody else.

Mr. Rollins (reads) "New York, April 14, 1880.

This is to certify that Officer Higgins was admitted to the St. Vincent's hospital Feb. 28, suffering from concussion of the brain, ~~symptoms of fracture of base of skull and~~ contusions of head. He remained under my professional care for about three weeks when he was discharged.

J. A. Burke, M. D. 188 West Eleventh St.

Peter Higgins, sworn and examined.
I am a policeman, have been on the force about two years. I was attached to the 14th

0419

precinct on the 28th of February, Mott St. near Canal St. is in that precinct. I was assaulted that day near the corner of Canal and Mott Sts. I was attacked by Hannon and Johnson; they both grabbed me, one on each side, and while I was struggling with them I was struck with a paving stone from behind. I don't know who fired it. I know the prisoner by sight.

John Kiley, sworn and examined in his own behalf testified. I am 20 years old, live at 99 Hester St. with my mother and brother. I work in a flour mill, Hecker's, Cherry St. I never was arrested before charged with crime. I did not throw a stone at this officer, was not with a crowd in Mott St., don't know who threw the stone; never had any trouble with the officer. Cross Examined. I know Hannon, McGonnon and Johnson, I see them once a week and sometimes oftener, sometimes every day. I generally meet them around Mott St. I do not work evenings. I know boys named Smith, Grimes and Loftus. I was drinking that night with a boy of the name of Loftus. Jeremiah Mc Sweeney sworn. I am a grocer. I have known the prisoner four years; his character for peace and quietness is good.

The jury rendered a verdict of guilty of assault and battery. He was sentenced to the penitentiary for one year.

0420

Testimony in the case
of
John Wiley
filed March 31

13.
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42
43
44
45
46
47
48
49
50

0421

DISTRICT ATTORNEY'S OFFICE,
NEW YORK.

New York April 14, 1880 -

This is to certify that Officer
Higgins was admitted to St. Vin-
cent's Hospital Feb. 28th suffering
from Concussion of Brain;
Symptoms of Fracture of Base of
Skull and Contusions of head.
He remained under my
professional care for about
three weeks when he was
discharged -

J. A. Burtch, M. D.
1880 No. 11th St.
Ent. House Guyon St Vincent's Hospital.

0422

St. Vincent's Hospital
Mar. 9. 1850.

This is to certify that
Peter Higgins will be
unable to appear in
Court before Mar. 15.
1850. He is out of
danger -

J. V. Bennett, M.D.,
House Surgeon

0423

**St. Vincent's Hospital**

195 WEST 11th STREET,

New York, Mar. 6 1880

Sir:

This is to certify that
Officer Higgins is doing
well and will be allowed
to sit up today - He is
out of apparent danger
but will not be allowed
to go out to court before
a week -

J. V. Burke, M.D.,
House Surgeon

Supt. Fitzgerald

Respectfully forwarded


William J. Prigall
Captain U.S.A.

0424



195 WEST 11th STREET,

New York, Feb. 1. 1880

This is to certify that
Peter Higgins will not
be over in danger before
three days from date
He is doing as well as
could be expected -

J. B. Tucker, M.D.
House Surgeon

0425



195 WEST 11th STREET,

New York, Feb. 29 1888

This is to certify that
Peter Higgins was admitted
to this hospital Feb. 28th
suffering from symptoms
of fracture of the base
of the skull. This
morning he is in
very good condition
but the actual amount
of injury cannot be
ascertained before 48
hours - If it turns out
to be fracture of the
skull his chances are
poor -

J. A. Burke, M. D.,
House Surgeon

0426

Police Court—First District.

STATE OF NEW YORK,
CITY AND COUNTY OF NEW YORK, } 88.

Ada Evans

of No. 148 Allen ^{Street}
being duly sworn, deposes and says, that on the 29th
day of February 1880, at the City and County of
New York.

Deponent was passing along
North Street at about 9 o'clock
in the evening of said day that
deponent saw a crowd of men
standing in said street among
whom she identified the prisoners
James Harmon and Michael McGowan
and John Riley and George Johnson
all now present. That as deponent
was passing the crowd she heard one
of them say to the prisoner Harmon
when the officer comes along you take
the club from him. That deponent passed
along but returned upon hearing the sound
of a club as of an officer rapping for
assistance. That when deponent had
reached the place from whence the sound
proceeded she saw Officer Higgins of
the 14th Precinct Police engaged in a
struggle with said Harmon and said
other prisoners were holding the officer
and preventing him from using his club
in defending himself. That while said
prisoners were so engaged in holding
and pulling the officer Deponent saw
the prisoner ~~Michael McGowan~~ strike said
officer upon the side of his head with
a stone or some other missile which
he ~~dropped~~ threw from his hand and
blow rendering the officer insensible

0427

And causing him to stagger and
exclaim, Oh: Oh: That Depment
went to prevent the Officer from falling
by holding him up, when she was
pulled away by some of the
crowd, after Depment was so pulled
away Officer Higgins fell to the ground
and Depment hurried to the Station
house where she reported the
case to the Sergeant who had
the prisoners arrested and brought
to the 14th Precinct Station house where
Depment identified the prisoner
Kelly as the person whom she saw
strike the Officer as before related
and the others as the persons who
were aiding, abetting and assisting
him in the said assault and
attack upon the person of said
Officer Higgins. Depment is informed that
said Officer is now in Hospital in a critical condition
suffering from the effects of said injury = Ida Evans

I come to before me this
29th day of February 1880
A. Wilborth
Chief Justice

0428

Police Court—First District.

CITY AND COUNTY }
NEW YORK, } ss.

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

Question. What is your name?

Answer.

James Hannon

Question. How old are you?

Answer.

19 years

Question. Where were you born?

Answer.

New York City

Question. Where do you live?

Answer.

115 Mulberry Street

Question. What is your occupation?

Answer.

Calendar folder

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

Answer.

*I am not guilty
James Hannon*

Taken before me, this

17 day of *March* 188*7*

Richard
POLICE JUSTICE

0429

Police Court—First District.

CITY AND COUNTY }
OF NEW YORK } ss.

George Johnson

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

Question. What is your name?

Answer. *George Johnson*

Question. How old are you?

Answer. *17 years*

Question. Where were you born?

Answer. *New York city,*

Question. Where do you live?

Answer. *32 Elizabeth Street*

Question. What is your occupation?

Answer. *Varnisher*

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

Answer. *I am not guilty,*
George Johnson

Taken before me, this

12 day of *November* 188*8*

W. W. ...
POLICE JUSTICE.

0430

Police Court—First District.

CITY AND COUNTY }
OF NEW YORK, } ss.

John Kiley

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

Question. What is your name?

Answer. *John Kiley*

Question. How old are you?

Answer. *20 years*

Question. Where were you born?

Answer. *New York city*

Question. Where do you live?

Answer. *99 Hester street*

Question. What is your occupation?

Answer. *Grinding Flour Mill*

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

Answer. *I am not guilty,
John Kiley*

Taken before me, this

22 day of March 1887

R. P. ...
POLICE JUSTICE.

0431

COUNSEL FOR COMPLAINANT.

COUNSEL FOR DEFENDANT.

266
Police Court - First District

THE PEOPLE, &c.,

ON THE COMPLAINT OF

J. A. Grand
43 Allen St.
James Harmon
Michael McGowan
John Wiley
George Johnson

Office on
Delinquent accounts & bartering
of Peter Higgins

29 February
Kilbuck
Dated
Magistrate.

Adams & Blake
60 Adams
Officer.
Clerk.

Andrew J. Gibran
E. Henry
Witnesses
Peter Higgins

Dr. Burke
St. Vincent's Hospital
24 to annuit
of

to answer
at
General
Sessions.

Received in Dist. Atty's Office.

Nov 1 - 500 to and Bailed
Nov 2 - 1000 to and Bailed
Nov 3 - 1000 to and Bailed
Nov 4 - 500 to and Bailed

BAILED,
No. 1, by *H. W. Steyer*
Residence, *17 1/2 Canal St.*

No. 2, by _____
Residence, _____

No. 3, by _____
Residence, _____

No. 4, by _____
Residence, _____

No. 5, by _____
Residence, _____

No. 6, by _____
Residence, _____

0432

CITY AND COUNTY } ss.
OF NEW YORK, }

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

That

Lloyd Haigh

late of the First Ward of the City of New York, in the County of New York, aforesaid,
on the *twenty sixth* — day of *August* in the year of our Lord
one thousand eight hundred and seventy-*seven* at the Ward, City, and County
aforesaid, having in his custody and possession a certain instrument and writing
commonly called a bill of exchange —

which said *Bill of Exchange* — is as follows, that is to say:

\$ 3630 ^{29/100} New York August 26, 1879.

*Four months after date Pay to the order
of my self. Thirty six hundred & thirty
29/100 Dollars value payable with exchange
on New York and charge the same to
account of*

*To Messrs C. Sidney Morris & Lloyd Haigh
Ballman Md*

which said *Bill of Exchange* was
the said *Lloyd Haigh* *and thereupon* *followed* *Lloyd Haigh*
words *of* *the* *above* *said* *Bill* *of* *Exchange* *was* *the* *same* *as* *the* *Bill* *of* *Exchange* *of* *the* *above* *said* *Lloyd* *Haigh*

afterwards, to wit, on the
day and year last aforesaid, with force and arms, at the Ward, City, and County afore-
said, feloniously did falsely make, forge, and counterfeit, and did cause and procure to
be falsely made, forged, and counterfeited, and did willingly act and assist in the false
making, forging and counterfeiting on the *face* — of the
said *Bill of Exchange* — a certain instrument and writing
commonly called an *acceptance* — which said false, forged, and
counterfeited instrument and writing, commonly called an *acceptance* —
is as follows: that is to say, *accepted C. Sidney Morris & Co*

with intention
to injure and defraud *The Farmers Bank of the City of New*
York —
and divers other persons, to the jurors aforesaid unknown, 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.

0433

And the Jurors aforesaid, upon their Oath aforesaid, do further present:
That the said *J Lloyd Hayle*

late of the Ward, City, and County aforesaid, afterwards, to wit: on the day and year last aforesaid, at the Ward, City, and County aforesaid, having in his custody and possession a certain instrument and writing *commonly called a bill of exchange*

which said *bill of exchange* is as follows, that is to say:

36 30 ²⁹/₁₀₀ New York August 26th 1879
Four months after date pay to the order of myself Thirty Six hundred and twenty nine ²⁹/₁₀₀ Dollars value & incur with exchange on New York and charge the same to the account of
To pay, Sydney Morris & Co Baltimore Md
I Lloyd Hayle
which said bill of exchange was then & there indorsed with words
I Lloyd Hayle
and on the *face* of which said *bill of exchange* was then and there written a certain false, forged, and counterfeited instrument and writing, commonly called an *acceptance* of the said last mentioned *bill of exchange* which said false, forged, and counterfeited instrument and writing commonly called an *acceptance*
is as follows, that is to say: *Accepted Sydney Morris & Co*

said *J Lloyd Hayle* the

there well knowing the premises last aforesaid, and that the said *acceptance* of said *bill of exchange* was false, forged, and counterfeited, afterwards, to wit, on the day and year last aforesaid, with force and arms, at the Ward, City, and County aforesaid, feloniously did utter and publish as true, the said false, forged, and counterfeited *acceptance* of the said last mentioned *bill of exchange* with intention to injure

0434

and defraud *The Croton Bank of the city*
of New York
and divers other persons, to the jurors aforesaid unknown; he the said
J. Lloyd Knapp at the time he so
uttered and published the said false, forged, and counterfeited *accittance*
of the said last mentioned *Bank of New York*
then and there well knowing the said *accittance*
to be false, forged, and counterfeited, 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.

~~BENJAMIN K. PHELPS, District Attorney~~

0435

CITY AND COUNTY }
OF NEW YORK, }

And THE JURORS ^{aforsaid} ~~OF THE PEOPLE OF THE STATE OF NEW YORK,~~
~~in and for the body of the City and County of New York,~~
upon their Oath, ~~aforsaid do further present~~

That
J Lloyd Haigh

late of the First Ward of the City of New York, in the County of New York, afore-
said on the ~~twenty-sixth~~ day of ~~August~~ in the year of our Lord
one thousand eight hundred and seventy-~~nine~~ with force and arms, at the Ward,
City, and County aforesaid, feloniously did falsely make, forge, and counterfeit, and
cause and procure to be falsely made, forged and counterfeited, and willingly act and
assist in the false making, forging and counterfeiting a certain instrument and writing
of the kind commonly called a Bill of Exchange.

which said false, forged and counterfeited *Bill of Exchange*
is as follows, that is to say:

\$ 36 30 29/100 New York August 26th 1879
Pay to the order of
myself Thirty six hundred & thirty 29/100
Dollars value in kind, with exchange on
New York and charges - the same to
account of. *Accepted* *J Lloyd Haigh*
To Messrs C Sidney Norris & Co
Baltimore Md

J Lloyd Haigh
Et John Sheeh

with intent to injure and defraud *The Grocers Bank of the*
City of New York

and divers other persons; to the jurors aforesaid unknown
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

0436

And the Jurors aforesaid, upon their Oath aforesaid, do further present:

THAT the said *J Lloyd Haughe*

late of the Ward, City, and County aforesaid, afterwards, to wit, on the day and year last aforesaid, with force and arms, at the Ward, City and County aforesaid, feloniously and falsely did utter and publish as true, with intent to injure and defraud the said

The Precinct Bank of the City of New York,

and divers other persons, to the jurors aforesaid unknown, a certain false, forged, and counterfeited instrument and writing.

of the said Community called a Bill of Exchange.

which said last-mentioned false, forged and counterfeited *Bill of Exchange* is as follows, that is to say:

Lloyd Haughe's
Dr. John Smith

\$ 3630 ^{29/100} New York August 26th 1879
Four months after date pay to the order of
myself thirty six hundred & thirty ^{29/100}
dollars value received with exchange
on New York and charge the same to
*account of *Account of**
To Messrs C Sidney Morris & Co
Brooklyn Md

J Lloyd Haughe

the said *J Lloyd Haughe*

at the same time *he* so uttered and published the last-mentioned false, forged, and counterfeited *Bill of Exchange*

as aforesaid, then and there well knowing the same to be false, forged and counterfeited, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

BENJ. K. PHELPS, District Attorney.

0437

2nd

Counsel,
Filed *5* day of *Jan* 1882
Pleas *Not Guilty - D*

INDICTMENT.
FORGERY in the Third Degree
vs.
THE PEOPLE
vs.
B
Lloyd Hays
witness & Com?
Jan 5/80

BENJ. K. PHELPS,
District Attorney.

A True Bill.
W. H. King
Foreman.

Notis persequi entered.
Jan 12: 1882

Jan 12: 1882.
Case filed by Court
at \$5.00 -
R. H. G.

that
Dudley Haley
of 55 Chambers St
Brooklyn
and J. H. Vandump
of 435 Seventh St
Brooklyn and
Malcom Turner
157 1/2 West Ave
23rd ward -
(Turner)

0438

CITY AND COUNTY }
OF NEW YORK, } ss.

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

That James Shannon, Michael McGurron, John Kiley
and George Johnson each —

late of the City of New York, in the County of New York, aforesaid, on the
twenty eighth day of February, in the year of our Lord
one thousand eight hundred and eighty, with force and arms, at the City and
County aforesaid, in and upon the body of Peter Heggins
in the peace of the said people then and there being, feloniously did make an assault
and ~~him~~ the said Peter Heggins
with a certain instrument and weapon, a description of which is to the jurors afore-
said unknown and cannot now be given, which the said James Shannon Michael
McGurron, John Kiley and George Johnson —
in their 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 Peter Heggins
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 Jurors aforesaid, upon their Oath aforesaid, do further present: That
afterwards, to wit, on the day and in the year aforesaid, at the City and County
aforesaid, the said James Shannon, Michael McGurron
John Kiley and George Johnson each —
with force and arms, in and upon the body of the said Peter Heggins
then and there being, wilfully and feloniously did make an
assault and ~~him~~ the said Peter Heggins
with a certain instrument and weapon, a description of which is to the jurors afore-
said unknown and cannot now be given, which the said James Shannon
Michael McGurron, John Kiley and
George Johnson — in their 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 Peter Heggins
against the form of the Statute in such case made and provided, and against the
peace of the People of the State of New York and their dignity.

THIRD COUNT

And the Jurors aforesaid, upon their Oath aforesaid, do further present: That
afterwards, to wit, on the day and in the year aforesaid, at the City and County afore-
said, the said James Shannon, Michael McGurron
John Kiley and George Johnson each —
with force and arms, in and upon the body of Peter Heggins
in the peace of the said people then and there being, feloniously, did make another
assault and ~~him~~ the said Peter Heggins
with a certain instrument and weapon, a description
of which is to the jurors aforesaid unknown and cannot now be given, which the said
James Shannon, Michael McGurron, John Kiley
and George Johnson — in their right
hand then and there had and held, wilfully and feloniously did beat, strike, stab, cut,

0439

and wound, the same being such means and force as was likely to produce the death of *him* the said *Peter Heggins* with intent *him* the said *Peter Heggins* — 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 Jurors aforesaid, upon their Oath aforesaid, do further present: That afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, the said *James Hannon, Michael McSweeney, John Kelly and George Johnson each* with force and arms, in and upon the body of the said *Peter Heggins* then and there being, wilfully and feloniously, did make another assault and the said *Peter Heggins* — with a certain instrument and weapon, a description of which is to the jurors unknown and cannot now be given, which the said *James Hannon, Michael McSweeney, John Kelly and George Johnson each* in *their* 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 to then and there wilfully and feloniously maim *him* the said *Peter Heggins* — 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 K. PHILLIPS, District Attorney.~~

~~ADAMSON~~

~~JAMES K. PHILLIPS,~~

~~District Attorney.~~

~~PHILLIPS~~

~~at~~

~~Felony Assault and Battery.~~

~~Books~~

~~Vol. 1
Page of
18~~

~~PHILLIPS~~

0440

~~AND THE COUNTY OF NEW YORK~~

Aforesaid
And THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
~~in and for the County of the City and County of New York~~
upon their Oath, *do further present:*

That James Harmon, Michael McGurron, John Kiley
and George Johnson each

late of the City of New York, in the County of New York, aforesaid, on the
Twenty eighth day of *February* in the year of our Lord
one thousand eight hundred and *Eighty* with force and arms, at the City and
County aforesaid, in and upon the body of *Peter Heggins*
in the peace of the said people then and there being, feloniously did make an assault
and *him* the said *Peter Heggins*

with a certain *stone*
which the said *James Harmon Michael McGurron, John Kiley*
and George Johnson

in *their* right hand, then and there had and held, the same being a deadly and
dangerous weapon, wilfully and feloniously did ~~cast and throw at to and upon~~
with intent ~~the body of him the said Peter Heggins, thereby striking, stab, cut, and wound~~
the said *Peter Heggins*
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 Jurors aforesaid, upon their Oath aforesaid, do further present: That
afterwards, to wit, on the day and in the year aforesaid, at the City and County
aforesaid, the said *James Harmon, Michael McGurron, John Kiley and George Johnson*
each with force and arms, in and upon the body of the said *Peter Heggins*.

then and there being, wilfully and feloniously did make an
assault and ~~shatter~~ the said *James Harmon, Michael McGurron, John Kiley and George Johnson*
with a certain *stone* which the said *James Harmon, Michael*
McGurron John Kiley and George Johnson

in *their* 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

to do bodily harm unto the said *Peter Heggins* ~~did cast and throw at to and~~
upon the head of him the said Peter Heggins, thereby striking and wounding him the said
Peter Heggins against the form of the Statute in such case made and provided, and against the
peace of the People of the State of New York and their dignity.

THIRD COUNT.

And the Jurors aforesaid, upon their Oath aforesaid, do further present: That
afterwards, to wit, on the day and in the year aforesaid, at the City and County afore-
said, the said *James Harmon, Michael McGurron, John Kiley and*
George Johnson each

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

with a certain *stone*
which the said *James Harmon Michael McGurron, John Kiley*
and George Johnson then and there ~~cast and threw off from~~
and with the right hands of them the said James Harmon, Michael McGurron John
Kiley and George Johnson ~~did then and there beat and hold,~~ 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 *Peter Heggins* with intent *him* the

0441

said *Peter Higgins* 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 Jurors aforesaid, upon their Oath aforesaid, do further present: That after wards, 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 then and there being, wilfully and feloniously, did make another assault and the said with a certain which the said~~

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

BENJ. K. PHELPS, District Attorney.

The form. This was returned as a return of the de' to the de' in his own name. Jan 14, 1888

to

2/11/88
9. Stephen Producers
4. Price for books
1/2. George for books
Filed 31 day of March 1888
Pleas for Gully (31/17)
THE PEOPLE
19. *W. H. Halliday*
20. *Frank 208.*
James Hannon
Michael Robinson
John Kelly
25. *99*
George Johnson
BENJ. K. PHELPS,
District Attorney.
Monday Paul
A True Bill.
20 in
Jan 14
Ch. 5
Spaid by
Jan 14
Lawyer

0442

BOX:

8

FOLDER:

105

DESCRIPTION:

Harris, James

DATE:

03/25/80



105

0443

211
W. E. Wood

Filed 25 day of March 1880

Pleas not guilty

THE PEOPLE,

vs.

James Harris

vs. Henry S. Gibbs

BENJ. K. PHELPS,

District Attorney.

A True Bill.

Do in presence

Wm. H. Wood
Foreman.

Wm. H. Wood
Foreman.

S. P. 2/11/80

0444

Police Court, Second District.

City and County } ss.
of New York, }

Sophia Glaser

of No. 94 Grove Street, being duly sworn,

deposes and says that the premises No. 94 Grove Street, 9th Ward, in the City and County aforesaid, the said being a dwelling house and which was occupied by deponent as a dwelling house

The 2nd floor of

entered by means of forcibly unlocking the door leading into and connecting with the rear room on the second floor of said premises

were BURGLARIOUSLY

on the 16 day of March 1880 in the

day time and the following property feloniously taken, stolen, and carried away, viz.:

Two Ladies Suits together of the value of Fifty dollars - One Dolman of the value of Fifteen dollars - One pair Sleeve Buttons of the value of Five dollars - One bill to air Pin worth Fifty cents - other articles of wearing apparel and gold and lawful money, viz One National Bank Bill of the denomination of Five dollars - and Silver Coins of the value of ~~Three~~ Eighty dollars - being in all of the value of Eighty dollars or more

the property of deponent and Eben B. Glaser and deponent further says, that he has great cause to believe, and does believe, that the aforesaid BURGLARY was committed and the aforesaid property taken, stolen and carried away by

James Hoarrie (now here)

for the reasons following, to wit: that on the said date deponent securely locked the said door at the hour of 5 O'Clock P.M. at the hour of 11 P.M. deponent found said door unlocked and open.

0445

and missed the said property
Deponent was informed by
Officer Reynolds of the 8th Precinct
that said Reynolds on the said
date at the hour of 5^{3/4} O'clock
P.M. arrested the said defendant
in King Street and found in his
possession a portion of the prop-
erty named ~~the~~
Deponent therefore charges the said
defendant with the said Burglary.
Deponent identifies the portion
of said property recovered as the
property of the said owner—

Sworn to before me this }
18th day of March 1880 }
Sophia Glaser
Mabel C. C. Boyer }
Police Justice

City and County } ss.
of New York }
John Reynolds of the 8th Precinct
being duly sworn says on the
16 day of March 1880 at 5^{3/4}
O'clock P.M. deponent arrested
James Harris the within named

0446

Police Court—Second District.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question.—What is your name ?

Answer.—

James Harris

Question.—How old are you ?

Answer.—

Twenty six years.

Question.—Where were you born ?

Answer.—

New York City

Question.—Where do you live ?

Answer.—

25 Grand Street

Question.—What is your occupation ?

Answer.—

Painter

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

Answer.—

I am not guilty of the charge

James Harris

Miriam Esterbaum
Taken before me, this *18* day of

0447

Police Court—Second District.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question.—What is your name?

Answer.— *James Harris*

Question.—How old are you?

Answer.— *Twenty six years*

Question.—Where were you born?

Answer.— *New York City*

Question.—Where do you live?

Answer.— *25 Grand Street*

Question.—What is your occupation?

Answer.— *Painter*

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

Answer.— *I am not guilty of the charge*

James Harris

Miriam Esterbauer
Taken before me, this *18* day of *March* 18*85*
Police Justice.

0448

defendant in King Street and found
in the possession of the said defend
ant a portion of the property named
in the within complaint to wit
One of the said Dresses - One
Dolman - One Sleeve Button - One
Gilt Hair Pin - deponent also found
in the possession of said defendant
Two Keys - the property of said
complainant

John Reynolds

Sworn to before me this
18th day of March 1880

Maxwell Otterbauer

Police Justice

0449

211 *of*

POLICE COURT—Second District.

THE PEOPLE, &c.,

OFFENSE—Burglary and Larceny.

ON THE COMPLAINT OF

John E. Lee
94 *Fourth St*

vs.

James Howard

Dated *March 18* 1880

Arthur Magistrate.

Reynolds Officer.
& Clerk.

Witnesses,

John Reynolds
St. Patrick



Committed in default of \$2000 bail.

Bailed by *James Howard*

No.

Street.

Leon

James Harris

Married two

Wives

March 16 1878

Officer Mya. Schuch

for Mrs. Rury.

John Reynolds

Defendant

0450

CITY AND COUNTY }
OF NEW YORK. }

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

That *James Harris*

late of the *Fourth* Ward of the City of New York, in the County of
New York, aforesaid, on the *September* day of *March* in the
year of our Lord one thousand eight hundred and ~~seventy~~ *Eighty* with force and
arms, about the hour of *Five* o'clock in the *day* time of the same day, at the
Ward, City and County aforesaid, the dwelling house of

Sophia Glaser

there situate, feloniously and burglariously did break into and enter ~~by means of forcibly~~

he the said

James Harris

then and there intending to commit some crime therein, to wit: the goods, chattels, and
personal property of

Sophia Glaser

in the said dwelling house then and there being, then and there feloniously and
burglariously to 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.

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

James Harris late of the Ward, City and County aforesaid?
Two shirts of the value of two dollars each, Two overcoats of the value of ten dollars each
Two waists of the value of five dollars each, one doan of the kind called a Dolman
late of the Ward, City and County aforesaid, of the value of fifteen dollars, Two buttons
of the kind called Glaze buttons of the value of two dollars and fifty cents each
the price the value of fifty cents

One promissory note for the payment of money the same being then and there
due and unsatisfied and of the kind known as a United States Treasury note
of the denomination of five dollars and of the value of five dollars -

One promissory note for the payment of money the same being then and there
due and unsatisfied and of the kind known as a Bank note of the de-
nomination of five dollars and of the value of five dollars -

Two pieces 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 two dollars.

of the goods, chattels, and personal property of the said *Sophia Glaser*

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

EMERSON A. HARRIS, DISTRICT ATTORNEY.

0451

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

That the said

James Harris.

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,

*Five sheets of the value of ten dollars each
Five crumpled of the value of ten dollars each
Five sheets of the value of five dollars each
One sheet of the name called a volman of the value of
fifteen dollars, Two buttons of the name called Silver buttons
of the value of two dollars and fifty cents each
One pin of the value of fifty cents*

~~One Divers Promissory Note 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 a more accurate description of which cannot now be given, of the value of~~

~~One Divers Promissory Note 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
Two dollars~~

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

Sophia Glaser

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

Sophia Glaser

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

James Harris.

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

BENJAMIN K. PHELPS, District Attorney.

0452

BOX:

8

FOLDER:

105

DESCRIPTION:

Harrison, James

DATE:

03/01/80



105

0453

Counsel, *J. Mott*
Filed *1st* day of *March* 1880
Pleas *Not Guilty* J.

THE PEOPLE
vs.
James Harrison
P.
INDICTMENT.
Larceny from the Person.

BENJ. K. PHELPS,
District Attorney.

A True Bill.
Don Spurr
March 10 1880 Foreman.
Not Guilty
Per 18 months

0454

4th District Police Court—

CITY AND COUNTY
OF NEW YORK,

ss. William Ralph

of No. 26 East 39th Street,
being duly sworn, deposes and saith, that on the
at the 18th

14th day of February 1880
Ward of the City of New York,

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

the following property viz.:

One double case Silver Watch of the
value of Twenty Dollars - \$20.00

the property of Deponent

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

from the fact that previous to said larceny
the said watch was in the pocket of deponent's
vest then and then worn on the person of deponent
that while deponent was standing in East 27th Street
deponent felt the said Harrison take and steal
the said watch from the person and possession
of deponent, and deponent saw the said watch
then and then in the hand of James Harrison.

William Ralph

Sworn before me this 15th day of February 1880
James Harrison
POLICE JUSTICE

0455

City and County of }
 New York } Edward Norton being duly
 sworn deposes and says that deponent
 found the watch as described in the affidavit
 of William Ralph, in the possession of
 James Harrison (nowhere), and said watch
 was identified by said Ralph as his property.
 Sworn to before me
 this 15 day of February 1880 } Edward Norton

J. M. Patterson J. Police Justice

DISTRICT POLICE COURT.

THE PEOPLE, &c.,

OR THE COMPLAINT OF

VS.

AFFIDAVIT—Larceny.

DATE

187

MAGISTRATE.

OFFICER.

WITNESSES:

0456

Police Court, Fourth District.

CITY AND COUNTY }
OF NEW YORK, } ss.

James Harrison being duly examined before the under-
signed, according to law, on the annexed charge; and being informed that he was
at liberty to answer, or not, all or any questions put to him, states as follows, viz:

Question. What is your name?

Answer. *James Harrison*

Question. How old are you?

Answer. *26 years*

Question. Where were you born?

Answer. *New York*

Question. Where do you live?

Answer. *306 East 14th Street*

Question. What is your occupation?

Answer. *clerk*

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

Answer. *I am not guilty*

James Harrison

Wm. Patterson
Taken before me this *15* day of *February* 188*8*
Police Justice.

0457

4

Police Court—Fourth District.

THE PEOPLE vs.

*William H. ...
26 E 39th St
12 E 29th St*

Anna Karason



Dated *July 15* 19*50*

Pallesen Magistrate

Arden Clerk

Witnesses
*Edward ...
18th Prec.*

#1000. *Ann. G. J.*
Card
Received in District Attorney's Office.

BASED:
No. 1, by
Residence,
No. 2, by
Residence,
No. 3, by
Residence,
No. 4, by
Residence,
No. 5, by
Residence,
No. 6, by
Residence,

Officers' names from ...

0458

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

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

That *James Harrison*

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

on the *fourteenth* day of *February* — in the year of our Lord
one thousand eight hundred and ~~seventy~~ *eighty* at the Ward, City and County
aforesaid, with force and arms

One watch of the value of twenty dollars.

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

BENJ. K. PHELPS, District Attorney.

0459

BOX:

8

FOLDER:

105

DESCRIPTION:

Harvey, John

DATE:

03/31/80



105

0460

264

16 Coleman
Filed 31 day of March 1880
Pleads not Guilty -

32
215 W. 16.
THE PEOPLE
vs.
John Harvey

Felony Assault and Battery.

BENJ. K. PHELPS,
District Attorney.

A True Bill.

[Signature]

Foreman.

Subst. Ind. April 5, 1880
Ind. + convicted at B.

1.4. J. - *[Signature]*

0461

City and County of New York, ss :

POLICE COURT, SECOND DISTRICT.

THE PEOPLE,

vs.

John Harvey

On Complaint of *Charles Link*
For *Assault & Battery*

After being informed of my rights under the law, I hereby *demand* a trial by Jury, on this complaint, ~~and demand a trial~~ at the COURT OF ~~SPECIAL SESSIONS OF~~ *Special Sessions* THE PEACE, to be holden in and for the City and County of New York.

Dated, *23 March* 18*89*

[Signature]
Police Justice.

John Harvey

0462

Form 11.

Police Court—Second District.

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

of No. *Charles Link* Street,
The 29th Precinct

being duly sworn, deposes and says,

that on the *21* day of *March*
in the year 18*80*, at the City of New York, in the County of New York,

he was violently ASSAULTED and BEATEN by

John H. Carney
(now here) who struck deponent
a violent blow on the face
with some hard substance
which said blow knocked down
deponent senseless on the sidewalk
in West 33rd Street

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.

Charles Link

Sworn to before me this 21st day of March 1880
[Signature]
Police Justice.

0463

264

310

Form 11.

Police Court--Second District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Charles Link
29 1/2 Prout-
vs.

AFFIDAVIT A. & B.

John Harvey

Dated March 23 1881

Truff
Link

JUSTICE.

OFFICER.

Witness:
Martha Jasper 134 W. 33
William A. Prattis 136 W. 33
John Boyce 136 W. 33

1200 f. ans G.S.
Gen. Services



for defense
Anna Hurley 139 W. 33

0464

CITY AND COUNTY }
OF NEW YORK, } ss.

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

That *John Harvey*

late of the City of New York, in the County of New York, aforesaid, on the
twentyfirst day of *March* - in the year of our Lord
one thousand eight hundred and *Eighty* with force and arms, at the City and
County aforesaid, in and upon the body of *Charles Lusk* -
in the peace of the said people then and there being, feloniously did make an assault
and *him* the said *Charles Lusk* -
with a certain instrument and weapon, a description of which is to the jurors afore-
said unknown and cannot now be given, which the said

John Harvey -
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 *Charles Lusk* -
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 Jurors aforesaid, upon their Oath aforesaid, do further present : That
afterwards, to wit, on the day and in the year aforesaid, at the City and County
aforesaid, the said

John Harvey
with force and arms, in and upon the body of the said *Charles Lusk*
then and there being, wilfully and feloniously did make an
assault and *him* the said *Charles Lusk* -
with a certain instrument and weapon, a description of which is to the jurors afore-
said unknown and cannot now be given, which the said

John Harvey 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 *Charles Lusk* -
against the form of the Statute in such case made and provided, and against the
peace of the People of the State of New York and their dignity.

THIRD COUNT

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

with force and arms, in and upon the body of *Charles Lusk* -
in the peace of the said people then and there being, feloniously, did make another
assault and *him* the said *Charles Lusk* -
with a certain instrument and weapon, a description
of which is to the jurors aforesaid unknown and cannot now be given, which the said

John Harvey in *his* right
hand then and there had and held, wilfully and feloniously did beat, strike, stab, cut,

0465

and wound, the same being such means and force as was likely to produce the death of *him* the said *Charles Linn* with intent *him* the said *Charles Linn* — 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 Jurors aforesaid, upon their Oath aforesaid, do further present: That afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, the said *John Harvey*

with force and arms, in and upon the body of the said *Charles Linn* then and there being, wilfully and feloniously, did make another assault and *him* the said *Charles Linn* — with a certain instrument and weapon, a description of which is to the jurors unknown and cannot now be given, which the said *John Harvey*

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 to then and there wilfully and feloniously maim *him* the said *Charles Linn* — against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

BENJ. K. PHELPS, District Attorney.

264

W. L. Lottman

Filed 31 day of March 1872

Pleas not Guilty.

THE PEOPLE

32
215 N. 16.

OR

John Harvey

Felonious Assault and Battery.

BENJ. K. PHELPS,

District Attorney.

A True Bill.

Wm. Lottman

Foreman.

*Went for trial 5, 1872
trial - arraigned 1872.*

1.4. J. - 1872

[Signature]