

0703

**BOX:**

467

**FOLDER:**

4287

**DESCRIPTION:**

Dictrich, Frederick

**DATE:**

02/17/92



4287

0704

POOR QUALITY  
ORIGINAL

Witnesses:  
Emma Dietrich  
Dora Dietrich  
Elizabeth Dietrich  
St. Katz & Meyer

Counsel,

Filed

Pleads,

204

day of July 1892

THE PEOPLE

vs.

Frederick Dietrich  
(2 cases)

RAPE

Section 278, Penal Code

51  
313044  
Mower

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Wm. S. Lanning  
Foreman.

July 11/92  
Officer Smith  
S. P. 184158 10/100,  
P.B.M.

0705

POOR QUALITY  
ORIGINAL

Witnesses:

Emma Dietrich  
Dora Dietrich  
Elizabeth Dietrich  
Dr. Katz & Meyer

204  
Counsel,

Filed

day of

189

Pleads,

THE PEOPLE

vs.

Frederick Dietrich  
(Defendant)

W.P.  
Section 28 Penal Code

51  
3/13/44  
H. J. H. H.

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Wm. J. H. H.  
Foreman.

April 11 / 94  
Pleads Guilty  
S. P. 184 vs 8 10/mo.  
P.B.M.



0706

H<sup>4</sup> District Police Court.

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

*Louis A. Steen*

of Number *100 East 23<sup>rd</sup> Street* being duly sworn,  
*has been informed by one Dora Dietrich and has just cause to believe and does verily believe*  
*deposes and says, that on the seventh day of February 1892, at the*  
City of New York, in the County of New York, *at 313 East 44<sup>th</sup> Street in*  
*said City of New York, one Frederick Dietrich (now*  
*here) did unlawfully, ~~by force and violence~~ <sup>by force and violence</sup> perpetrate an act of sexual inter-*  
*course with a certain female (now here) called Dora*  
*Dietrich, said female being then and there <sup>being</sup> under*  
*the age of sixteen years to wit of the age of*  
*nine years, not being his wife in violation*  
*of the Statute in such case made and*  
*provided and especially of Section 278 of*  
*the Penal Code of the State of New York*

Wherefore the complainant prays that the said

*Dietrich*  
may be apprehended, arrested and dealt with according to law.

Sworn to before me, this *seventh*  
day of *February* 1892

*L. A. Steen*  
*John R. Smith*  
Police Justice.



0707

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Dora Dietrich*

aged *nine* years, occupation *schoolgirl* of No.

*313 East 44th*

Street, being duly sworn, deposes and

says, that she has heard read the foregoing affidavit of *Louis A. Steen*

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

Sworn to before me, this *eleventh*  
day of *February* 1890.

*Town = Brooklyn*

*Solon B. Smith*  
Police Justice.

0708

CITY AND COUNTY } ss.  
OF NEW YORK,POLICE COURT, 4 DISTRICT.

Sworn to before me, this

of February

1899

day

John D. Smith  
Police Justice.

Elizabeth Dietrich  
 of No. 313 East 44 Street, aged 50 years,  
 occupation keep house being duly sworn deposes and says,  
 that on the \_\_\_\_\_ day of \_\_\_\_\_ 188-

at the City of New York, in the County of New York, That one Dora  
Dietrich (now present) is the daughter  
 of Sydney and Mrs the said Dora  
 was born on the 19<sup>th</sup> of January 1883

Elizabeth Dietrich

0709

Sec. 198-200.

CITY AND COUNTY } ss.  
OF NEW YORK,

*4*  
District Police Court.

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

Question. What is your name?

Answer.

*Frederick Dietrich*

Question. How old are you?

Answer.

*51 years*

Question. Where were you born?

Answer.

*Germany*

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

Answer.

*313 E 44th Street 8 days.*

Question. What is your business or profession?

Answer.

*Wearer.*

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

Answer.

*I am Guilty  
Frederick Dietrich*

*Seen before me this 11/1/1934*  
*John J. Murphy*  
Police Justice.



0710

Police Court, 4 District.STATE OF NEW YORK,  
CITY AND COUNTY OF NEW YORK, } ss :

Louis A. Steen  
of No. 100 East 23<sup>rd</sup> Street, in said City, being duly sworn,  
deposes and says, that a certain male child called Dora Diebriem  
[now present], under the age of sixteen years, to wit; of the age of nine years, is a  
necessary and material witness on behalf of the People of the State of New York in a certain  
criminal case now pending in the Court of General Sessions of, in and for the City and  
County of New York, entitled, The People against Frederick  
Diebriem, wherein the said Frederick Diebriem  
is charged with the crime of Rape, under  
Section 278 of the Penal Code of said State, in that he, the said Frederick

Diebriem (now here) at 313 East 44<sup>th</sup> Street in  
said City of New York on the twentieth day  
of February 1892 did unlawfully perpetrate an  
act of sexual intercourse with a certain female  
(now here) called Dora Diebriem, said female  
being then and there under the age of sixteen  
years to wit of the age of nine years, not being  
his wife in violation of the Statute in such  
case made and provided and especially of Section  
278 of the Penal Code of the State of New York  
and that the said Dora Diebriem  
will, as deponent verily believes, unless duly held to appear on trial thereof, avoid giving his  
testimony at the instance of the people.

Wherefore, deponent prays that the said child Dora Diebriem  
may be held as a witness to appear on the trial of the aforesaid criminal case, and be committed  
temporarily to an institution authorized by law to receive children on final commitment, and to  
have compensation therefor from the City or County authorities, as a witness, to appear on the  
trial of the aforesaid criminal case, in pursuance of the statutes in such case made and provided,  
and especially of Section 291 of the Penal Code of the State of New York.

Sworn to before me, this eleventh  
day of February 1892

Solomon B. Stein

Police Justice.

0711

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

*Frederick Dietrich*

guilty thereof, I order that he be held to answer the same and ~~he be admitted to bail in the sum of~~  
~~Hundred Dollars,~~..... and be committed to the Warden and Keeper of

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

Dated *Feb 11* 18*92* *Solon B. Smith* Police Justice.

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

Dated.....18..... Police Justice.

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

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

Dated.....18..... Police Justice.

176

Police Court--- 4<sup>th</sup> District.THE PEOPLE, &c.,  
ON THE COMPLAINT OFLouis A. Steen  
100 E. 23<sup>rd</sup> St1 Frederick Dietrich

2

3

4

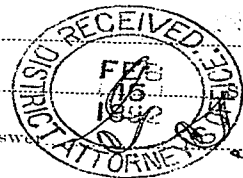
Office LapeDated Febr. 11<sup>th</sup> 1892

Magistrate.

Mine Shelley  
23<sup>rd</sup>

Officer.

Precinct.

Witnesses Elizabeth DietrichNo. 313 E. 44<sup>th</sup> Street.Dora DietrichNo. 100 E. 23<sup>rd</sup> Street.No. without  
bail to answerCom

BAILED.

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.



... 131 E. 39<sup>th</sup> St  
 Feb'y 11<sup>th</sup> 92

Hon Eldridge T. Gerry,  
 President of the Society for the  
 Prevention of Cruelty to Children.  
 Dear Sir: -

I have this day  
 examined the person of Dora  
 Dietrich, aged nine years,  
 of 313 East 44<sup>th</sup> St. And find the  
 hymen completely torn indicating  
 complete penetration of her genitals  
 by some blunt object.

Respectfully Submitted  
 W. Francis Gibb M.D.

*The New York Society for the  
Prevention of Cruelty to Children*

100 EAST 23D ST. (COR. FOURTH AVE.)

New York, February 12<sup>th</sup> 1892.

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

*The People  
against  
Frederick Dietrich*


*Notice of Prosecution.*

To the District Attorney of the  
City and County of New York,

Sir: This Society is interested in the prosecution of the above defendant, and is familiar with the facts of the case. It respectfully requests that before sending the papers to the Grand Jury, fixing the day of trial, consenting to any postponement thereof, or to any reduction of bail, or final disposition of the charge, you will duly notify me as its President and Counsel, so that I may confer with you in regard thereto. This request is made pursuant to the statute (Laws of 1886, Chapter 30, Section 1), and in furtherance of the ends of Justice.

I have the honor to remain, with great respect,

Elbridge T. Gerry,  
President, &c.

<p>N. Y. GENERAL SESSIONS</p>	<p>THE PEOPLE</p>  <p>Handwritten signature: <i>Adrian R. Smith</i></p>	<p>NOTICE OF PROSECUTION</p> <p>BY THE SOCIETY.</p>	<p>ELBRIDGE T. GERRY, <i>President, &amp;c.</i></p>
<p>CRUELTY TO CHILDREN</p> <p>Handwritten signature: <i>Robert</i></p>			



0716

Police Court 4<sup>th</sup> District.City and County } ss.  
of New York.of No. 313  
occupation domestic

that on the

York, in the County of New York,

Street, aged 18

being duly sworn, deposes and says,

1887

at the City of New

Emma Dietrich  
 18 years,  
 being duly sworn, deposes and says,  
 1887 at the City of New  
 York, in the County of New York, and at various other  
 times, thereafter Frederick Dietrich  
 (now here) Dependent's Father, and  
 therefore within the degree of consan-  
 -guinity within which marriages  
 are declared by law to be  
 incestuous and void, did unlawfully  
 Adultery with and carnally  
 know Dependent in violation of  
 Section 362 of the Penal Code  
 of the State of New York.

Dependent says that on the first  
 occasion when said Defendant  
 did so unlawfully commit adultery  
 with Dependent Dependent was aged  
 14 years and therefore under the age  
 of consent, and Dependent was in-  
 -flicted alone in her sleeping apart-  
 -ment in a house in West Hoboken  
 New Jersey, and some time during the  
 night, said Defendant got into bed  
 with Dependent and against Dependent's  
 will did by force and threats  
 have such unlawful sexual  
 intercourse with Dependent. and said  
 Defendant has so continued to have  
 such unlawful sexual intercourse with Dependent  
 frequently from that time up to within  
 about two weeks of the date of this day  
 and Dependent is now pregnant  
 the result of such sexual intercourse  
 with said Defendant.

Dependent therefore charges said  
 Defendant with having committed incest  
 as aforesaid and asks that he may be dealt with  
 as the law may direct. Emma Dietrich

Sworn to before me this  
 11th day of February 1892

Solon Dietrich  
 Police Justice

0717

CITY AND COUNTY } ss.  
OF NEW YORK,POLICE COURT, 4<sup>th</sup> DISTRICT.

of No. 625 Lexington Avenue Street, aged \_\_\_\_\_ years,  
 occupation Physician being duly sworn deposes and says,  
 that on the 11<sup>th</sup> day of February 1892  
 at the City of New York, in the County of New York, Defendant

made a thorough examination of Emma  
 Lieblich, the complainant, and found  
 her to be pregnant of about five  
 months standing

Guido Katzenmayer M.D.

Sworn before me, this

day

of

1892

Police Justice

0718

Sec. 198-200.

District Police Court.

CITY AND COUNTY } ss.  
OF NEW YORK,

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

Question. What is your name?

Answer.

*Frederick Dietrich*

Question. How old are you?

Answer.

*57 years*

Question. Where were you born?

Answer.

*Germany*

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

Answer.

*313 East 44 Street*

Question. What is your business or profession?

Answer.

*Wearer Silk*

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

Answer.

*I am guilty**Frederick Dietrich*

Taken before me this  
day of *July* 1918  
at *New York*  
Police Justice.



0719

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

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

Dated July 11 1892 Solon B. Smith Police Justice.

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

Dated \_\_\_\_\_ 18 \_\_\_\_\_ Police Justice.

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

Dated \_\_\_\_\_ 18 \_\_\_\_\_ Police Justice.

Police Court--- District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

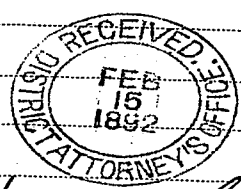
*Gamma Dietrich*  
*313 East 144th*  
*Fredrich Dietrich*

*mark*  
Offence

2  
3  
4

Dated *Feb 11* 18*92*  
*S B. Smith* Magistrate.  
*Shelly* Officer.  
*23* Precinct.

Witnesses *Guido Watzemayer M.D.*  
No. *625* *Lex Avenue* Street.



No. Street.

No. *without* Street.  
\$ *bail* to answer *f. s.*

*Corn*

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

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

THE PEOPLE OF THE STATE OF NEW YORK,

*against*

*Frederick Dietrich*

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this

indictment, accuse *Frederick Dietrich* —

of the crime of *Incest*, —

committed as follows:

The said *Frederick Dietrich*,

late of the City of New York, in the County of New York aforesaid, on the  
*twentyeighth* day of *January* in the year of our Lord one thousand  
eight hundred and ninety-*two*, — at the City and County aforesaid,  
*being a married man and having a lawful wife*  
*living, with one Emma Dietrich, his daughter,*  
*feloniously did incestuously commit adultery and*  
*fornication, the said Emma Dietrich being then and*



there a single woman, and the said Frederick Dietrich and Emma Dietrich, being persons within the degree of consanguinity within which marriages are declared by law to be incestuous and void, feloniously did then and there incestuously have carnal knowledge of and sexual intercourse with each other; 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.

De Saucy Hill,

District Attorney.



0723

Witnesses:

Emma Dietrich  
Dora Dietrich  
Elizabeth Dietrich  
Dr. Nathan Meyer

Counsel,

Filed 17 day of Feb 1892

Pleads,

THE PEOPLE

vs.

Frederick Dietrich  
(2 cases)

INCEST.

[Section 302, Penal Code]

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Sam. S. Hervey  
Foreman.

Feb 17/92  
Plead Guilty  
Sentenced to 1 on an indictment.  
P.B.M.

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Frederick Dietrich*

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this

indictment, accuse *Frederick Dietrich* —

of the crime of *Rape*, —

committed as follows:

The said *Frederick Dietrich*,

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

*Seventh* day of *February*, in the year of our Lord one thousand  
eight hundred and ninety-*two*, — at the City and County aforesaid,

in and upon a certain female not his wife, to wit:

one *Dora Dietrich* who was then and there under

the age of sixteen years, to wit: of the age of nine

years, wilfully and feloniously made an assault,

and then and there wilfully and feloniously did perpetrate  
an act of sexual intercourse with her the said Dora  
Thetrick, 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.

DeLooney Thell,

District attorney.

0726

**BOX:**

467

**FOLDER:**

4287

**DESCRIPTION:**

Dominico, Joseph

**DATE:**

02/09/92



4287



0727

Witnesses:

*W. K. Duffey*

Counsel,

Filed

Pleads

day of

1892

THE PEOPLE

vs.

*P*

*Joseph Dominici*

*July 26/92*

*Prison & Hospital*

DE LANCEY NICOLL,

District Attorney.

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

*even days Feb 15/92*

A TRUE BILL.

*Henry J. Garrison*

Foreman.

*Sub 26/92*  
*W. J.*

0728

Police Court 4 District 1

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

of No. 335 East 37<sup>th</sup> Street, aged 22 years,  
occupation driver being duly sworn

deposes and says, that on the 3<sup>rd</sup> day of February 1892 at the City of New  
York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by Joseph Dominico  
(now here) who cut and stabbed deponent  
three times on the body with a  
knife which he then held in  
his hand: inflicting three severe wounds  
on deponent, one in the breast and two  
wounds in deponent's back.  
and said assault was committed

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

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

Sworn to before me, this 4<sup>th</sup> day  
of February 1892

John Ryan Police Justice. Patrick Duffy  
man

0729

Sec. 198-200.

✓ District Police Court.

CITY AND COUNTY  
OF NEW YORK, ss.

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

Question. What is your name?

Answer. *Joseph Dominico*

Question. How old are you?

Answer. *29 years*

Question. Where were you born?

Answer. *Italy*

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

Answer. *No. - Eversen Street - 2 months*

Question. What is your business or profession?

Answer. *Labner*

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

Answer. *I am not fully -*  
*Joseph L. Dominico*

Taken before me this  
day of *February* 19*22*

Police Justice.

0730

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

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

Dated February 14 1892 John M. Ryan Police Justice.

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

Dated 18 Police Justice.

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

Dated 18 Police Justice.



073

145

Police Court--- District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Patrick Duffy*  
*335 E 34th St.*  
1 *Joseph Dominico*  
2  
3  
4

*John J. Sullivan*  
Offence

Dated *February 4* 1892  
*Ryan* Magistrate.  
*McLaughlin* Officer.  
*18* Precinct.

Witnesses

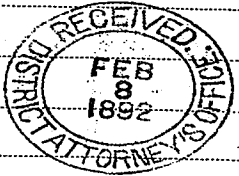
No. Street.

No. Street.

No. Street.

\$ *1000* to answer *E. S.*

*CA*



BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Court of General Sessions of the Peace  
OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,  
against

Joseph Dominico

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

Joseph Dominico  
of the CRIME OF ASSAULT IN THE FIRST DEGREE, committed as follows:

The said Joseph Dominico

late of the City of New York, in the County of New York aforesaid, on the Third  
day of February in the year of our Lord one thousand eight hundred and  
ninety two with force and arms, at the City and County aforesaid, in and upon  
the body of one Patrick Duffy in the peace of the said People  
then and there being, feloniously did make an assault and him the said  
Patrick Duffy with a certain knife

which the said Joseph Dominico  
in his right hand then and there had and held, the same being a deadly and  
dangerous weapon, then and there wilfully and feloniously did strike, beat, cut, stab and  
wound,

with intent him the said Patrick Duffy  
thereby then and there feloniously and wilfully to kill, against the form of the statute in  
such case made and provided, and against the peace of the People of the State of New York and  
their dignity.

SECOND COUNT—

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

The said Joseph Dominico

late of the City and County aforesaid, afterwards, to wit: On the day and in the year aforesaid,  
at the City and County aforesaid, with force and arms, in and upon the body of the said  
Patrick Duffy in the peace of the said  
People then and there being, feloniously did wilfully and wrongfully make another assault,  
and him the said Patrick Duffy  
with a certain knife

which the said Joseph Dominico  
in his right hand then and there had and held, the same being a weapon and  
an instrument likely to produce grievous bodily harm, then and there feloniously did wilfully  
and wrongfully strike, beat, cut, stab and wound, against the form of the statute in such case  
made and provided, and against the peace of the People of the State of New York and their  
dignity.

## THIRD COUNT—

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

— *Joseph Dominico* —  
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said — *Joseph Dominico* —

late of the City and County aforesaid, afterwards, to wit: On the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon the said *Patrick Duffy* — in the peace of the said People then and there being, feloniously did wilfully and wrongfully make another assault and *him* the said *Patrick Duffy* —

with a certain

— *knife* —  
which *he* the said — *Joseph Dominico* —

in *his* right hand then and there had and held, in and upon the *breast and back* of *him* the said *Patrick Duffy*

then and there feloniously did wilfully and wrongfully strike, beat, stab, cut bruise and wound, and did then and there and by the means aforesaid, feloniously, wilfully and wrongfully inflict grievous bodily harm upon the said

— *Patrick Duffy* —  
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.

DE LANCEY NICOLL, *District Attorney.*

0734

BOX:

467

FOLDER:

4287

DESCRIPTION:

Doran, Edward J.

DATE:

02/05/92



4287



0735

Witnesses:

*Geo. Amos*  
*John H. Hester*

*Notary Public*

*Wm. H. Doran*  
*7th*

Counsel,  
Filed *5* day of *Feb* 189*2*  
Plends, *Margaret J*

*39*  
*County*  
*Magical of* vs. *R*  
*Edward J. Doran*  
Assault in the First Degree, Etc.  
(Sections 217 and 218, Penal Code.)

DE LANCEY NICOLL,  
District Attorney.

A TRUE BILL.

*Ray J. Herrin*  
Foreman.  
*Sept 2 - Feb. 26, 1892.*

*Child and Complot of*  
*Assault Third Degree*

*Geo Amos*  
*W. H. Hester*

Police Court  
Second Dist.

The People vs.  
George Kenny

Edward J. Drinan

Examination Before Justice Brady  
Jan 28 1892

For the defendant J. M. Deane Esq.

George Kenny ... the confessions ... which  
being examined by the court before  
and says: my name is ~~Edward~~  
<sup>George</sup>  
~~J. Drinan~~. I live at 51 Grand St.  
I am a plumber. I was assaulted  
on the 23d day of January 1892 by  
the juror Edward J. Drinan.  
Q What was the character of the  
assault?

A A stab.

Q Where?

A In the neck.

Q Did you see any weapon in his  
hand at the time?

A He had a knife. I did not see the weapon. I was stabbed in the neck and the blood flew the same as out of a hose

Q now examined

2 - Do you mean to say that you actually live at that place?

A My mother in law does.

2 Do you actually live there?

A I actually live there in the night & day time. In the day time I live at 192 Bleecker Street. Before that I lived at 231 South 5th Avenue.

2 When you <sup>made</sup> ~~got~~ this complaint you did not live at 50 Grand

A I did not state so - my mother in law lives at 50 Grand St. It is a furnished room house. I live there with my wife; she lives with her mother.

2 What do you mean by saying that you live with your mother in law in the day time? do you work?

A I am laid off at present. I was laid off the day after New Year. I was employed by the Edison Electric Light Co for two months before I was laid off - two months before January.

2 For whom before that?

A W. A. Linton 28 1/2 St. He is a plumber.

2 Were you employed by any others?

A By Henry Rubel 773 14th St.

2 Where had you been that night previous to the assault?

A I went up town to meet my father. I wanted to borrow some money of him. I missed him. He had got out before I saw him at all.

2 Where does your father live?

A 1453 Second Avenue

2 Was that all you did that night before going home?

A That was all.

2 How do you account for it

that you were going from Grand



Toward Broome'

A No sir - I was coming from Broome to Grand.

Q The prisoner was coming up

A - No sir He was standing up against the side of the house I think it was about 25 feet from the north west corner of Broome and South Fifth Avenue. There is a liquor store on the corner

Q He was not walking along the street?

A He was not walking until I got within about 10 feet. Then he withdrew his hand from behind him and stabbed me in the neck. He did not walk until I was about 15 feet of him. When I saw him first he came toward me.

Q Was anything said by you?

A Never said a word. I was going to ask him where he lived. but without any warning he stabbed me

Q He was able to walk to you?

A He was.

Q Did you ever know the man before?

A Never saw him in my life before.

Q You don't know who he is outside of this arrest?

A No, Sir.

Q You were standing at the time?

A I was not. I was walking towards him.

Q You had no conversation with him?

A Not a word passed between us.

Q He was standing on the corner?

A When he was within about 20 feet he walked towards me.

Q Did you undertake to help him home?

A No Sir.

Q You did not approach him?

A I did not approach him at all.

2 Or ask him where he lived?

A Never said a word - not a word. I went to a drug store to have my wound dressed but the druggist refused to dress the wound and told me to go to the hospital.

2 You did not know when he came toward you that he intended to assault you?

A Not at all. He had his hand down at the time.

2 You did not see the knife in his hand?

A I did not see any knife. It was not until he got right close that he raised his hand.

2 Was there any person present but this man and yourself?

A I did not look. I am satisfied I did not see anybody.

2 Any friends of yours in the saloon?

A I could not tell you. I

never was in the saloon.

2 Could you tell whether he was interested as he approached you?

1 - I could tell that before I got to him at all.

2 Where did you see him standing?

1 Right up against the wall - the side of the saloon - on the north side.

2 In the shade.

1 The shade - There is a lamp on the corner - you could see very plainly.

2 Did you make any effort to protect yourself?

1 I had my hands in my pocket. I did not attempt to protect myself.

2 You say that you live there and support your family?

1 I do so.

2 If your only statements were made by you in connection



with this case that you ap-  
 proached this man for the  
 purpose of keeping him along  
 and asked what his address  
 was, and such matters, and that  
 you offered to help him home  
 and put your hands on him  
 for that purpose - If they  
 were made by you they were  
 not true,

A They were not true

## The People's Rest

Edward J. Doran being duly  
 sworn and examined as a witness  
 in his own behalf deposes  
 and says:-

Q What is your business?

A Painter

Q You worked for

Profso

A Yes sir

Q State what you were doing  
 before the trouble occurred?

A I was working the evening

at 3 H Canal St. for Gee &  
 Davis. I worked until 7 O'clock  
 perhaps a little later. by lamplight  
 in the basement. I finished  
 up as much of the work as  
 possible to get ready to finish  
 it all up on Sunday, as I  
 had some work I wished to  
 commence in Brooklyn on  
 Monday. I promised to be  
 at this place 3 H Canal St.  
 by 10 o'clock on the following  
 morning to finish up. I got  
 some money of Mr. Gee. He was  
 short - until I got the balance  
 this week. From feeling pretty  
 chilly and I went down  
 to the corner of Myrtle St.  
 and Leonard St. and West  
 Broadway. The South East came  
 and drank a drink of whiskey.  
 He heated, and had another with  
 me. I went back to the shop  
 and from there to the shop  
 3 H Canal St. I had to go out

I had some business with the  
 partner of the firm. That took  
 me some time. Then from there  
 I went to a liquor store on the  
 corner of Grand Street and  
 South Fifth Avenue. I had a  
 few drinks with some ac-  
 quaintances that work with me.  
 Then I was going to go up  
 town to see my partner or  
 private business - things I had  
 got to take out of town.

Q You came out with some  
 friends?

A I came out of there shortly.  
 I was going up town. There was  
 a man came following me  
 as I thought: took hold of  
 me and spoke to me. I told  
 him to mind his own business  
 and I got up around the  
 corner and this man approached  
 me and wanted to know where  
 I lived. I gave a dummy answer  
 and told him to mind his

business. I gave him a short answer. He took hold of me by the arm as though he wanted to hold me. Then with his hand he pressed forward the pocket. I shoved him off. He caught hold of me. Then I got struck on the side of the head. I had to strike out myself.

2 You say you left the south west corner of Grand St

1 Yes

2 and went up south side of Avenue?

1 Yes.

2 You received a blow?

1 I got struck right here in the neck - It all happened in a short time - I had to strike out without any intent to do any serious injury. I only tried to defend myself.

2 Were you ever charged with anything of this kind before?



A No.

2 You have maintained a respectable reputation.

A Y.

2 You do not know this man except that he caught hold of you and held you. and you thought he wanted to rob you?

A That was my suspicion I got a cut in my head.

Defendant seeks to ensure \$2500 bail.

W. J. O'Malley  
Stenographer

2nd Court.

St. Vincent's Hospital  
New York, Jan 24/92

Chas. Longo is suffering  
from a stab wound of  
neck. His condition at  
present is not serious, but  
it will be necessary to keep  
him under observation for  
several days in the event  
of any dangerous symptoms  
arising.

D. L. Shea M.D.  
House Surgeon

0749

CITY AND COUNTY, ss.  
OF NEW YORK,

POLICE COURT, 2 DISTRICT.

*Peter F. Mayer*  
 of No. *8<sup>th</sup> Precinct* Street, aged \_\_\_\_\_ years,  
 occupation *Police Officer* being duly sworn deposes and says,  
 that on the *23* day of *January* 18*92*

at the City of New York, in the County of New York, *he arrested*  
*Edward J. Doran (now here) on complaint*  
*of Charles Kenny for having cut and*  
*stabbed said Kenny on the neck with*  
*a knife, said Kenny is now in*  
*St Vincents Hospital unable to appear*  
*in Court. suffering from said stab wound,*  
*Kenny in the presence of deponent identified*  
*defendant as the person who inflicted*  
*cut him, deponent asks that defendant*  
*be held to answer the complaint of said*  
*deponent.*

*Peter F. Mayer*

Sworn to before me, this \_\_\_\_\_ day of \_\_\_\_\_ 188

188

day

Police Justice.

0750

Police Court, (60) District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

vs.  
Edward J. Doran

AFFIDAVIT.

Dated Jan 24 1892

Brady Magistrate.

W. J. W. Officer.

Witness,

Disposition,

\$2500 - E. Jan 25 1892 - 9 a.m.



0751

Police Court—2 District.City and County } ss.:  
of New York, }of No. 50 Grand George Kenny Street, aged 28 years,  
occupation Plumberdeposes and says, that on the 23 day of January 1892 at the City of New  
York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by

Edward J. Doran (now here)  
who stabbed him on the neck  
with a knife which he (defendant)  
then and there held in his hand  
cutting deponent and causing severe  
injurywith the felonious intent to take the life of deponent, or to do him grievous bodily harm; and without  
any justification on the part of the said assailantWherefore this deponent prays that the said assailant may be apprehended and bound to answer  
for the above assault, etc., and be dealt with according to law.Sworn to before me, this 26 dayof January 1892 } George KennyJ. H. Brady Police Justice.

0752

Sec. 198-200.

CITY AND COUNTY } ss.  
OF NEW YORK.

District Police Court.

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

Question. What is your name?

Answer.

*Edward J. Doran*

Question. How old are you?

Answer.

*39 years*

Question. Where were you born?

Answer.

*Ireland*

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

Answer.

*492 Pearl St*

*8 weeks*

Question. What is your business or profession?

Answer.

*Painter*

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

Answer.

*I am not guilty*

*Ed. J. Doran*

Taken before me this

day of

188

Police Justice.

0753

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

*Defendant*

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

Dated *January 28<sup>th</sup>* 1892 *Robert Brady* Police Justice.

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

Dated.....18..... Police Justice.

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

Dated.....18..... Police Justice.

0754

Police Court--- District. 109

THE PEOPLE &c.,  
ON THE COMPLAINT OF

George Kennedy  
150 Grand St.  
Edward J. Doran

Office  
John J. O'Sullivan

BAILED,

No. 1, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

Dated Jan 26 1892

Grady Magistrate.

Mayer Officer.

Precinct.

Witnesses Charles Roden

No. 205 \_\_\_\_\_ Street.

20 Minnetta Lane

No. \_\_\_\_\_ Street.

No. \_\_\_\_\_ Street.

\$2500 to answer



\$2500 Jan 28 1892  
Cowan



0755

2 DISTRICT POLICE COURT.

THE PEOPLE,  
ON COMPLAINT OF  
George Kenny  
agst.  
Edward J. Moran

Examination had Jan 28 1882  
Before Thomas J. Brady Police Justice.

I, W. J. Ormsby Stenographer of the 2 District Police

Court, do hereby certify that the within testimony in the above case is a true and correct copy of  
the original Stenographer's notes of the testimony of George Kenny, Edward  
J. Moran

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

Dated Jan 29 1882 W. J. Ormsby  
Stenographer.

Thomas J. Brady  
Police Justice.

July 21st 1891

Dear Sir

I am compelled to write you a statement of my case as I am unable to pay a considerable amount to the Boston Public Library, then in the case of the people as the Gov. & I have seen Kenny. Kenny was not stated in the Boston Herald. Kenny seeing me on Sat. Eve Jan 23<sup>rd</sup> somewhat under the influence of drink, attempted to force me to go home with him, as I had some business to attend to that evening and being sober enough to do the same I declined his offer, he persisted in following me and fearing his intentions were not good to avoid him I went into a liquor store where I had hoped to be safe of him as I thought he would not molest me there. I was afraid of the man

2

on account of his actions towards me  
as I was a perfect stranger to him  
and being in a neighbourhood that I  
have reason to know has a bad repute  
at night I done my best to get out of it  
as well as I could - after remaining in  
the liquor store for a few minutes  
expecting he had gone away. I went  
out and while deciding which way  
to go so as not to meet him again  
he suddenly came up to me out  
of the darkness saying to me  
"What's the matter Pop!" (or some such  
word) why don't you go home I am  
a friend of yours and will see  
you alright. I told him to go about  
his business as I did not know him  
and did not want his service  
at which he took hold of my

8

arm so as to link with me and with his other hand fumbled at my vest pockets. Seeing his intention was to rob me I pushed him from me and seeing nobody about that I could appeal to for protection and fearing violence from him or his gang as I suppose that he might have others besides himself in the neighborhood I took out my Pen-Knife and told him to trouble me no further as I could and would defend myself - I had scarcely said this when he struck a vicious blow at my face. I dodged my head aside and received it on the side of my head which cut my ear and raised a great lump that was plain to be seen



4

and felt for 3 weeks after and which I showed to my friends who visited me in prison - even the pillow I slept on in Jefferson Market Prison was stained with the blood from my ear - as he struck at me I struck at him without however intending to do more to him than drive him off from me and as he made no further attempt to touch me he walked off one way and I the other shortly after a policeman came after me and arrested me at which I was surprised. I made no effort to run away after the quarrel as I might easily have done had I thought the matter would be made so serious for me. I told the

5

policeman it was Kenny who should  
 be arrested as he had assaulted and  
 attempted to rob me he took me  
 to the station where a complaint  
 was made against me and I  
 suffering from the blow received from  
 Kenny do not recollect any thing more  
 of that night at the Union Market.  
 I knew the judge my story but he  
 said it would have to go to General  
 Sessions my defence as even a court  
 officer was entrusted to the hands of  
 a very incompetent lawyer as  
 your honor may recollect and who  
 seemed to be confused at any question  
 you addressed to him, he failing  
 entirely to call the jurors attention  
 to that part of my defence that  
 would warrant any jury in deciding  
 I acted only in self defence

6

pardon this long letter from honor  
 I was assured the title becomes you as  
 a private gentleman as well as a  
 Magistrate and having no money to  
 pay a lawyer to state my case fairly  
 this is my only resource  
 in Justice to myself and those who  
 are depending on me for Gods sake  
 for the sake of truth and Equity  
 Give my story a fair consideration  
 as on your judgement depends  
 the ruin of me my father wife  
 and Mother whose only support  
 I am

Respectfully your servant

Ed. J. Doran

This is the whole truth without any evasion  
 "So help me God" Ed. J. Doran

**Court of General Sessions of the Peace**  
OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,  
against

*Edward J. Doran*

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

The said *Edward J. Doran*  
late of the City of New York, in the County of New York aforesaid, on the 5<sup>th</sup> day of *January* in the year of our Lord one thousand eight hundred and ninety-*two*, with force and arms, at the City and County aforesaid, in and upon the body of one *George Kenney*, in the peace of the said People then and there being, feloniously did make an assault and *him* the said *George Kenney* with a certain *knife*

which the said *Edward J. Doran*  
in *his* right hand then and there had and held, the same being a deadly and dangerous weapon, then and there wilfully and feloniously did strike, beat, cut, stab and wound,  
with intent *him* the said *George Kenney* thereby then and there feloniously and wilfully to kill, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT—

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

The said *Edward J. Doran*  
late of the City and County aforesaid, afterwards, to wit: On the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of the said *George Kenney* in the peace of the said People then and there being, feloniously did wilfully and wrongfully make another assault, and *him* the said *George Kenney* with a certain *knife*

which the said *Edward J. Doran*  
in *his* right hand then and there had and held, the same being a weapon and an instrument likely to produce grievous bodily harm, then and there feloniously did wilfully and wrongfully strike, beat, cut, stab and wound, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

*De Lancey Ricoll,*  
*District Attorney*



0763

BOX:  
467

FOLDER:  
4287

DESCRIPTION:

Dunphy, Thomas F.

DATE:  
02/15/92



4287

0764

Witnesses:

154.

B.N. Feb. 19, 1892

Counsel,

Filed

day of

1892

Pleads,

THE PEOPLE

vs.

Thomas F. Murphy

De Lancey Nicoll

District Attorney.

A TRUE BILL.

Wm. B. Murray

Foreman.

F. Feb. 19, 1892

Court of Special Sessions } Before Justice

The People

Thomas Murphy

T. B. Smith - Presiding  
and A. J. White,  
and David O'Reilly - Justices  
February 9<sup>th</sup> 1892

Mr E. J. Feltwell, Justice, represents the Society for the  
Prevention of Cruelty to Children  
La Brie J. Donnan, represents the Prisoner

(Young J. Wilson, the complaining witness being  
only seven testified as follows.)  
By the Court

- Q Where do you live? A - 4 Ridge Street  
Q You are 13 years old? A - Yes Sir  
Q On the 26<sup>th</sup> of January last, did you see this defendant?  
A - Yes Sir  
Q Where? A - In the Undertakers Store, No  
4 Ridge Street  
Q Were you in the store? A - Yes Sir  
Q Where in there? A - Yes Sir - he was in there  
Q You went in there & found him there?  
A - No Sir - I was sitting in the door, and he  
came into the store.  
Q What did he say to you?  
A - He said "Can I go to the water closet?"  
I said - Yes Sir He kept falling me

out, I would not go out. He kept trying to drag me out, and I would not go.

Q Where is the water closet situated?

A In the hallway.

Q You were in the store? A - Yes Sir.

Q Were you there alone? A - Yes Sir.

By the Jurors

Q You were in charge of your father's store?

A - Yes Sir.

By the Court -

Q He took hold of you? A - Yes Sir.

Q What did he do? A - I would not go to the water closet.

Q Did he throw you down? A - No Sir. He sat on the chair, and he knuckled on me, and tried to put his penis in my mouth.

Q Did he have his pants open?

A - Yes Sir.

Q And down? A - No Sir.

Q Well, what did he say to you?

A - He said, "Put this in your mouth". I said, no I tried to push him away.

Q He had his penis in his hand?

A - Yes Sir.

Q Did you try to cry out? A - Yes Sir, and my mother came in and caught him, and I told her he was doing bad to me.

Q What did he offer you?



A - Fifty cents, and a pack of cigarettes.

Cross-examined by Mr. Douglas

Q Now, do you remember when he first came into the store?  
A Yes sir.

Q And what did he say to you?

A - He said, "Can you go to the water closet?"  
I said, yes.

Q Had you ever seen him before? A Yes sir.

Q And did he come into the store? A Yes sir.

Q Where you in the store when he came in?  
A Yes sir.

Q And then after he said this what did he say?

A - He kept calling me out to go to the water closet.  
I would not go out.

Q When did he come back you to go to the water closet?

A He came into the store.

Q What did you say? A - I said yes.

Q Did you do anything else? A No sir.

Q Where was the water closet? A - In the hall way.

Q You were in the store?

A - Yes sir, I was giving it for papa.

Q Was the water closet door open?

A - No sir it was closed. This man had the key.

Q Where did he get the key?

A - It was hanging up, and he took it and went out in the water closet.

- Q Did you hand him the key? A - No Sir
- Q Did he go to the water closet alone? A - Yes Sir.
- Q You did not go out with him? A - No Sir
- Q When did you next see him?
- A - He came into the store from the water closet, and he tried to pull me out
- Q What did he say to you?
- A - He said "Come here and take this in your mouth" and I said No
- Q Was that the first you heard of it when he came into the store? A - Yes Sir
- Q That was the first you saw of it? A - Yes Sir
- Q Did he ask you for paper? A - No Sir
- Q Did he ask you for anything? A - No Sir
- Q Did he call from the outside to you?
- A - Yes Sir, he called me out
- Q Did you go out? A - No Sir
- Q You stayed in the store? A - Yes Sir
- Q Then, when did you see him?
- A - After he was through he came into the store. He tried to pull me outside by the shoulders
- Q Were his pants unbuttoned?
- A - Yes Sir, in front
- Q Well, how many hands did he take hold of you with? A - One hand
- Q How did he take hold of you?
- A - He thrust on top of me
- Q Where was you?

- Q - On the chair
- Q What kind of a chair was it?
- A Like one of these
- Q And did he take hold of you with one or two hands?
- A Two hands
- Q And his pants were open? A - Yes Sir
- Q Unbuttoned rectally? A - Unbuttoned
- Q And did he have his hand on his penis?
- A No Sir
- Q Well, who was in the room afterwards?
- A My mama
- Q When did she come in? A - She came in the front door. She caught him leaning on top of me
- Q You were crying out? A - Yes Sir. I said, "Mama he is doing bad to me"
- Q Did he ask you for any paper? A - No Sir
- Q Did he say anything to you when he came into the room about the loss of his coat?
- A - No Sir
- Q And did he say anything to you about not bringing him paper? A - No Sir
- Q Do you want to be understood as saying that everything you told here is true?
- A - Yes Sir
- Q And that he was trying to put his penis into your mouth?
- A - Yes Sir

Margaret Wilson, called by the people, and sworn  
by the Court

Q You are the mother of the previous witness?

A Yes Sir

Q On the 16th of January last, did you have occasion to enter the Store?

A Yes Sir

Q What led you to go there?

A I <sup>take</sup> care of the Store during the day. My husband is in the habit of stopping at the Store on his way home, to see if everything is all right. I went there accidentally. I walked on quickly & I came in

Q Did you see the defendant there?

A Yes Sir

Q And you saw? A Yes Sir

Q What did you see the defendant doing?

A George, must I say it?

The Court - Yes

Mr Downes

A Well, did you find him there with his person exposed?

A Yes Sir, and forcing it into the child. He was down on top of my child. I dragged him off. I beat him as much as I could

Q Did the defendant say anything to you?

A He said, "It is a mistake"



Q Was he drunk? A - No Sir, he threw  
 enough to get his coat afterwards and go out  
 another way.

Q Is he a stranger to you? A - No Sir

Q Is he in the habit of going into the place?  
 A - Occasionally, but not regularly

- Cross Examined by Mr. Deane

Q Now, Mr. Wilson, you say you saw him attempt to put  
 his person into the mouth of your boy?  
 A - Yes Sir

Q Is that the same story you told in the Police Court?  
 A - Yes Sir

Q Is it not a fact that you said in the Police Court  
 that you came into the room and you saw this  
 man with his pants down, and his person  
 exposed, but you did not see him doing  
 anything to the boy? A - No Sir

Q Don't you want to be understood as saying so  
 positively? A - Yes Sir

Q How long have you known this Mr. Murphy, the  
 defendant?

A - Sorry I cannot say two years, it may be a little  
 more, but I do not think it is beyond that.

Q How have you known him?

A - As being a friend of my uncle's

Q Explain once again the position you found him in

when you came in there?

A - I walked in very quickly. He was sitting a little ways from the door. I opened the doorway quickly as I did, through the glass, I saw him on top of my child

Q Where were they?

A In front of the store door

Q How many doors are there?

A - Only one, just the store

Q Beyond that is the yard?

A - The closets go around back in the yard

Q Are they in the hallway?

A Yes Sir

Q When you got into the room, you say he was right near the door?

A - Yes Sir

Q Now, just describe the position you found him in there?

A - My child was on a chair. He was down on top of him, with his person, pushing it into his mouth. I opened the door. My little child yelled "Mamma! Mamma! he is doing bad to me!"

Q Describe how the chair was placed on which you found him sitting?

A It was a little from the door,

Q About how many feet from the door?

9.

Q - It is almost close to the door.

Q Was he side ways to the door? A. Yes Sir.

A Did he put his hands to him? A. Yes Sir.

Q You saw his person? A. Yes Sir.

Q You want to be understood as saying that he was actually in a position to put it into his mouth?

A. Yes Sir, he was forcing it in.

Q Was it in? A. Well, I cannot say it was in. He was pushing it into his mouth.

Q Was he sitting on the chair?

A. My child was sitting on the chair.

( Case for the People )

The Court said, The evidence shows an attempt to commit a felony. As the case stands now we are obliged to transfer it to the Court of General Sessions.

Mr Downes said that he desired to put the deft. on the stand.

The Court replied, That if he did so, he would have to do it with the understanding, that the case would have to be transferred to the other Court -

Mr Downes, then said, That he proposed to have the case transferred to the Court of General Sessions.

Mr Justice, asked the Court to increase the bail, as it is an outrageous case, & the defendant may be sent to the State Prison for twenty years.

Mr. Dwyer said, The evidence shows simply an attempt to commit a felony. There was no absolute commission of a felony -

The Court said - The bond will stand as it is, and the case will be transferred to the County General Session.

A. J. Whitak  
 Official Stenographer  
 Court of App. Session  
 101 South 4th  
 City



Form 100 Special Sessions 1-

~~POOR COURT FIRST DISTRICT~~

BO 157

THE PEOPLE, &C.,

ON THE COMPLAINT OF

Henry F. Nelson

vs.

1. W. D. Humphrey

2.

3.

4.

5.

6.

BAILED,

No. 107

Residence

Officer: *Christensen*

COUNSEL FOR COMPLAINANT.

Name, *E. J. Brown*

Address, *100 East 23rd*

COUNSEL FOR DEFENDANT.

Name, *B. J. Doran*

Address, *271 Broadway, City*

Dated *Feb 9* 1892

Magistrate.

*S. B. Smith*

*Daniel Smith*

*W. White*

*130*

Police Court. 3rd District.

CITY AND COUNTY  
OF NEW YORK,

of No. 9 Ridge Street, aged 19 years,  
occupation acrobatic being duly sworn, deposes and says, that  
on the 20 day of January 1892 at the City of New York,

in the County of New York

and in the he was violently ASSAULTED and BEATEN by

Thomas Dwyer  
While in defendant's undertaking store  
on 9 Ridge Street the defendant and others  
held the defendant by the shoulders  
and forcibly attempted to force his  
defendant into the store  
without any justification on the part of the said assailant.

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

Sworn to before me, this

day of January 1892

Charles McIntosh

Police Justice.

Henry P. Nielsen

0777

POLICE COURT 3<sup>rd</sup> DISTRICT.

City and County of New York, ss.

THE PEOPLE

vs.

Thomas Dunphy

On complaint of  
For

Henry J. Miller  
Assault

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

Dated January 27 1892

Charles N. Taintor Police Justice.

Thomas Dunphy



0778

Sec. 151.

POLICE COURT, 3 DISTRICT.CITY AND COUNTY }  
OF NEW YORK, } ss.*In the name of the People of the State of New York; To the Sheriff of the County of New York, or any Marshal or Policeman of the City of New York, GREETING :*

**Whereas,** Complaint in writing, and upon oath, has been made before the undersigned one of the Police Justices for the City of New York, by Kenneth B. Wilson  
 of No. 9 Ridge Street, that on the 25 day of May  
 1889 at the City of New York, in the County of New York,

And indecently  
 he was violently ~~Assaulted and Beaten~~ by Thomas Dunphy

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

**These are Therefore,** in the name of the PEOPLE of the State of New York, to command you, the said Sheriff, Marshals and Policemen, and each and every of you, to apprehend the said Defendant and bring him forthwith before me, at the 3 DISTRICT POLICE COURT, in the said city, or in case of my absence or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to be dealt with according to law.

Dated at the City of New York, this 27 day of May 1889

Charles Saintor POLICE JUSTICE.



0779

Jan 24. 92  
3294  
yes  
Conceded  
S.  
H. J. M. Jones

The within named

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

Dated 188

Police Justice

Police Court District.

3

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Henry Hudson

vs.

Thomas R. Murphy

Warrant A. & B.

Dated

January 27, 1882

1882

Magistrate.

The Defendant

Officer

taken, and brought before the Magistrate to answer  
the within charge, pursuant to the command con-  
tained in this Warrant.

Officer.

Dated

188

This Warrant may be executed on Sunday or at  
night.

Police Justice.

0780

Sec. 198-200.

3-

District Police Court.

CITY AND COUNTY } ss.  
OF NEW YORK.

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

Question. What is your name?

Answer.

*Thomas F. Dumphy*

Question. How old are you?

Answer.

*32 years*

Question. Where were you born?

Answer.

*New York City*

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

Answer.

*493 Monroe St. 8 years*

Question. What is your business or profession?

Answer.

*Conductor*

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

Answer.

*I am not Guilty*

*Thomas F. Dumphy*

Taken before me this

*77*

*Marshall D. Dantes*

Police Justice.

0781

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

*Defendant*

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

Dated *January 27* 18 *92* *Charles N. Linton* Police Justice.

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

*Defendant*

Dated *May 28* 18 *92* *Charles N. Linton* Police Justice.

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

Dated \_\_\_\_\_ 18 \_\_\_\_\_ Police Justice.



#300 for ex  
 Jan'y 28-1892. 2PM

BAILEY  
 No. 1, by John Foley  
 Residence 206 Henry Street.  
 No. 2, by \_\_\_\_\_  
 Residence \_\_\_\_\_ Street.  
 No. 3, by \_\_\_\_\_  
 Residence \_\_\_\_\_ Street.  
 No. 4, by \_\_\_\_\_  
 Residence \_\_\_\_\_ Street.

~~106~~ ~~175~~  
 Police Court--- District 175

THE PEOPLE, &c.,  
 ON THE COMPLAINT OF  
 Henry F. Nielson,  
 9 Bridge St.,  
 Thomas Smyke  
 2 \_\_\_\_\_  
 3 \_\_\_\_\_  
 4 \_\_\_\_\_

Dated January 29 1892  
Samuel Magistrate.  
Quigley Officer.  
Court Precinct.

Witnesses  
 No. 100 East 23rd Street.  
Margaret Nielson  
 No. 6 Ridge Street.  
 Transferred to General  
 Sessions of Justice  
 No. 100 East 23rd Street.  
 St. John  
 Bailiff John





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

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Thomas S. Dunning*

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this

indictment, accuse *Thomas S. Dunning* of the  
*crime of attempting to commit*  
of the CRIME AGAINST NATURE, committed as follows:

The said *Thomas S. Dunning*

late of the City of New York, in the County of New York aforesaid, on the  
*twelfth* day of *January*, in the year of our Lord one thousand  
eight hundred and ninety — *two*, at the City and County aforesaid,  
with force and arms, in and upon one *Henry S. Wilson*, —  
a — male person, then and there being, feloniously did make an assault, and  
*in*, the said *Henry S. Wilson*, in a manner  
contrary to nature, then and there feloniously did *attempt to* carnally know; 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.

*D. Sawyer*,  
*Attorney*

SECOND COUNT :—

AND THE GRAND JURY AFORESAID, by this indictment further

accuse the said

of the same CRIME AGAINST NATURE, committed as follows :

The said

late of the City and County aforesaid, afterwards, to wit: On the day and in the year  
aforesaid, at the City and County aforesaid, feloniously did voluntarily submit to carnal  
knowledge of self by one , a male  
person, in a manner contrary to nature; against the form of the Statute in such case  
made and provided, and against the peace of the People of the State of New York, and  
their dignity.

JOHN R. FELLOWS,

*District Attorney.*