

0554

**BOX:**

446

**FOLDER:**

4114

**DESCRIPTION:**

Galiano, Michele

**DATE:**

08/12/91



4114

0555

POOR QUALITY  
ORIGINAL

Witnesses:

*By Estoking*  
*Raffaello Galiano*

118

1049

Counsel,

Filed 12 day of Aug 1891  
Pleads, *Arty. 114, 113*

THE PEOPLE

vs.

*P*

*50*  
*204 Hurler*  
*Michele Galiano*

R A P E.

(Sections 278 and 218, Penal Code.)

DE LANCEY NICOLL,

District Attorney.

*Sept 10/91*  
*Spred & connected in*

A TRUE BILL

*Indictment*

*Wm W. Woodruff*  
*Sept 10/91*  
*Foreman.*

*7. Jm L.P. B.*  
*Sept 10/91*

0556

POOR QUALITY  
ORIGINAL

Witnesses:

*Hy. E. Shering*  
*Raffala Galiano*

Counsel,

Filed

day of

189

Pleads,

THE PEOPLE

*Michele Galiano*

R A P E

(under the Penal Code)

DE LANCEY NICOLI

District Attorney

A TRUE BILL

*William Woodruff*  
Foreperson

*7. J. P. 3*  
*Sept 191*

0557

## Police Court, First District.

City and County } ss.  
of New York,of No. 100 East 23<sup>rd</sup>

Street, aged 26 years,

that he has been informed by one Razziala Galiano age 13 years and verily believes  
that on the first day of August 1891, at the City of New

York, in the County of New York,

at number 204

Hester Street in said City of New York one Michele Galiano (now present) did unlawfully Rape and Ravish the person of his daughter one Razziala Galiano age 13 years (now present) in violation of Section 278 of the Penal Code of the State of New York.

On that about mid-night on the first day of August 1891. the said Razziala Galiano while asleep in bed in a room on the top floor front of the premises number 204 Hester Street, was awakened by the said Michele Galiano coming to her bed and pulling down the drawers which she then and there moved then placing his hand over her mouth to prevent her making an outcry, and did then and there insert his naked penis within her private parts, in violation of the laws aforesaid.

It therefore deponent prays that the said Michele Galiano may be dealt with according to law.

William A. Fin

Sworn to before me  
this 6<sup>th</sup> day of August 1891.

John J. O'Brien  
Police Justice



0558

CITY AND COUNTY }  
OF NEW YORK, } ss.

Raffaella Galiano  
aged 13 years, occupation per journey of No.  
204 Hester Street, being duly sworn, deposes and  
says, that he has heard read the foregoing affidavit of William A. Fin  
and that the facts stated therein on information of deponent are true of deponent's own  
knowledge.

Sworn to before me, this 6<sup>th</sup> } Raffaella Galiano  
day of August 1894 }

D. J. C. Sullivan  
Police Justice.

0559

Sec. 198-200.

CITY AND COUNTY } ss.  
OF NEW YORK, }

District Police Court.

*Michelo Galiano* 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. *Michelo Galiano*

Question. How old are you?

Answer. *49 years*

Question. Where were you born?

Answer. *Italy*

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

Answer. *204 Hester Street - 4 or 5 months*

Question. What is your business or profession?

Answer. *laborer.*

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

Answer. *I am not guilty*

*Michelo* *his*  
*X* *Galiano*  
*mark*

Taken before me this

6

day of August 1891.

*De W. H. Kelly*  
Police Justice.

0560

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

Dated August 6 18 91. Jo J. C. Kelly 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.

0561

BAILED.

No. 1, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 2, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 3, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 4, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

Police Court--- *First* District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*William A. Fin*

1 *Michael Galiano*

2 \_\_\_\_\_

3 \_\_\_\_\_

4 \_\_\_\_\_

Offence

Dated *August 6* 189*1*.

*W. C. Reilly* Magistrate.

*Lyon* Officer.

*6* Precinct.

Witnesses *Raffiela Galiano*

No. *100 East 23* Street.

*Carmine Cupolo*

*Maria Cupolo*

No. *204 Hester* Street.

*top floor front*

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

*\$1500* to answer *G. S.*

*Canto*

0562

C O P Y.

Case No. 58580.

Sept. 12th, 1891.

Officer Finn, at 204 Hester Street, learned from house-keeper who lives on 2nd floor that he knows nothing about Michele Galiano further than that he used to work every day and was very reserved in his actions toward the other tenants in the house.

Officer F. learned from Guiseppe Finn, who lives on top floor that Michele Galiano was a man of very violent temper and that he used to beat and abuse the girl, Filamena, on the slightest provocation, such as when he caught her playing with any of the other children in the neighborhood.

Also says he drove his son, Giuseppe, 17 years old, out of the house two months ago at the point of a knife. Further says that he has heard from the neighbors of Michele Galiano in Italy that Galiano was so cruel towards his parents in the old country, that when he came to get married he had to go to another province in Italy in order to find anyone to marry him.

Giuseppe Galiano and Carmino Copula, who now live at 11 Crosby Street, 1 flight, room No. 2, corroborate the foregoing statement.

-----:~::~~::~~::~~::~~::~~::~:-----

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

THE PEOPLE

VS.

BRIEF FOR THE PEOPLE.

MICHELE GALIANO.

WITNESSES:

Raffaella Galiano.  
Carmino Cupolo.  
Maria Cupolo.  
Officer Finn.  
Officer Lyons,  
Dr. C. G. Coakley.

RAFFAELA GALIANO, aged 13 years, will testify: That she resides with her father, Michele, and her uncle and aunt, Carmino and Maria Cupolo, respectively, at 204 Hester Street, her mother being dead. That they live on the top floor, front and occupy two rooms, which contain three beds, - one of which, a large one, Mr. and Mrs. Cupolo sleep in. That in the front room, there are two separate beds, - one for herself and one for her father. That on August the First, 1891, about mid-night, she was awakened by her father coming to her bed, pulling her drawers down to her ankles, and putting his hand over her mouth to prevent her from crying out. That he then got on top of her and put his penis into her private parts. That while he was doing this, her uncle, Carmino Cupolo came home and rapped on the door; and her father got off from on top of her, opened the door and let her uncle in. That after that, her father went to his own bed.

Raffaella will further testify: That on two previous occasions her father had put his hands under her clothes and wanted to play with her privates, but never had sexual intercourse with her before the above Saturday night, the 1st of August, 1891. That her father is a man of a very violent temper; and that, on account of his abuse to his son, Josephi, 18 years old, the latter ran away from the house. That she (Raffaella) works at filling cologne bottles at 81 Grand Street.

CARMINO CUPOLO will testify that on the night of August 1st, 1891, he went to an association meeting; that he returned home about mid-night, rapped on the door of his rooms, and it was opened by Mr. <sup>Galileo</sup> Cupolo, who had on his drawers and undershirt.

Mrs. MARIA CUPOLO Will testify: That she was awakened about mid-night on August the First, 1891, by a knock at the door of her apartments; and, on looking out through the door of her bed-room and into the front room, that she saw Galiano get off backwards from the foot of the bed, where Raffaella sleeps; heard

IN AND FOR THE CITY AND COUNTY OF NEW YORK  
THE COURT OF CRIMINAL SESSIONS OF THE ABOVE

OFFICER FINN will testify: That he went to 204 Hester Street and inspected the rooms where the crime was alleged to have taken place. That he saw the bed said to have been occupied by the girl Raffaella; and that the same is situated alongside of the partition which separates her room from that occupied by the Cupolos, the foot of same being even with the doorway, which connects the two rooms. It would therefore have been an easy matter for Mrs. Cupolo to have seen from her bed the actions of Galiano, as she describes them. That he also saw the bed of the defendant, Galliano, and that it is situated in a corner of the room, near the front window, and farthest from the room of the Cupolos.

DR. C. G. COAKLEY, 126 East 46th Street, will testify as to the medical examination made by him of the child, Raffaella.

1. 2. 3. 4. 5. 6. 7. 8. 9. 10. 11. 12. 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. 51. 52. 53. 54. 55. 56. 57. 58. 59. 60. 61. 62. 63. 64. 65. 66. 67. 68. 69. 70. 71. 72. 73. 74. 75. 76. 77. 78. 79. 80. 81. 82. 83. 84. 85. 86. 87. 88. 89. 90. 91. 92. 93. 94. 95. 96. 97. 98. 99. 100. 101. 102. 103. 104. 105. 106. 107. 108. 109. 110. 111. 112. 113. 114. 115. 116. 117. 118. 119. 120. 121. 122. 123. 124. 125. 126. 127. 128. 129. 130. 131. 132. 133. 134. 135. 136. 137. 138. 139. 140. 141. 142. 143. 144. 145. 146. 147. 148. 149. 150. 151. 152. 153. 154. 155. 156. 157. 158. 159. 160. 161. 162. 163. 164. 165. 166. 167. 168. 169. 170. 171. 172. 173. 174. 175. 176. 177. 178. 179. 180. 181. 182. 183. 184. 185. 186. 187. 188. 189. 190. 191. 192. 193. 194. 195. 196. 197. 198. 199. 200. 201. 202. 203. 204. 205. 206. 207. 208. 209. 210. 211. 212. 213. 214. 215. 216. 217. 218. 219. 220. 221. 222. 223. 224. 225. 226. 227. 228. 229. 230. 231. 232. 233. 234. 235. 236. 237. 238. 239. 240. 241. 242. 243. 244. 245. 246. 247. 248. 249. 250. 251. 252. 253. 254. 255. 256. 257. 258. 259. 260. 261. 262. 263. 264. 265. 266. 267. 268. 269. 270. 271. 272. 273. 274. 275. 276. 277. 278. 279. 280. 281. 282. 283. 284. 285. 286. 287. 288. 289. 290. 291. 292. 293. 294. 295. 296. 297. 298. 299. 300. 301. 302. 303. 304. 305. 306. 307. 308. 309. 310. 311. 312. 313. 314. 315. 316. 317. 318. 319. 320. 321. 322. 323. 324. 325. 326. 327. 328. 329. 330. 331. 332. 333. 334. 335. 336. 337. 338. 339. 340. 341. 342. 343. 344. 345. 346. 347. 348. 349. 350. 351. 352. 353. 354. 355. 356. 357. 358. 359. 360. 361. 362. 363. 364. 365. 366. 367. 368. 369. 370. 371. 372. 373. 374. 375. 376. 377. 378. 379. 380. 381. 382. 383. 384. 385. 386. 387. 388. 389. 390. 391. 392. 393. 394. 395. 396. 397. 398. 399. 400. 401. 402. 403. 404. 405. 406. 407. 408. 409. 410. 411. 412. 413. 414. 415. 416. 417. 418. 419. 420. 421. 422. 423. 424. 425. 426. 427. 428. 429. 430. 431. 432. 433. 434. 435. 436. 437. 438. 439. 440. 441. 442. 443. 444. 445. 446. 447. 448. 449. 450. 451. 452. 453. 454. 455. 456. 457. 458. 459. 460. 461. 462. 463. 464. 465. 466. 467. 468. 469. 470. 471. 472. 473. 474. 475. 476. 477. 478. 479. 480. 481. 482. 483. 484. 485. 486. 487. 488. 489. 490. 491. 492. 493. 494. 495. 496. 497. 498. 499. 500. 501. 502. 503. 504. 505. 506. 507. 508. 509. 510. 511. 512. 513. 514. 515. 516. 517. 518. 519. 520. 521. 522. 523. 524. 525. 526. 527. 528. 529. 530. 531. 532. 533. 534. 535. 536. 537. 538. 539. 540. 541. 542. 543. 544. 545. 546. 547. 548. 549. 550. 551. 552. 553. 554. 555. 556. 557. 558. 559. 560. 561. 562. 563. 564. 565. 566. 567. 568. 569. 570. 571. 572. 573. 574. 575. 576. 577. 578. 579. 580. 581. 582. 583. 584. 585. 586. 587. 588. 589. 590. 591. 592. 593. 594. 595. 596. 597. 598. 599. 600. 601. 602. 603. 604. 605. 606. 607. 608. 609. 610. 611. 612. 613. 614. 615. 616. 617. 618. 619. 620. 621. 622. 623. 624. 625. 626. 627. 628. 629. 630. 631. 632. 633. 634. 635. 636. 637. 638. 639. 640. 641. 642. 643. 644. 645. 646. 647. 648. 649. 650. 651. 652. 653. 654. 655. 656. 657. 658. 659. 660. 661. 662. 663. 664. 665. 666. 667. 668. 669. 670. 671. 672. 673. 674. 675. 676. 677. 678. 679. 680. 681. 682. 683. 684. 685. 686. 687. 688. 689. 690. 691. 692. 693. 694. 695. 696. 697. 698. 699. 700. 701. 702. 703. 704. 705. 706. 707. 708. 709. 710. 711. 712. 713. 714. 715. 716. 717. 718. 719. 720. 721. 722. 723. 724. 725. 726. 727. 728. 729. 730. 731. 732. 733. 734. 735. 736. 737. 738. 739. 740. 741. 742. 743. 744. 745. 746. 747. 748. 749. 750. 751. 752. 753. 754. 755. 756. 757. 758. 759. 760. 761. 762. 763. 764. 765. 766. 767. 768. 769. 770. 771. 772. 773. 774. 775. 776. 777. 778. 779. 780. 781. 782. 783. 784. 785. 786. 787. 788. 789. 790. 791. 792. 793. 794. 795. 796. 797. 798. 799. 800. 801. 802. 803. 804. 805. 806. 807. 808. 809. 810. 811. 812. 813. 814. 815. 816. 817. 818. 819. 820. 821. 822. 823. 824. 825. 826. 827. 828. 829. 830. 831. 832. 833. 834. 835. 836. 837. 838. 839. 840.

U.S. 50 yrs - laborer - never arrested

0565

N. Y. GENERAL SESSIONS

THE PEOPLE

AGAINST

MICHELE GALLIANO.

PENAL CODE, "

BRIEF FOR THE PEOPLE.



0566

Sec. 151.

Police Court . 5 - 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 to 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 John L. Bouslog of No. 101 Amsterdam Street, that on the 8 day of April 1891 at the City of New York, in the County of New York,

John L. Bouslog did solemnly swear that he at the time having a wife living to wit: complainant

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 5 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 28 day of May 1891

J. J. Shanley  
Police Justice

0567

Police Court.....District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

vs.

Warrant-General.

Dated.....189

Magistrate.

Officer.

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

Officer.

Dated May 29<sup>th</sup> 1891

This Warrant may be executed on Sunday or at  
night.

Police Justice.

Dated,

189

Police Justice.

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.

The within named

*John L. Bant 45; W. J.*  
*256 West 26<sup>th</sup> St*

0568

First District  
Police Court

William A. Trinn } Charged with  
against } Rape Before  
Michael Galvino } Now  
Samuel O'Reilly  
Police Justice  
Aug 6<sup>th</sup> 1891.

Rafaela Galvino being duly  
sworn deposes and says, (through  
Native interpreter)

Was examined by  
Mr. Gallagher

Of use her to describe about the  
rape?

A I was sleeping Saturday night  
and my father came on the  
bed, pulled down my drawers  
and put his hand up my  
mouth and inserted his penis  
partly in me  
I don't state what she done,  
I put it in her.

Q What did she do?

A I could not do anything.

Q She didn't attempt to do anything  
did she.

A No.

Q She didn't make any effort to  
repulse him did she?

A I could not.

Q Why was it as the matter with  
her hands?

A Because he had one hand,  
had of my hand.

Q What was he doing with the  
other hand?

A Holding my hands.

Q Holding her hands, and holding  
her mouth?

A Holding both.

Q Describe to the Court how he  
was holding her hands, and  
having his hand over her mouth.

A He was squeezing me.

Q Does she mean to tell the Court  
that he had one hand over her

0570

3

mouth, and that he also held  
her hands with his hands?  
A He held one under me and  
one hand under my mouth.  
Q One of his hands, or her hands?  
A His hands.

Q Who else was in the room  
besides your father at this  
time?

A My aunt was in another room  
and my father alone in one  
room.

By the Court

Q On separate beds.

Answer

Re-examined

Q Was she in the habit of sleeping  
with her father?

A No Sir

Q How did she happen to go to bed  
with him that night?

A He came in my bed.

Q In regard to her aunt, has she  
been tending to the aunt

0572

4

Since this is so?  
A No Si

Q Did you take to your aunt  
in the inner room this morning  
A I did speak to her but not in  
regard to this matter

Q Did she tell you that she had  
been speaking to her but not  
in regard to this matter, was it  
any of her relatives around here?  
A Nobody at all

Q Has she been in the habit of  
going out to go in the neighbor  
hood?

A No Si

Q Never went to bed with any  
boys?

A No Si never had anything at all  
to do, or go out with any boys



5

Maria Virtute passed as a  
witness on the part of the people  
being duly sworn before and  
said (Examined through an interpreter)  
By the Court

Q Where do you live?  
A 204 Nelson Street

Q What do you know about this  
case if anything, will you state  
it?

A My husband went to a meeting  
Saturday night, and on coming  
home my husband called  
to me. He opened the door, and I  
saw the girls fallen out of the  
girl's bed and open the door.  
That is all I know.

Cap Examination

Q Was it not at her instigation  
that the defendant was arrested?

A The daughter told me the next  
morning that I got him arrested.  
By the Court

Q Did this girl tell her the next

6

meaning what had occurred?  
 As she was afraid to tell me Sunday  
 morning, she told me Monday  
 morning.

Process Examination

Q She had been talking to the girl  
 twice; didn't she then to her  
 the other day in court?

A Yes Sir

Q And was the girl telling you all  
 about the case?

A Yes Sir

Q And has she been talking to her  
 this morning about the case?

A Yes Sir

Q And didn't she tell the girl  
 what to say?

A I told her to tell what she knew.

Q Should she tell the girl what to  
 say here in regard to the case  
 here when it came up before  
 the judge? yes or no?

A Yes she said it herself

—H—



0575

7

Farmers Tapola called as  
a witness by the people being  
duly sworn depose & says  
(Examined through an interpreter)  
By the Court.

Q Where does he live?  
A 304 Nelson Street

Q On the night of August 1<sup>st</sup> what  
time did you come home  
and how did he gain an entrance  
in his room?

A Half past 10 o'clock

Q Did he let him in?


A The defendant

Q What was his condition as to  
arms at the time?

A He had his drawers on  
his examination stand

Also for the people

Defendant wants further  
examination asked to trial  
Prosecution



0576

## Police Court, First District.

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

William A. Fini  
of No. 100 East 23<sup>d</sup> Street, in said City, being duly sworn,  
deposes and says, that a certain ~~female~~ child called Raffiela Galiano  
[now present], under the age of sixteen years, to wit, of the age of 13 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 Michela Galiano  
Michela Galiano, wherein the said Michela Galiano  
is charged with the crime of Rape, under  
Section 278 of the Penal Code of said State, in that he, the said Michela  
Galiano <sup>on the 1<sup>st</sup> day of August 1891</sup> did, at number 204  
Hester Street in said City  
unlawfully Rape and Ravish  
the person of the said Raffiela  
Galiano

and that the said Raffiela Galiano  
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 Raffiela Galiano  
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 6<sup>th</sup>  
day of August 18 91.

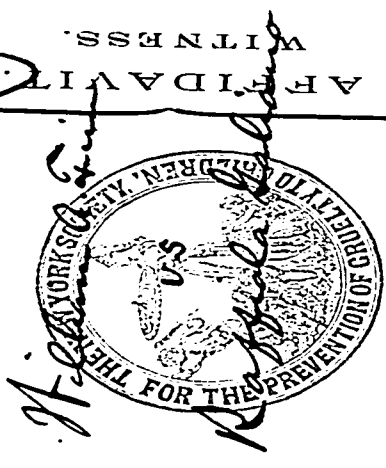
William A. Fini

Do J. C. Bullitt  
Police Justice.

0577

POLICE COURT 1<sup>st</sup> DISTRICT.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF



13 yrs - - H - Italy - 204 West 4<sup>th</sup>

Dated August 6<sup>th</sup> 1891  
D. C. Reilly Magistrate.  
S. P. C. C.

Disposition Committed to  
The New York Society for  
the Prevention of Cruelty  
to Children

0578

CITY AND COUNTY OF NEW YORK, ss.

POLICE COURT, First DISTRICT.

William A. Fin

of No. 100 East 23<sup>d</sup> Street, aged 26 years,

occupation Special Officer, being duly sworn deposes and says, that he has been informed by Razziala Galiano age 13 years, that on the first day of August 1891

at the City of New York, in the County of New York, at number 204 Hester Street one Michele Galiano (now present) did unlawfully Rape and Ravish the person of one Razziala Galiano aged 13 years (now present) in violation of Section 278 of the Penal Code of the State of New York.

Wherefore deponent prays that the said Michele may be held for examination to allow deponent to collect evidence as to the said crime

William A. Fin

Sworn to before me, this

of August 1891.

day

J. C. McNeill Police Justice.

0579

Police Court, 1<sup>st</sup> District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

William A. Finn

vs.

Michael Galiano

AFFIDAVIT.

*Rape.*

Dated August 4 1891.

W. O. Reilly Magistrate.

Finn Officer.  
S. P. C. C.

Witness, \_\_\_\_\_

Disposition, \_\_\_\_\_

of Aug 6. 9am

0580

The People  
v.  
Michele Galiano

Court of General Sessions. Part I  
Before Judge Fitzgerald Sept. 9. 1891  
Indictment for Rape

Cornelius G. Coakley, sworn and examined.  
I am a graduated physician practicing  
in New York nearly five years. I examined  
the girl Raffada Galiano <sup>now</sup> here in Court I  
believe on the 4<sup>th</sup> of August. My office is at  
126 East 45<sup>th</sup> street. I found the hymen,  
the vagina dilated more than it should  
be in a girl of her age, presuming that  
she was a virgin. There was a slight lacer-  
ation on the right side of the hymen;  
it was torn more on the right than on  
the left, but there was no tenderness about  
the genitals whatever. My examination  
revealed that there must have been at  
some period penetration of the vagina by  
a fairly large-sized instrument, probably  
blunt, but the laceration that was there  
was entirely healed up and old, so that  
it would be impossible to state whether  
that laceration had existed for a month  
or longer; and that were this rape com-  
mitted at the time that it was said  
to have been done, viz. two days before  
that, there would not have been  
any medical testimony which could  
have accounted for it any more.

than in a married woman two days after connection. If a girl had been violated before the violation alleged on the first of August would that have left the parts in the condition you found them? Yes, it would have left no trace whatever. I sent a certificate in this case addressed to Mr. Gery, the President of the Society. Raffaele Galiano, sworn and examined through the Interpreter. I am 13 going on 14 years of age; on the first of August of this year I lived in my home 212 Kester St. with my aunt, Marie Vettuccio; she is the wife of Carmine Capolo. My father Michele Galiano lived there; it was the top floor; we had two rooms there. My uncle and aunt slept in one room and my father and myself in the other. There were two beds in the room in which my father slept - the front room. On the night of the 1<sup>st</sup> of August I was sleeping and he came by my bed and pulled my drawers down, and then my hands were behind my back and his hand was by my mouth. Then I was going to cry and I could not. He put his thing into me; but not much. He stayed there about fifteen minutes;

then he went away from my bed and went out. He got out of the bed near the foot. He dressed himself, and then my aunt's husband came; my aunt was up to open her husband's door, and she seen my father in bed. My aunt opened the door. My uncle came in the room. My father opened the door for him. He had only the drawers and a shirt on when he opened the door for my uncle. My father never took any liberties with me before that time; he wanted to try to do it, but he did not do it. I told my aunt what my father did to me the following morning.

Cross Examined. When my father was in bed with me he put his thing into my private parts. My father never went to sleep in the same bed with me before that. (yes, he came once before. I sent him away and told him to go into his bed; he did not want to go and leave my bed, but I forced him to go. It is not a fact that we occupied four rooms there, it was only two rooms. There was only one door and my bed was near the door. where my aunt and uncle slept. I never had any trouble or disputes with my father. It is not a fact



that I was keeping company with a young man to whom my father objected. There was no young man in the neighborhood whom I proposed to marry. When my father came into my bed I could not give any cries because he had his hand pressing on my mouth. I could not make any resistance because he was on top of me; he remained on top of me about fifteen minutes. I have been at school for three months in Mott St. I learned there to tell the time; there was a clock in the house. I do not exactly remember if I looked at it, but I guess it was fifteen minutes. Did the father at any time take his hands from her mouth? Yes, and then I tried to cry out and he put it back. She did not cry out? I had no time. I was afraid. When her uncle came to the door why did she not tell the uncle at that time? My uncle knew nothing at all about what happened. Why did she not tell the uncle at that time instead of allowing twenty four hours to elapse? I could not tell him anything. I was afraid that my father would have killed me. I first told it to my aunt,

and then my aunt spoke about it to her husband. I told my aunt what my father did to me I do not recollect testifying at the Police Court that I had no conversation with my aunt; my uncle and aunt, since the complaint was lodged in the Police Court have not instructed me as to what I should say, and nobody has told me what to say to the jury. Since this complaint has been taken notice of my relations have been to see me. My aunt came to see me, but she was not allowed.

By Mr. Weeks. You answered in response to a question of Counsel that the reason you did not say anything about this right away was that you were afraid your father would kill you, why were you afraid, had he ever beaten you or anything of that sort? He always beat me, always ill treated me, and always told me that he would kill me. My mother is dead.

Barmino Cupolo sworn: I live at 204 West 1st St. I lived in that house, but I have left the house since. I lived there on the 1st of August of this year. I occupied two rooms. I lived in one room with my wife and in the other room Galiano and his daughter slept; Raffalea is my niece.

0585

6  
I remember the night of Saturday the first of August. I occupied two rooms there. I came home that night at half past twelve o'clock. I knocked at the door and Galiano came and opened the door for me. He was in his drawers. When I went in my wife told me something. Cross Examined. On the day in question I went to my club in Canal street, but I did not drink anything. I was sober. I every now and then drink a glass of beer when I am at home. As a rule the defendant opened the door for me when I was out late at night. I have seen him at other times in his night drawers where he opened the door for me. Have you ever been convicted of crime in this country or in Italy? I had a row with a friend of mine in Italy and I was arrested and sentenced to seven days imprisonment. I have been here in this country four or five times also for a row. I have no malice against the defendant only what I have got to say against him for ill treatment to his daughter. I don't know anything about a young man keeping company with the defendant's daughter who desired to marry her. The daughter had her bed near the window, the father had his bed near the outer door, near the hall, and we slept in the inner room.

Every night when I came home I had to go through the defendant's room to get into my bed room, both by him and by his daughter. On this night in question when you came home was the door leading from his room into where your wife slept open or closed? It is always kept open. Was it customary for the defendant when you came in at night to open the door for you? Sometimes I got up and sometimes he got up when I was at home. When I was not at home then he got up. Raffacka will be fourteen years old next Christmas.

Marie Vettuccio sworn. I am the wife of Carmine Culpolo, Vettuccio is my maiden name. I lived with him at 204 Hester St. on the first of August of this year. He had two rooms - a sleeping room and a kitchen; they slept in the kitchen. I and my husband slept in the room and the prisoner and the daughter slept in the kitchen; she is the daughter of a sister of mine; it is nearly two years since she died. That Saturday night when my husband knocked at the door I saw the prisoner leave his daughter's bed. I was going to jump out of bed to go and open it myself for my husband, but then I saw him and I did not go. When I saw the defendant leave his daughter's bed

I was just at the moment sitting down on the edge of my bed. My bed is close to the door and I could see exactly what his movements were in the other room. I saw Galiano let my husband in. Did Raffada tell you anything about what had occurred when in that room? Yes she told me what had happened when she spoke to me on the following Monday morning. Did you after that have any conversation with the defendant? No sir.

Cross Examined. On the night in question did you hear any unusual noise come from the bed chamber of the girl? No, I was asleep. I did not hear anything. Is it not a fact that both you and your husband have taken this man's goods and chattels since his arrest? No. Have you not at present a trunk in your possession belonging to the defendant here? Yes sir. Do you know anything of a young man who was keeping company with Raffada? There was one that wanted to marry her, but I have not seen him any more since the defendant's arrest. Did the defendant object to the daughter marrying this Negro, or whatever his name might be? No. he never said anything. I saw my husband come in



0589

10

front room - That is the room looking out on the street - contained two beds, and the adjoining room south of it contained one bed, in which I was informed Mr. and Mrs. Cupolo slept. Do you know the room the Cupolos slept in? Yes, the front room; the bed occupied by the complainant was situated parallel to and against the partition dividing the two rooms, and the foot of her bed came out to the door way leading into the room wherein Mr. and Mrs. Cupolo slept; the door connecting those two rooms opened into the Cupolo's room. The bed wherein Mr. Galiano slept was situated in the north-east corner of the room or directly oblique. I might say to the location where the girl slept.

Michele Galiano, sworn and examined in his own behalf testified. I am fifty years old. I am a common laborer, a shoveler. Have you ever been arrested charged with the commission of any crime or offence in your life? Never. How long have you lived at 204 Hester St.? About five months. Do you recollect the night of August the 1st. where you opened the door for your brother-in-law? Yes. I was dressed on my bed laying down, and I opened the door with all my clothes on. Were you

in your daughter's bed on that night at any time? No. Did you hear the testimony of your sister-in-law to the effect that she saw you getting out of your daughter's bed? It is not true, it was an arranged business between my daughter and my sister-in-law. Have you had any trouble with your daughter? Never. I always loved her. Have you said anything to her in reference to the young man whom she was to marry? It is my sister-in-law that wanted to give her as a husband to this young man. I said, no, because I brought her up to this age, and I will take care of her for the future. You have always provided for and supported and maintained her? Yes she has got four dresses which I bought her. Did you ever violate her person in any manner? I beat her when she wanted to run away off with the boys, as a father should do. Did you ever insert your penis in her person? No sir.

Cross Examined. You say you never have had any trouble with your daughter? I furnished her to educate her as she ought to be educated because the father has always to take care of his daughter. Did you ever have any other trouble with her except to



0591

furnish her? Nothing. You brought her up to be  
 a good girl? Yes sir. Did you ever have  
 any trouble with your sister-in-law Marie  
 Vettuccio? We had a little bit of a row about  
 the rent I had to pay her. That was all settled  
 up though, wasn't it? About four months, but  
 their trouble was not of much consequence.  
 After that you lived very happily with her  
 didn't you, you got along all right? Yes.  
 Have you found your daughter Raffada  
 truthful? She was always honest and  
 truthful because I always took care of her  
 and she was a good girl. You have  
 a son Joseph? Yes. He does not live with  
 you now, or did not in August? My son  
 don't want to live with me because he  
 preferred to lead a loafer's life. When  
 did he leave you? Since my wife died he  
 has always been away from me and  
 he has never helped me at all. I worked  
 for myself. How old is your daughter?  
 She will be fourteen years old on the  
 24<sup>th</sup> of next December.

The jury rendered a verdict of guilty.  
 The prisoner was remanded for sentence.

0592

Testimony in the  
case of  
Michael Galiano

filed  
Aug. 1991

0593

126 East 45<sup>th</sup> Street

Aug 4<sup>th</sup> 91

Mr Ellridge T. Gerry Esq  
President of the Society  
for the Prevention of  
Cruelty to Children  
Dear Sir

This is to certify  
that I have this day  
examined Raffiela  
Galiano act 13  
of 20<sup>th</sup> West St.

I find but very  
little tenderness about  
the external genitals

0594

girl.

Very Respectfully Yours

Chas. A. Akley M.D.

To Mr. Eldridge S. Gurney,  
Pres. Soc. for the  
Prevention of Cruelty  
to Children

or on introducing  
a finger into the  
vagina. The hymen  
is very much dilated  
and a slight but  
evidently old lacera-  
tion exists on the  
right side. Two  
fingers could be  
readily passed through  
the orifice without  
causing pain.

In my opinion  
it would be hard  
to prove the recent  
penetration of the  
vagina by a medium  
sized penis in this

0595

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

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

New York, August 11<sup>th</sup> 1891.

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

*The People  
against  
Michele Galiano.*

*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.

0596

496

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

THE PEOPLE OF THE STATE OF NEW YORK,  
against

*Michael Fighiano*

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this  
indictment, accuse *Michael Fighiano* —  
of the CRIME OF RAPE, committed as follows:

The said *Michael Fighiano*, —  
late of the City of New York, in the County of New York aforesaid, on the *21st*  
day of *August*, in the year of our Lord one thousand eight hundred and  
ninety- *one*, at the City and County aforesaid, with force and arms, in and upon  
a certain female not his wife, to wit: one *Rafaela Fighiano*, —  
then and there being, wilfully and feloniously did make an assault, and her  
the said *Rafaela Fighiano*, then and there, by force and with violence to  
her the said *Rafaela Fighiano*, against her will and with-  
out her consent, did wilfully and feloniously ravish and 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.

SECOND COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further  
accuse the said *Michael Fighiano* —  
of the CRIME OF ASSAULT IN THE SECOND DEGREE, com-  
mitted as follows:

The said *Michael Fighiano*, —  
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 a certain female not his  
wife, to wit: her the said *Rafaela Fighiano*, then and there being,  
wilfully and feloniously did make another assault with intent her the said *Rafaela*  
*Fighiano*, against her will and without her consent, by force and violence, to then  
and there wilfully and feloniously ravish and 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.

0597

Eight COUNT:—

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

of the CRIME OF PERPETRATING AN ACT OF SEXUAL INTER-  
COURSE WITH A FEMALE UNDER THE AGE OF SIXTEEN YEARS,  
NOT HIS WIFE, committed as follows :

The said Michael Aglains. —

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 a certain  
female not his wife, to wit: her, the said Rafaela Aglains. —  
then and there being, wilfully and feloniously did make another assault, she, the said  
Rafaela Aglains, being then and there a female under the  
age of sixteen years, to wit: of the age of fifteen years; and the said  
Michael Aglains — then and there  
wilfully and feloniously did perpetrate an act of sexual intercourse with her, the said  
Rafaela Aglains —, 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  
JOHN R. FELLOWS, District Attorney.

0598

**BOX:**

446

**FOLDER:**

4114

**DESCRIPTION:**

Gallager, Owen

**DATE:**

08/13/91



4114



0599

Henry

Henry Schiden

330622

Paul Cornick  
presides

Ch. 9000  
Probably Recd

My

1049

15/ J.P.

Counsel,

Filed. 13 day of Aug 1891

Pleads, *Aggrieved*

THE PEOPLE

vs.

*21 21-  
330*

*T*

Owen Gallagher

[Sections 224 and 228. Penal Code].

Robbery.

*Alonzo Smith*  
~~John A. Smith~~

District Attorney.

A True Bill.

*Wm. Maduff*

Foreman.

Part III Sept 8/91  
Pleas. Robbery 2nd deg  
el Ref p. Sept 15.  
Sept 15/91 *TA*

0600



ESTABLISHED 1837.

**KIRKMAN & SON**  
MAKERS OF  
**Pure LAUNDRY SOAPS.**

30 CATHARINE ST.

New York, Sept 10 1891

Alfred Smyth

Respected Sir.

We sincerely hope  
you will be merciful  
in the case of Owen  
Gallagher - He has  
been in our employ  
for nearly nine years &  
has always been a most  
faithful & respectful youth.

We understand he has  
never been in trouble  
before (that is arrest)  
after his liberation we  
wish to take him  
into our employ &  
will do all in our power

& cultivate his moral nature -

In the case of a young man named Ghos Salmar in Oct 1887 charged with manslaughter & towards whom you showed most discerning leniency we are happy to state that his course of life since then has been very exemplary and we regard him as one of the most valuable men in our Employment

With great respect  
we are truly yours

Richman & Co

0602

POLICE COURT—1 DISTRICT.  
CITY AND COUNTY }  
OF NEW YORK, } ss.

RECOGNIZANCE TO TESTIFY.

BE IT REMEMBERED, That on

the 8 day of August in the year of our Lord 1897

Henry Schuden  
of No. 103 Sandford St Bklyn Street, in the City of New York,  
and William Pardey  
of No. 103 Sandford Street, in the said City,

personally came before the undersigned, one of the Police Justices in and for the City of New York, and acknowledged themselves to owe to the PEOPLE OF THE STATE OF NEW YORK, that is to say: the said

Schuden the sum of one Hundred Dollars,

and the said Pardey the sum of one Hundred Dollars.

separately, of good and lawful money of the State of New York, to be levied and made of their respective goods and chattels, lands and tenements, to the use of said People, if default shall be made in the condition following, viz:

The Condition of this Recognizance is such, That if the person first above recognized shall personally appear at the next COURT OF General SESSIONS of the Peace, to be holden in and for the City and County of New York, and then and there Testify and give such evidence, in behalf of the People of the State of New York, as he may know concerning an Offence or said to have been lately committed in the City of New York, as aforesaid by Henry Schuden

And do not depart thence without leave of the Court, then this Recognizance to be void, otherwise to remain in full force and virtue.

Taken and acknowledged before me, the }  
day and year first above written. }

Wm. J. G. Venter  
Wm. Pardey

J. C. B. Kelly Police Justice.

0603

CITY AND COUNTY } ss.  
OF NEW YORK, }

day of Aug 1891  
John A. McCallister Police Justice.

Sworn before me, this

Henry Schudyn  
the within-named Bail, being duly sworn, says that he is a House holder in Brooklyn City, and is worth Five Hundred Dollars,

over and above the amount of all his debts and liabilities; and that his property consists of

Household furniture situated No 103 Sandford  
Street Brooklyn of the value of Five hundred  
dollars and two wagons all of the value  
of five hundred dollars  
Wm Pardee

New York Sessions,

THE PEOPLE, &c.

Recognizance to Testify.

Magistrate

128

day of

Filed

0604

CITY AND COUNTY } ss.  
OF NEW YORK,

POLICE COURT, 1 DISTRICT.

*James J. Walker*  
of the 4th Precinct Police Street, aged \_\_\_\_\_ years,  
occupation \_\_\_\_\_ being duly sworn deposes and says,  
that on the \_\_\_\_\_ day of \_\_\_\_\_ 188\_\_\_\_

*Henry Schindler*  
at the City of New York, in the County of New York, is a necessary and material witness  
against *Owen Gallagher* charged  
with a Felony and asks that he  
give surety for his appearance to  
testify.

*James J. Walker.*

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

of \_\_\_\_\_

188\_\_\_\_

day)

*John J. Walker*  
Police Justice.

0605

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

Police Court--First District.

of No. 103 Sandford St. 73<sup>rd</sup> Lyn  
and says, that on the 6<sup>th</sup> Street, being duly sworn, deposes  
at the 4<sup>th</sup> day of August 1891  
Ward of the City of New York, in the  
County of New York, was feloniously taken, stolen, and carried away, from the person of de-  
ponent, by force and violence, without his consent and against his will, the following property viz:

One gold watch

of the value of Twenty  
the property of Deponent

Dollars,

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 force and violence as aforesaid, by  
~~James~~ Owen Gallagher (now here) and  
an unknown man who escaped  
Deponent says that about the hour of 2  
A. M. on said date he was walking  
along Park Row when said defendant  
came behind him and caught hold  
of him by the arms and took said  
property from the pocket of the vest  
then and there worn by him and  
ran away. That deponent pursued him  
and was tripped up by said unknown  
man. Deponent says that he got up.

Sworn to, before me, this

day

Police Justice.

0606

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 Byundant

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

Dated AUGUST. 0 - 18 91 Do J. C. Bell Police Justice

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

Dated AUGUST. 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.



Complainant bailed by  
William Parley  
~~103 Sandford St~~  
65 Cedar St  
Brooklyn

*Residence* ..... *Street* .....

**COMMITTED.**

0508

COURT OF GENERAL SESSIONS.

-----X  
THE PEOPLE :  
v. :  
OWEN GALLAGHER :  
-----X

City and County of New York, ss:

Alexander S. Kirkman, being duly sworn, says:  
That he is a soap manufacturer doing business as such at  
No. 30 Catharine Street in the City of New York for many  
years last past; that he knows the above named defendant  
Owen Gallagher for nine years last past; that he came to  
work for deponent at his said factory about nine years ago,  
and continued up to about two months ago to work in said  
factory, when he was laid off temporarily; that during all  
the time he worked for deponent he gave a good account of  
himself and did his duty well, and was an honest lad,  
every one in the shop speaking well of him; that deponent  
knows the crime with which he is charged in this action,  
and notwithstanding that knowledge he is willing to take  
him back in his employment; deponent has been informed  
and verily believes it to be true, that the above named  
defendant is a married man whose wife depended on him for  
support. And further deponent saith not.

Sworn to before me this : *Alex. S. Kirkman*  
Eleventh day of September, 1891. :  
*Walter Bird* (512) :  
*Notary Public* :  
*Wm. C.*

0609

COURT OF GENERAL SESSIONS.

-----X  
THE PEOPLE :  
v. :  
OWEN GALLAGHER. :  
-----X

City and County of New York, ss:

Anthony Pfaffler, of No. 614 East 13th Street,  
New York City, being duly sworn, says: That he has been  
for many years past and still is foreman in the soap fac-  
tory of ~~A. S. A.~~ <sup>or Son</sup> Kirkman, at No. 30 Catharine Street, New York  
City; that he knows the above named defendant over nine  
years last past and knew him to work at said above mentioned  
factory all that time mainly under the direction of depo-  
nent; that deponent about two months ago laid defendant  
off for a time, for some trivial cause, intending to  
restore him to work again shortly after; that deponent  
knows said Gallagher well both inside and outside of the  
factory, and has been a good boy and man, honest and  
industrious and liked by all who knew him; and deponent  
was astonished when he heard he was arrested for robbery,  
as his good conduct had been uniform.

And further deponent saith not.

Sworn to before me this

*Eleventh* day of September, 1891.

*Walter C. Bird*

*Notary Public (212)*

*W. C.*

*Anthony Pfaffler*

06 10

COURT OF GENERAL SESSIONS.

THE PEOPLE

v.

OWEN GALLAGHER.

AFFIDAVITS.

Francis V.S. Oliver,  
Atty. for Defendant,  
145 Broadway,  
New York City.

0611

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,  
against

Owen Gallagher

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

— Owen Gallagher —

of the CRIME OF ROBBERY in the *first* degree, committed as follows:

The said Owen Gallagher.

late of the City of New York, in the County of New York aforesaid, on the *ninth*  
day of *August*, in the year of our Lord one thousand eight  
hundred and *ninety-one*, in the *mid* time of the said day, at the City and  
County aforesaid, with force and arms, in and upon one *Heinrich Schenken*  
in the peace of the said People, then and there being, feloniously did make an assault, and

*one watch of the value of thirty*

*dollars,*

of the goods, chattels and personal property of the said *Heinrich Schenken*,  
from the person of the said *Heinrich Schenken*, against the will,  
and by violence to the person of the said *Heinrich Schenken*,  
then and there violently and feloniously did rob, steal, take and carry away, *the said*  
*Owen Gallagher* *himself* and there  
*aided by an accomplice actually present,*  
*whose name is to the Grand Jury*  
*aforesaid as yet 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.

*De Lancey Meade,*  
*District Attorney*

06 12

**BOX:**

446

**FOLDER:**

4114

**DESCRIPTION:**

Gates, Harry J.

**DATE:**

08/12/91



4114

0613

137 / JD  
1047

Counsel,  
Filed 12 day of Aug 1891  
Pleads, *Sept 13*

THE PEOPLE  
18 counts.  
85 counts  
Harry J. Sales  
Grand Larceny Second Degree.  
[Sections 528, 537, Penal Code.]

DE LANCEY NICOLL,  
District Attorney.

*Joseph S. S. S.*

A True Bill.

*Wm. A. Wood*

Part 3. Sept 8/91  
Pleads *Sept 13*  
Receiving Stolen Goods.

29

2 *Andrew*

Witness:

*Joseph S. S.*

*you will see*

*nothing but*

*Self. Character  
extending from  
the day to day*

06 14

Police Court

1<sup>st</sup> District.

Affidavit—Larceny.

City and County } ss:  
of New York,

Cressimus Shaffer

of No. 143 Broadway Street, aged 47 years,  
 occupation Vice president New York Steam Co being duly sworn,  
 deposes and says, that on the 5<sup>th</sup> day of August 1891 at the City of New York,  
 in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in  
 the day time, the following property, viz:

One type writing machine  
 being of the value of  
 Fifty Dollars.

the property of The New York Steam Company  
 and in the care and custody 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 Harry & Gates (enclined) for

the reasons following to wit: That  
 on said day deponent missed the  
 said property from the offices of  
 the said company aforesaid. But  
 deponent is informed by William  
 N. Strong a police officer of the  
 1<sup>st</sup> Precinct police, that he saw  
 said defendants in the basement  
 of 31 Broadway having said machine  
 in his possession acting in a suspicious  
 manner and trying to sell the same  
 and arrested him and deponent is further  
 informed by Jasper L. Hill of 23 West  
 44<sup>th</sup> Street that on said day he saw

Examination of deponent

1891

John J. Davis.



06 15

in the basement 31 Broadway when  
said defendant came into said  
basement and offered the said machine  
for sale. Depoent further says  
that he fully identifies said machine  
as being his by the numbers 6140  
being an said machine, and he  
therefore charges said defendant  
with the larceny aforesaid of the  
property aforesaid

D. P. Shaffer

Sworn to before me on  
the 6<sup>th</sup> day of August 1911

To J. C. Bruff Police Judge

06 16

CITY AND COUNTY }  
OF NEW YORK, } ss.

*William H. Strong*  
aged *34* years, occupation *Police officer* of No. *17*  
*Primer police* Street, being duly sworn, deposes and  
says, that he has heard read the foregoing affidavit of *Mesdames Schaffer*  
and that the facts stated therein on information of deponent are true of deponent's own  
knowledge.

Sworn to before me, this *6th* day of *August* 1890, } *William H. Strong*

*Do* } *C. P. Ruff*  
Police Justice.

06 17

CITY AND COUNTY }  
OF NEW YORK, } ss.

Jasper G. Hill  
aged 37 years, occupation Janitor of No.

231 West 40th Street, being duly sworn, deposes and

says, that he has heard read the foregoing affidavit of Crescent Schaffer

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

Sworn to before me, this

day of August 1890, }

Jasper G. Hill

Da J. C. Hill  
Police Justice

06 18

Sec. 198—200.

CITY AND COUNTY } ss.  
OF NEW YORK, }

District Police Court.

*Harry J. Gates* 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. *Harry J. Gates*

Question. How old are you?

Answer. *18 years*

Question. Where were you born?

Answer. *United States*

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

Answer. *35 Bowery 5 days*

Question. What is your business or profession?

Answer. *None*

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*

*HJG.*  
*Harry J. Gates*

Taken before me this

*6th*

day of August 1891

*So* *Well* *Police Justice*

06 19

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 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 August 6 1891 So 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.

0620

Police Court---

District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Christina Schaffer*  
*173 Broadway*  
*Samuel G. Galt*

2

3

4

Offence

BAILED.

No. 1, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 2, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 3, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 4, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

Dated *August 6* 188*9*

*Sherry* Magistrate.

*Sherry* Officer.

*17* Precinct.

Witness *William H. Sherry*

No. *17* Precinct Street

*Jasper G. Hill*

No. *231 W. 40th* Street

*H. E. Van Borsum* or *173 Broadway*

No. *Ackley* No. *31 Broadway* Street.

*\$1000* to answer *173 Broadway*

COMMITTED.

0621

*District Attorney's Office,  
City and County of New York*

September 22nd

189

Hon. Frederick Smyth,  
Recorder.

Dear Sir:-

As you requested me to ascertain the character of HARRY J. GATES, who pleaded guilty to receiving stolen goods on September 8th, 1891, we learn that his right name is EZRA L. BEACH, and was born in Milwaukee, Wis. where his father is the agent of the Wheeler & Wilson Sewing Machine Co. of New York. Attached to this letter is one from the Chief of Police of Milwaukee and one from the Chief of Police of Chicago and one from the Chief Clerk of the First National Bank of Chicago in which he stated that Beach was employed in the bank and left, but that they afterwards would have reinstated him had he come back, but which he failed to do.

It is claimed that his downfall may be laid to his associating with one Jim Hickcox, with whom he left Milwaukee for New York, and I have learned that his whole trouble in New York was caused by his associating with Jim Hickcox whom we have been unable to locate.

Beach was employed in New York by the Long ~~Distance~~ Distance Telephone Co., 18 Courtland St? He left this place of his own accord. On inquiry there they spoke very well of him, and all other places that he was employed in this City.

*Riley, Van Hook & Finner*

0622

Mr. Dehaeger  
Sir:-  
Will you be kind  
enough to let me know what you  
intend to do with me? I am absolutely  
helpless in this place and can do nothing.  
My parents and friends are hundreds of  
miles from here and I am alone in  
New York, I live in a prison on an  
island, I am with some of the worst  
characters of the city. I protest that  
I am innocent of the crime for which

City Prison  
Aug. 8, 1891



0623

I am suffering so severely, and you are inclined to believe me; at the same time I am here, penniless and almost starved and my kind friend Norman Sticks is undoubtedly enjoying my discomfiture ~~truly~~ <sup>truly</sup> heartily. On account of my mother who would almost go insane if she knew where I was quartered, I have assumed my name. Most likely you have already found out that my true ~~name~~ name was Ezra G. Beach and

0624

for my past character I can refer you  
~~to~~ the First Nat. Bank of Chicago where  
I was employed for nearly two years, to  
the Hon. Ezra G. Valentine of  
Breckenridge Minn., my uncle, and  
to my father Jas. M. Beach, 406 Grand Ave.  
Milwaukee Wis. If I had enough  
money, I would write to these people  
and ask them to plead with you for  
me, but the fact is, the last cent I

0625

had went for a meal for Norman  
stickney, as did many a previous cent.  
I do not beg of you to let me off, as  
I can prove my innocence, I do not  
ask you to give me one thing or another,  
all I ask is for a chance to defend  
myself, and in this case I can do nothing.  
Hoping you will consider this, I am  
your prisoner  
V. Benson.

0626

W. C. ANDREWS, PRESIDENT.  
LEWIS GOON, SECRETARY.

O. P. SHAFFER, VICE-PRESIDENT AND TREASURER.  
F. H. PRENTISS, GEN. MANAGER.

*The New York Steam Company,*

*2 Cortlandt Street.*

*New York* \_\_\_\_\_ *18*

0627

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Harry J. Gates*

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this  
indictment, accuse *Harry J. Gates*

of the CRIME OF GRAND LARCENY in the *second* degree committed as follows:

The said

*Harry J. Gates*

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

*one type-writing machine of  
the value of fifty dollars*

of the goods, chattels and personal property of *one* a corporation called  
*The New York Steam Company*  
then and there being found, then and there feloniously did steal, take and carry away, against  
the form of the statute in such case made and provided, and against the peace of the People  
of the State of New York and their dignity.

0628

SECOND COUNT—

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

*Harry J. Gates*  
of the CRIME OF RECEIVING STOLEN GOODS, committed as follows:

The said

*Harry J. Gates*  
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,

*one typewriting machine of the  
value of fifty dollars*

*of the goods, chattels and personal property of one corporation called  
The New York Steam Company*  
by a certain person or persons to the Grand Jury aforesaid unknown, then lately before  
feloniously stolen, taken and carried away from the said *corporation*

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

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

DE LANCEY NICOLL,

*District Attorney.*

0629

**BOX:**

446

**FOLDER:**

4114

**DESCRIPTION:**

Gena, Henry

**DATE:**

08/06/91



4114

0630

988

Counsel,  
Filed 6 day of Aug 18 91  
Pleads,

THE PEOPLE

vs.  
Forger in the Second Degree.  
[Sections 511 and 521, Penal Code.]  
(Endorsement, etc.)

*Henry Sana*

*De Lancey Nicoll*  
*John R. Williams*

District Attorney.

A True Bill.

*Wm. Andrews*  
*Aug 7/91*  
Foreign.

*Henry C. M. Suley*  
*Clara B. B.*

Witnesses:

*Wm. A. Rocke*



0631

## Police Court / District.

City and County } ss.  
of New York.

of No. 26 Fourth Street, aged 32 years,  
 occupation machinery dealer being duly sworn, deposes and says,  
 that on the 27 day of July 1891, at the City of New  
 York, in the County of New York,

Henry Genet unknown, did feloniously make, forge, utter, and convert with intent to defraud the name J. W. Roake to the annexed check, marked of "A" and did endeavor to have the same cashed in violation of Section 570 of the Penal Code for the reasons following to wit: The defendant who was in the employ of deponent admits and confesses after being informed of his right to having signed the name J. W. Roake to the said check and with having attempted to obtain the money on the same.

Sworn to before me  
 This 28 day of July 1891 } H. S. Roake

Police Justice

0632

Sec. 198-200.

District Police Court.

CITY AND COUNTY } ss.  
OF NEW YORK, }

*Henry Gena* 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. *Henry Gena*

Question. How old are you?

Answer. *19 years.*

Question. Where were you born?

Answer. *New York*

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

Answer. *102 James Street. 3 years.*

Question. What is your business or profession?

Answer. *Machinist.*

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.**Henry Gena*

Taken before me this

*30*

day of

*July**1891*

Police Justice.

0633

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 *Two* Hundred Dollars, *1000* and be committed to the Warden and Keeper of the City Prison, of the City of New York, until he give such bail.

Dated *July 30* 18 *91* *[Signature]* 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.

0634

BAILED.

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

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

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

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

Police Court---

1888 District.

THE PEOPLE, &c.  
ON THE COMPLAINT OF

*James S. Houske*  
*261 Front at*  
*Henry Lena*

1 \_\_\_\_\_  
2 \_\_\_\_\_  
3 \_\_\_\_\_  
4 \_\_\_\_\_

Offence

Dated *July 30* 188*8*  
*Reimer* Magistrate.

*Corbett & Griffin* Officer.  
*4* Precinct.

Witnesses *Peggy Turner*  
No. \_\_\_\_\_ Street.

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

No. \_\_\_\_\_ Street.  
\$ *1.00* to answer *G. S.*

*Committed*

*Henry R*

0635

Dear Sir:

I have inclosed this  
check as per your request  
and would be glad to hear  
and oblige.

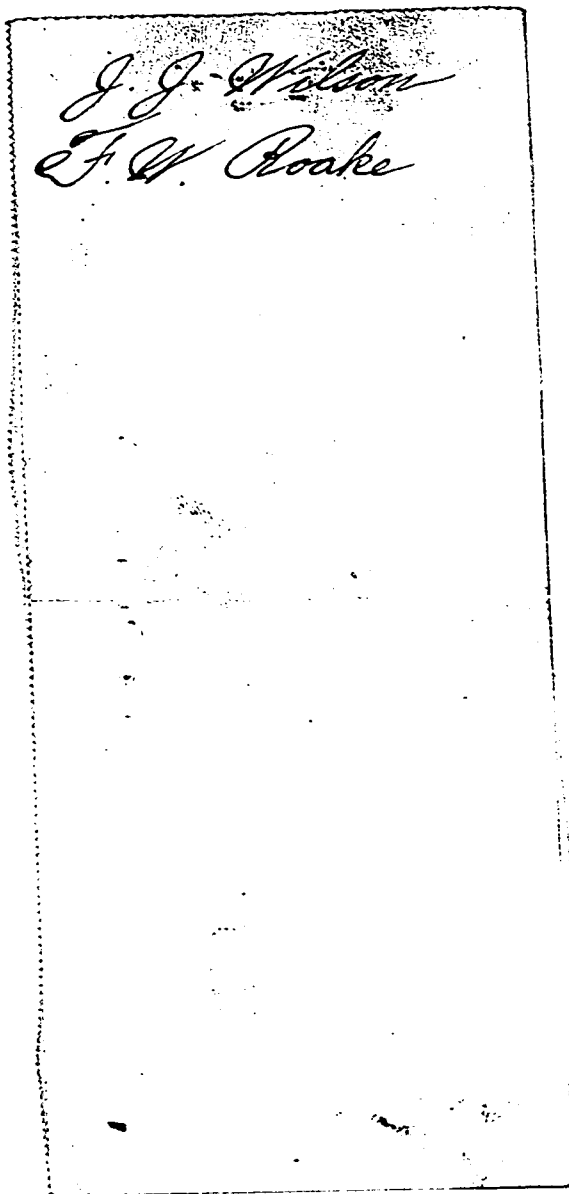
Wm. A. Porter

0636

|  |   |                     |          |              |
|--|---|---------------------|----------|--------------|
| <b>Donegan &amp; Swift,</b><br>No. 11 MURRAY ST. | No. 706   | 94 <sup>th</sup> St | New York | July 25 1891 |
|  | <b>Chatham National Bank</b>                          |                     |          |              |
|  | Pay to the order of <i>Edw. J. McKelvey</i>           |                     |          |              |
|  | Twenty seven 20/100                                   |                     |          |              |
|  | \$27.20/100   |                     | Dollars  |              |
|  | <i>Edw. J. McKelvey</i><br><i>Donegan &amp; Swift</i> |                     |          |              |

Donegan & Swift, Lith. 22 Liberty St., N.Y.

0637



0638

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Henry Lema*

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

*Henry Lema*  
of the CRIME OF FORGERY IN THE SECOND DEGREE, committed as follows:

The said

*Henry Lema*  
late of the City of New York, in the County of New York aforesaid, on the 27<sup>th</sup> day of *July* — in the year of our Lord one thousand eight hundred and *ninety-one*, at the City and County aforesaid, having in *his* custody a certain instrument and writing, *to wit: an order for the payment of money, of the kind called bank cheques* which said *bank cheque*, — is as follows, that is to say:

*No. 706 New York July 25 1891*  
*The Chatham National Bank*  
*Pay to the order of Wilson & Roake*  
*Twenty seven <sup>70</sup>/<sub>100</sub> ——— Dollars*  
*\$27. <sup>70</sup>/<sub>100</sub> Donegan & Swift*

the said

*Henry Lema*  
afterwards, to wit: on the day and in the year aforesaid, with force and arms, at the City and County aforesaid, feloniously did forge, and cause and procure to be forged, and willingly act and assist in forging on the *back* of the said *bank cheque* a certain instrument and writing commonly called an *Endorsement* which said forged instrument and writing commonly called an *Endorsement* is as follows, that is to say:

*F. W. Roake*

with intent to defraud, 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.



0639

SECOND COUNT—

And the Grand Jury aforesaid, by this indictment, further accuse the said *Henry Gena* of the CRIME OF FORGERY IN THE SECOND DEGREE, committed as follows:

The said *Henry Gena*

*late* of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid having in *his* possession a certain instrument and writing, *to wit: an order for the payment of money, of the kind called bank cheques* which said *bank cheque* is as follows, that is to say:

*No. 706 New York July 25, 1891*

*The Chatham National Bank*

*Pay to the order of Wilson & Roake*  
*Twenty-seven <sup>20</sup>/<sub>100</sub> ————— Dollars*

*\$27. <sup>20</sup>/<sub>100</sub> Donegan & Swift*

on the *back* of which said *bank cheque* there was then and there written a certain forged instrument and writing commonly called an *Endorsement* of the said last-mentioned *bank cheque* which said forged instrument and writing, commonly called an *endorsement* is as follows, that is to say:

*— J. W. Roake —*

with force and arms, the said forged *endorsement* then and there feloniously did utter, dispose of and put off as *true*, with intent to defraud, *he* the said *Henry Gena* then and there well knowing the premises, and that the said *endorsement* was forged, 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,  
~~JOHN R. FELLOWS~~,  
District Attorney.

0640

**BOX:**

446

**FOLDER:**

4114

**DESCRIPTION:**

Gilford, William J.

**DATE:**

08/03/91



4114

0641

Witnesses:

*Thos. Dargatz*

Counsel,

Filed

May of 1891

Pleas,

*Voluntary*

THE PEOPLE

vs.

*F*

*William J. Gilford*

Burglary in the second degree.  
and attempt at Grand  
larceny in the first degree.  
[Section 497, 506, 526 and 538.]

*Edw. J. Nichols*

District Attorney.

A True Bill.

*Wm. Maden*  
Aug 7/91 Foreman.

*Spencer Foreman of*  
*Aug 21/91*  
*S.P. 9 of Aug 10/91*

0642

Police Court, 4 District.City and County } ss.:  
of New York, }of No. 230 East 25<sup>th</sup> Street, aged 44 years,  
occupation waiter being duly sworndeposes and says, that the premises No 230 East 25<sup>th</sup> Street, 18<sup>th</sup> Ward  
in the City and County aforesaid the said being a tenement dwelling  
the apartments on the first floor of  
and in which there was at the time a human being ~~say~~ to wit: deponent  
and his wifewere BURGLARIOUSLY entered by means of forcibly cutting or  
breaking the string which fastened  
the shutters in front of the windows  
and entering through the windowon the 26<sup>th</sup> day of July 1889 in the night time, and the  
following property feloniously taken, stolen, and carried away, viz:With intent to commit some  
crime thereinthe property ofand deponent further says, that he has great cause to believe, and does believe, that the aforesaid  
BURGLARY was committed with the intent aforesaid  
the aforesaid property taken, stolen, and carried away byWilliam J. Gilford (nowhere)for the reasons following, to wit: that the door of said  
apartments was securely fastened  
and the windows were open but  
the shutters were closed and  
fastened with a string and deponent  
and his wife were sleeping in the  
room. Deponent was awakened by  
the barking of his dog and found  
the defendants in the room and

0643

deponent caused his arrest.

Deponent has found that the said  
string was cut and that the defendant  
entered through the open window  
Sworn to before me  
this 26<sup>th</sup> July, 1891

Attest

Police Justice

Theodor Bungartz

It appearing to me by the within depositions and statements that the crime therein mentioned has been  
committed, and that there is sufficient cause to believe the within named  
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of  
Hundred Dollars  
of the City of New York, until he give such bail.  
Dated 1889  
I have admitted the above named  
to bail to answer by the undertaking hereto annexed.  
Dated 1889  
There being no sufficient cause to believe the within named  
guilty of the offence mentioned, I order he to be discharged.  
Dated 1889  
Police Justice.

Police Court, District,

THE PEOPLE, et al.,  
on the complaint of

et al.

Offence—BURGLARY.

1  
2  
3  
4

Dated 1889

Magistrate.

Officer.

Clerk.

Witness.

No.

Street.

No.

Street.

No.

Street.

to answer General Sessions.

0644

Sec. 198-200.

CITY AND COUNTY  
OF NEW YORK, ss.

District Police Court.

*William J. Gilford* 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.

*William J. Gilford*

Question. How old are you?

Answer.

*25 years*

Question. Where were you born?

Answer.

*New York*

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

Answer.

*402 E. 32<sup>nd</sup> St. 3 years*

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*

*William J. Gilford*  
*X*  
*man*

Taken before me this 26

day of July 1891

*H. H. Nichols*

Police Justice



0646

Police Court---

972 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

*Theodore Bumpert*  
*William J. Gelford*  
2 30 38 25 7th  
2  
3  
4  
Offence *Burglary*

BAILED.

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street

Dated

*July 26* 18*91*

Magistrate.

Officer.

Precinct.

Witnesses

No.

Street.

No.

Street.

No.

Street.



*2000*

*Com*



0647

Court of General Sessions.

People vs. William J. Gilford/

*Indictment for Burglary.*  
*Ind. Aug. 7, 1891*

Appearances: Mr. McManus for the defendant.

Mr. Lynn, for the people.

Theodore Bungertz testified that he lives at 230 East 25th Street; is a waiter; remembers the night of this trouble the 26th of July, 1891; went to bed about half past ten or quarter to eleven; it is a two-story brown stone house, and ~~I live~~ live level with the ground, through front and back; and I sleep right in the middle of the three rooms. The kitchen is the back room. Wife and himself were asleep in that house that night. <sup>past</sup> was awakened about twenty minutes ~~of~~ three. I was awakened by the barking of the little dog we have got. The dog was in the bed-room. We saw this man leaning over and looking into the bed room. My wife jumped up first, she opened the gate and ran after the man through the front room. I got up right after and found my wife had hold of a man and I assisted her. Identifies defendant as the man. We held onto him until he was arrested. I value all the things in our rooms that night.

0648

2

at two hundred and fifty dollars. I fastened the blinds that night with a string; left the window open from the bottom. The doors were locked that night. Defendant was sober, and we held him; he did not make much attempt to escape. We made no explanation or what brought him; we had no conversation with him, only held him. At the stationhouse he said he made an arrangement with a young lady, and she gave him an appointment, and he came to the window; he wanted to see her. The window sill is about three and one half feet from the ground.

Fredrika Bongarts testified that she is the wife of the last witness. On the night in question was awakened by the dog barking; was listening a while and turned around to see where the dog was and saw the prisoner standing with his hands on the gate, and ~~xxxxxx~~ he said, "O by Jesus Christ", while I jumped out of bed I said "O God, and then this man said, "By Jesus Christ"; and I then caught him in the window and held him by the arm, my husband also. I had no girls there; no furnished rooms for ladies, nor did ladies come days to my house.

On CROSS EXAMINATION she testified that the dog gave the alarm quite a while before she got up; and

0649

3.

when I woke up this man was right at the gate. Defendant could not get away, because he had no hold on anything. He couldn't have jumped out of the window; because of the stoop that goes down into the basement, and because of the railing all around; not while I held him. The apartment was in the same condition as before any entry was made. I heard no noise around the house before the dog barked, nor any rapping on the door. I was present when the officer came up, also at the station house, and did not hear anything said by the defendant or by the officer.

RE-DIRECT: I fastened the house that night: there are two locks on each door. My husband went last to bed. I keep a wire gate on the window to keep the dog from falling out. The shutters are tied with a string. When he turned to go it was to the very same window he came in at. The wires across the window were bent and broken off, and it was all right when I went to bed. There was a hook onto the shutters, and the window was raised up. If the wire had not been there he could have jumped out. He did not tell me he was looking for a girl, - not a word.

0650

4

JOHN J. MAGUIRE, testified that he is a police officer, and made the arrest of the defendant about half past two or three o'clock. When he arrived the defendant had one foot on the watertable over the window and the rest of his body half way in about: the woman was holding him and also the man, and the officer pulled him out on the street front-ways: when arrested he said nothing, he was too frightened to speak; he made an explanation at the station house: he said he had met a girl on 24th street and Third Avenue, and she had given him an invitation to her house, and she lived down there at some place, and he did not know where, and he undertook to go into this house to find her.

Upon CROSS EXAMINATION he said I shouldn't say the man was drunk; I wouldn't arrest him for being drunk: he had been drinking, but he talked intelligently. I have been a policeman very nearly two years; he had been drinking a little; I wouldn't say much. His conversation was intelligent. I dragged him out of the window, took him by the collar and put him out of the window: he stepped out himself when I took him by the collar. It didn't require any great effort on my part to do it.

0651

8

ANNIE WEBB testified that she was acquainted with the defendant; know him for about a year; have met him frequently. I live out at service and did at this time. I recollect this day the 26th, spoken of by the witnesses, and I met him the day before, the night before, in 24th street, and I told him I was going to take a room in this house; I told him to keep away from me, because he was drunk. I told him I was going to take a room in the house the second house from the grocery store; and I told him that to keep away from him because he was drunk. I did not see him afterwards; I went right home. My relationship has been friendly with him. I am no relation. I have always been employed as a domestic..

ON CROSS EXAMINATION she said I ~~live~~ live on West 84th Street. I told him I had taken a room in 25th street the second house from the grocery store. I told him 25th street, because he was drunk, and I wanted to get away from him I used to live in that neighborhood, in 25th street; that was a year ago. There is no one in Court that knows I lived there. I work for Mrs. Cohn who lives in West 84th street; she is not here; I am there a month now. I used the first place that came into my mind and said I lived there. I went to a month at Mrs. Cohn's till Sunday. I have never been charged with any crime and have never been arrested.

0652

6

The DEFENDANT testified: name William John Gilford: Was found in these premises as testified. On the 25th of July met this young girl and was after having some beer; asked her where she was living, and she said, "I am going to take a room down in 25th street second door from the grocery store." I said, "Shall I go along." She says, "No." I had been drinking the day before and that day to a considerable extent. I went down there late in the night and knocked at the front door but there was no answer. So I looked through the shutter. I could lean from the railing over and look through the shutter. By leaning against the shutter I broke the string and the shutter came down. Then I went in. I went to the bed room and looked in, and I saw my mistake, and started back to the window again to get out of the window. Certainly I could have jumped out of the window. I took no goods and did not attempt to take any. I heard the dog bark. I believed this girl was living there. On my person was found a penknife, two letters from the doctor and fifty cents. I met the young girl about six or seven in the evening. Between that time and half past three in the morning I was up town at 31st street and Third Avenue. I was up there looking at a game of cards. I was drunk, had considerable in when I entered the house that night.

0653

7

I am a painter by trade. Have been sick; got laid up  
the third of July until xxx two weeks ago, when I went  
to work for my same boss, Mr. Clark, 42nd street and  
Third Avenue. He is not here. I was simply mak-  
ing a call on the girl; she is not my wife. I was drunk;  
I did not know what I was doing. Would not have come in,  
if I had not been drunk.

0654

Count of General Sessions  
Part. 1

The People

vs.

William J. Kilford

Ind. Aug 7/91

Burglary

Aug 9/91



0655

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK  
against

*William J. Fitzgerald*

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

*William J. Fitzgerald*

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

The said *William J. Fitzgerald*.

late of the *Fifteenth* Ward of the City of New York, in the County of New York  
aforesaid, on the *twentieth* day of *July*, in the year  
of our Lord one thousand eight hundred and ~~eighty-nine~~ *one*, with force and arms, about the  
hour of *twelve* o'clock in the *night* time of the same day, at the Ward,  
City and County aforesaid, the dwelling house of one *Theresa Cunningham*

there situate, feloniously and burglariously did break into and enter, there being then and there  
some human being, to wit: *the said Theresa Cunningham*.

within the said dwelling house, with intent to commit some crime therein, to wit: the goods  
chattels and personal property of the said *Theresa Cunningham*.

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,

0656

SECOND COUNT—

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

*William J. Fildford*  
~~attempting to commit~~  
of the CRIME OF ~~Grand~~ LARCENY in the first degree, committed as follows:

The said *William J. Fildford*,

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

*did enter goods, chattels and personal property  
of a value, kind and description to  
the Grand Jury aforesaid unknown, of  
the value of five hundred dollars,*

of the goods, chattels and personal property of one *Fredere Gungothr.*

in the dwelling house of the said *Fredere Gungothr.*

there situate, then and there being found, from the dwelling house aforesaid, then and there  
feloniously ~~did~~ <sup>attempt to</sup> 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.

*Samuel M. Hill,  
Attorney*

0657

**BOX:**

446

**FOLDER:**

4114

**DESCRIPTION:**

Gilmore, Samuel

**DATE:**

08/11/91



4114

0658

Witness:

*M. C. Finn*

*Mary McKay*

Counsel,

Filed

Pleads

11 Aug 1891

*Stacy*

THE PEOPLE

*vs.*  
*19 Lib. Hall Lane*

*Samuel Gilmore*

ABDUCTION  
[Section 322, Sub. 1, Penal Code.]

*DeSancey Hall*

District Attorney.

*Sept. 21, 1891*

A True Bill.

*William Woodruff*

*Chas. E. - Sept. 21, 1891.*  
*Foreman,*  
*tried and convicted &*  
*charged in the second*  
*count of the indictment*

*S. P. 12 - ynd Sept 24*

0659

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

THE PEOPLE  
VS.  
SAMUEL GILMORE.

BRIEF FOR THE PEOPLE.

CHARGE - - - - RAPE.

STATEMENT OF CASE.

Defendant is charged with raping one Mary McKay, on the 22nd day of July, 1891, at 189 South Street, N. Y. City. Mary is 11 years of age.

WITNESSES:

Mary McKay,  
Elizabeth McKay,  
Dr. Brothers,  
Officer Finn,  
Detective Dolan.

MARY McKAY, 11 years of age, residing at 196 South St., will testify: That, on Wednesday, July 22nd, 1891, while passing Gilmore's restaurant at 189 South Street, she saw the defendant, Samuel Gilmore standing in the door-way of the said restaurant. That she asked him for a kruller; and that he said "Come in", which she did; and that he took her into the kitchen of the said restaurant, which is situated in the rear part. That when in the kitchen he unbuttoned her drawers, then unbuttoned his pants, took out his penas and put it into her private parts, so far that it hurt her. That defendant then gave her a kruller and she went home and told no one of the occurrence, until the day she told Dr. Brothers at 162 Madison Street -- eight days after the occurrence. That there was no one in the restaurant during the time she was there.

ELIZABETH McKAY, mother of Mary, will testify: That she noticed that Mary was inclined to stay more in the house and keep quieter than usual; and also that the child complained of numerous pains in her stomach. That she then took Mary to Dr. A. Brothers, at 162 Madison Street, who examined the child and questioned her; and that the child then admitted having been assaulted by the defendant. That she will also testify as to age of child.

DOCTOR BROTHERS, 162 Madison Street, will testify as to medical examination of the child.

DOCTOR COAKLEY will also testify as to medical examination of the child, Mary McKay.

OFFICER FINN, of the S. P. C. C., will testify as to the arrest of the defendant and the identification of him by the child, Mary McKay.

DECECTIVE DOLAN, 4th Prect., will corroborate same.

0660

N. Y. GENERAL SESSIONS

THE PEOPLE

AGAINST

SAMUEL GILMORE.

PENAL CODE, § 100.

BRIEF FOR THE PEOPLE.

Sept 24. 1891

WMS

0661

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

.....  
The People,

vs.

SAMUEL GILMORE.

)

) Before

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) HON. RUFUS B. COWING,

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HON. RUFUS B. COWING,

and a Jury.

Tried September 21, 1891.

Indicted for ABDUCTION.

Indictment filed August 11th, 1891.

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APPEARANCES:

Assistant District Attorney Vernon M. Davis,

For The People.

E. E. Price, Esq.,

For The Defense.

0662

2

MARY MCKAY, the COMPLAINANT, testified that she was 11 years old, and that she lived at 100 South Street, in the City of New York. She lived there in July, 1891. She knew the defendant. He kept a restaurant in South Street, in the next block to her home. She saw him on the 22nd of July, sitting at the door of his restaurant. She the complainant was walking past. She was alone. She the complainant asked the defendant for a dollar. It was between 3 and 4 o'clock in the afternoon. The defendant said, come in and I will give you one." When he got her into the kitchen he held her up against the wall, and she cried out. The defendant told her that she had better stop her halloaing. Then the defendant took out his penis and put it between her legs, and she screamed and after a while he left her go, and she went home. She was afraid to tell her mother of what had occurred. The defendant said when she



0663

3

was leaving, "Come here to-morrow, and I will give you a crawler." Her father and mother were at home when she got home, but she was afraid that they would whip her, and she did not tell them of what had occurred. On the following day she the complainant felt sore in her private parts, and her mother examined her, and then she the complainant told what had occurred. Her mother took her to Dr. Brothers, and the Doctor examined her. Afterwards she had another doctor---Dr. Coakley, who also examined her. Several days later Officer Finn of the Society for the Prevention of Cruelty to Children brought the defendant to her home and she identified the defendant. She told the defendant what he had done to her, and the defendant said nothing. He began to talk to her the complainant's mother. When the defendant put his penis between her legs he inserted his penis into her private parts. She felt it there, and it hurt her.

In

C r o s s - E x a m i n a t i o n,

0664

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the complainant testified that she had never sold papers, but her brother had sold papers, and he had a stand and sometimes when her brother was busy she used to sit by the stand and watch it.

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ELIZABETH MCKAY, testified that she was the mother of the complainant, and that she lived at 194 South Street. In the latter part of July, 1901, she took her daughter first to Dr. Hemingway, but he was not at home, and then she took her to the office of Dr. Denhart, in Madison Street, but he was in the country, and his assistant Dr. Brother's took charge of her daughter. She the witness after a conversation with Dr. Brothers, notified the Society for the Prevention of Cruelty to Children, of the assault upon her child. When the defendant was brought to her home to be identified by her daughter, the defendant said to her, the witness, "I am not guilty of this." She, the witness said

0665

5

to him "I want no talk with you at all." The defendant also said, "I don't know nothing about this."

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WILLIAM A. FINN, testified that he was an officer of the Society for the Prevention of Cruelty to Children. On the 30th of July, 1931, he went to the house of Mrs. McKay, having previously arrested the defendant. He had made the arrest within five minutes before he went there, and he had the defendant in his custody. He arrested the defendant at his restaurant at 150 South Street. When he arrested the defendant he told the defendant that he was an officer for the Society for the Prevention of Cruelty to Children, and that he had come there for the purpose of placing him under arrest on a charge of raping one Mary McKay, aged 11. The defendant indignantly denied the charge, but got his coat and went with him the witness to the complainant's

0666

3

house. The complainant's father and mother were in the room, and they were inclined to be violent, and he the witness told them to step into the other room. The complainant was in bed, and he the witness took the defendant to her bedside. The defendant identified him the defendant, and then the complainant told the story of the assault as she had told it on the witness stand. Then he the witness took the defendant to the 4th Precinct station house. The defendant denied that he had assaulted the complainant very positively and indignantly. On the following day the complainant was committed to the care of the Society as a witness.

In

C r o s s - E x a m i n a t i o n,

the witness testified that he remembered that he had said to the judge in the police court that from the information that he had received from a physician that examined her he found that she was diseased. He

0667

7

the witness knew that the defendant had immediately offered to submit to an examination by the Tombs physician, Dr. Chetwood. The complainant was supposed at the time to be suffering from chancre or chaneroid.

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DR. CORNELIUS GODFREY COAKLEY testified that his office was at 123 East 45th Street, and that he had been in practise about five years. He was a graduate of the medical department of the University of the City of New York. He had been called to make an examination of the genital organs of the complainant on the 51st of July. When he examined the complainant she had a piece of cotton between her thighs, which was saturated with a discharge purulent in character, that came from the genital organs. On removing this cotton the organs were found to be bathed in pus and a great deal of inflammation existed in the upper part of the genital organs. On separating

0668

8

the lips on the right side in front there was a large ulcer about a half an inch in diameter, and on the left side was another ulcer, about half the size of the other. Both of them were inflamed and discharging pus. The adjacent parts were much swollen. The hymen, about half an inch from the ulcers, was congested and swollen, and the hymen, though not ruptured, was more dilated than is usually found in a child of the complainant's age. His opinion at the time was that there was a chancreoidal sore in the genital organs. Four or five days later he saw the case, she having been treated meanwhile in St. Mary's Hospital, and the appearance of the genital organs had so far healed up that all idea of its being chancre or chancreoid was dispelled. It was only an abrasion that was inflamed more than ordinarily, either through some poison introduced from without, or some unclean condition of the complainant's genital organs at the time the abrasion might have been made. The appearance of the genital organs could have been caused by the introduction of

0669

the penis of a man.

In

C r o s s - E x a m i n a t i o n,

the witness testified that the appearance might  
have been due to other causes.

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FOR THE DEFENSE.  
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JOHN GALLAGHER testified that he lived in Hudson County.  
He had lived in the City of New York until the last  
three months. He knew the defendant. He was a  
brother-in-law of the defendant. He had known the  
defendant about seven years. His reputation as a  
father and a husband was good.  
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0670

10

PETER D. CARTER testified that he was a member of the Municipal Police of the City of New York, and was a ward detective. He knew where the defendant's restaurant was, and knew him as a hard-working man.

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SAMUEL GILMORE, the DEFENDANT, testified that he lived when he was arrested at 189 South Street, and he kept a restaurant there. He had been in business there about five years. He had worked for A. & P. Dowlen for about seven years before that, in Fulton Market. He did not entice the complainant into his kitchen, nor did he have or attempt to have sexual intercourse with her on the day in question.

In

C r o s s - E x a m i n a t i o n ,



0671

11  
he testified that in 1873 or 1877 he was convicted of  
larceny, and served two years in State prison. He  
had not been arrested since his release from prison.  
Before his conviction of larceny he had never been  
convicted. He did not see the complainant at any  
time on the 22nd of July. He often saw her passing  
his restaurant. He had also seen her selling news-  
papers and gathering wood on the docks. He had not  
spoken to her for full a year or six months before  
July 2nd.

\*\*\*\*\*

\*\*\*\*\*

0672

58500

126 East 45<sup>th</sup> Street

Aug 8<sup>th</sup> 91

Mr Stockton.

Dear Sir

This is to  
certify that at a  
subsequent examina-  
tion of Mary Mc Kay  
yet now under  
treatment at St Mary's  
Hospital of this City the  
ulcers that had the  
appearance of chan-  
croids and which in  
my last letter were

0673

in attempting to in- described as probably  
roduce the male such, have proven  
again. The presence to be simple ulcers  
of a slight gleet dis- charge in the person but which were so  
accused of the crime inflamed as to sim-  
would readily accommodate Chancroids.  
for the increase

amount of inflam-  
mation in the ulcers.

Dr Chetwood says the  
part accused was  
such a discharge.

Even were this not  
present the natural  
secretions from the  
genital organs of a

girl, unless she were  
very cleanly of her  
person, would

The physician who  
is treating her at the  
start was also at first  
of the opinion that  
they were chancroids  
but from their subse-  
quent development  
regards them as sim-  
ple ulcers.

These ulcers could  
be the result of an  
attempt at rape were  
much violence used

0674

cause a ~~test~~ ~~that~~  
of inflammation  
an abraded surface.

That has happened  
then is this:

In the attempt at  
rape the male organ  
has lacerated the skin  
or torn away the superfic-  
ial epidermis and  
subsequently the gleet  
discharge or her own  
condition caused the  
wound to be abnor-  
mally inflamed.

Very Respectfully Yours  
W. B. Crakey M.D.

0675

2

126 East 45<sup>th</sup> Street

that they will sup-  
purate.

As to the vagina  
proper it is swollen  
and inflamed  
and very tender  
to the touch. The hymen  
though unruptured  
is swollen and it  
swollen and the  
os is dilated much  
above the average.

It is possible that  
the extra large os  
~~may~~ be peculiar

0676

to this girl...

Her inability  
to walk or to pass  
her urine without  
suffering great pain  
is due to the ulcers  
spoken of at first.

Very Respectfully Yours

E. H. Crakley M.D.

To

Mrs Henry E. Stockton

0677

126 East 45<sup>th</sup> Street

July 31 '91

Mr Henry E. Stockton

Dear Sir

This is to certify  
that I have this day  
examined Mary McKay  
act 11 of 196 South St.  
who is alleged to have  
been raped July 22 '91

The external gen-  
itals were found to  
be very much swollen  
especially at the anterior  
part and on the  
right side.

0678

swollen and reddened and their surfaces covered with the secretion from the before mentioned ulcers. The larger of the two ulcers had a base, but is slightly indurated but the character of the slough and absence of the usual amount of induration found in syphilitic sores incline me to the belief that the sore is a non-syphilitic one.

On separating the labia majora there was seen at about  $\frac{1}{4}$ " below the mons veneris an ulcer  $\frac{1}{2}$ " in diameter whose surface was covered with a gray slough. On the opposite labium (the left) directly opposed to the first ulcer is a smaller one of about  $\frac{1}{4}$ " diam also covered with the same sort of slough. Within the labia the vestibule, clitoris and orifice of the urethra were very much



0679

such as is generally  
termed: a chancroid  
however a little later  
<sup>in</sup> its development it  
may prove to be the  
siphilitic chancre.

The glands in the  
groin on each side  
are enlarged several  
times their normal  
and those on the  
right more than  
those on the left.

It is sure that they  
will enlarge still  
more and may  
to such an extent

0680

120 East 34<sup>th</sup> St.

Aug 3<sup>rd</sup> 1891

Elbridge T. Gerry Esq

President S. P. C. C.

This is to certify that  
I have to day examined,  
Samuel Gilmore committed  
to the Tombs Prison July  
31<sup>st</sup> /91 on a charge of  
rape, & found an entire  
absence of any ulceration  
whatsoever about the

0681

genital organs. as it would  
be impossible for any Chancroid  
or syphilitic ulcer to heal  
spontaneously in less than  
2 or 3 weeks or even longer  
if not assisted by treatment,  
we can safely assume  
an absence of specific  
or infectious ulceration,  
during that period. post.  
There is a very slight gleet  
discharge exuding from  
the meatus, which however  
is not acute in

0682

Character, + Microscopical examinations  
reveals the absence of <sup>the</sup> "cocci" capsule  
of transmitting gonorrhoea.

Respectfully  
Chas H. Chetwood M.D.

0683

This is to certify that  
I have examined the child  
Mamie McKay and that I  
find an ulceration of the  
vulva with inflammatory  
swelling of the parts surrounding  
it.

A. Brothus M.D.

162 Madison Street.

New York July 31<sup>st</sup> 1891.

0684

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

William A. Fin  
 of No. 100 East 23<sup>d</sup> Street, in said City, being duly sworn,  
 deposes and says, that a certain fe male child called Mary M<sup>s</sup> Kay  
 [now present], under the age of sixteen years, to wit, of the age of 11 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 Samuel Gilmore  
 \_\_\_\_\_, wherein the said Samuel Gilmore  
 \_\_\_\_\_ is charged with the crime of Rape, under  
 Section 278 of the Penal Code of said State, in that he, the said Samuel  
Gilmore did on or about the  
22<sup>d</sup> day of July 1891 at 189  
South Street in said City of  
New York, unlawfully Rape  
and Ravish the person of  
the said Mary M<sup>s</sup> Kay

and that the said Mary M<sup>s</sup> Kay  
 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 Mary M<sup>s</sup> Kay  
 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

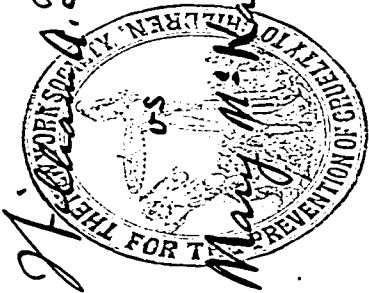
day of August 18 91.

W. A. Fin  
Police Justice.

0685

POLICE COURT / DISTRICT.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF



11 yrs. - N. - U. S. - 196 South St.

Dated August 8, 1891.

B. O'Reilly Magistrate.

Officer.

S. P. C. C.

Disposition, committed to

The New York Society

for the Prevention of

Cruelty to Children

THIS CASE BEING HEARD AT THE

0686

Police Court, ~~First~~ District.City and County } ss.  
of New York,of No. 100 East 23<sup>d</sup> Street, aged 26<sup>y</sup> years,

that he has been ~~informed~~ by one Mary M<sup>c</sup> Kay age 11 years and verily believes  
 that on the 22<sup>d</sup> day of July 1891, at the City of New  
 York, in the County of New York, at number 189 South

Street in said City of New York  
 one Samuel Gilmore (now present)  
 did unlawfully Rape and ravish  
 the person of one Mary M<sup>c</sup> Kay  
 (now present) a female child of  
 the age of eleven years, in  
 violation of Section 278 of the  
 Penal Code of the State of New  
 York. -

In that on the said day  
 the said Mary M<sup>c</sup> Kay was  
 passing a restaurant situated  
 on the ground floor of number  
 189 South Street in said City of  
 New York and did ask the  
 said Gilmore who was  
 standing in the door way  
 of the said restaurant, for  
 a cruller and he thereon  
 took her in the kitchen back  
 of the said restaurant and  
 while in a stooping or kneeling  
 position he, the said Gilmore,  
 did unbutton her drawers so  
 that the front flap was hanging  
 down and then unbuttoning  
 the front of his pants, he  
 did then and there insert his  
 naked penis into the private  
 parts of the said Mary M<sup>c</sup> Kay  
 in violation of the laws aforesaid.  
 Therefore deponent prays that  
 the said Samuel Gilmore may  
 be dealt with according to law.

William A. Finn

Sworn to before me this  
 31<sup>st</sup> day of July 1891

Police Justice



0687

CITY AND COUNTY }  
OF NEW YORK, } ss.

Mary M. Kay  
aged 11 years, occupation school girl of No.  
196 South Street, being duly sworn, deposes and  
says, that he has heard read the foregoing affidavit of William A. Fin  
and that the facts stated therein on information of deponent are true of deponent's own  
knowledge.

Sworn to before me, this 31 } Mary M. Kay  
day of July 1894, }

[Signature]  
Police Justice.

0688

Sec. 198-200.

1<sup>st</sup> District Police Court.

CITY AND COUNTY } ss.  
OF NEW YORK, }

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

Question. What is your name?

Answer. Samuel Gilmore

Question. How old are you?

Answer. 33 years

Question. Where were you born?

Answer. New York

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

Answer. 105 Fifth Street - one week

Question. What is your business or profession?

Answer. restaurant keeper.

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

Answer. I am not guilty and  
demand an examination.

Samuel <sup>his</sup> Gilmore  
mark

Taken before me this

3<sup>rd</sup>

1911

day of

John J. McFarlane  
Police Justice

0689

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

*dependant.*

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

Dated *Aug 5* 1891 *J. C. Bullock* 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.

0690

2000 Ex July Aug 3 1891

*[Signature]*

*[Faint text]*

*[Signature]*

BAILED,

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street

Police Court---

1032 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

*William A. [Signature]*

*Samuel Gilmore*

2.

3.

4.

Offence

*Ray*

Dated

*July 31* 1891

*P. W. Wier* Magistrate.

*Fin* Officer.

*S. P. C. C.* District.

Witnesses

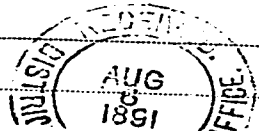
*Mary M. Kay*

No.

*100 East 23*

Street.

No.



Street.

No.

*2000* to answer *G. B.*

*Committee*

0691

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Daniel F. Moore*

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

*— Daniel F. Moore —*

of the CRIME OF ABDUCTION, committed as follows:

The said *Daniel F. Moore*,

late of the City of New York, in the County of New York aforesaid, on the  
*Xmas* day of *Sept.* in the year of our Lord one  
thousand eight hundred and *eighty-nine* at the City and County aforesaid, did  
feloniously take, receive, harbor, employ and use one *Mary McFarlane*  
who was then and there a female under the age of sixteen years, to wit: of the age of  
*seven* years, for the purpose of sexual intercourse, he, the  
said *— Daniel F. Moore —* not being then and there  
the husband of the said *Mary McFarlane*  
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.~~

0692

Second COUNT:—

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

of the CRIME OF PERPETRATING AN ACT OF SEXUAL INTER-  
COURSE WITH A FEMALE UNDER THE AGE OF SIXTEEN YEARS,  
NOT HIS WIFE, committed as follows :

The said Daniel Fignore.—

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 a certain  
female not his wife, to wit: her, the said Mary Mc Kay.—  
then and there being, wilfully and feloniously did make ~~another~~ assault, she, the said  
— Mary Mc Kay — being then and there a female under the  
age of sixteen years, to wit: of the age of eleven years; and the said  
— Daniel Fignore — then and there  
wilfully and feloniously did perpetrate an act of sexual intercourse with her, the said  
— Mary Mc Kay —, 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 B. FELLOWS, District Attorney.

0693

**BOX:**

446

**FOLDER:**

4114

**DESCRIPTION:**

Glaeser, John

**DATE:**

08/05/91



4114

0694

Witnesses;

Maggie Seetehol

Off Fitzgerald

Counsel,

Filed

5 day of Aug 1891

Pleds,

Chapman

THE PEOPLE

vs.

John Slaven

Grand Larceny, Second Degree.  
(From the Person.)  
[Sections 328, 329, 330 — Penal Code]

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Wm. J. Ward

Foreman

Wm. J. Ward

Harvey R. Rogers



0695

Police Court

2<sup>nd</sup>

District.

Affidavit—Larceny.

City and County } ss:  
of New York,of No. 313 West 141<sup>st</sup> Street, aged 13 years,  
occupation Servantdeposes and says, that on the 27 day of July 1891 at the City of New York,  
in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in  
the day time, the following property, viz:

A Pocket Book. Containing  
Good and lawful money of the  
United States of the amount and  
value of  $\frac{4}{5}$  - nine cents

(59 cents)  
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 John Glazier (now here) from

the following facts to wit: That on  
the aforesaid date about the hour of  
8.45 o'clock A.M. whilst deponent was  
walking along Sixth Avenue near 22<sup>nd</sup> St.  
the defendant came up to deponent  
and grabbed the aforesaid pocket book  
containing said money from deponent's hand  
and took it and carried away the  
same - and that the defendant immediately  
ran away - and that deponent is informed by  
Michael H. Fitzgerald of the 19<sup>th</sup> Precinct Police  
that he saw an unknown man take the  
aforesaid property from the defendant in  
West 21 St., Bklyn 546 Avenue on the aforesaid  
date - whilst said defendant was running away  
from deponent who was pursuing him

Maggie Seckstroh

Sworn to before me this

day

1891

Police Justice

0696

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged \_\_\_\_\_ years, occupation \_\_\_\_\_ of No. \_\_\_\_\_

190 Pratt Police Street, being duly sworn, deposes and  
says, that he has heard read the foregoing affidavit of Maggie Leckstroh

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

Sworn to before me, this \_\_\_\_\_  
day of \_\_\_\_\_ 1890,

1890,

John S. Leck  
Police Justice.

0697

Sec. 198-210.

District Police Court.

CITY AND COUNTY  
OF NEW YORK, ss.

*John Glazier* 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. *John Glazier*

Question. How old are you?

Answer. *14 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *446 - 3 - Avenue*

Question. What is your business or profession?

Answer. *I am just out of school*

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*

*John Glazier*

Taken before me this  
day of  
*John Glazier*  
188

Police Justice.

0698

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 \$100 Hundred Dollars, and be committed to the Warden and Keeper of the City Prison, of the City of New York, until he give such bail.

Dated Aug 27 1891 John S. Kelly 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.

0699

Police Court--- 2 --- District. 904

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Maggie Seckstock  
315 4th St  
John Glacier

of the Precinct  
from the Court

BAILED.

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

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

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

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

Dated July 27 91  
Kely Magistrate.

Fitzgerald Officer.  
Precinct.

Witnesses  
No. 100 East 23 Street.

Maggie Seckstock  
No. 76 1/2 Schenck Street.

Masfink & Co  
No. 51 Street.

\$ 500 to answer

Deanna C. 22  
Person

0700

Court of  
General Sessions  
The People.  
John. Glaser.

REPORT OF THE NEW YORK SOCIETY FOR  
THE PREVENTION OF CRUELTY  
TO CHILDREN.

100 EAST 23<sup>d</sup> STREET,

New York, July 30<sup>th</sup> 1891

CASE NO. 58425  
DATE OF ARREST  
CHARGE

OFFICER

July 27-1891  
Rescued from the Person.

AGE OF CHILD  
RELIGION  
FATHER

14 yrs  
Protestant  
William

MOTHER

Read.

RESIDENCE

446-34<sup>th</sup> Ave

AN INVESTIGATION BY THE SOCIETY SHOWS THAT

On March 1891, charged with vagrancy.  
March 27/91. Boy was discharged to his  
father. Later Boy was recommended by his  
father to the New York Juvenile Asylum  
for one year.

On July 1891, he was arrested for vagrancy  
on July 13/91. Boy was arraigned before  
Justice Murray at the District Police  
Court. He discharged to his father with  
a reprimand.

Parents are respectable people.

Boy is wild. We will not stay home.

All which is respectfully submitted,

To The Dist Atty

O. Hollows Secy  
Supt



0702

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*John Glaeser*

The Grand Jury of the City and County of New York, by this indictment accuse  
*John Glaeser*  
of the CRIME of GRAND LARCENY in the *second* degree, committed as follows:

The said

*John Glaeser*  
late of the City of New York, in the County of New York aforesaid, on the *27th*  
day of *July* in the year of our Lord one thousand eight hundred and  
~~eighty-nineteen~~ *one*, in the *day* time of the said day, at the City and County  
aforesaid, with force and arms,

*one silver coin of the kind called*  
*half dollars, of the value of fifty cents,*  
*two silver coins of the kind called quarter*  
*dollars, of the value of twenty-five cents each,*  
*three silver coins of the kind called dimes*  
*of the value of ten cents each, four nickel*  
*coins of the kind called five cent pieces*  
*of the value of five cents each, and*  
*nine coins of the kind called cents of*  
*the value of one cent each, and one pocket-*  
*book of the value of twenty-five cents*

of the goods, chattels and personal property of one *Maggie Seckstroh*  
on the person of the said *Maggie Seckstroh*  
then and there being found, from the person of the said *Maggie Seckstroh*  
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.

*De Lancey Nicoll,*  
*District Attorney*



0703

**BOX:**

446

**FOLDER:**

4114

**DESCRIPTION:**

Glennon, Frank J.

**DATE:**

08/10/91



4114

0704

Witnesses:

Henry Volge

Counsel,

Filed 10 day of Aug 1891

Pleads

THE PEOPLE

vs.

I

Frank J. Glennon

INJURY TO PROPERTY.  
[Section 624, Penal Code.]

DeSaney Nick  
~~JOHN R. FELLOWS~~

District Attorney.

A True Bill.

Wm. Madry

Foreman.

Aug 11/91

Henry Volge

Clerk

Pen 2 months

0705

CITY AND COUNTY } ss.  
OF NEW YORK,

POLICE COURT,

DISTRICT.

of No. 74 West Broadway Street, aged 23 years,  
occupation Bar tender being duly sworn deposes and says,  
that on the 2nd day of August 1889,  
at the City of New York, in the County of New York,

Thomas Glennon (number), did wil-  
fully and maliciously break  
the plate glass show window  
in department store at 74 W. Broadway  
by throwing a piece of wood at  
said window, damaging said  
window to the amount of  
Thirty-five dollars.

Henry Voegel

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

of August 1889

Do McNeill Police Justice.

0706

Sec. 198-200

CITY AND COUNTY  
OF NEW YORK, ss.

District Police Court.

*Francis Glennon* 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.

*Francis Glennon*

Question. How old are you?

Answer.

*18 years*

Question. Where were you born?

Answer.

*New York*

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

Answer.

*62 West Broadway, 7 years*

Question. What is your business or profession?

Answer.

*Bus driver*

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

Answer.

*I am not guilty.  
I was being assaulted  
(F. T. Glennon)*

Taken before me this

day of *August* 188*9*

*Do* *Police Justice*

0707

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

Dated Aug 2 1891 John P. C. Russell 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.

0708

Police Court---

1015  
District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Henry George*  
*John W. B. B. B. B.*  
*James C. C. C. C.*

*Miss M. (Sally)*

2 \_\_\_\_\_  
3 \_\_\_\_\_  
4 \_\_\_\_\_

Dated *Aug 2* 189*1*

*W. H. H. H.* Magistrate.  
*Van G. G. G.* Officer.  
Precinct.

Witnesses \_\_\_\_\_

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

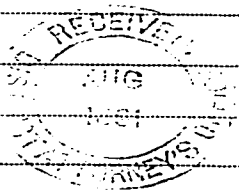
No. \_\_\_\_\_ Street.

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

\$ *5.00* to answer *GA*

COMMITTED.

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



0709

**Court of General Sessions of the Peace**

IN AND FOR THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,  
against

*Frank J. Fennell*

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

*Frank J. Fennell*  
of the CRIME OF UNLAWFULLY AND WILFULLY *destroying*  
PERSONAL PROPERTY OF ANOTHER, committed as follows:

The said *Frank J. Fennell*,

late of the *32<sup>nd</sup>* Ward of the City of New York, in the County of New York  
aforesaid, on the *second* day of *August*, in the year  
of our Lord one thousand eight hundred and *eighty nine*, at the Ward, City and  
County aforesaid, with force and arms, *a certain part of*  
*plate glass.*

of the value of *Twenty five dollars.*

of the goods, chattels and personal property of one *Henry Doege.*  
then and there being, then and there feloniously did unlawfully and wilfully *break*  
*and destroy.*

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.

0710

SECOND COUNT.

And the Grand Jury aforesaid, by this indictment, further accuse the said  
*Frank J. Ferguson* —  
of the CRIME OF UNLAWFULLY AND WILFULLY *destroying* —  
REAL PROPERTY OF ANOTHER, committed as follows:

The said *Frank J. Ferguson*, —  
late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year  
aforesaid, at the Ward, City and County aforesaid, with force and arms, *a certain*  
*piece of plate glass,*

of the value of *about five dollars*, —  
in, and forming part and parcel of the realty of a certain building of one  
*Henry Voeg*, —  
there situate, of the real property of the said *Henry Voeg*, —

then and there feloniously did unlawfully and wilfully *break and*  
*destroy*.

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*  
**JOHN R. FELLOWS,**

District Attorney.



0711

**BOX:**

446

**FOLDER:**

4114

**DESCRIPTION:**

Goodwin, Charles W.

**DATE:**

08/03/91



4114

0712

Counsel,

Filed

1891

day of Aug

Pleads,

THE PEOPLE

vs.

Charles W. Sordani

De Lancey Nicoll

De LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Wm. W. Wadsworth

Foreman.

Chas. W. Sordani

De Lancey Nicoll

S. P. 2 1/2 yrs.

Grand Larceny, [Sections 528, 534, Penal Code]

Degree.

0713

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 21 years, occupation Baker of No. 2330 3 Ave

Street, being duly sworn deposes and  
says, that he has heard read the foregoing affidavit of William J. Purdy  
and that the facts stated therein on information of deponent are true of deponents' own  
knowledge.

Sworn to before me, this 13

day of July 1888

Ernst King

Wm. J. Purdy

Police Justice.

0714

Police Court

5 District.

Affidavit—Larceny.

City and County } ss:  
of New York, }

*William J. Purdy*  
 of No. *23 No. 3 Avenue* ~~Street~~, aged *37* years,  
 occupation *Baker* being duly sworn,  
 deposes and says, that on the *17* day of *July* 189*1* at the City of New  
 York, in the County of New York, was feloniously taken, stolen and carried away from the pos-  
 session of deponent, in the ~~night~~ *day* time, the following property, viz:

*Fifty five dollars good money*

the property of *deponent and brother*

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 *Charles Goodwin* from her

from the fact that said Goodwin  
 at the time was in deponent's  
 employ and had access to deponent's  
 premises, that deponent on the night  
 in question placed said amount  
 of money in a money drawer  
 in said premises and caused the  
 money drawer to be locked.  
 That during the evening deponent  
 is informed by Ernest King, a  
 baker in his employ that he saw  
 said Goodwin enter said premises  
 on said evening and found him  
 subsequently at the money drawer  
 with the same open, that he Goodwin  
 then departed

Sworn to before me, this *5th* dayof *July* 189*1**W. J. Purdy*  
Police Justice.

0715

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

*I am not guilty*  
*Charles W. Goodwin*

Taken before me this 12th

day of

*John J. [Signature]*  
1888  
Police Justice.

0716

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

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

Dated July 29 1891..... 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.

0717

BAILED,

No. 1, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 2, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 3, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 4, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

280  
Police Court---

983  
District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

*William J. Purdy*  
*2320 3 Ave*  
*Charles Goodwin*

1

2

3

4

Dated

*July 23 1891*

*Welder* Magistrate.

*Monk* Officer.

*39* Precinct.

Witnesses

*Lotta Kate*

No.

*2320 3rd Avenue* Street.

No.

*Ernest King*

No.

*2320 3rd Ave* Street.

No.

Street.

\$

*1800 29th St*

\$

*24 24th St*

\$

*1000 Back*

0718

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Charles W. Goodwin*

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this  
indictment, accuse *Charles W. Goodwin*

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

The said *Charles W. Goodwin*,

late of the City of New York in the County of New York aforesaid, on the *seventeenth* day of  
*July* in the year of our Lord one thousand eight hundred and ninety- *one*  
at the City and County aforesaid, with force and arms, in the *night* - time of said day,  
divers promissory notes for the payment of money, being then and there due and unsatisfied (and of  
the kind known as United States Treasury Notes), of a number and denomination to the Grand Jury  
aforesaid unknown, for the payment of and of the value of *twenty-eight* —

*\$55.00* dollars; divers other promissory notes for the payment of money, being then and there due and un-  
satisfied (and of the kind known as Bank Notes), of a number and denomination to the Grand Jury  
aforesaid unknown, for the payment of and of the value of *twenty-eight* —

dollars; divers United States Silver Certificates, of a number and denomination to the Grand Jury  
aforesaid unknown, of the value of *twenty-eight* —

dollars; divers United States Gold Certificates, of a number and denomination to the Grand Jury  
aforesaid unknown, of the value of *twenty-eight* —

dollars; divers coins of a number, kind and denomination to the Grand Jury aforesaid unknown, of  
the value of *twenty-eight dollars*

of the goods, chattels and personal property of one *William T. Purdy*  
then and there being found,

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

DE LANCEY NICOLL,

District Attorney.



0719

**BOX:**

446

**FOLDER:**

4114

**DESCRIPTION:**

Goodwin, Mary

**DATE:**

08/04/91



4114

0720

Bail fixed at \$1000 by court at 10:00 AM  
B 11 Aug 1932  
McNeer & Company

Counsel,

Filed

Plends

4 day of Aug 1932  
7 July 6

THE PEOPLE

Assault in the Second Degree.  
(Section 218, Penal Code).

vs. D A A

Mary Goodwin

Card City 7/91

DeLancey Nicoll

District Attorney.

A True Bill

Wm. Woodruff

Foreman.

Wm. Woodruff

Per 2. Sept 15. 91

Witnesses:

Mary Lavin  
449 W. 32 St  
Mary M. Collins  
449 W. 32 St

Bailed by

Daniel J. Goodwin  
449 W. 32 St

0721

COUNTY OF NEW YORK, ss.

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

An indictment having been found on the 4 day of August

1891, in the Court of General Sessions of the Peace of the County of New York,  
charging Mary Goodwin

with the crime of Assault in the second degree

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

New York City, the 4<sup>th</sup> day of August 1891

By order of the Court,

John Sparks  
Clerk of Court.

0722

New York General Sessions of the Peace.

THE PEOPLE  
OF THE STATE OF NEW YORK,  
*against*

*Mary Goodwin*  
*449 W. 32 St.*

BENCH WARRANT FOR FELONY

Issued *August 4<sup>th</sup>* 1891

*Aug 5* 1891

The within named defendant was  
arrested this day and brought to the  
Court of General Sessions by

*Wm C. F. Smith*

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

*Mr McLaughlin*  
*Mr Collins*

*[Signature]*

0723

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Mary Goodwin*

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

*Mary Goodwin*

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

The said *Mary Goodwin*,

late of the City and County of New York, on the *thirty-first* day of *July*, in the year of our Lord one thousand eight hundred and *eighty-nine* with force and arms, at the City and County aforesaid, in and upon one

*Mary Dumin*,

in the peace of the said People then and there being, feloniously did wilfully and wrongfully make an assault; and the said *Mary Goodwin*,

with a certain *piece of iron* which *she* the said

*Mary Goodwin*

in *her* right hand then and there had and held, the same being then and there a weapon and an instrument ~~and weapon~~ likely to produce grievous bodily harm, *she*, the said *Mary Dumin*, then and there feloniously did wilfully and wrongfully strike, beat, bruise 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.

0724

SECOND COUNT—

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

*— Mary Goodman —*

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

The said *Mary Goodman.*

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 *Mary Durin.*

in the peace of the said People then and there being, feloniously did wilfully and wrongfully make another assault; and the said *Mary Goodman.*

the said *Mary Durin.*

with a certain *piece of iron*

which *she* the said *Mary Goodman*

in *her* right hand then and there had held, in and upon the

*head* of *her* the said *Mary Durin.*

then and there feloniously did wilfully and wrongfully strike, beat, bruise and wound, and did then and there and by the means aforesaid, feloniously, wilfully and wrongfully inflict grievous bodily harm upon the said *Mary Durin*, to the great damage of the said *Mary Durin.* 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*  
**JOHN R. FELLOWS,**

*District Attorney.*

0725

**BOX:**

446

**FOLDER:**

4114

**DESCRIPTION:**

Grady, Michael

**DATE:**

08/10/91



4114

0726

Witness:  
James Smith  
J. J. McCarthy

Counsel,  
Filed 10 day of Aug 1891  
Plends,

THE PEOPLE  
vs.  
Michael Grady

DE LANCY  
JOHN C. FELLOWS,  
District Attorney.

A True Bill.

Wm. W. W. W.  
J. J. P.  
S. P. H. W.



0727

Police Court—4 District.City and County } ss.:  
of New York }of No. 690 Second av Street, aged 43 years,occupation Painter being duly sworndeposes and says, that the premises No 690 2<sup>d</sup> Avenue Street, Wardin the City and County aforesaid the said being a three story bricktenement houseand which was occupied by deponent as a dwellingand in which there was at the time no human being, by none

were BURGLARIOUSLY entered by means of forcibly

bursting  
Open the door leading from the  
hallway on the first of said  
premises into deponent's kitchen, and  
entering the same with the intent to commit a felony  
on the 2<sup>d</sup> day of August 1899 in the day time, and the  
following property feloniously taken, stolen, and carried away, viz:

One clock. Hair blanket. Dress coat,  
Shawl. bed spread. Suit of gen's  
underwear. all of the value of  
forty dollars.

the property of Deponent

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

Michael Gady (now here)  
for the reasons following, to wit: that—  
at about the  
hour of 10:30 O'clock A. M. said  
date, deponent locked and  
securely fastened the doors and windows  
of said premises, and went out,  
leaving said premises alone, and  
all of said property therein, and  
when deponent returned at the hour  
of 6:30 O'clock P. M. same day.

0728

deponent disclosed that said premises had been entered as aforesaid and said property taken therefrom and from information received deponent caused the arrest of the defendant and after his arrest and at the Station House when he was searched by Detective Mr. Conarty a key belonging to deponent was found in his possession and pawn tickets representing bed spread coat and shirt was found in his possession. Deponent in company with Detective Mr. Conarty went to the pawn brokers and identified the property represented by said tickets as his. Deponent also accused the Clerk which this defendant gave to me Michael Colligan of no 34 & 38 St. Street. Wherefore deponent charges the said defendant with burglary entering said premises as aforesaid and stealing said property.

Sworn to before me  
this 3<sup>rd</sup> day of August

James Smith

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

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

Dated 1888

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

|   |                             |
|---|-----------------------------|
| Police Court,                           | District,                   |
| THE PEOPLE, &c.,<br>on the complaint of |                             |
| 1.                                      |                             |
| 2.                                      |                             |
| 3.                                      |                             |
| 4.                                      |                             |
| Offence—BURGLARY.                       |                             |
| Dated,                                  | 1888                        |
| Magistrate,                             |                             |
| Officer,                                |                             |
| Clerk,                                  |                             |
| Witness,                                |                             |
| No.                                     | Street,                     |
| No.                                     | Street,                     |
| No.                                     | Street,                     |
| No.                                     | to answer General Sessions. |

0729

Sec. 198-200.

District Police Court.

CITY AND COUNTY } ss.  
OF NEW YORK, }

*Michael Grady*

being duly examined before the under-  
signed according to law, on the annexed charge; and being informed that it is h's 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's waiver cannot be used  
against h on the trial.

Question. What is your name?

Answer.

*Michael Grady*

Question. How old are you?

Answer.

*37 years old*

Question. Where were you born?

Answer.

*New York*

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

Answer.

*301 E. 74th St. 3 yrs*

Question. What is your business or profession?

Answer.

*Bricklayer*

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*

*Michael Grady*

Taken before me this

*August 1891*

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 \_\_\_\_\_

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

Dated *Aug 3* 18 *91* \_\_\_\_\_ 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.

0731

Police Court---

1019 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

James Smith  
690 2nd Avenue  
Michael G. G. G.

1

2

3

4

Office  
Burglar

BAILED.

No. 1, by .....

Residence ..... Street.

No. 2, by .....

Residence ..... Street.

No. 3, by .....

Residence ..... Street.

No. 4, by .....

Residence ..... Street.

Dated August 2, 1891

Wm. W. W. W. Magistrate.

Detective M. G. G. Officer.

21st Precinct.

Witnesses Det. M. G. G.

No. 21st Precinct Street.

Michael Colligan

No. 314 S. 3rd St. Street.

No. .... Street.

\* 2000 Answer



Am

Burg 354  
942  
Facing

0732

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,  
against

*Michael Grady*

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

*Michael Grady*

of the CRIME OF BURGLARY IN THE THIRD DEGREE, committed as follows:

The said

*Michael Grady*

late of the *21st* Ward of the City of New York, in the County of New York  
aforesaid, on the *second* day of *August* in the year of our Lord one  
thousand eight hundred and *ninety-one*, with force and arms, in the  
*day* time of the same day, at the Ward, City and County aforesaid, the  
dwelling house of one *James Smith*

there situate, feloniously and burglariously did break into and enter, with intent to  
commit some crime therein, to wit: with intent, the goods, chattels and personal property  
of the said *James Smith*

*James Smith* 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.

0733

SECOND COUNT—

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

*Michael Grady*  
of the CRIME OF *Grand* LARCENY in the second degree, committed as follows:

The said

*Michael Grady*

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

*one clock of the value of five dollars, four blankets of the value of three dollars each, one coat of the value of ten dollars, one shawl of the value of five dollars, one bed-spread of the value of five dollars, one shirt of the value of one dollar and one pair of drawers of the value of one dollar*

of the goods, chattels and personal property of one

*James Smith*

in the dwelling house of the said

*James Smith*

there situate, then and there being found, from the dwelling house aforesaid, 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.

0734

THIRD COUNT—

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

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

The said

*Michael Grady*

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

*one clock of the value of five dollars, four blankets of the value of three dollars each, one coat of the value of ten dollars, one shawl of the value of five dollars, one bed spread of the value of five dollars, one shirt of the value of one dollar, and one pair of drawers of the value of one dollar*  
of the goods, chattels and personal property of

*James Smith*

by a certain person or persons to the Grand Jury aforesaid unknown, then lately before feloniously stolen, from the said

*James Smith*

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

*Michael Grady*

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.

DE LANCEY NICOLL,  
JOHN R. FELLOWS,  
District Attorney.



0735

**BOX:**

446

**FOLDER:**

4114

**DESCRIPTION:**

Gray, William

**DATE:**

08/03/91



4114

0736

Witnesses;

Officer Kelly

From an examination of the facts herein I am convinced that the elements of the crime of Robbery are lacking as the violator alleged to have been done was, done after the law was had been completed and said violator was only used to effect an escape. I therefore recommend that the plea of battery be accepted as the same is accepted as the same. I am very taken was but \$12.00. Randolph of your Aug 11/91 N. A. Kent City

A True Bill.

Wm. Proctor  
Aug 11/91 Foreman

J. P. Leach D.C.  
Pen 3 mo.

Counsel,

Filed 3

July of Aug 18 91

Pleas,

Robbery, 2d

THE PEOPLE

vs.

P

William Gray  
(2 cases)

Robbery, [Sections 224 and 22 & Penal Code].  
degree.

Wm. Proctor  
District Attorney.

0737

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*William Gray*

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

of the CRIME OF PETIT LARCENY committed as follows:

The said

*William Gray*

late of the City of New York, in the County of New York aforesaid, on the *28th*  
day of *July* — in the year of our Lord one thousand eight hundred and  
~~eighty~~ *eighty* at the City and County aforesaid, with force and arms,

*the sum of three dollars in  
money, lawful money of the  
United States, and of the value of  
three dollars*

of the goods, chattels and personal property of one

*Benno Loefen*

then and there being found, then and there unlawfully 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.

*He Lancey Nicoll  
District Attorney*

0738

Witnesses:

*Anna Long*

*John McDonald*

Counsel,

Filed

3 day of Aug, 1891

Pleads,

*Guilty*

THE PEOPLE

vs.

*William Gray*  
(2 cases)

PETIT LARCENY.

[Penal Code]

[Sections 528, 532]

DELANCEY NICOLL

JOHN R. MELLOWS,

District Attorney.

A True Bill.

*William McDonald*  
Foreman.

0739

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

*Franciska Zach*  
 of No. *1310 First Avenue* Street, Aged *38* Years  
 Occupation *Keep house* being duly sworn, deposes and says, that on the  
*15<sup>th</sup>* day of *July* 189*1*, at the Ward of the City of New York,  
 in the County of New York, was feloniously taken, stolen, and carried away from the ~~person of~~ <sup>possession</sup> de-  
 ponent by force and violence, without her consent and against her will, the following property, viz:

*Twelve dollars lawful money*  
*of the United States*

of the value of

DOLLARS,

the property of *deponent and her husband*  
 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 force and violence as aforesaid by *Melican*  
*Gray* (now here) <sup>and a man not arrested</sup> for the reasons that  
 said money was in a box under  
 the counter in deponent's lager beer  
 saloon at the above premises and  
 deponent saw the defendant behind  
 the counter near said box and  
 saw him place something into ~~the~~  
 the pocket of the vest on his person  
 Deponent suspecting that the defendant  
 had stolen said money, seized the  
 defendant's body and the defendant  
 to retain the possession of the property  
 so stolen struggled with deponent

day of

Sworn to before me, this

188

Police Justice.

0740

and attempted to escape. That while still in deponent's custody said unknown man seized deponent's hands and by force and violence took the defendant from deponent's grasp and then they both escaped.

Wherefore deponent charges the defendant and the unknown man with acting in concert in stealing said money and by force and violence retaining possession thereof.

Sworn to before me }  
this 29<sup>th</sup> July, 1891 } *Qualification*

*Wm. Malton*

Police Justice

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named  
guilty thereof, I order that he be 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 \_\_\_\_\_ 188\_\_\_\_  
I have admitted the above named  
to bail to answer by the undertaking hereto annexed.  
Dated \_\_\_\_\_ 188\_\_\_\_  
There being no sufficient cause to believe the within named  
guilty of the offence within mentioned, I order he to be discharged.  
Dated \_\_\_\_\_ 188\_\_\_\_  
Police Justice.

Police Court, District,

THE PEOPLE, &c.,  
on the complaint of

vs.

Offence—ROBBERY.

1  
2  
3  
4

Dated

188

Magistrate.

Officer.

Clerk.

Witness,

No.

Street,

No.

Street,

No.

Street,

to answer General Sessions.

0741

Sec. 198-200.

District Police Court.

CITY AND COUNTY } ss.  
OF NEW YORK.

*William Gray* being duly examined before the under-  
signed according to law, on the annexed charge; and being informed that it is h's 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's waiver cannot be used  
against h on the trial.

Question. What is your name?

Answer. *William Gray*

Question. How old are you?

Answer. *19 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *2<sup>nd</sup> Avenue, 22 & 23<sup>rd</sup> Street*

Question. What is your business or profession?

Answer. *Inspector of Newsboys Man E. R. R.*

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*  
*William Gray*

Taken before this

29<sup>th</sup>

day of

July 1891

*W. H. M. M. M.*

Police Justice.

0742

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 *fifteen* 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 29* 18 *91* *W. D. M. M. M.* 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.



0743

BAILED.

No. 1, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 2, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 3, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 4, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

Police Court---

987  
District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Franciska Zack*  
*1310 - 13th Ave.*  
*William Gray*

2

3

4

Dated *July 29* 18*91*

*W. Mahon* Magistrate.

*Meller* Officer.

*25* Precinct.

Witness *Elizabeth Dern*

No. *1312* *1st Ave.* Street.

*Call off Kelly*

No. *23rd* *13th Precinct* Street.

*Maud Davis*

*34 E. 14th St.*

No. *1508* *4th St.* Street.

\* *to answer*

*Con*

*Office*  
*Robbery*

0744

Police Court—1st District.

Affidavit—Larceny.

City and County }  
of New York, } ss.

Bernard Lafer  
of No. 803 2nd Avenue Street, aged 29 years,  
occupation Drug clerk being duly sworn  
deposes and says, that on the 28th day of July 1891 at the City of New  
York, in the County of New York, was feloniously taken, stolen and carried away from the possession  
of deponent, in the night time, the following property, viz:

Three dollars lawful money of the  
United State.

the property of in care and charge of deponent

and that this deponent  
has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,  
and carried away by William Gay (now here) for  
the reasons that said money was  
in a drawer behind the counter  
in the drug store at 803 2nd  
Avenue and deponent saw a person  
behind the counter, who upon seeing  
deponent, ran out of the store  
and deponent pursued him but  
lost sight of him. Deponent is informed  
by Charles McDonnell (now here) a police  
officer that ~~that~~ he saw the defendant  
running pursued by a crowd and  
he arrested him. Deponent identifies  
the defendant. That upon searching  
the drawer said money was missing.  
Bernard Lafer

Sworn before me, this 29 day  
of July 1891  
W. J. Roberts  
Police Justice.

0745

CITY AND COUNTY }  
OF NEW YORK. } ss.

*Charles McDonnell*  
aged \_\_\_\_\_ years, occupation *Police officer* of No. *23<sup>rd</sup> Street*  
*Recruit* Street, being duly sworn, deposes and  
says, that he has heard read the foregoing affidavit of *Benny Loeffler*  
and that the facts stated therein on information of deponent are true of deponent's own  
knowledge.

Sworn to before me, this *29* day of *July* 189*0*. } *Charles McDonnell*  
*W. W. Murnahan*  
Police Justice.

0746

Sec. 198-200.

CITY AND COUNTY }  
OF NEW YORK, }

District Police Court.

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

Question. What is your name?

Answer.

*William Gray*

Question. How old are you?

Answer.

*19 years*

Question. Where were you born?

Answer.

*New York*

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

Answer.

*2nd Ave and 22 & 23 St., 3 days*

Question. What is your business or profession?

Answer.

*Inspector in employ Manhattan News Co.*

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*  
*William Gray*

Taken before me this

*29*

day of *July* 1911

*Wm. J. [Signature]*

Police Justice

As

Dated July 29 1891 W. W. Mahon 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 h to be discharged.*

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

0748

Police Court--- 14 District. 982

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Benno Lofen*  
*803 2<sup>nd</sup> Ave*  
*William Gray*

2  
3  
4  
*in cases*

*Det. Lanning*

BAILED,

No. 1, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 2, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 3, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 4, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

Dated *July 29* 18*91*

*McMahon* Magistrate.

*McDonald* Officer.

*23* Precinct.

Witnesses \_\_\_\_\_

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

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

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

*500 to answer*  
*500 bnd. 4 July 29 29 ms*  
*Com* *P.H.*

0749

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,  
against

*William Fagan*

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

*— William Fagan —*

of the CRIME OF ROBBERY in the *second* degree, committed as follows:

The said *William Fagan*

late of the City of New York, in the County of New York aforesaid, on the *18th*  
— day of *July* — in the year of our Lord one thousand eight  
hundred and *ninety-one*, in the — time of the said day, at the City and  
County aforesaid, with force and arms, in and upon one *Francisco Pagan*,  
in the peace of the said People, then and there being, feloniously did make an assault, and

*the sum of twelve dollars in money,  
lawful money of the United States  
of America, and of the value of  
twelve dollars,*

of the goods, chattels and personal property of the said *Francisco Pagan*.  
~~from the person of the said~~ *Francisco Pagan*, against the will,  
and by violence to the person of the said *Francisco Pagan*. —  
then and there violently and feloniously did rob, steal, take and carry away, *the said*

*William Fagan* *being then and there*  
*aided by an accomplice actually*  
*present, whose name is to the Grand*  
*Jury aforesaid as yet 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.

*John A. M. M. M.*  
*Attorney.*

0750

**BOX:**

446

**FOLDER:**

4114

**DESCRIPTION:**

Green, John

**DATE:**

08/12/91



4114



0751

1049

123

Counsel,  
Filed 12 day of Aug 1891  
Pleads,

Witness  
James Miles  
J. W. Hickman

I recommend the  
accusation of a Bar  
of Petty larceny as the  
merry mischief by  
trick & device which  
not from the prison  
any Whiskey from  
1891 U.S.A. sent out

THE PEOPLE  
vs.  
John Green  
H.D.  
Grand Larceny, Second Degree.  
(From the Person)  
[Sections 528, 537 Penal Code].  
DELANCY NICOLL,  
JOHN R. JEFFERSON,  
District Attorney.

A True Bill.

Wm. M. M. M.  
July 13/91  
Heard of  
10 on one year

0752

CITY AND COUNTY } ss.  
OF NEW YORK,

POLICE COURT, 1 - DISTRICT.

William C. Wheelhurst  
of 4th Precinct Police Street, aged years,  
occupation being duly sworn deposes and says,

that on the day of 188  
at the City of New York, in the County of New York, James D. Ellis

is a necessary and material witness against  
James D. Ellis charged with a felony  
Deponent says that said Complainant  
is a careful man and asks that he  
give security for his appearance to testify

William C. Wheelhurst

Sworn to before me this

of Aug 1891

day

De J. J. Kelly, Police Justice.

0753

(1865)

Police Court—1st District.

Affidavit—Larceny.

City and County } ss.  
of New York,

of No. 142 Navy St- Brooklyn N.Y. Street, aged 24 years,  
 occupation Seaman being duly sworn,  
 deposes and says, that on the 8 day of August 1891 at the City of New  
 York, in the County of New York, was feloniously taken, stolen and carried away from the possession  
 of deponent, in the day time, the following property, viz:

Good and lawful money of the United  
 States of the amount <sup>24</sup> value of one  
 dollar <sup>50</sup> fifty cents

$$\$1 \frac{50}{100}$$

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 John Green (nowhere) and another person  
 whose name is unknown

Deponent says that said defendant in company  
 with said unknown person accosted him in Fulton  
 Street, in said City and asked if he desired  
 a situation in a store. Deponent replied  
 in the affirmative when said defendant ordered  
 said unknown person to take one to the Post  
 Office and they both started to walk when  
 said defendant called deponent back and  
 asked if he had any money. — Deponent  
 replied that he had (\$1.50) one dollar and  
 sixty five cents and took the same  
 from his pantaloons pocket when he said  
 defendant took the aforesaid sum \$1.50 from

of  
 sworn  
 before me  
 this 10th day of August 1891

John Green

0754

his hand and ordered said unknown man to  
take him to the Post office and said  
defendant walked away in an opposite  
direction. That said unknown <sup>person</sup> took  
him to the Post office and ordered him  
to remain there a minute. That defendant  
remained there one half hour and said  
unknown man did not return.

Wherefore defendant charges said  
defendant with acting in concert with  
said unknown person and feloniously  
taking said property from his hand.

Sworn to before me 18<sup>th</sup> Mile  
this 9<sup>th</sup> day of August 1891.  
J. C. Rieff  
Police Justice

0755

Sec. 198-200

District Police Court.

CITY AND COUNTY  
OF NEW YORK, ss.

*John Green* 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.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

The Complainant gave me the  
money John Green

Taken before me this

day of

Aug

1891

*Doyle*  
Police Justice.

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

Dated Aug 9 1891 La. J. C. Beck 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   h   to be discharged.*

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

0757

BAILED.

No. 1, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 2, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 3, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 4, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

Police Court--- 1 - District.

THE PEOPLE, &c.  
ON THE COMPLAINT OF

James Riles

John Green

2

3

4

1049

District.

Officer Lacombe

1049

Dated Aug 9 1891

Daniel O'Reilly Magistrate.

Whitchurst Officer.

4 Precinct.

Complainant committed  
to the House of Detention  
in default of \$100 to testify

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

Officer \_\_\_\_\_ Street.

\$1500 to answer

RECEIVED

Aug 2  
New York

0758

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*John Green*

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

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

The said

*John Green*

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

*\$1.50* *one* promissory note for the payment of money, of the kind commonly called United States Treasury Notes, of the denomination and value of *one* dollar; *one* promissory note for the payment of money of the kind commonly called Bank Notes, of the denomination and value of *one* dollar; *one* United States Gold Certificate, of the denomination and value of *one* dollar; *one* United States Silver Certificate, of the denomination and value of *one* dollar;

*divers coins of a number, kind and denomination to the Grand Jury aforesaid unknown, of the value of one dollar and fifty cents;*

of the goods, chattels and personal property of one *James Niles* on the person of the said *James Niles*

then and there being found, from the person of the said *James Niles* 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.

*He Lancelotti Nicoll,*  
*District Attorney -*



0759

**BOX:**

446

**FOLDER:**

4114

**DESCRIPTION:**

Gueterbock, Herman B.

**DATE:**

08/05/91



4114

0760

POOR QUALITY  
ORIGINAL

Witnesses:

Otto Hubach

The statute upon which  
this indictment was  
founded having been  
repealed without res-  
trictions or saving clauses,  
the prosecution neces-  
sarily falls. - Dec 2  
Hindenburg 26 Nov 1897

I therefore recommend  
that the indictment  
be dismissed

De Lancey Nicoll  
Dist. Atty.  
July 5 1897

Joseph C. Levi

Counsel,

140 Nassau St

Filed

day of

1897

Pleads,

Not guilty. Sept 1897  
with leave to withdraw by  
motion

THE PEOPLE

vs.

Herman B. Gueterbock

Misdemeanor

[Sec. 507 Code Crim. Proc.]

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Wm. W. W. W.  
Foreman

on recd of Dist. Atty.  
indict. dis. P.B.M.

July 5 1897

"Staats Zeitung"

0761

POOR QUALITY  
ORIGINAL

Witnesses:

Otto Hubach

(501)

The statute upon which  
this indictment was  
founded, having been  
repealed without reser-  
vations or saving clauses,  
the prosecution neces-  
sarily falls. - Dec 1  
Standing No 74. 167

I therefore recommend  
that the indictment  
be dismissed

De Lancey, spec. Sec.  
Dist Atty  
July 5 92

Counsel,

Joseph C. Levi

111-0 Nassau St

Filed

day of

189

Pleads,

THE PEOPLE

Herman B. Juckerbock

DE LANCEY NICOLL.

Attorney at Law

A TRUE BILL.

On recd of Dist. Atty.  
indict. dis. RBM

July 5 92

"Staats Zeitung"

1488  
Hindemans  
L. 507, Canal Bldg. 15 v. 7

0762

TO THE CHIEF CLERK.

*excuse me*  
Please ~~send me~~ the Papers in the Case of

PEOPLE

vs.

*Joseph C. Gueterbock*

*Staats Zeitung Case*

*the name of*

*Joseph C. Levi*

*140 Nassau St*

*as depts atty*

*Sturges*  
*for* District Attorney.

0763

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Herman C. Fiedler*

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

Indictment accuse *Herman C. Fiedler* of  
a Misdemeanor,

~~of the crime of~~

committed as follows:

Heretofore, to wit:

*on the seventh day of  
July, in the year of our Lord one  
thousand eight hundred and ninety  
one, within the city or county adjoining  
the State Prison of the State of New York  
at Sing Sing, Great Neck, Harris A.  
Singer, James J. Brown and Scholastic  
Giglio, each of whom had been hanged  
in due form of law convicted in the said  
city and County of New York of the crime  
of murder in the first degree, committed  
after the first day of January in the  
year of our Lord one thousand eight  
hundred and eighty nine, and thereupon  
sentenced to the punishment of death,  
were duly executed according to law, and  
the punishment of death was then and*

there inflicted upon the said Joseph Wood,  
 Maria A. Sinder, James S. Starnum  
 and Sidiada Quigro in the manner  
 and form provided by law.

And whereas to wit: on the eight  
 day of July in the year of our Lord  
 one thousand eight hundred and  
 ninety-one, at the City of New York, in  
 the County of New York, a certain, the  
 said Herman C. Fyfe, doth, to the  
 City and County aforesaid, did  
 unlawfully publish, and cause and  
 procure to be published, in a certain  
 newspaper printed in the German  
 language and called the "New-Yorker-  
 Staats-Zeitung" published in the said  
 City of New York, a certain account of  
 the details of the said execution together  
 the statement of the fact that the said  
 Joseph Wood, Maria A. Sinder, James  
 S. Starnum and Sidiada Quigro were  
 on the said seventh day of July in the  
 year last aforesaid duly executed according  
 to law at the said prison; 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.