

0746

BOX:

154

FOLDER:

1583

DESCRIPTION:

Radfey, John

DATE:

10/29/84



1583

Witnesses:

Geo. Thross

Bare, reduced to \$1000

Geo. Thross

Geo. Thross

Geo. Thross

1911 Dec 3/94

1911 Dec 3/94

Counsel, _____
Filed 29 day of Dec 1884
Pleads *Not guilty* (31)

THE PEOPLE
B B
John Radsey
I Dec 1884
in open Court
Read and entered
Dec 3/94

Assault in the First Degree, etc.
[Sections 217 and 218 Penal Code].

PETER B. OLNEY,

*Quarantined by District Attorney.
By order of the Court.*
A TRUE BILL. Dec 3/94

John B. Kisser

Foreman.
I. Dec 3. 1884.

0748

Police Court—Second District.

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

William Rouke
~~of N.Y.~~ Officer of the 17th Police Precinct Street, aged 28 years,
occupation officer of the 17th Police Precinct being duly sworn
deposes and says, that on the 1st day of October 1884 at the City of New
York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by John
Radford (now here) who did wilfully
and feloniously stab and cut deponent
over the left eye, and on the thumb
of the right hand with a pocket knife
which he the said John held in his hand
inflicting a dangerous wound over
the left eye. That deponent was assaulted
as aforesaid by said John while in the
discharge of his duty as an officer of
the police force in said City, and said
personal violence was committed on
deponent as aforesaid

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

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

Sworn to before me, this 2nd day
of October 1884.

William Rouke

J. M. Patterson Police Justice.

0749

Sec. 198-200

CITY AND COUNTY
OF NEW YORK, ss.

District Police Court.

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

Question. What is your name?

Answer. *John Radfay*

Question. How old are you?

Answer. *21 years*

Question. Where were you born?

Answer. *Maryland*

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

Answer. *302 East 9th Street, About 3 months*

Question. What is your business or profession?

Answer. *Cookier*

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 cut the Complaciant, but I was not aware that he was an officer. I only tried to defend myself*

John. Radfay.

Taken before me this

day of

October

1884

Wm. J. Justice
Police Justice.

0750

October 9th 1884
I am Rourke alias Hannis, I reside
at 142 2^d Street, and am an officer
of the 17th precinct police for 3 years
last past. I am a special duty man
I do regular tours of duty only in
Citizens clothes but have been such since
the 23rd of June. I was out about 5
minutes after 12. on 14th Street between
3^d & 4th Avenues. in front of Theiss
Museum garden, I caught the man who
next door to that I was out. I saw him
the dependant before the cutting and
about 930 that night I had some
difficulty with him outside of this
pavilion; I found him suffering at the
door of Theiss with the proprietors son
but I caught the dependant by the
coat. and I said I am a police officer
exhibiting my shield at the same time
I young Theiss what the dependant
done to him and I said do you want
to make a complaint against him
and he said no I want him put away
from here with that officer Kelly
come up and the prisoner went to
talk to officer Kelly and the press

0751

his case ^{and} Kelly told him you are
 an officer ^{and} so. I advised
 the prisoner to go away he may get
 into trouble if he didn't leave the
 neighborhood he again came back
 in about 3 minutes afterwards ^{and} he
 said I have 2 ladies up in the balcony
 can I go up ^{and} get them out I had
 him to go up ^{and} get his ladies ^{and} the
 best thing you can do is to come down
 after you get them to avoid all the
 trouble. He took the ladies out, I went
 up on the balcony with him ^{and} he
 shook hands with me ^{and} said I am
 much obliged to you officer I will
 go out of this neighborhood, I don't
 arrest him because nobody would
 make a complaint, I saw a scuffle ^{and}
~~I saw~~ this man, in the scuffle I had
 no complaint to make a complaint
^{and} I didn't arrest him.

Q Now you see this man committing ^{any}
 act that would justify you ^{as}
 an officer in arresting him?
 A No sir not then.

He was civil when he asked me to return
 for the ladies he was a perfect little gentleman

0752

With him as such at that time, I know
nothing of this scuffle except what I saw
and heard and was told of it; I can't say
I know young Thiers; I saw the prisoner
again about 20 minutes to 15 going into Mr
Thiers saloon, he went into the place
and I kept my eye on him for 10 minutes out
of the 20 he was there. He got as far as
the bar and he went no further. He asked
if he could go in and Mr Thiers said no
he stood there and asked for a bottle of wine
and spilled it on the floor excepting 7 or 8
he put his back on the show window.
I don't know if he asked for it
it has not been charged. I see he didn't
pay for the wine. He stood against
a case opposite the bar with his
head down, and his hand on his side
pocket for about 10 minutes Mr Thiers
was about closing up and asked him
to step outside and said I am closing
up; He stood 10 minutes at the show
case and 10 minutes at the bar. Mr Thiers
asked him nice & quietly to go home
he was closing up and he quivered back
his hand and said I am going to have
a drink before I go. And he said

0753

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you can't have any more, I stood near
the storm door but I said come here
if you want I want to speak to you
but he said I don't want to talk to you
if you do come in here. And I turned
around to look at Tommy Hall and
and Mr. Harris showed him out on the
street from the place, he turned around
and passed me and wanted to go in again.
And said you son of a bitch I grabbed
him and pulled him aside to me and I
said you raised a disturbance here
before and I am going to lock you
up. when I caught him I walked 3 steps
and took his right hand out of his pants
pocket. And he made a pass as I thought
for my face and I ordered it off and I was
cut in the thumb and he made another
punch and he cut my coat about
5 inches and I went to catch his hands
and he threw his hands over my shoulder
and cut me over the left eye. This cutting
might have been 2 or 3 feet from the
Palm garden. He was thrown out
of the bar room door, is nearer to 30
than to 40 the door. And Palm garden is next
door to Harris when he came with Harris

0754

5-

by

at 20 minutes to 12 he had no marks
on him then, I might have struck
him in the temple, but I bore no
recollection of it. I might have struck
him a blow after I was cut I took
hold of him to keep him off he started to cut
me, and tried to get away. He was not
cool in what he was doing he was in
fighting humor, he knew what he was
doing, he had a good load of liquor on.
but I would not arrest him for being
a drunken man, he acted ^{ugly} as if
between a drunken man and a sober man, I
could not see what his condition was
when he got to the station house. during
the altercation between the prisoner
and Theria I was not inside of the saloon
but outside of it.
Re: incident; after I was cut over the eye
officer Manahan and Corey of the 1st
precinct came to my assistance
they took him to the station house, for me.
Re: case.

I never saw the prisoner before
that night I don't mis take him
for another person.

William Rourke

Please to show me what
 got day after station 1894
 W. Rourke

Date of trial

0755

6
 1
 Mr Kelly of the 7th Precinct Police
 being duly sworn says.

I saw Officer Rourke of
 the 7th Precinct on the evening of
 Oct 1st in front of There is an 14th
 Street. the prisoner was with him
 at that time, the prisoner spoke to me
 between 9 & 10 o'clock on that night I saw
 a crowd. We went to see what was
 the matter & I saw the prisoner there
 in trouble & I asked him what
 was the matter & he told me he was
 part of There is & I saw Officer Rourke &
 & I told him he had a right to put
 him away from there & that he was an
 officer the same as I was. & Rourke
 went away & I told him if he didn't
 go away I would take him in for disorderly
 conduct; he said he had some
 friends there & I told him he could
 go where he wanted to if he behaved
 himself he was there when I went
 away

Shown to before me this
 9th day of Oct 1884

William Kelly

WM Patterson Police Justice

0756

J.

George Weiss Jr of 136 East 14th
Street being duly sworn says:
I know the complainant, on the 1st
of October I saw the prisoner I had some
trouble with him he was put out of
my place where he was put out
Rourke appeared; the first time he
was put out as far as the door
and my brother shoved him out of
the door. Between 9 & 10 o'clock P.M. he
resisted; Mr Rourke wanted to know
about the trouble was and we told
him and he said do you want to make
a complaint and ^{we} said no. He came
back again about 11:30 & 12 o'clock Mr
Rourke said he was an officer & showed
him his shield and said go on, the officer
tried to push him along. He didn't
go. He came back again at 1 1/2 past
12 o'clock. And at 12 o'clock he was put
out by my father. My father told
him to go out & he would not do it and
he shoved him out. & he rushed back
saying some expression and Rourke
got back of him and said I will take
you in & he resisted and I saw him
draw a knife and cut Rourke.

0757

8

Aras. Harnid

He was put out of the bar room door
the building is 65 feet. the bar room
door is nearer to B Avenue. it is about
10 feet from the wall next door to us
is the Palm Garden. It occurred on
the line between the Palm garden ^{and}
our place the officer didn't strike him.
I didn't see him after he was arrested.
I didn't see him arrested, Rosalie is
not allowed to watch our place I didn't
see him in the place. I don't know
if he has any ladies. He paid for every thing
he got that night I saw him when
he visited my father they had some
words ~~about~~ very unkindly. He was
not excited. He knew what he was
doing. Not like a drunken man
nor under the influence of liquor but
like a sober man. He complained to
my father he ordered an imported
cigar & the waiter brought him a
domestic cigar. As my father said
did you get your money back ^{and}
he said yes. As my father said what
more do you want. As he commenced
pinning my father down.

0758

9

And my father told me to put him out.
 I caught him as he was going. And I showed him
 at one o'clock. And my brother put him out.
 He got him by the collar. And pushed
 him out. I was there when he came
 back at 11:30. And he was not drunk.
 He continued having one hand in his
 pocket. And he ordered a bottle of wine.
 He paid for it. And drank it. It was getting
 time to close up. And my father told him
 to go home. And he refused. And my father
 pushed him out. And he reached for
 the officer. And he caught him. And he then
 stabbed him in the side. The rule is to
 close up at 12 o'clock. He said he would
 not go out. And he was taken to the house of
 I didn't go to the station house.

Given to before me
 this 9th day of Oct 1884 } Geo. L. Wright
 H. M. Patterson }
 D. P. Justice

0759

John Radfay the defendant
being only shown in his own
behalf Depose and says.

I reside at 30 1/2 East 9th St.
I was in Thiers saloon at 14th
Street and 4th Avenue on the 1st of October
about 6 o'clock. And I came down stairs
from the balcony and I stopped at
the bar room to get a cigar, I asked
for an imported cigar and he gave me
one and said it was an imported
one and it didn't look so to me
and Thiers stepped up and said if he don't
like it fire him out then I was put
out, I was in company with 2 ladies
and when I was put out one of the
men hit me in the face. And as I
grabbed him by the face another
man caught hold of me. When I
was on the street an officer in
uniform was standing there and I
said I have done nothing wrong I
was sober at the time. And wanted to
go in after my ladies and he said
yes and I said I will take the ladies
and go right away. I took the ladies
home and came back again. I took

0760

2

them to 11th Street between 1st Avenue and
 Avenue A. I come back because
 it was a music hall this was the
 3rd time I was there that night it was
 not an easy way home. But I went into
 the bar and asked for a drink and
 I wanted a pint of beer and
 they didn't have it and I asked for a
 small bottle of wine and I stood there
 a while and I met another friend of
 mine and asked him to drink and we drank
 and we stood there and were talking
 and I had a glass of beer I didn't
 tell him anything that occurred
 and within a few minutes after that
 this man Rourke. and he came up
 to me and said you have been standing
 around me long enough you better
 get out and he pushed me out and then
 he grabbed me by the throat and I got
 away from him and ran 25 or 30
 feet to get away from him and he
 followed me up. and then I saw what
 he was trying to do and I pulled my
 knife to defend myself and in this
 way and I didn't want my life to be
 endangered. and I sent him

I hereby certify that the within
 is a true and correct copy of the
 original testimony
 J. P. McQuinn

0761

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

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 October 15th 188 M. Patterson Police Justice.

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

Dated Oct. 18 188 M. Patterson Police Justice.

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

Dated _____ 188 _____ Police Justice.

0762

Not Bailed by
Clinton G. Coates
11 East 164th St
BAILED.
No. 1, by ~~Wm. Noller~~
Residence ~~200 West 57~~ Street.
No. 2, by _____
Residence _____ Street.
No. 3, by _____
Residence _____ Street.
No. 4, by _____
Residence _____ Street.

Police Court

2 1695-
District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

William Payne
17th Precinct
John Madigan

John Madigan

Dated October 2 1894
M. Patterson Magistrate.
Wm. Payne Officer.
Off Wm. Kelly 17 Precinct.

Witnesses George Theiss Jr
No. 136 East 14th Street.

Henry Theiss Jr
No. Off Monahan Street,
18th Precinct.

Off Corey
No. 18 East 13th Street,

\$ 15.00 to answer
Bailed

0763

Memorandum.

To Peter B. Olney Esq.
Dist. Atty.
City

Nov 8th 1884
Office of
William Noble,
Grenoble Apartment House,
57th Street & 7th Avenue,
New York.

The People vs John Radfey
(Assault & Battery)

Dear Sir, I have received a notice from
your office to produce defendant in above
case at General Sessions Part 1 - I am
unable to find last week and he is at
present in custody at the Tombs. I consequently
consider myself released from all claims on
Bail Bond. Respectfully Yours William Noble & Co

0764

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 Raskany

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

John Raskany

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

The said *John Raskany*

late of the City of New York, in the County of New York aforesaid, on the
21st day of *October*, — in the year of our Lord
one thousand eight hundred and eighty-*four*, with force of arms, at the City and
County aforesaid, in and upon the body of one *William Rourke*,
in the peace of the said People then and there being, feloniously did make an assault
and *in* the said *William Rourke*, *in and upon*
the head of him the said William Rourke,
with a certain *knife*, —

which the said *John Raskany* —

in *his* right hand then and there had and held, *then and*

there wilfully and feloniously did beat, strike, stab, cut and wound
the same *in and upon* *the head of him the said William Rourke,*

with intent *in* the said *William Rourke* —

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

SECOND COUNT:

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

John Raskany

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

The said *John Raskany*

late of the City and County of New York, on the *21st* — day of

October, in the year of our Lord, one thousand eight hundred and
eighty-*four*, at the City and County aforesaid, with force and arms, in

and upon the body of one *William Rourke*, —

in the peace of the said People then and there being, feloniously did wilfully and
wrongfully make an assault, and *in* the said *William Rourke* —

with a certain *knife* —

which *he* the said *John Raskany* —

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

0765

THIRD COUNT—

And the Grand Jury aforesaid, by this indictment, further accuse the said
- John Raskin -
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said *John Raskin*
late of the City County of New York, on the *21st* day of *October*
in the year of our Lord one thousand eight hundred and eighty *seven*, at
the City and County aforesaid, with force and arms, in and upon the body of one
- William Raskin -
in the peace of the said People then and there being, feloniously, did wilfully and
wrongfully make an assault, and *with* the said *William Raskin*
with a certain knife which the said
John Raskin in his right hand then
and there had and held,
in and upon the *head* of *- him -* the
said *William Raskin*, did then and there
feloniously, wilfully and wrongfully strike, beat, *stab, cut,*
bruise and wound, and did thereby then and there feloniously, wilfully and wrongfully
inflict upon *him* the said *William Raskin*,
grievous bodily harm, to the great damage of the said *William Raskin*,
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.

PETER B. OLNEY,

~~District Attorney~~

0766

~~Court of General Sessions of the Peace~~

~~OF THE CITY AND COUNTY OF NEW YORK~~

~~THE PEOPLE OF THE STATE OF NEW YORK,~~

~~against~~

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

*Samuel Combs. And the Grand Jury
aforesaid, by this indictment, accuse
John Combs the said John Combs*

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

The said *John Combs*

late of the City and County of New York, on the *2nd* day of
October, — in the year of our Lord one thousand eight hundred
and eighty *four*, at the City and County aforesaid, with force and arms feloniously
made an assault in and upon one *William Combs*, —

then and there being a *patrolman* of the Municipal Police of the City
New York, and as such *patrolman* being then and there engaged in the lawful
apprehension of *the said John*
Combs for *disobedience* —
and the said *John Combs* — him, the said

William Combs —
then and there feloniously did beat, strike, wound and otherwise ill-treat, with intent
then and there to prevent and resist the lawful *apprehension* —
of *himself*, — as aforesaid,
against the form of the Statute in such case made and provided, and against the peace
of the People of the State of New York and their dignity.

PETER B. OLNEY,

~~JOHN W. OLNEY~~

District Attorney.

0767

BOX:

154

FOLDER:

1583

DESCRIPTION:

Reilly, James

DATE:

10/03/84



1583

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BOX:

154

FOLDER:

1583

DESCRIPTION:

O'Farrell, James

DATE:

10/03/84



1583

Witnesses:

Wm. Dwyer
John Brennan
John L. Lough

522 ✓
Counsel, 2 -
Filed 3 day of Oct 1884
Pleads #1 Not Guilty (Oct 3)
THE PEOPLE
vs.
James R. Kelly
James O'Farrell
H. J. PETER B. OLNEY,
District Attorney.
Not pleaded Burg 2.
A TRUE BILL, S. P. Five years.
Not pleaded Burg 2 Foreman
State Comptroller
Oct 7, 1884
GMB. To Geo. B. Smith

0769

0770

Police Court—First District.City and County
of New York,

Charge of Detention William Daly
 of Canal Boat "Queen" lying at pier foot of E. 13th Street, aged 24 years,
 occupation Canaler

being duly sworn
 deposes and says that he possesses known as the cabin on the Canal Boat "Queen"
 lying at pier foot of East 13th Street and East River,
 in the City and County aforesaid, the said being a cabin of a Canal Boat

and which was occupied by deponent as a dwelling
 and in which there was at the time a human being, by name William Daly

were **BURGLARIOUSLY** entered by means of forcibly removing the
door by sliding the same one side and entering
therein

on the 30 day of September 1884 in the Night time, and the
 following property feloniously taken, stolen, and carried away, viz:

one Coat, one Flannel Shirt, one pair of
drawers, one clock, and good and lawful
money of the United States in all of the value
of ten 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

Patrick Maloney, alias James Kelly, and James O'Farrell
(both now here)

for the reasons following, to wit: That at or about the hour of 9 1/2
o'clock on the night of said day deponent
closed the door leading to said cabin and
went to bed and about mid night deponent
was aroused by hearing a noise when deponent
saw James O'Farrell and another person in
said cabin when defendants saw that deponent
had detected them they ran out of said cabin
and off of said Boat to the dock and disappeared
immediately thereupon deponent missed the aforesaid property

0771

Deponent further say that he is informed by John Tighe a watchman on the pier that he saw said Patrick Maloney, ^{alias James Reilly} and James O'Farrell at about midnight on said day in company with each other coming off of said Canal boat wherefore deponent charges said defendants with acting in concert with each other in burglariously entering said premises and taking stealing and carrying away said property,

Sworn to before me this William Daley
1st day of October 1884;
[Signature]
Police Justice

Police Court — District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

Degree.

Burglary

Dated

188

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of \$

Bail.

Bailed by

No.

Street.

0772

Sec. 198-200

District Police Court.

CITY AND COUNTY
OF NEW YORK, } ss.

Patrick Maloney *alias James Reilly*

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

Question. What is your name?

Answer.

Patrick Maloney alias James Reilly

Question. How old are you?

Answer.

21 Years

Question. Where were you born?

Answer.

New York

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

Answer.

547 E 15 St. 4 years

Question. What is your business or profession?

Answer.

Labourer

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

James ^{his} Reilly
Mark

Taken before me this
day of *April*

188

James J. [Signature]
Police Justice.

0773

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 22 years, occupation John Tighe
Right watchman of No.
406 East 10th Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of William Daly
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this

day of

October 1887

John Tighe

Andrew J. White

Police Justice.

0774

Sec. 198-200

CITY AND COUNTY } ss.
OF NEW YORK, }

1 District Police Court.

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

Question. What is your name?

Answer.

James O'Farrell

Question. How old are you?

Answer.

19 years

Question. Where were you born?

Answer.

Brooklyn

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

Answer.

642 E 13 St. 12 years

Question. What is your business or profession?

Answer.

Iron Moulder

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

Taken before me this
day of *Oct* 188*8*
Charles J. Smith
Police Justice.

James O'Farrell

0775

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

Patrick Maloney
alias James Rully & James O Farrelly
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

1900

188

4

Andrew J. Smith

Police Justice.

I have admitted the above-named

to bail to answer by the undertaking hereto annexed

Dated

188

Police Justice.

There being no sufficient cause to believe the within named

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

Dated

188

Police Justice.

0776

1649

Complainant
\$300 B to testif. House of Detention

Police Court First District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

William Daly
~~House of Detention~~
Care of Forest & Weeks Lawyers
129 Broadway
Patrick Maloney
alias James Reilly
James O'Connell

Offence Burglary

BAILED.

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Dated 1st October 1884

A. J. White Magistrate.

Patrick Brennan Officer.

OCT 11 1884 Precinct.

Witnesses John Luskie

No. 406 East 10 Street.

Morris Anderson

No. 186 Ave "B" Street.

Charles Atkins

No. Pier foot of E 13 Street.

\$ 211.00 to answer Gen. L.

Committed

0777

DISTRICT ATTORNEY'S OFFICE,

New York,

Oct 12 188

John Vincent Esq.
Asst Dist Atty.

Dear Sir

William Daly an
employee of the A.R.R.C. for
whom we are the attorneys is de-
tained in house of detention as
complainant against Patrick Ma-
loney alias James Reilly and
James O'Farrell accused of burg-
lary.

We will undertake to produce
Daly when wanted as a witness
upon notice to us.

Yours truly
De Forest & Weeks

120 Broadway N.Y.

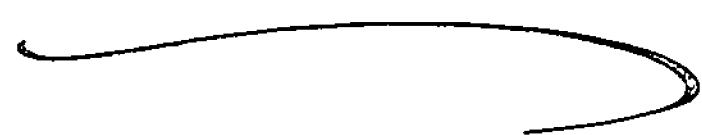
0778

Part II
District Attorney's Office.

PEOPLE

vs.

James Farrell
Oct. 21. 1884

All served


0779

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against

James Reilly
and James O'Sullivan

The Grand Jury of the City and County of New York, by this indictment, accuse James Reilly and James O'Sullivan —

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

The said James Reilly and James O'Sullivan, each —

late of the Eleventh Ward of the City of New York, in the County of New York aforesaid, on the thirteenth day of September, in the year of our Lord one thousand eight hundred and eighty-four, with force and arms, about the hour of nine o'clock in the night time of the same day, at the Ward, City and County aforesaid, the dwelling house of William Daly

there situate, feloniously and burglariously did break into and enter, each of then the said James Reilly and James O'Sullivan entering then and there arrived by a confidential person whilst there was then and there some human being, to wit, the said William Daly, within the said dwelling house, the said James Reilly and James O'Sullivan then and there intending to commit some crime therein, to wit: the goods chattels and personal property of the said William Daly 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.

0780

SECOND COUNT.

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

James Reilly and James O'Farrell
of the CRIME OF ~~GRAND LARCENY, IN THE~~ *County of New York*, committed as follows:

The said *James Reilly and James O'Farrell, each* —

late of the Ward, City and County aforesaid, afterwards, to wit: on the said —
thirtieth day of *September*, in the year of our Lord one thousand eight
hundred and eighty-*four*, at the Ward, City and County aforesaid, in the
night time of said day, with force and arms,

one coat of the value of five
dollars, —

one shirt of the value of two
dollars, —

one pair of drawers of the
value of one dollar, —

and one sock of the value of
three dollars, —

of the goods, chattels and personal property of one *William*
Daly, —

residing in the dwelling house of *one*
William Daly, there situate, then and there being found
in 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.

Peter Bohan
District Attorney

0781

BOX:

154

FOLDER:

1583

DESCRIPTION:

Reilly, James

DATE:

10/14/84



1583

Residence

H. Stanley

Non ag. of xier sent
to S. C. many education
Dec. 17/85, sent
letter from Reo 3

#63

Counsel,

Filed 14 day of

Pleads

1884
July 15

THE PEOPLE

vs.

James Reilly
H. D.

Robbery in the 1st Degree
(Sections 224 and 225)

PETER B. OLNEY,

JOHN MCKEON,

District Attorney

A True Bill.

Gray B. Kinsman
Foreman.

Oct 21/84

Freely convicted
S.P. 12 years

27

0782

0783

The People
James Reilly.

Court of General Sessions, Part I.
Before Judge Cowing.

Tuesday, October 21, 1884.

Indictment for robbery in the first degree.

Henry Stanley sworn. I live at 181 Chatham Street, I am a goldsmith; on the second of October I met the defendant, Reilly on the corner of Rosevelt and Chatham Streets between eleven and twelve o'clock at noon; there was no one with him at that time. I was standing at the corner of Rosevelt and Chatham Streets speaking to a friend when the prisoner came up and said, "I beg your pard on but I think you are an Englishman?" I said yes, I am one, he said I am one too. Oh, I said I am please to see you, I am going to take a glass of beer, will you take one too? He said, yes I will. We went into the saloon at the corner to do so; when we got in there the prisoner said, here is another Englishman too pointing to Belfield. Well, of course I said he had better take a glass of beer too. Finally Brown was introduced in the same saloon, but not as an Englishman, he said here is a friend of ours. I said he had better take a glass too. That was Brown who pleaded guilty here, to-day. I stopped a few minutes and said to the prisoner, well I think I will go home. He said, where do you live? I said 181 Chatham Street. I started on my way home and the prisoner came out with me and the other two followed. When I got opposite my door the prisoner said, you have been very kind and I am very thankful to you for it, look here, I am very hard up. I said I am not a very rich man but I can afford to give you a dollar. He thanked me, I said I haven't got change, we had better go up to Chatham Street to get it. So we started up to Chatham

0784

Square, the other two prisoners following. We went into a large house there at the corner, I do not know the name of the house. We went in and when I was about to get change the prisoner said, look here, you have been very kind to me but you can add to that kindness. I said how? He said, there is a friend of mine keeps a public house in Pell Street by the name of Powers I think he called him, I had never been in Pell Street, I did not know anything about it. I said, oh; he said, yes, and if you can come across there and he sees you give me a dollar he will give me a dollar also, he will think I am going to put it to good use. I thought that was very feasible. We started off to Pell Street and the other two followed; when we got there we found the master was not in. He, the prisoner, suggested that I should go into the back room and sit down until the master came. Well, of course I did so. You mean the proprietor of the place? Yes, the master; we went in and the other two prisoners followed; we sat down for about five minutes. By the Court. So that at that time you and the prisoner Reilly and Brown and one other person was in this same room together? Yes, it was a very small room a dark one made of wood with a lamp or gas in the center. When we went in it was dark and Belfield lit the gas or light whatever it might be. We sat down and they called for some beer, I had a glass of ginger ale; in six or seven minutes the gas or light went out whatever it might be. I thought to myself, hello, there is something not right, I had better make my way out. I got up to go out and Reilly said, it is all right, it is the door that has put the gas out. I said that cannot be, the door is not open, the door was closed. Belfield got up and said, I

0785

will light it. He went out and got a light and when he did so he remained outside and left Reilly and I and Brown together. I got up to go, I did not like to be there and I said to Reilly, look here, I promised to give you a dollar and I must do so. I put my hand into this pocket, then I had a different jacket on but I had a pocket here, I put my hand into this pocket as it were, and pulled out my purse and as I did Reilly grabbed hold of it with his left hand, I had it in my left hand and caught hold of it. He said, let go you swine. I said, why should I let go, you don't mean to rob me? He said I do mean to rob you and he put his hand into his pocket and pulled out a revolver and put it to my mouth, I could feel the muzzle, and he said, if you don't let go I will blow the top of your head off. I watched him for a moment and when I caught his eye, I tipped the revolver and said, blow away but you don't get my purse if I know it. Brown rose to his assistance, he sat in a corner, we had a struggle for a short time and when they could not master me - You say, we had a struggle, do you mean Brown got hold of you? Yes sir, three of us had a struggle together, he came to the assistance of Reilly and after a short time the door opened and Belfield rushed in. He said, why don't you knock him out, hit him in the ribs, give me the revolver. He snatched the revolver from Reilly and struck me across the arm; then they had got the purse, I was obliged to let go. Belfield hit me in the ribs with the revolver and struck me across the arm. Did you still have hold of your purse? After he struck me across the arm I had to part with it, after I parted with it he hit me in the ribs. Did Reilly still have hold of the purse when you parted

0786

with it? Yes sir, that was the hand, I could not swear exactly who took it in the struggle but I felt it going to the same hand that first grabbed it; then the three of them beat me and knocked me about, the wind went out of me, as it were, I fell on the floor from the blows, I was knocked senseless, I suppose; they went away, I guess, I do not know how long I remained on the floor, I found myself at home in the evening, I don't know how I got home, they said I came home spitting blood - with the blood running out of my mouth, I am spitting blood now from the effects of it, I lost all my money, twenty-six dollars.

Cross Examined. I was born in England, had been in this country about five months and am an electro silver plater, I lived in Manchester and was never arrested for any criminal offence.

The Case for the Defence.

James Reilly sworn and examined. My business is a waiter, I work around 40 Bowery in the oyster house of Thomas Dwyer. For the last couple of months I have been canvassing pictures for the campaign at Minneola and Waverly fairs, New Jersey. I was arrested on a charge of breach of trust about two and a half months ago but was not sent to jail. Do you know this Englishman who was on the stand? I never saw him before in my life or the other two prisoner either. Had you any part or any connection with this assault or this robbery complained of by Mr Stanley? No sir. How I came to come around this place, it was the first time in seven weeks that I had been in this saloon; the proprietor asked me in a sporting house in the Bowery why I didn't call to see him, I told him I would do so during the week. This Thursday I got out of

0787

the house, the day I got arrested was a week after this offence was committed, I left my wife in the house, 134 Mulberry Street, I had a little money, I went around to see Mr Powers, he was putting in an ice-box, I was talking to a couple of men and this man the complainant came up and looked me in the face and walked down to the corner; the complainant and the officer in citizen's clothes came up, he said to the officer, yes, that is one of the gang. I says, what is the matter? He says, that is all right. I never saw him before in my life, I said, you do not know me; he said, I have got my eye on you. In the Station House I told him to look me in the face like an honest man and said, I can prove that I am not the party, I was arrested. You were arrested a week after this occurrence? Yes sir, a week after on the 9th I was arrested, about half past four in the afternoon, thinking of going home, standing outside the hall door in Pell Street. This was the first time I had been in this saloon in two months as the proprietor can prove or the bar-tender there. That is the truth and nothing but the truth.

Cross Examined. I was arrested on the 9th of October, and have been in prison since then, I don't know the prisoners Brown or Felfield, I never saw them till I met them in the tombs when I went down to see the Counsel. I know Powers who keeps this liquor store, about six or eight months; on the second of October I was in the house where I live 134 Mulberry Street with a party named Mr. and Mrs. Williams. I was there till the evening, I used generally to go to campaign meetings to sell photographs, I was in the house all that day until evening, I got up about nine o'clock and staid in the house till six in the evening, I

0788

did not go out unless I went to the corner for a can of beer; my house might be six blocks from Pell Street. I was born in 14th Street and Avenue A in New York, I believe my mother was an American and my father of Irish descent.

John Belfield sworn. I am an oyster man at Greenville New Jersey, I never saw Reilly until I met him in the Tombs about a week ago, I remember the time the assault was made on the complainant I was out in the yard, I had nothing to do with the assault; when I came in Stanley and Brown were running around the pool table out of the room, there was a man by the name of Collins there.

Cross Examined. Collins is a young man who lives in Greenville, where I came from, I have not seen him in pretty near two years, I do not know where he is now, he was in company with Mr Stanley, he is an Englishman, he does not look anything at all like Reilly but he is about his size, I know Collins about seven or eight years, I have never been arrested in my life and am twenty-two years of age; Collins, name is Harry, I met Brown in New York several times, I was in this place drinking with the parties and had a glass of beer and went out into the yard; there was a kerosene lamp in the corner and the draught of the door put the light out. The light was lit and in about ten or fifteen minutes after I came in and the complainant and Brown were running around the billiard table; I had nothing to do with the robbery, I did not take the pistol from the complainant and did not kick him.

0789

James Brown sworn. I saw Reilly in the Tombs he was notwith us upon this occasion, I did not rob the complainant of his money, the man that did that is Harry Collins, I pleaded guilty to this offence because I was associating with them, I did not take the money, I did not see any revolver, I saw the complainant knocke down by Collins and I ran out of the saloon, I admitted to the officer that I received two dollars, but I don't know where it came from.

Henry Stanley was recalled and positively identified Reilly as being one of the men who robbed him.

The jury rendered a verdict of guilty of robbery in the first degree.

0790

State of New York.

Executive Chamber.

ALBANY, Aug. 17 1886.

SIR:

An application for Executive clemency having been made on behalf of James Piley, who was convicted of Burglary in the County of N.Y. and sentenced Oct. 27 1884, to imprisonment in the King's Prison for the term of 12 years and 0 months and to pay a fine of \$0, I am directed by the Governor respectfully to request that, in pursuance of Section 695 of the Code of Criminal Procedure, as amended in 1884, you will forward to him a concise statement of the facts and circumstances developed upon the trial or upon the preliminary examination, or before the Coroner's jury, if no trial was had, together with your opinion of the merits of the application. Will you also inform the Governor of any other matters having a bearing upon this case which have come to your knowledge since the conviction.

It is particularly requested that each letter of inquiry from the Executive Chamber should be separately answered.

I am,

Very respectfully yours,

Drving J. Cragin,
Acting Private Secretary.

To Hon. R. B. Martine,

N. Y. City.

0791

Answered
January 3/2/88
R. B. L.

0792

STATE OF NEW YORK,
CITY AND COUNTY OF NEW YORK

Police Court--First District.

of No. *181 Chatham*
and says, that on the *2nd*
at the *Sixth*

Street, being duly sworn, deposes
day of *October* 18*94*

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:

*Good And Lawful money of the United
States in Bank Notes of Divers Denominations
Consisting of Four five Dollar notes And Three
Two Dollars notes together*

of the value of
the property of

*Twenty Six
Henry Stanton*

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 Reilly (now here) from the
fact deponent met the said defendant
and two other men unknown to deponent
on of Roosevelt and Chatham Street and went to a
liquor store 909 Cell Street and while in said
store the said defendant caught hold of a purse
containing the aforesaid money ~~that~~ deponent
held in his left hand and by force and violence
attempted to pull the said purse from deponent's
hand and point a revolving pistol at deponent's
mouth and said he defendant would blow the
top of deponent's head ~~off~~ deponent would not let*

Specimen before me this

13

Police Justice

0793

As of the said purse deponent held in his
hand one of the other unknown men now
arrested named Bellfield said to deponent
give me the revolver and brook him out
And the other unknown man not arrested
caught hold of deponent and struck deponent
with his fist while the defendant had hold
of deponents purse

Wherefore deponent charges the said defendant
in concert with the two other men unknown to
deponent with feloniously taking stealing and
carrying away from the person of deponent by
force and violence without his consent
and against his will the aforesaid money

sworn to before me

this 10th day of October 1874

Henry Stanley
Deputy
Police Justice

0794

Sec. 198-200

CITY AND COUNTY }
OF NEW YORK, } ss.

District Police Court.

James Reilly 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.

Taken before me this
day of

October 1887

Police Justice.

0795

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

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

Dated October 1887.

[Signature] Police Justice.
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.

0796

1667 / 8th
Police Court District.

THE PEOPLE, & c ,
ON THE COMPLAINT OF

Henry Stanley H.D.
181 Chatham St.
vs.
James Reilly
1
2
3
4
Office of Henry Stanley

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street

No. 4, by _____

Residence _____ Street.

Dated Oct 10th 188

D. H. H. Magistrate.

Chryotal & Geyar Officer.

Precinct.

Witnesses _____

No. _____ Street.

No. _____ Street.

No. _____ Street.

\$ 1500 to answer

DISTRICT ATTORNEY'S OFFICE,
New York, 188

2 other men, also arrested
 Subj. & partner
 Reilly arrested by W. J. Jones
 Pres. (Chapman) 3 men Py. and
 Lacey in same place & dead
 found of both of Bell Street
 After with. County, Mississippi.
 with police. Continued & spent
 weeks for several days, could
 search uniform "Big Man"
 across to River & then stopped
 arrested him. Lacey, Harry
 Jones, identified him. Some
 very bad reputation & place broken
 upon. These fellows used to hang
 around the \$26 State Prison
 and other places.

0798

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against

James R. Kelly

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

James R. Kelly

of the CRIME OF ROBBERY IN THE *First* DEGREE, committed as follows:

The said *James R. Kelly*

late of the First Ward of the City of New York, in the County of New York aforesaid, on the
Second day of *October* in the year of our Lord one
thousand eight hundred and eighty*four*, at the Ward, City and County aforesaid, with force
and arms, in and upon one *Henry Stanley*
in the peace of the said People then and there being, feloniously did make an assault

and did *James R. Kelly* *Henry Stanley* *and* *three*
aided by two accomplices *actually*
present, whose names are to the Grand
Jury aforesaid unknown, and
one more of the value of one dollar,

four Promissory Notes for the payment of money, the same being then and there
due and unsatisfied, and of the kind known as *United States Treasury Note* of the
denomination of *four* dollars and of the value of *four* dollars each,

four Promissory Notes for the payment of money, the same being then and there
due and unsatisfied, and of the kind known as *Bank Notes* of the denomination of
four dollars and of the value of *four* dollars each,

and three promissory notes for the pay-
ment of money of the kind known as
United States Treasury notes, the
same being then and there due and
unsatisfied, of the denomination and
value of two dollars each,

of the goods, chattels and personal property of the said *Henry Stanley*
from the person of said *Henry Stanley* and against
the will and by violence to the person of the said *Henry Stanley*
then and there violently and feloniously did rob, steal, take and carry away, against the form of the
Statute in such case made and provided, and against the peace of the People of the State of New
York and their dignity,

~~JOHN McKEON, District Attorney~~

0799

Second COUNT.

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

James Kelly
of the CRIME OF Robbery in the first degree
committed as follows:

The said James Kelly
late of the First Ward of the City of New York, in the County of New York, on the
Second day of October, in the year of our Lord one thousand
eight hundred and eighty four, at the Ward, City and County aforesaid, with force and arms,
in and upon one Henry Stanley, then
and there lawfully present, did make
an assault, and did take of the
value of one dollar, three promissory
notes for the payment of money of the
kind known as United States Treasury
notes, the same being then and there
due and unsatisfied, of the denomination
of two dollars each, -

four Promissory Notes for the payment of money, the same being then and there
due and unsatisfied, and of the kind known as United States Treasury Notes of the
denomination of two dollars and of the value of two dollars
each, - and four other -

four Promissory Notes for the payment of money, the same being then and there
due and unsatisfied, and of the kind known as Bank Notes of the denomination of
two dollars - and of the value of two dollars each, -

of the value of two dollars each, - and of the value of two dollars each, -
the person of the said Henry Stanley, from
the person of the said James Kelly, then and there
present, did take of the value of two dollars each, -
the person of the said Henry Stanley, from
the person of the said James Kelly, then and there
present, did take of the value of two dollars each, -
the person of the said Henry Stanley, from
the person of the said James Kelly, then and there
present, did take of the value of two dollars each, -

0000

and feloniously did not,
steal, take and carry away;
the said Jones being armed with
a knife and being armed with a
dangerous weapon, to wit: a
pistol then and there loaded and
charged with gunpowder and
the substance 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
Peter B. O'Neil
District Attorney

0001

BOX:

154

FOLDER:

1583

DESCRIPTION:

Rhynes, William H.

DATE:

10/03/84



1583

Winnem
Off Madigan

482 ordered
Counsel,
Filed 3 day of Oct 1884
Pleads

THE PEOPLE

vs.

P

William A. Rhynes

H. P. Rhynes
of counsel

PETER B. OLNEY,

~~JOHN M. OLNEY~~

District Attorney.

I do hereby

plead May 3.

A True Bill.

Charles W. Mendenhall

S. P. Do you

Foreman

0002

0803

Police Court—6th District.City and County }
of New York, } ss.:

Fredrick Hildebrandt
of No. 129 North 3rd Avenue Street, aged 51 years,
occupation Saloon Keeper being duly sworn

deposes and says, that the premises No 129 North 3rd Avenue
in the City and County aforesaid, the said being a Three story frame
Building

and which was occupied by deponent as a Dwelling & Store
and in which there was at the time a human being, by name Fredrick Hildebrandt
and several others

were BURGLARIOUSLY entered by means of forcibly Breaking open the
Iron shutter attached to a rear window on the first
floor and forcibly raising the window & entering therein
at the hour of ⁴two O'clock a.m. with
intent to commit a crime
on the 29th day of September 1884 in the night time, and the
following property feloniously taken, stolen, and carried away, viz:

Gold and lawful money of the United
States consisting of coins of various denominations
and values together of the value of ninety-
nine cents and twenty-five Segars of the
value of ten cents each - together of the value
of ten ⁵⁰ dollars, said property being
in all of the value of ⁴⁹Three ⁴⁹dollars

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
William H. Rhynes (now here)

for the reasons following, to wit: That deponent knows of his own
knowledge that said premises were securely
closed & locked prior to the commission
of said offense, and deponent was since
informed by Officer John Madigan 33rd Precinct
Police (now here) that he caught and
detected the said William H Rhynes
coming out of said premises with the
above described property in his possession

0804

that immediately thereafter departs, disarms
and forces that said premises had been
so unlawfully entered and said described
property taken stolen and carried away
as aforesaid

Subscribed before me } Rodin and Wilderpool
this 29th September 1884 }

My Deputy Police Justice

Police Court District.

THE PEOPLE, & C.,

ON THE COMPLAINT OF

vs.

Degree

Burglary

Dated

188

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of \$

Bail.

Bailed by

No.

Street.

0805

CITY AND COUNTY }
OF NEW YORK, } ss.

John MacLagan
aged 37 years, occupation Police Officer of ~~New~~
the 33rd Precinct Police ~~Street~~, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of Ferdinand Hildebrandt
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this 29th
day of September 1888, John MacLagan

Sam Murray
Police Justice.

0806

Sec. 198-200

CITY AND COUNTY }
OF NEW YORK, } ss.

6th

District Police Court.

William H. Rhynes 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 H. Rhynes -*

Question. How old are you?

Answer. *35 years of age*

Question. Where were you born?

Answer. *Bangor - Maine -*

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

Answer. *Bangor Maine*

Question. What is your business or profession?

Answer. *Shoemaker*

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

Answer. *I am not guilty of the charge*

William H. Rhynes

Taken before me this *29th*

day of *September* 188*8*

William H. Rhynes
Police Justice.

0807

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

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 September 29th 188 4 Wm. J. [Signature] Police Justice.

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

Dated _____ 188 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

0000

452
Police Court

1644
6th District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Ferdinand Hildebrandt
129 North 8th Ave.

William H. Rhymes

2

3

4

BAILED,

No. 1, by _____

Residence _____ Street,

No. 2, by _____

Residence _____ Street,

No. 3, by _____

Residence _____ Street,

No. 4, by _____

Residence _____ Street.

Dated September 29th 1894

Magistrate.

John MacGowan Officer.

J. J. Parnell Clerk.

Witnesses, _____

No. _____ Street,

No. _____ Street,

No. _____ Street,

\$ 100.00 to answer

(Com)

0809

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 A. Hughes

The Grand Jury of the City and County of New York, by this indictment, accuse *William A. Hughes* —

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

The said *William A. Hughes*, 7

late of the ~~23rd~~ Ward of the City of New York, in the County of New York aforesaid, on the ~~29th~~ day of ~~September~~ in the year of our Lord one thousand eight hundred and eighty-~~four~~ with force and arms, about the hour of ~~two~~ o'clock in the ~~night~~ time of the same day, at the Ward, City and County aforesaid, the dwelling house of one ~~Fredman~~

~~Widdemans~~ —

there situate, feloniously and burglariously did break into and enter,

whilst there was then and there some human being, to wit, one ~~Fredman~~

~~Widdemans~~ — within the said dwelling house, the said

~~William A. Hughes~~ —

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

~~Widdemans~~, 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.

08 10

SECOND COUNT.

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

~~William A. Hughes~~
of the CRIME OF ~~GRAND LARCENY IN THE~~ ~~SECOND~~ DEGREE, committed as follows:

The said ~~William A. Hughes~~, 7

late of the Ward, City and County aforesaid, afterwards, to wit: on the said ~~Twenty~~
~~ninth~~ day of ~~September~~ in the year of our Lord one thousand eight
hundred and eighty-~~two~~, at the Ward, City and County aforesaid, in the
~~night~~ time of said day, with force and arms,

did send some of the United
States of America, of a kind
number and denomination
to the Grand Jury aforesaid
unknown, of the value of
~~nine~~
ninety cents, —

and Twenty five copies of
the value of ten cents each,

of the goods, chattels and personal property of one ~~Ferdinand~~ and
~~Stiedemann~~ in the dwelling house of ~~the~~
said ~~Ferdinand Stiedemann~~, there situate, then and there being found
in 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.

Peter B. Olney
District Attorney

0811

BOX:

154

FOLDER:

1583

DESCRIPTION:

Rice, Joseph A.

DATE:

10/14/84



1583

Witness:
Leas M. Stone

83

Filed 14 day of *Sept* 1884

Pleaded *Not Guilty*

THE PEOPLE

vs.

P

Joseph A. Rice

Assault in the First Degree.
(Firearms.)

PETER B. OLNEY,

~~JOHN MCKEON~~

District Attorney.

Adopted by 3 day

A TRUE BILL.

James B. Williams

Foreman.

14m 1/2 1/2

3m 1/2 1/2

1/2m 1/2 1/2

1/2m 1/2 1/2

1/2m 1/2 1/2

0812

0813

Police Court— / District.

City and County { ss.:
of New York,

Lena Stone
of No. *139 Mulberry* Street, aged *18* years,
occupation *Cigarette maker* — being duly sworn
deposes and says, that on the *22* day of *August* 188*4* at the City of New
York, in the County of New York,

*She was violently and feloniously ASSAULTED and BEATEN by Joseph A. Rice (now present) pointed a
revolver and discharged a
revolver pistol loaded with
powder and ball at the
body of deponent, one of
said balls striking deponent
on the back inflicting a
serious wound*

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

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

Sworn to before me, this _____ day
of *October* 188*4*

Lena Stone
[Signature] Police Justice.

08 14

Police Court—First District.

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

of No. 139 Mulberry Street, aged 65 years,

occupation Keeper of a Candy Store being duly sworn

deposes and says, that on the 22nd day of August 1884 at the City of New

York, in the County of New York,

Lena Stone

was violently and feloniously ASSAULTED and BEATEN by Joseph

Rice (now here) ^{who} did wilfully and feloniously point, aim, and discharge a revolving pistol loaded with powder and leaden balls at the body of said Lena Stone, one of said balls striking the said Lena on the back, inflicting a serious wound. That the said Lena Stone was assaulted as aforesaid by said Joseph Rice

(Said Lena is now confined in Hospital)

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

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

Sworn to before me, this 22 day
of August 1884

Lena Stone

Andrew J. [Signature] Police Justice.

08 15

Police Court, First District,

THE PEOPLE, &c.,
On the complaint of
Louis Stone
vs.
Joseph Rice

Offence—Felonious Assault & Battery
Dated *August 21* 188*4*

Walt Magistrate.

Ward Officer.

14 Clerk.

Witnesses,

No. Street,

No. Street,

No. Street,

No. Street,

No. Street,

No. Street,

No. Street,

No. Street,

No. Street,

to answer General Sessions.

Committed to await the

Result of inquest

It appearing to me by the within depositions and statements that the crime herein 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 hereto annexed.

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

Dated 188 Police Justice.

08 16

Sec. 198-200

CITY AND COUNTY } ss.
OF NEW YORK }

District Police Court.

Joseph Rice

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

Question. What is your name?

Answer. *Joseph Rice*

Question. How old are you?

Answer. *21 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *141 Mulberry St (resided there 7 years)*

Question. What is your business or profession?

Answer. *Engineer*

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 have am not guilty*
Joseph A Rice

Taken before me this

day of

188

Police Justice.

0817

Police Court

1673
District.

THE PEOPLE, &c,
ON THE COMPLAINT OF

Sena Stone
139 Mulberry St.
Joseph A. Rice

2

3

4

Offence to be determined

BAILED,

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

Dated

October 11

188

Magistrate.

Officer.

Witnesses

Franklin Smith
184 Grand St.
George H. Stone

No.

139 Mulberry Street.

No.

139 Mulberry Street.

No.

139 Mulberry Street.

\$

2000

to answer

of

P. D. Brough

No. 202 Grand St.

It appearing to me by the within deposition 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 Twelve 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

Police Justice.

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

Dated

188

Police Justice.

There being no sufficient cause to believe the within named

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

Dated

188

Police Justice.

0818

Court of Sessions

The People vs.

James ~~Georgia~~ ~~Frederick~~ (Mint)

City and County of New York ss.
Police Officer Charles H. Davis
of the 24th Precinct being duly
sworn says - I arrested the
prisoner on Aug 22^d at in
the yard in rear of 139 Mulberry
St. or 141 Mulberry St. Did not
see the shooting - By the time
I got there she ^{the victim} was in her
mother's lap. When I was
taking the deft. to Court
I asked him why he shot
the young girl, he said because
she was beautiful. He said
he got the pistol on the Bowery.
At the time of his arrest I
could not get him out of
him. There are so many pawn
shops on the Bowery it would
be difficult to find where he
got the pistol. The deft. before
letting among the neighbors

0819

is bad - I am told that he
drinks the Compliment
fakin' he staid at the Station
house - I don't think he ever
was arrested before -

Mr Daulton now lives at
131 or 129 Mulberry Street
a milkman, told me aft,
was a bad boy, don't want
his daughters to have any
thing to do with him; never
not have him around his
place. Frank Brown
a druggist corner of Grand
& Mott Street told me that
some friend of O'Brien had
been down with Tombs &
that aft, told him that whether
he was sent up or acquitted
he would shoot the girl on
sight. I have heard that some
of the boys companions in the
Nigh borough have threatened
the Compliments family that
they could not stay in debt
but if any thing was done
to them

Sworn to before me
this 25th day of Oct. 1884 Charles A. Davis
William H. Murray
Notary Public
New York Co.

General Sessions.
The People
vs.

James A. Rice.

Affidavit of

Officer Charlott H.

Davis.

0820

0821

The People
vs.
Joseph A. Rice

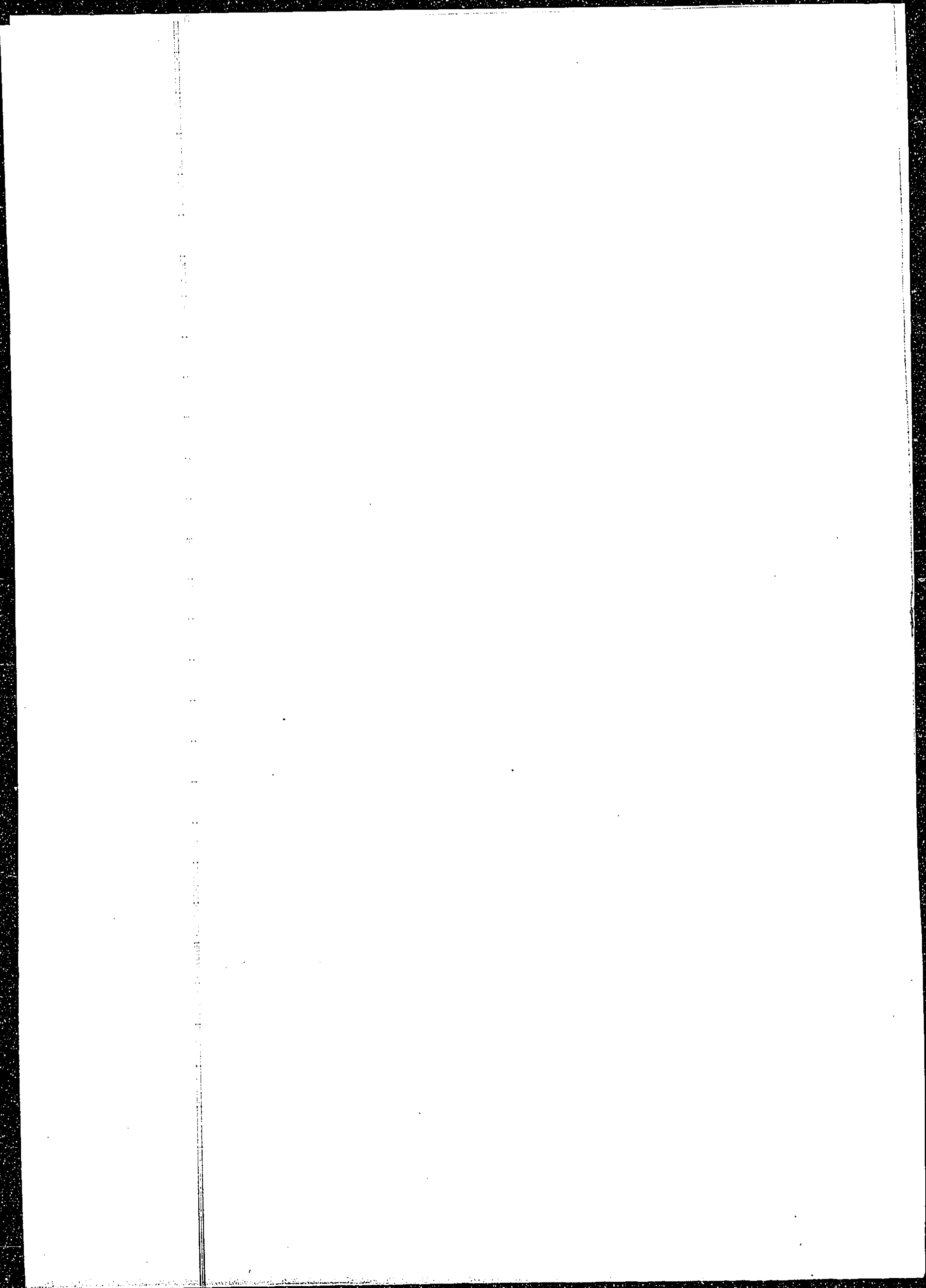
City and County of New York p:-

Mary O'Brien being duly sworn says:- I reside at No 141 Mulberry Street in the City of New York. I know Joseph A. Rice and know him very well for the last seven years and during that time I saw him most every day and occasionally several times a day. I know him to be a quiet, sober and industrious young man and of very good character and his general reputation among the neighbors, I know to be good, and have never heard any complaints against him. He has resided in the same house, of which I am housekeeper for seven years. He has never to my knowledge been arrested before.

Sworn to before me this } Mary O'Brien
22nd day of Oct. 1884 } her
mark

Rudolph L. Schaaf
Clerk of Deeds
N.Y. City & Co.

0822



0823

The People
vs
Joseph A. Rice

City & County of New York ss:-

Margaret Bolton being
duly sworn says:- I reside at No.
141 Mulberry Street in the City of New York.

I have known Joseph A. Rice, who resides
in the same house, for the past eight
months, and have seen him every day
during that time. I know him to be a
nice, quiet, peaceable and industrious young
man. I have never seen him under the
influence of liquor during that time. I
know his reputation among the neighbors
to be good and have never heard of any
complaints against him. I has never been
arrested to my knowledge.

Margaret Bolton
Sworn to before me this }
22^d day of Oct. 1884 }
Rudolph L. Scharf
Com: of Deeds
N. Y. City & Co.

0824

COURT OF GENERAL SESSIONS.

The People, &c.

VS.

Joseph A. Rice

Alameda OFFENCE

PETER B. OLNEY,
District Attorney

0825

Luna Sherry

At 139 Mulberry St. the
shooting took place.

About 3 weeks before Aug 22
I had gone away to Louisville;
I went right away from him;
but before I went away I had
a talk with him at his home
next door — his mother called
me that he was feeling bad —
he said could I make up
I said not unless he could
support me — he was then very
mad — he acted violently
& said nobody else should
in have me — I asked him
to wait to see if he could support
me — he said he would not he
had would try enough —
he frightened me so that I went
away & later my mother
then I decided to go away & her
M: kept me — when I had
been any longer I got nervous
& wanted to see Mother & come
back & next morning was shot

0826

2

When I came home he saw
me - he was standing next
door when he lived -
he said nothing then.

In the morning at 9 or 10
he came into the house - ~~but~~
when I came down to breakfast
I had to pan the stove &
left over a stove, I heard
by & he said nothing -
~~the~~ Dick went up a while
after & Ric asked if he
called on me & Papa called
me from the kitchen -

Kelchun back of store
He came into store with Father
~~store~~ & a father calling
I went into store

Ric said is that the way you
heat me - I said how -
He said by pushing back that
ring - then he said did you
any more move said it back
I said I said it back
He said that better & better
it - that better it, -
I had to go into the kitchen
I ran into the kitchen

0027

3

to the back door etc

then I felt I was that —
I had seen her ~~remember~~ ^{coming} after
me —

Love & Harmondia Phoned
Glade —

Iron up steps, engaged T
he after me

From this all with
shut & full in the
shut

~~The~~ Fuchs caught him in
the yard & threw him
down -

I was laid up for today

The bullet did not enter this man.
He probed but did not find the
ball.

The ball was found by Arthur Geo.
in the kitchen
or has the ball

Purloin was taken from Rees by Fuch's
troop 10. Captain in 14th ~~Mass~~ Regt.

0028

Court of General Sessions

The People vs. }
agst. }
Joseph A. Rice }

Sir - Please take
notice, that upon all the
proceedings herein, upon the
annexed Certificate and
the annexed petition duly
verified, I shall move
this Honorable Court - at a
trial term thereof to be
holden at No 32 Chambers St
in the City of New York in
Part I on the 7th day of
January 1886. at eleven o'clock
in the forenoon or as soon
thereafter as Counsel can
be heard, for an order
remitting the fine of \$100.
heretofore and on the 26th
day of February made and im-
posed on the defendant above
named in addition to the impos-

0029

onment of one year im-
posed at said time - and
for the defendants release
from imprisonment, and
for such other order in the
premises as may be just.
~~in the premises~~

Dated July 5-1886-

To

Hon

R.B. Martine

Dist. Atty

Yours re.

Chas. Friend
Atty for Deft.

0830

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

The People }
vs }
Joseph A. Rice }

To the Honorable Frederick Smyth, Recorder,
presiding in Court of General Sessions.

The petition of Joseph A. Rice, the
defendant above named, respectfully
Shows:

First That on the 26th day of February 1885, your
petitioner was convicted in this Court, the
Honorable Frederick Smyth, Recorder, presiding,
of the crime of assault in the 3^d degree
and thereupon sentenced to imprisonment
in the penitentiary for a period of one
year and to pay a fine of \$100 - and to
stand committed until such fine was
paid -

Second That in pursuance of such conviction
and sentence, your petitioner was im-
prisoned in said penitentiary and while
so imprisoned conducted himself in a
faithful and diligent manner and
behaved properly, by reason of which
conduct he was entitled to receive
and did receive the commutation

of time on his term as proscribed by the Statute and which such term of imprisonment expired on the 27th day of December 1885

Third That although his term of imprisonment has expired as aforesaid, yet he is still detained as a prisoner in said penitentiary and will be so imprisoned for a period of one hundred days by reason of his inability to pay said fine so imposed upon him as aforesaid

Fourth That your petitioner is poor and has no means whereby he can procure the amount of said fine or any part thereof - that his relations are all poor, hard working people and also have no means wherewith to pay said fine

Fifth That your petitioner is partially the main support of his father and mother and his detention will work great hardship to them; as he has been promised employment by friends providing he can be discharged from imprisonment at once

Sixth That attached hereto is a certificate of the warden of the penitentiary in

0832

testimony of your petitioners good
behavior and diligent conduct while
imprisoned as aforesaid - and
your petitioner prays that this
may be taken into consideration
by the Honorable Court in ^{its} hearing
and determination of this petition.

Wherefore your petitioner
will ever pray &c
Joseph A Rice

City and County of New York. } ss.

Joseph A. Rice, the
petitioner above named, being duly sworn,
deposes and says; that he has read the
 foregoing petition and knows the contents
thereof and that the same is true of his
own knowledge

Sworn to before me
this 6th day of January 1886

} Joseph A. Rice.

Jennaro C. Ryan
Notary Public N.Y. Co

0833

DEPARTMENT OF
Public Charities and Correction,

Penitentiary, B. H.

JOHN M. FOX,
Warden.

New York, Dec. 19, 1885.

This is to certify that Joseph A. Rice, convicted of Assault, 3 deg., at Court of General Sessions and sentenced by Recorder Smith, Feb. 14, 1885 to One year and fined \$1000, and whose term of sentence expired by commutation on the 27th instant and now held for non payment of the fine, has been faithful and diligent in the discharge of his duty and obedient to the rules of the Penitentiary during his imprisonment.

John M. Fox
Warden

Let this fine be
remitted
May 7 1886
J. P.

General Session Court

The People
vs

Plaintiff

against

Joseph A. Rice

Defendant

Relator certificate
notice of finality

General Sd.
MERZBACH & FRIEND,

Attorneys for Defendant

25 CHAMBERS STREET,

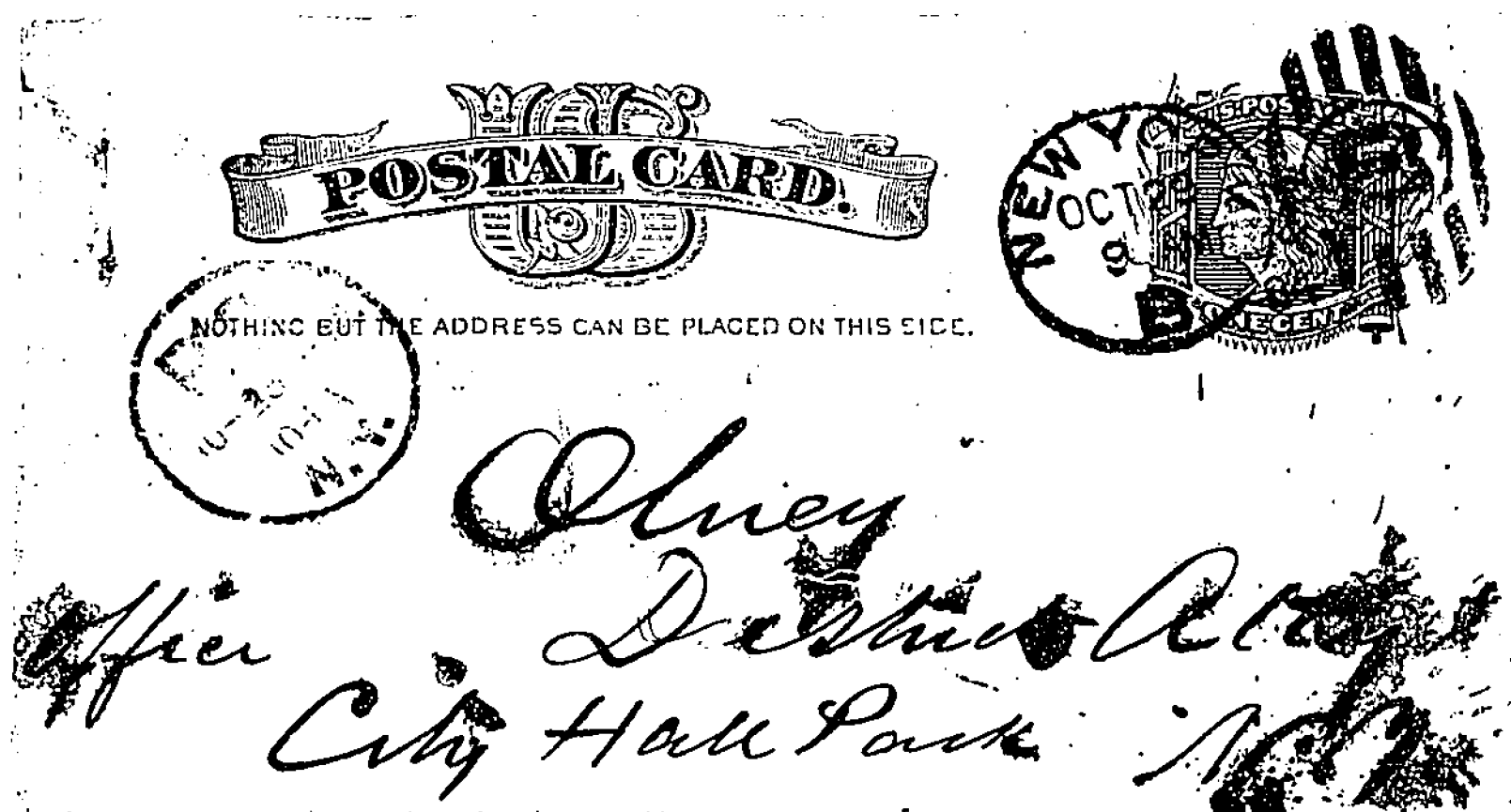
NEW YORK CITY.

One timely service
of a copy of the order
is hereby admitted
and of go

Wm. B. Hartness
Dist. Atty

0034

0835



0836

184 Grand St
New York Oct 29/84

Lena Stone - 139 Mulberry St
is sick with the "mumps."
Will be confined to her room
about 10 days.
Watch her throat.

0837

Peter B. 84
NEW YORK
OCT 28
1 PM
District Attorney
of the City of New York
Chambers St.
New York City

0838

Real Sessions
The People
as
Joseph A. Ricci

Statement of Dr. Franklin Smith
Physician 184 Grand St
New York. saw Lena, about
10 minutes after the shooting.

The pistol ball struck under
the left shoulder blade near
the 6th Rib. The ball did not
penetrate deep enough to
wedge in the flesh. I have
always thought that a piece of
the rib was broken off.

There was no means of
ascertaining - Lena was con-
fined to the house 2 weeks.
10 days to her bed. I pronounced
her entirely cured now.

If the ball had penetrated a
inch or a half I think that
never had lived. Because
the ball would have wounded
the left lung and probably
the heart; it was in the

0039

range of the heart

Louis Harris states the
circumstances of the
shooting as detailed in the
papers.

Also states that he never
knew anything against the
character of deft. - Except
this thing. His objection to
deft. marrying his daughter
was that he could not sup-
port a wife, and told him
and his daughter so, and
that he did not want them
keeping company.

He never heard of deft. receiving
any threats against him.

Never saw deft. drunk
or fighting. Has nothing
against the boy but this -
always thought he was a
nice boy. He did not know
when the deft. got the pistol.
George W. Duff. Knew deft.
4 years. poor character so
far as I know

0840

I saw him again, generally
evenings I have my shop
at 139 am located at 1401,
Mulberry, this family
respectable -

Helped with the pistol
away from him. Left said
"Kill me Kill me".

I never saw deft. Smith
or fighting. I never heard
anything against him.

John Rice father of deft.

Deft is 21 years old

Born Staten Island 1863.

I am a shoe maker work
at my trade 141 Mulberry
St at my home. I am 70
years old. I have six living
children - H. live at home.

0841

Page
207

Pres

Statement
of Witnesses

0842

Mrs. Rice

1419 Mulberry St

City

0043



OFFICE OF

HENRY & CO.,

DEALERS IN

Clocks, Mirrors, Wringers, Furniture, Etc.,

No. 116 FOURTH STREET,

MAKE MONEY ORDERS PAYABLE

"Williamsburgh Station,"
Brooklyn, N. Y.

Brooklyn, C. D., May 14 1884

To Whom it may concern

This is to certify that the
beaman has been in our employ
(Joseph A. Rice) for the last six months
as frame finisher. - His labors and
conduct has been perfectly satisfactory
and we can recommend him to any
one in need of such services. - we
only let him go for lack of work. -

Henry & Co

0844

People }
Rice }

City of New York
Andrew Rhoe

being duly sworn says: I
reside at the corner of East
Mulberry Street and am
a grocer; know James A.
Rice by the name of Jo-
seph and have known
him for two years; I have
seen him three or four
times a week in the evening
I have never seen anything
wrong about him in my
life; his reputation is good
I have never seen him under
the influence of liquor; I
never knew much about him
except seeing him but never
heard anything wrong about
him and I have heard some
suspicious in reference to him.

A Rhoe

Given before me this
3rd day of Oct. 1884.
J. H. Denny
Notary Public for N.Y.C.

0845

People }
James A Rice }

City Thompson New York

James Hastings

One day down Long St. I was looking in a shop and saw James A. Rice as I've Rice five or six years perhaps longer I reside at 203 Grand Street he lives right around the corner. I have seen him two or three times a week or oftener. I don't know what his business was I have seen him painting. I have never known him to be in any trouble whatever he seemed to be a young man who understood his own business and was just orderly well behaved man I never saw him otherwise. I never saw him drink liquor or under its influence.

James Hastings

Seen before on the 3rd day of Feb 1884.
William H. Bennett, New York Co.

0846

Court of
General Sessions
People
v
James A. Rice

City of New York
Martin Conscience
being duly sworn says:
I reside at 196 Grand
Street New York City
aged am a bachelor. I
know James A. Rice
and have known him
about five years or a
little more. I have
known him to be a steady
hard working young fellow
his family live round the
corner from my store and
his family trade at my
store and have done so
for five years: they are
respectable people. I don't
know James A. Rice personally
myself but I know his
reputation among his neighbors
to be good. Martin Conscience

Sworn to before me
this 30th day of Oct. 1884
John H. Bennett
Notary Public, New York Co.

0847

The People

by
Joseph P. Lee

To Whom It May Concern:

We the Undersigned Certify cheerfully
that we have known Joseph Rice
for a number of years and would
recommend him as a steady, honest,
and industrious young man

Robert C. Dugan N^o 162 Mulberry Street

+ James H. Carroll 203 Grand St

+ Joseph Ward 205 Grand Street

Philip Thomas 201 Grand Street

M. J. Concedine 196 Grand St

+ John D. Hennessy 196 Grand St

James Pious 191 Grand St

Andrew Schoe 191 Grand St

Charles Heinbackel 143 Mulberry St

John Casperson 141 Mulberry St

John Smith 186 Hester St

J. J. Schwartz 139 Mulberry St

Patrick Byrne 170 Mulberry St

John Cassidy 37 Spring St

Edward Fough 167 Mulberry St

Wm Burns 173 Mulberry St

P. J. O'Beirne 61 Marion St

John J. Lyons 131 Mulberry St

John W. Lynch 180 Hester St

0849

County of Guilford
The People vs.

vs.
Joseph A. Rice

Certificate
as to character

0850

St. Patrick's Church.

201 MELBERRY ST

New York, Oct. 29th 1884

Mr. Olney District Attorney

Dear Sir,

I have known Mrs Rice and her family many years. Mrs Rice has been a very excellent woman and a prudent careful mother. Her daughter has shown the good care of the mother, being a dutiful and obedient girl. The son Joseph I have not known so well but I have heard many in the neighbourhood speaking well of him.

Very truly,

John F. Kearney.

0051

Rectory of St. Patrick's Church,
263 MULBERRY STREET,
NEW YORK.

People
of
Peace

Peter B. Olney Esq.

District Attorney
of the City of New York
Chambers St.
City.

0852

The People
vs
Joseph A. Rice }

City & County of New York :-

Mary Ann Dunn being
duly sworn says :- I reside at No. 125
Baxter Street in the City of New York.
I have known Joseph A. Rice for over
seven years. I have during that time
seen him most every month and some-
times oftener. I know him to be a quiet,
peaceable, sober and industrious young man.
He has never been arrested before, to my
knowledge.

Sworn to before me this }
22^d day of Oct. 1884 }
Rudolph L. Scharf
Com^r of Deeds
N.Y. City & Co.

Mary Ann Dunn

0853

People

vs.

Joseph A. Rice

0854

District Attorney's Office.

THE PEOPLE

against

NAME OF PAPER,

Filed, *11/10/18* 18

New York, 18

Taken from

And sent to

Mr. Rice -

141 Mulberry St

139 Mulberry St -

Dr. Wm. J. West

211 Stuyvesant

0855

New York

Tomb Oct 18/84

Dear Rena,

(taking the liberty
to address
you as such, but I know you can not forget
you was once Bear, to me. and you
shall ever remain Bear to me even if
you send me to prison for life. God
knows I am sorry from the bottom of
my heart for what has happened. I was
out of my mind I did not know what
I was doing. O! when I think of what I have
done to you to one who I loved as dearly as
my own Mother, even my own life, I
would have rather died on the spot
then have it happen if I was in my
right senses. I did not realize what
had happened until after I was arrested
and then the thoughts the anguish
that ran through my heart. God knows
I cried night and day while you was
over

0856

sick and when I heard you was getting better I prayed hard to God that I should soon hear of you well and over it each night ~~was~~ seemed like a year to me until Mother came again ^{and} told me you were up. I leaped with joy when she broke the news to me. Thank God! Thank God! ran through my brain. believe me Dear Lena, there never was a man in this prison more sincere than I am. do not send me to prison Dear Lena, forgive me, God will forgive me and for the love of God and the sake of my poor aged Mother I plea to you Dear Lena to spare me to her allow me to make an Attonement I promise you faithfully never to offend you or any one belonging to you in all my life again I shall do anything you ask me to do if you wish me to go away were you shall never see me again I shall do so

0057

I am, Dear Lena,
Most Sincerely
Joseph A. Rice.
Lombos.

0858

District Attorney's Office.

PEOPLE

vs.

John J. ...

...

...

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...

...

...

...

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0859

PRESCRIPTION PHARMACY.

DRUGGISTS SUNDRIES.

AND AGENT FOR THE

M. E. D. W.



MORMON ELDERS' DANIELA WATERS.

New York Nov 1 1884

District Attorney

New York City

Dear Sir As requested I make the following
 statement in regard to the case of Fina Stone
 and Joe Rice

During the last week in July
 last I think on Tuesday the 28th Miss Fina
 Stone an acquaintance called at my house and
 stated before myself & wife that she had been accosted
 by Mrs Rice on the previous evening with whose
 son she had been keeping company for some
 time and who persuaded her to go into her
 house with her for the purpose of quieting
 her son who Joe who was acting strangely
 and threatening to shoot himself because
 he had heard of her being in company with
 some other young man, it seems that she
 succeeded in quieting him for a time and
 was then urged violently by the other members
 of the family to promise in their presence to
 marry Joe and upon her refusal he (Joe)

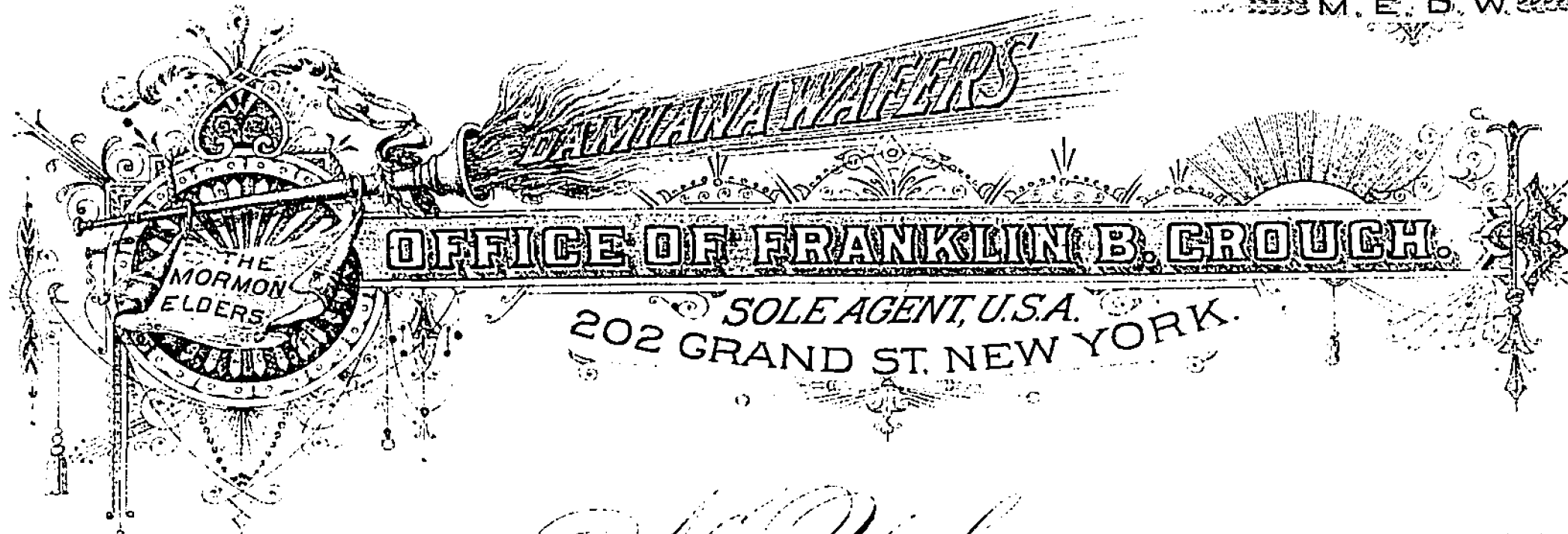
0860

PRESCRIPTION PHARMACY.

DRUGGISTS SUNDRIES.

M. E. D. W.

2



MORMON ELDERS DANIELA WATERS.

New York

155

sprang upon her and was about to choke her
 when she agreed to their wishes, and promised
 all they required. Said she was so frightened
 that she promised everything after which she
 was permitted to go home promising to see
 him again on the following Thursday evening.
 She had come to me for advice she
 said she wished to do something to escape
 him or words to that effect. She did not
 wish to marry him and his violence
 made her very much afraid of him.
 She was advised to go in the country
 if her parents were willing and immediate
 preparations were made for her to go she
 started Thursday morning to avoid meeting him
 as she had promised that evening.
 After an absence of three weeks she returned
 to the city. I was standing by the door of
 my store when she came along on her way
 from the depot as she stopped to talk she
 was invited to come in and give an

0861

PRESCRIPTION PHARMACY.

DRUGGISTS SUNDRIES.

AND AGENTS FOR THE S. S. M. E. D. W. S. S.



MORMON ELDERS' DANIELA WAFERS.

New York

account of herself she did so and also said she had been praying all the way down in the train (when she was not talking with the person in the seat with her) that Joe Rice would not kill her she was about to go on to see her people and was about to pass through the store when she saw a child in the store a cousin of his she said and shrunk back frightened lest she should see her and tell of her arrival she was let out through the private entrance or the hall

The next morning Aug 22 about 7 o'clock I heard she was shot by Joe Rice I started immediately for her house and found her in Mrs Mc Carrys Apartments wounded by a shot in the back just under the shoulderblade and directly in range of the heart she asked me oh once if she was going to die I turned to the doctor Franklin Smith and asked him he took

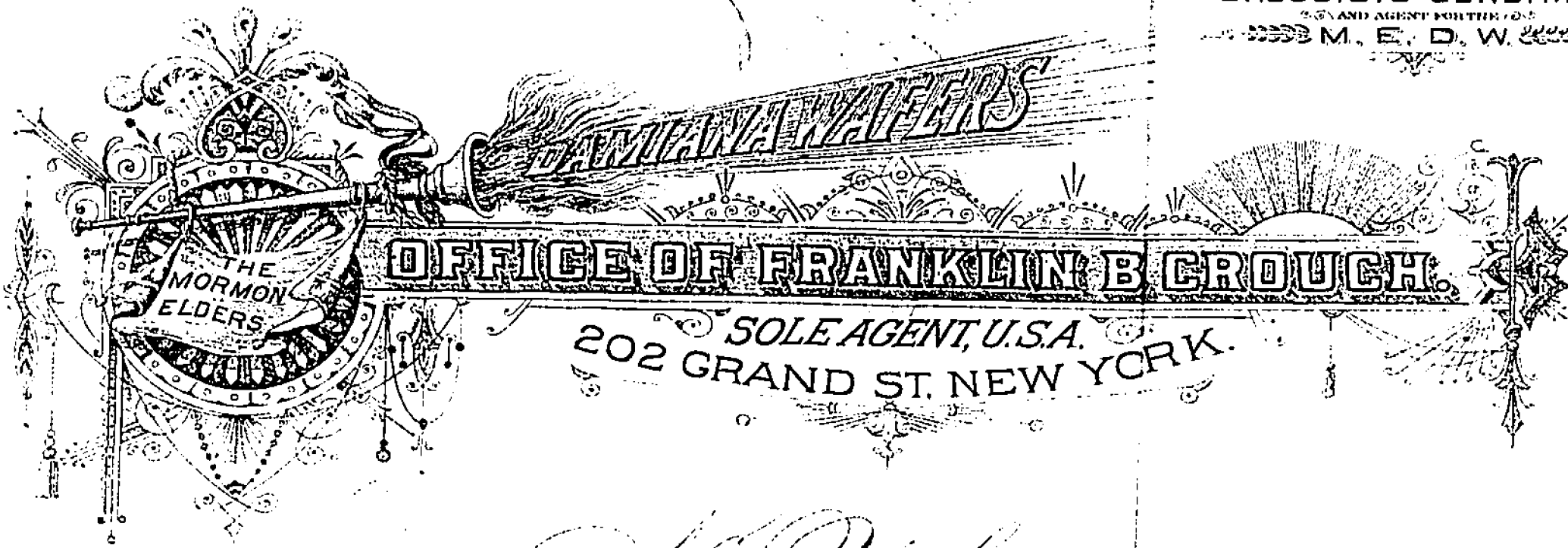
0862

PRESCRIPTION PHARMACY.

DRUGGISTS' SUNDRIES.

SOLE AGENT FOR THE U.S.

M. E. D. W.



MORMON ELDERS' DANIELA WATERS.

New York

We one side and told me that the bullet had not penetrated far enough to kill her and that he thought she would live I then told her so and that it was an answer to her prayer and that it was the best thing that could happen to her as she would then have it in her power to escape him

Respectfully Yours

F B Crouch

202 Grand St

0863

Copy
To Mr. Peter B. Olney
District Attorney
Of the City of New York

0064

Gram. School No. 5.
222 Mott St.

To whom
it may concern

This is to certify,
that Joseph H. Rice, of No. 141 Mulberry St.,
was a pupil of this school from Dec.
1878 to July 3, 1879.

During that time he was a regular, well
behaved, and diligent scholar.

His record, while a pupil of this
school, as copied from the books of this
department is "excellent."

M. A. Birmingham
(Principal)

Nov. 10, 1884.

0065

New York Oct 27. 1884

Mr John Rice

In regard to your
question as to how your son,
Joseph W. Rice, conducted himself
while in my employ, I would
state that during the six months
or so, which he worked for me
he performed his work in a
satisfactory manner, and during
that time I have found him
sober and industrious

Respectfully

A. Kelly.

0866

Mr. Oliver
District Attorney
of the City of New York
City.

0867

New York
Oct. 22/84

Mr. Olney.

Dear Sir,
District Attorney
of the City of New York.
I write this to
tell you, that I have known
this Young Man, Joseph A. Ries,
for the last Seven Years,
and I have always known
him to be honest, sober and
industrious. I never heard or
known anything wrong about
the Young Man. I cannot possibly
come to see you personally
as my business will not
permit me. I remain Yours.

Charles H. inbuckel
143 Mulberry St. 2nd Floor

0068

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

AGAINST

Joseph A. Rie

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

Joseph A. Rie, —

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

The said *Joseph A. Rie* 7

late of the City of New York, in the County of New York aforesaid, on the ~~twenty second~~ day of ~~August~~ — in the year of our Lord one thousand eight hundred and eighty ~~seven~~, with force and arms, at the City and County aforesaid, in and upon the body of ~~Sena Stone~~ — in the peace of the said People then and there being, feloniously did make an assault, and to, at and against ~~her~~ the said ~~Sena Stone~~ — a certain ~~revolver~~ then and there loaded and charged with gunpowder and one leaden bullet, which the said *Joseph A. Rie* — in ~~his~~ — right hand then and there had and held, the same being a deadly and dangerous weapon, wilfully and feloniously did then and there shoot off and discharge, with intent ~~to kill~~ — the said ~~Sena Stone~~ — thereby then and there feloniously and wilfully to kill, against the form of the Statute in such case made and provided. and against the peace of the People of the State of New York and their dignity.

SECOND COUNT.

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

Joseph A. Rie —

of the Crime of assault in the second degree, committed as follows:

The said *Joseph A. Rie* 7

afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of the said ~~Sena Stone~~, — then and there being, feloniously did, willfully and wrongfully, make an assault, and to, at and against ~~her~~ the said ~~Sena Stone~~, a certain ~~revolver~~ — then and there loaded and charged with gunpowder and one leaden bullet, which ~~she~~ — the said

in ~~his~~ right hand, then and there had and held, the same being an instrument likely to produce grievous bodily harm, feloniously did, willfully and wrongfully then and there shoot off and discharge 7

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.

PETER B. OLNEY,

JOHN McKEON, District Attorney.

0869

BOX:

154

FOLDER:

1583

DESCRIPTION:

Roach, William

DATE:

10/22/84



1583

147

Counsel,
Filed 22 day of *Oct* 188*4*
Pleads *Not guilty.*

THE PEOPLE
vs. *I*
William Roach
Assault in the Third Degree.
(Section 219.)

PETER B. OLNEY,
~~JOHN McKEN~~
District Attorney.

A True Bill.

John B. Kissam
Foreman.
Sent to Special
Sessions Oct 28/84
by order of court
+ Dist Atty

0870

0071

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 Roady

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

William Roady -

of the CRIME OF ASSAULT IN THE THIRD DEGREE, committed as follows;

The said William Roady,

late of the First Ward of the City of New York, in the County of New York afore-
said, on the ~~Sixteenth~~ day of ~~October~~, in the year of our Lord one
thousand eight hundred and eighty-~~four~~, - at the Ward, City and County
aforesaid, in and upon the body of ~~Monica Roady~~ -
in the peace of the said people then and there being, with force and arms, unlawfully
did make an assault and ~~then~~ the said ~~Monica Roady~~,
did then and there unlawfully beat, wound and illtreat, to the great damage of the
said ~~Monica Roady~~, - 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.

PETER B. OLNEY,
~~JOHN McKEON~~, District Attorney.

0872

BOX:

154

FOLDER:

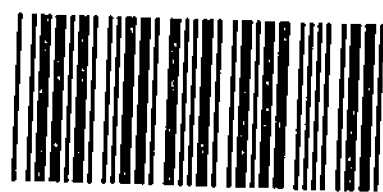
1583

DESCRIPTION:

Rocco, Eugenio

DATE:

10/09/84



1583

Witnesses:

Off Crystal

6th Street

#33

Kacey

Day of Trial,

Counsel,

Filed day of

Pleads

1884

W. J. Kelly (13)

THE PEOPLE

vs.

B

Engenio Rocco

Assault in the Second Degree.
(Resisting Arrest.)

Section 218

PETER B. OLNEY,

~~JOHN MCKIN~~

District Attorney.

A True Bill.

John B. Kisson

Foreman.

0873

0874

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

POLICE COURT, 10th DISTRICT.

Police Officer, 6th Precinct, *Thomas J. Crystal*
of No. *10th* Street, being duly sworn, deposes and says,

that on the *29* day of *August*, 188*4*

at the City of New York, in the County of New York, *he had in*

lawful custody *Gennaro Daroni*, on
a charge of rape, and while deponent
was taking said Daroni to the *6th*
precinct Police Station, one
Enrico Rocco, (nowhere) did
forcibly pull and push this
deponent in such a manner
that said Daroni did escape
from deponent's custody.

Thos J Crystal

Sworn to before me this
day of *August*

188*4*

William J. ...
Police Justice.

0075

Sec. 198-200

CITY AND COUNTY OF NEW YORK, ss.

District Police Court.

Eugene Rocco 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 to 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
E. Rocco

Taken before me this

day of

Police Justice.

0876

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 On James Rocco

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 30th 1884

Andrew J. White Police Justice.

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

Dated

August 30 1884

Andrew J. White Police Justice.

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

Dated

188

Police Justice.

0877

BAILED, Chas Bussell
No. 1, by Chas Bussell
Residence 244 Centre Street.
No. 2, by _____
Residence _____ Street.
No. 3, by _____
Residence _____ Street.
No. 4, by _____
Residence _____ Street.

Police Court 1581 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Wm. J. Dwyer
vs.
Andrew Pocco

1 _____
2 _____
3 _____
4 _____
Dated August 10 1884
White Magistrate.
Crystal Officer.
6th Precinct.

Witnesses _____
No. _____ Street.

No. _____ Street,

No. 1000 Street,
\$ _____ to answer G. B.

Wm. J. Dwyer

0878

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Ensigne Basso

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

— Ensigne Basso —

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

The said *Ensigne Basso*,

late of the City and County of New York, on the *twenty-ninth* day of *August*, in the year of our Lord one thousand eight hundred and eighty *four*, at the City and County aforesaid, with force and arms feloniously made an assault in and upon one *Thomas J. Murphy*

then and there being a *patrolman* of the Municipal Police of the City New York, and as such *patrolman* being then and there engaged in the lawful *apprehension* of one *Gennaro Baroni* *for a Rape*,

and the said *Ensigne Basso* — him, the said

Thomas J. Murphy —

then and there feloniously did beat, strike, wound and otherwise ill-treat, with intent then and there to prevent and resist the lawful *apprehension* of *the said Gennaro Baroni* as aforesaid, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

PETER B. OLNEY,

~~JOHN McKEON,~~

District Attorney.

0879

BOX:

154

FOLDER:

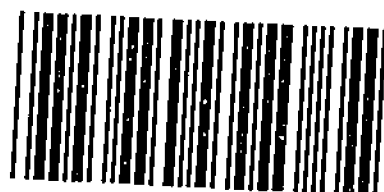
1583

DESCRIPTION:

Rodgers, James G.

DATE:

10/29/84



1583

Witnesses:

S Fenton

Final letter in the
within case forwarded
to the Governor, Dec.
18th 1884.

P.B.D.

196

Counsel,

Filed day of

Pleads

1884

THE PEOPLE

vs.

Wm. M. ad

vs. Wm. M. ad

vs. Wm. M. ad

vs. Wm. M. ad

vs. Wm. M. ad

vs. Wm. M. ad

vs. Wm. M. ad

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vs. Wm. M. ad

vs. Wm. M. ad

vs. Wm. M. ad

(Sections 528, 532.)

Petit Larceny, (with Receipting, Stealing)

F

James G. Rodgers

PETER B. OLNEY,

~~Attorney at Law~~

Esq. District Attorney.

Pleaded guilty.

A True Bill.

James B. Hissam

Foreman.

Per: True m.

0001

Police Court—1 District.

Affidavit—Larceny.

City and County } ss.:
of New York,

Solomon Linton Jr

of No. 163 Maiden Lane Street, aged 45 years,occupation Assistant Treasurer being duly sworndeposes and says, that on the 23 day of October 1884 at the City of NewYork, 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 to the
amount and value of two dollars
(here shown)

the property of a company known as and doing business
under the name of Erie Preserving Company
and 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 James B. Rodgers (now here)
from the fact that deponent missed
said property from a safe in premises
No 163 Maiden Lane and subsequently
deponent found said property in defendants
possession

Solomon Linton Jr

Sworn to before me, this
23 day of October 1884
at New York
Police Justice

0882

Sec. 198-200

District Police Court.

CITY AND COUNTY
OF NEW YORK } ss.

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

Question. What is your name?

Answer.

James B. Rodgers

Question. How old are you?

Answer.

42 years

Question. Where were you born?

Answer.

South America

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

Answer.

Brooklyn 6 months

Question. What is your business or profession?

Answer.

Bookkeeper

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
a jury trial*

James B. Rodgers

day of

Taken before me this

188

Police Justice.

0003

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

James E. Rodgers
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 23 October 1884 [Signature] Police Justice.

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

Dated _____ 188 . _____ Police Justice.

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

Dated _____ 188 . _____ Police Justice.

0004

Police Court *First* District. *1696*

THE PEOPLE, &c,
ON THE COMPLAINT OF

Solomon Denton Jr
163 Maiden Lane
James B Rodgers

1
2
3
4

Peter J Clark
Office

BAILED,

No. 1, by _____
Residence _____ Street.

No. 2, by _____
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

Dated *23 October* 188 *✓*

P. H. Duffy Magistrate.
Eduard Moran Officer.
+ James Bates
First Precinct.

Witnesses *Peter J Clark*
No. *163 Maiden Lane* Street.

No. _____ Street.

No. _____ Street.

\$ *500* to answer *Pen Serv*

Caution

0005

R. B. Cheney
Dietary
Dr. Sir

It is true
- that but think that
those who are working
for theardon of Red.
- gone who was in our
employ. have been
deceived. and con-
sider have a very
dangerous reason
not only being against
a that of being tempted
but dishonest and
deigning. Mr. Butler
has certainly been de-
ceived. He do not
want to be known in
any way in not having
his name
Dr. Sir
Respectfully
Arthur C. Brown

0886

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

Dec 11th 1884

Gentlemen

Officer Lutz has
the honor calls on
my behalf to make
inquiries as to the
character of James
G. Rodgers who as I
am informed was once
in your employ. Please
give him such information
you can and oblige
me.
Truly yours
Abuelo Butcher (P. B. O'Leary)
Dist. Atty.

0887

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

Mr. Arbuckle of the firm of
Arbuckle Bros. Coffee Merchants
of No. 111 Front. St. asks that the
district attorney may wait until
Monday or Tuesday next to
give him an opportunity to see
his brother when he will write
to the district attorney what he
knows in reference to James G.
Rodgers Character.

Mr. Arbuckle whom I was talking
to says that he was in their employ
for 2 or more years and that
during that time he was intoxicated
at different times. he is smart
intelligent and unreliable in
every ^{way} and he further says that
he is one of the most unmitigated
scoundrels that ever existed.

and that during his employment
there they had several small
larcenies committed ~~but~~ and
suspected said Rogers but were
not positive of the same
he also said that for what he
is in prison now for he should
suffer five years for every
dollar he had stolen.

0000

with great respect I
remain respectfully

James J. Langdon
Bethel, Me.

0089

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

Dec: 17th 1884

Hon: Peter B. Olney

Sist: Attorney

Sir!

I would respectfully say
that I called on Arbuckle Bros of
111 Front Street to ascertain the
Character of James G. Rodgers. Mr.
Wm. C. Arbuckle was absent at
the time of my calling, one of
the firm said that he would
see him this evening, and that
he would communicate with
the District Attorney regarding
the Character of James G. Rodgers.

Very Respt.

J Von Gerichten

0890

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

Saw Mr. Chas. Arbuckle
who says that his brother
John. Arbuckle is still
sick & bed but he will
try and see him to night
and let the district attorney
have letter by noon to morrow
in relation to James P. Rogers
character. Mr. Chas. Arbuckle
says that Henry Ward Beecher
is behind the matter relative
to the pardon and that he
must have some information
from some unreliable source
and that if Mr. Beecher
was notified by the governor
to call on the Arbuckle Bros
that they would not recommend
a pardon he still persists
in stating that he is a very
unreliable man & A James Langan

0891

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

James C. Rodgers

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

James C. Rodgers -

of the CRIME OF PETIT LARCENY, committed as follows:

The said *James C. Rodgers*

late of the First Ward of the City of New York, in the County of New York aforesaid,
on the 23rd day of October, in the year of our Lord one
thousand eight hundred and eightyfour, at the Ward, City and County aforesaid,
with force and arms,

one promissory note for the payment
of money of the kind commonly called
United States Treasury notes, the name
being then and there due and payable
to the order of the said *James C. Rodgers*,
the value of two dollars;

and two other promissory notes for the
payment of money of the kind commonly
called United States Treasury notes, the
name being then and there due and payable
to the order of the said *James C. Rodgers*,
the value of one dollar each;

of the goods, chattels and personal property of *The Erie Pres-*
sing Company, 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.

Robert C. O'Connell
District Attorney

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END OF
BOX