

0920

BOX:

180

FOLDER:

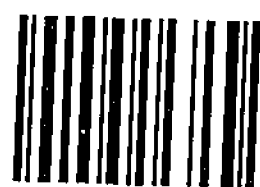
1825

DESCRIPTION:

Yager, Joseph

DATE:

06/08/85



1825

12921

W. H. Harrison
Chas. S. Satter

No 73.

Counsel

Filed

day of

Pleads

1885

THE PEOPLE

vs.

P

Joseph Hager

RAPE

Chas. S. Satter

W. H. Harrison

District Attorney.

A True Bill.

A. M. Kirby

Foreman.

W. H. Harrison

Heidi quity

S. P. Deere

0922

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

POLICE COURT—

3

DISTRICT.

of No.

114 Norfolk

Street, being duly sworn, deposes and

says that on the

First

day of

June

1885

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

Defendant caused

the arrest of Joseph Yeager (now here) under the following circumstances: "I live at 114 Norfolk street. On my return from work about half past eight o'clock on the above date, I found the defendant sitting on my stoop in company with a little girl (now here) named Julia Benjamin, who is about nine years of age. The defendant's conduct with the said Julia was suspicious and I watched him. He went from my house to Stanton street at the corner of Norfolk, went down Stanton to Suffolk street, through Suffolk to Rivington street, up Rivington to Norfolk, up Norfolk to about three doors from the corner of Broome. Then he went back towards Rivington street, crossed to 77 Norfolk street and took her into the alley way there, leading her by the hand. I watched him from behind a waggon and could see plainly into the alley. When he took her in she wanted to go away. Then he pulled her by her dress. He lifted up her clothes. She was

0923

standing. He stooped down and placed his left hand under her clothing. Then she got away. She pulled away. Then he grabbed her and pulled her in to him. He lifted up her clothes the second time and again placed his hand beneath her clothing. Then I saw him open the front of his pantaloons. I thought from his conduct that he was about to commit a rape. I ran across the street for help and found Thomas Mc Garrity there. He came back to the alley with me, and we arrested the defendant. I therefore charge the said Yeager with an attempt to commit rape upon the said Julia Benjamin.

Subscribed before me this
2nd day of June 1885

Charles Satter

Police Justice

Police Court, District.

THE PEOPLE, & C.,
ON THE COMPLAINT OF

AFRIDA VIT.

vs.

Dated

188

Magistrate.

Officer.

Witness,

Disposition,

0924

STATE OF NEW YORK,
CITY AND COUNTY OF NEW YORK, } ss:POLICE COURT, 9 DISTRICT.Julia Benjaminof No. 65 Suffolk Street, being duly sworn, deposes and says,that on the first day of June 1885at the City of New York, in the County of New York, I was sitting on

a stoop near my home. This man now here, the defendant, asked me to go with him and promised me something nice. He took me into the alley. He lifted my clothes and put his hands on my private parts. He opened his pantaloons and showed me his private parts. Then Mr Sattler and another man came and arrested the defendant.

Julia Benjamin

Sworn to before me, this

of

June1885

day

Wm. Duffley

Police Justice.

0925

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

POLICE COURT, 3 DISTRICT.

Henry J Bergold

of No. 150 Delaney Street, being duly sworn, deposes and says,

~~that~~ on the 1st day of June 1888

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

child Julia Benjamin now here who
was brought to my office about
9.30 P.M. for examination. I
examined her at that time and
found her private parts red and
swollen and partial lacerations of the
hymen, I think these injuries
were caused by recent violence
Henry J. Bergold, M.D.

Sworn to before me, this

2

day

of

June

1888

Police Justice.

0926

Sec. 198-200.

District Police Court,

CITY AND COUNTY OF NEW YORK, ss

Joseph Yeager 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. *Joseph Yeager*

Question. How old are you?

Answer. *35*

Question. Where were you born?

Answer. *New York*

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

Answer. *77 Suffolk Street - 9 or 10 years*

Question. What is your business or profession?

Answer. *Bedder*

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. *It is impossible that I should have attempted a rape on the child. I have children of that age myself. I had a daughter who would be 19 if she were living. I have a son of 12 years. The child kept following me. I was drunk. I could not drive her away. I told her different times "Why don't you go home". By my heart and soul I never dreamed of committing rape.*

Joseph Yeager

Taken before me this

day of

188

Police Justice.

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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

Joseph Yeager

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of ~~three~~
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 *June 2* 188

S. P. Duff
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.

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Police Court

District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Charles Sattler
1124 Norfolk St
Joseph Leager

Offence Attempted

BAILED,

No. 1, by
Residence Street.

No. 2, by
Residence Street.

No. 3, by
Residence Street.

No. 4, by
Residence Street.

Dated June 2 1895
Suffolk Magistrate.
English M. Auley Officer.
13 Precinct.

Witnesses Henry J. Berglund
No. 152 Delaney Street.

Thomas M. Garrity
No. 93 1/2 E. 7th Street,

Julia Benjamin
No. 65 Sheffield Street.

\$ 1000 to answer Sessions.

1395

0929

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 Yager

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

Joseph Yager of the Crime of Attempting to commit
the CRIME OF RAPE, committed as follows:

The said Joseph Yager,

late of the First Ward of the City of New York, in the County of New York, afore-
said, on the first day of June, ——— in the year of our Lord
one thousand eight hundred and eighty-five, at the Ward, City and County
aforesaid, with force and arms in and upon one Julia Benjamin,
wilfully and feloniously made an assault, and the said Joseph Yager,

her the said Julia Benjamin, — then and there by force and with
violence to her, the said Julia Benjamin, and against her
will, did wilfully and feloniously attempt to ravish and carnally know, against the form of the
Statute in such case made and provided, and against the peace of the People of the State
of New York and their dignity.

Second Count:

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

Joseph Yager
in the second degree,
of the CRIME OF ASSAULT ~~WITH INTENT TO RAVISH~~, committed as follows:

The said Joseph Yager,

late of the Ward, City and County aforesaid, afterwards, to wit, on the
day and in the year aforesaid, and at the place aforesaid, with force and arms, in and
upon her, the said Julia Benjamin, wilfully and feloniously
made an assault, with intent her the said Julia Benjamin,
against her will, and by force and violence, to then and there wilfully and feloniously
ravish and carnally know, against the form of the Statute in such case made and provided,
and against the peace of the People of the State of New York, and their dignity.

~~JOHN McKEON, District Attorney~~

(over)

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Third COUNT.

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

Joseph Gager
of the CRIME OF Attempting to commit the Crime of Rape,
committed as follows:

The said Joseph Gager,
late of the First Ward of the City of New York, in the County of New York, on the
First day of June, in the year of our Lord one thousand
eight hundred and eighty-five, at the Ward, City and County aforesaid, with force and arms,
in and upon one Julia Benjamin, then and
there being a female under the age of ten
years, to wit: of the age of nine years,
feloniously did make an assault, and
with the said Julia Benjamin did then
and there feloniously attempt to perpe-
trate an act of sexual intercourse, 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.

Randolph B. Martinie,
District Attorney.