

0179

BOX:

536

FOLDER:

4880

DESCRIPTION:

Collins, Arthur J.

DATE:

10/23/93



4880

POOR QUALITY
ORIGINAL

0180

Witnesses:

Eugene Maggitti

*Subpoena officers
+ don't get for
10th intend to*

Counsel,

Filed

Pleads,

day of

1893

THE PEOPLE

of Indiana - vs.

*vs. James R. Brown
+ England, etc.*

Arthur J. Collins

Grand Larceny,
(From the Person,
Degree, [Sections 528, 530,
Penal Code.]

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Edward G. Taylor

Sept 2 - Nov. 6, 1893. Foreman.

Shirley and Council

El. Ref.

Nov. 10/93

POOR QUALITY
ORIGINAL

0 18 1

Police Court

2 District.

Affidavit—Larceny.

City and County }
of New York, } ss:

of No. 296 Jackson Avenue, City, aged 27 years,
occupation Laborer

deposes and says, that on the 19 day of September 1893 at the City of
New York, in the County of New York, was feloniously taken, stolen and carried away
from the possession of deponent, in the night time, the following property, viz:

One nickel watch and silver
chain all of the value of ten
dollars.

(10⁰⁰/₁₀₀)

the property of

Deponent

and that this deponent

has a probable cause to suspect, and does suspect, that the said property was feloni-
ously taken, stolen and carried away by Arthur J. Collins (nowhere)

for the following reasons to wit: That
deponent - saw the defendant
feloniously grab said watch and
carry away the said property
from a pocket of a vest that
deponent was then and there
wearing upon his person.
May 1893

POOR QUALITY
ORIGINAL

0182

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK,

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

Arthur John Collins

Taken before me this
day of

1889

Police Justice.

POOR QUALITY ORIGINAL

0183

BAILED,
No. 1, by _____
Residence _____ Street _____
No. 2, by _____
Residence _____ Street _____
No. 3, by _____
Residence _____ Street _____
No. 4, by _____
Residence _____ Street _____

Police Court-- District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

William M. Russell
296 West 12th St.
Arthur L. Russell

1
2
3
4
Offence *from person*

Dated *Sept 20 1893*

Magistrate *James* Officer *James*

Precinct _____

Witnesses *Carl Meyer*

No. _____ Street _____

No. _____ Street _____

RECEIVED
SET
1893
POLICE COURT

No. _____ Street _____
\$ *Five* to Justice *James*

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

Dependant
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of *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 *Sept 20 1893* *James* Police Justice.

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

Dated _____ 18 _____ Police Justice.

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

Dated _____ 18 _____ Police Justice.

POOR QUALITY
ORIGINAL

0 184

COURT OF GENERAL SESSIONS OF THE PEACE,
City and County of New York.

The People, "

vs. "

ARTHUR J. COLLINS. "

Before,
HON. RANDOLPH B. MARTINE,
and a Jury.

Tried, NOVEMBER 6TH, 1893.

Indicted for GRAND LARCENY, in the FIRST DEGREE.

Indictment filed OCTOBER 23RD, 1893.

APPEARANCES:

ASSISTANT DISTRICT ATTORNEY BARTOW S. WEEKS,

For THE PEOPLE.

MR. J. P. CAFFREY,

For THE DEFENCE.

**POOR QUALITY
ORIGINAL**

0185

2

SYLVESTER MAZZETTI, THE COMPLAINANT, being duly sworn, testified, through the Official Interpreter, that he lived in Jackson avenue, Long Island City. He was a laborer. On the night of the 19th of September, 1893, he was in Prince street, near Thompson, in the city of New York, between quarter of 10 and 10 o'clock. At that time he had a nickle watchand chain in his possession; the watch and chain were worth about \$10.00. He had the watch in the left hand pocket of his vest, and the bar of the chain was fastened in the lower button-hole of his vest. A parade was passing through the street, and he was standing watching it. The defendant ran behind him, and in passing took his watch and chain. He saw the defendant take the watch and chain. He immediately ran after the defendant, and did not lose sight of the defendant until the defendant was arrested by the officer. He, the complainant, said to the officer, in the presence of the defendant, "This fellow," referring to the defendant, "took my watch and chain; the whole business." He did not understand what the officer

**POOR QUALITY
ORIGINAL**

0 186

3

said to the defendant, nor what the defendant said to the officer, at that time.

In cross-examination the complainant testified that he had visited three saloons during the afternoon of the day in question, and had drank some beer in each saloon. There was quite a crowd watching the parade.

OFFICER JOSEPH BROWN, being duly sworn, testified that he was an officer of the Municipal Police, attached to the Eighth precinct. On the night of the 19th of September, 1893, he was doing special duty. About a quarter to 10 o'clock on that night he was at the corner of Price and Thompson streets. There was a parade going through the street at that time. He saw the defendant running through the street and the complainant running after him. He ran after the defendant, and found him behind a truck. The complainant went up to him and said that the defendant had taken his watch. He asked the defendant if he knew anything about the complainant's watch, and the

**POOR QUALITY
ORIGINAL**

0187

4

defendant said that he did not. The defendant said he was running because the complainant attempted to strike him, in Prince street. He searched the defendant, but no watch was found upon him.

FOR THE DEFENCE, ARTHUR J. COLLINS, THE DEFENDANT, being duly sworn, testified, in his own behalf, that he lived at 409 Hudson street, with his father and sister; his mother was dead. He worked for Schultz's Transfer, corner of Greenwich and Spring streets, moving furniture and such things. He had been so employed about five months. Prior to that he had been working along shore. On the night in question he was taking a walk when he met the parade, and he followed the parade. When he was about ten feet from the corner of Thompson street the complainant grabbed him and struck him on the shoulder, and commenced to tear his clothes. The complainant asked him for his watch. He told the complainant that he knew nothing about his watch, and he "held out his hands, for the complainant to search him," but the

**POOR QUALITY
ORIGINAL**

0188

5

complainant continued to strike him, and he ran away. When he saw the officers after him, he stopped. He was not arrested behind a wagon. He was alone that night. He had never been arrested before. He had worked on the day in question.

In cross-examination the defendant testified that he had not worked on the day of his arrest; he had worked the day before. He had not worked for the transfer company for about a month preceding his arrest; during that month he had worked, off and on, for a man named Welsh.

In re-direct examination the defendant testified that during the month following the time he had been laid off by Schultz he had worked two or three days a week for Schultz.

POOR QUALITY
ORIGINAL

0 189

First Judicial District Court,
S. W. cor. Chambers & Centre Sts.

WAUHOPE LYNN, JUSTICE.

LOUIS C. BRUNS, } CLERKS.
JOHN PURCELL, }

New York, Nov 9th 1893

Hon Randolph B. Martin
Justice General Sessions
My dear Judge,

You have a young man named Collins to pass sentence on this Friday and some neighbors of mine who know his father very well speak highly of his father and that this son was his only support. Knowing nothing of the facts and nothing of the man I write because of this fathers sad condition. If it is his first offense I am sure that your kindness of heart will enter somewhat into his sentence. Hoping you are well

I am with much respect
Yours sincerely
Wauhope Lynn

POOR QUALITY
ORIGINAL

0190

504

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Arthur J. Collins

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

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

The said

Arthur J. Collins

late of the City of New York, in the County of New York aforesaid, on the nineteenth day of September in the year of our Lord one thousand eight hundred and ninety-three, in the night-time of the said day, at the City and County aforesaid, with force and arms,

one watch of the
value of five dollars and
one chain of the value of
five dollars

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

De Lacey Nicol
District Attorney

0 19 1

BOX:

536

FOLDER:

4880

DESCRIPTION:

Collins, John F.

DATE:

10/16/93



4880

POOR QUALITY
ORIGINAL

0192

Witnesses:

Frank G. Spence

C. E. Reich

Counsel,

Filed

day of

1893

Pleaded

THE PEOPLE

vs.

Forgery in the Second Degree.
[Sections 611 and 621, Penal Code.]
(Indorsement, etc.)

John F. Collins
(2 cases)

DE LANCEY NICOLI,

District Attorney.

A TRUE BILL.

Edward G. Taylor

Foreman.

Heads Jury -

Entered on and subject to

Sept 2, 1893

26

(1358)

City and County } ss. Frank G. Speck
of New York, }
of No. 75 Cotton Exchange Street, aged 38 years,
occupation General Commission being duly sworn, deposes and says,
that on the 31 day of May 1893 at the City of New
York, in the County of New York

of No. 75 Cotton Exchange Street, aged 38 years,
occupation General Commission being duly sworn, deposes and says,
that on the 31 day of May 1893 at the City of New
York, in the County of New York

York, in the County of New York

John F. Collins (now here) did wilfully and unlawfully make forge and utter with intent to defraud the firm of Reinhard Siedenburg & Co of which firm deponent is a co partner out of the sum of one thousand five hundred and fifty ⁶⁴/₁₀₀ dollars - and he did defraud said firm out of said sum of money - for the following reasons - The defendant was in the employ of said firm as a clerk on said day he ^{fraudulently} procured the annexed check "marked" Ex A from the cashier of said firm said - ~~the~~ check was ~~to~~ endorsed C.E. Rich and deposited in a Bank and was paid by the Corn Exchange Bank on which Bank said check was drawn. and charged against the account of said firm in said Bank - Deponent is informed by Clayton E. Rich of No 28 Cotton Exchange that he did not receive said check - that he did not endorse said check and that the endorsement C.E. Rich on said check is a forgery and said Rich further says that he did not authorize the defendant nor any other person to sign his name to said check. Deponent further says that the defendant admitted and confessed to him that he (defendant) had ~~for~~ made signed and forged the name of C.E. Rich to said check with the intent to defraud and that he had received said sum of money for said check - Deponent is further informed by Detective Sergeant Heidelberg that he arrested the defendant and he (Heidelberg) found the annexed check in the possession of Defendant

Frank Speck

known to before me
this 29th day of September 1893

M/Munda Pithi Juteba

0194

CITY AND COUNTY }
OF NEW YORK, } ss.

Clayton C. Rick

aged _____ years, occupation General Commission of No.

28 Cotton Exchange

Street, being duly sworn, deposes and

says, that he has heard read the foregoing affidavit of Frank G. Speck

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

Sworn to before me this, 29
day of September 1893

Clayton C. Rick

W. M. McLaughlin
Police Justice.

CITY AND COUNTY }
OF NEW YORK, } ss.

Charles Heidelberg

aged _____ years, occupation Detective Sergeant of No.

300 Mulberry

Street, being duly sworn, deposes and

says, that he has heard read the foregoing affidavit of Frank G. Speck

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

Sworn to before me this, 29
day of Sept 1893

Charles Heidelberg

W. M. McLaughlin
Police Justice.

Sec. 198—200.

District Police Court.

CITY AND COUNTY
OF NEW YORK, } ss.

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

*I have nothing to say
at present*

John F. Collins

Taken before me this
day of 188

Police Justice.

0196

Chesapeake
Det. Surgt.

Police Court-- District

sufficient cause to believe the within named _____
Alfred

H. T. Mahor Police Justice.

Dated, _____ 189 _____ Police Justice.

Dated,.....189..... _____ *Police Justice.*

N. Y. General Sessions.

The People &c.,

against

John F. Collins.

We, the undersigned, have known the defendant John F. Collins for the period set opposite our respective names, and would most respectfully say, that we have always looked upon, and known the said Collins as an Honest young man up to the time of his arrest in this matter, this being as we believe his first offence.

We would therefore urge in his behalf at the hands of Your Honor, such clemency as may be consistent.

Respectfully,

Name.	Address.	time.
Lafayette Butler	132-1st Pl. Bklyn.	14 Yrs.
Virginus Wyatt	237 Carroll	Oct 21st 93
William J. Matthews	110 West 1st Place	14 Yrs.
Thos. J. Hyatt	110 West 1st Place	14 Yrs.
Chas E. Downing	237 Carroll St.	22 Yrs.
Henry E. Drake	35 Somerset Place	
Libbie J. Butler	132 1st Place	
Arthur E. Gutzler	132 1st Place	
Nellie J. Gutzler	132 1st Place	

0198

Geo. A. C. Moore 110 Raper St. Bklyn. N.Y.

~~Wm. H. Crook~~ 69 William St.
New York

Alex. H. Scott 8 Manhattan Pl.

Richard H. Laucha 428 - 5th St. Bklyn

James B. Smith 53 - 2nd St.

W. G. Crooks 395 Deau St. Bklyn N.Y.

Wm. H. Thomas. 582 Henry St. Bklyn

N. Y. General Sessions.

The People &c.,

against

John F. Collins.

We, the undersigned, have known the defendant John F. Collins for the period set opposite our respective names, and would most respectfully say, that we have always looked upon, and known the said Collins as an Honest young man up to the time of his arrest in this matter, this being as we believe his first offence.

We would therefore urge in his behalf at the hands of Your Honor, such clemency as may be consistent.

Respectfully,

Name.	Address.	time.
Robison.	Scotch Plains N. J.	1 1/2 yrs
Wm. J. Serry	" "	1 "
W. B. Noble.	" "	1 1/2 "
R. L. Goodenough	" "	1 1/2 "
F. H. Whitely M.D.	" "	1 1/2 "
Mr Van Valkenburg	" "	1 1/2 "
John G. Cook	" "	"
Alfred J. Sturtevant	" "	"
Charles Sturtevant	" "	"
Louis F. Sturtevant	" "	"
Henry Cook	" "	"

Randolph Drake

J. D. Vichree

Benjamin Parson

Geo. L. Luman

Wm. H. Lake

Edw. H. Lancher

Edmund L. Lancher

John Flannery

Edw. H. Lancher

Edw. H. Lancher

Edw. H. Lancher

Edw. H. Lancher

Wm. A. Coddington (City Judge of Mansfield)

Bourlydun

L. B. Briggs

L. B. Briggs

John J. Rose

John J. Rose

John J. Rose

John J. Rose

John J. Rose

John J. Rose

John J. Rose

John J. Rose

John J. Rose

Clarence Sutherland
Alonzo Aldrich —

Wm H Brown

Charles F. Case

Joseph R. Case

Wm. F. Dikson

J. M. Hammett

John H. Skinner

Fanwood, N.J., October 25th, 1893

We the undersigned Residents of the Township of
Fanwood, State of New Jersey, earnestly recommend leniency
in the judgement or sentence to be given JOHN F. COLLINS:

Robt. Miller
W. H. Becker
J. D. Warren
J. R. Stearns
Chas. Moore
George Kyte
A. L. Becker
Beni Warner
Edw. H. Warner
Frank B. Anderson
Harry Arnsen
H. F. Fitch
G. H. Biggs
Edw. Funnery
Frank B. Allen
W. H. Fanning
Henry Kyte

N. Y. General Sessions.

The People &c.,

against

John F. Collins.

We, the undersigned, are acquainted with the relatives and family of the defendant John F. Collins, and are familiar with the facts and circumstances leading to and surrounding his arrest for the offence charged, and the restitution he has made to the parties wronged, and we do therefore most respectfully petition this Honorable Court to deal as leniently as possible with said defendant, believing that such a course would better subserve the interests of justice and would be in all respects best for said defendant and his family in after life.

Respectfully,

Name.

Address.

J. J. Sullivan
J. B. Ackerson
W. W. Finsall
G. N. Bryan
G. C. F. F. F.
M. Callaghan

71 Cumberland St. N.Y.
63 Astor Place Jersey City
101 Wall St.
128 West 123 St. N.Y.
208 W. 12th St. N.Y.
350 East 116 St. New York

N. Y. General Sessions.

The People &c.,

against

John F. Collins.

We, the undersigned, are acquainted with the relatives and family of the defendant John F. Collins, and are familiar with the facts and circumstances leading to and surrounding his arrest for the offence charged, and the restitution he has made to the parties wronged, and we do therefore most respectfully petition this Honorable Court to deal as leniently as possible with said defendant, believing that such a course would better subserve the interests of justice and would be in all respects best for said defendant and ^{our} his family in after life.

Respectfully,

Name.

Address.

Luke O. Collins (Wife)	
Wm Collins (Father)	
Hannah E Collins (Mother)	
Wm E Collins (Brother)	
Mary Morse Collins (Sister in law)	
George E Collins (Brother)	
Mrs F Collins	(Sister in law)
E. D Collins	(Brother)
Thomas R Collins	(Brother)

POOR QUALITY
ORIGINAL

0205

W. J. G. G. G. G. G.

The Prof. G. G. G. G. G.

John G. G. G. G. G.

W. J. G. G. G. G. G.

POOR QUALITY
ORIGINAL

0206

W. L. G. G. G. G. G.

The Prof. G. G. G.

John G. G. G. G.

W. L. G. G. G. G.

W. L. G. G. G. G.

CALVARY BAPTIST CHURCH,
57th St., bet 6th & 7th Aves.,
PASTOR'S RESIDENCE:
358 West 57th St.

New York, Nov 1 1893

Hon Randolph B. Mortimer

My dear Sir:

To-morrow a
young man by the name of Collins
is to come into your Court for trial.
I do not wish to become his apologist
or to excuse his crime; but I hope
evidence will be shown. The House
where Collins employed put him in
the very face of great tempta-
tions & giving him a paltry salary
whereas he ought to have had \$5000.
a year & been put under bonds.
He held a most responsible
place & was instrumental in
making a great deal of money
for his Firm. He fell under the
power of great temptations. He has

suffered as much already as he would
if sent to prison for the shortest
time. His face too nearly killed
his parents who are very ex-
cellent people. Young Ballou
was a scholar in the Sunday school
when I was a pastor in Brooklyn.
I believe he would never stop aside
again; if possible I want to
see him soon. Could he not
be sent to Elmina? I desire
to have him punished, but would
not like to see him go to
Sing Sing. I beg of you to do
all you can to save his
future to himself & his family.

Your first name reminds
me of New Jersey where I
married my wife and who

POOR QUALITY
ORIGINAL

0209

CALVARY BAPTIST CHURCH,
57th St., bet 6th & 7th Aves.,
PASTOR'S RESIDENCE:
358 West 57th St.

New York, 189

has relatives by the name
of Randolph - an honored
name in New Jersey. We have
New Jersey Randolphs in our
Church. I was glad when you
went to the Ranch which you
have so grandly dignified.
With best wishes

I

remain

Yours sincerely
F. R. Moore

P.S. I preach in N. J. next Sunday
I shall be entertained at Governor
Woods whose noble wife is an old friend.

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 F. Collins

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

John F. Collins

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

The said

John F. Collins

late of the City of New York, in the County of New York aforesaid, on the *thirty-first* day of *May* in the year of our Lord one thousand eight hundred and ninety-*three*, at the City and County aforesaid, having in *his* custody a certain instrument and writing, in the words and figures following, that is to say:

No. 6355 New York May 31 1893

the Corn Exchange Bank

Pay to the order of C. E. Rich

Fifteen hundred & fifty & 64/100 - Dollars

\$1,550.64

*pp. Rhs. Seidenburg & Co
A. P. Gutzzeit*

The said

John F. Collins

afterwards, to wit: on the day and in the year

aforesaid, with intent to defraud, at the City and County aforesaid, feloniously did forge, on the

back

of the said instrument and writing

a certain instrument and writing commonly called an Endorsement which said forged

instrument and writing commonly called an Endorsement is as follows, that is to say:

C. E. Rich

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 F. Collins* of the CRIME OF FORGERY IN THE SECOND DEGREE, committed as follows:

The said *John F. Collins* late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, having in *his* possession a certain instrument and writing, in the words and figures following, that is to say:

No. 6355

New York May 31 1893

The Corn Exchange Bank
Pay to the order of C. E. Rich
Fifteen hundred & fifty & 64/100 Dollars
\$ 1550. $\frac{64}{100}$
Wm. Rhd. Rensdunburg Treas.
J. P. Gutzwiller

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

C. E. Rich

with force and arms, the said forged instrument and writing then and there feloniously did utter, dispose of and put off as true, with intent to defraud, *he* the said *John F. Collins*

F. Collins then and there well knowing the same to be forged, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

DE LANCEY NICOLL,

District Attorney.

POOR QUALITY
ORIGINAL

0212

521

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 F. Collins

The Grand Jury of the City and County of New York, by this indictment, accuse
John F. Collins
of the CRIME OF FORGERY IN THE SECOND DEGREE, committed as follows:

The said

John F. Collins

late of the City of New York, in the County of New York aforesaid, on the *sixteenth*
day of *June* in the year of our Lord one thousand eight hundred and
ninety-*three*, at the City and County aforesaid, having in *his* custody a
certain instrument and writing, in the words and figures following, that is to say:

No. 6555

New York June 16 1893

The Corn Exchange Bank

Pay to the order of C. E. Rich

Eight hundred & thirty seven & ⁹⁰/₁₀₀ dollars

\$837. ⁹⁰/₁₀₀

J. P. Rhod Seidenberg R.
J. P. Gutzert

The said

John F. Collins

afterwards, to wit: on the day and in the year
aforesaid, with intent to defraud, at the City and County aforesaid, feloniously did forge, on the
back of the said instrument and writing
a certain instrument and writing commonly called an endorsement, which said forged
instrument and writing commonly called an endorsement is as follows, that is to say:

C. E. Rich

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.

0213

DE LANCEY NICOLL,
District Attorney.

02 14

BOX:

536

FOLDER:

4880

DESCRIPTION:

Conerty, James

DATE:

10/03/93



4880

Witnesses:

Wm. E. Cook

The Complaintant
Shirley G. Jackson of the
The House of Detention, New
York, has been arrested
from the City and cannot be
located. She is believed to be
in the City and is being
sought by the police.
J. H. Jackson
New York City
May 23, 1934

James W. McIntyre
I recommend that the
Defendant be discharged upon
his own recognizance
July 13-1934 John F. McIntyre
District Attorney

#

Counsel, 3

Filed

Pleas,

189

THE PEOPLE

vs.

James Conerty

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Edward G. Jay

Part 3, February 12, 1934

Bail discharged

Part III Jan 19, 1934
J. H. Jackson

Grand Larceny, (From the Person)
[Sections 828, 829, Penal Code.]

POOR QUALITY
ORIGINAL

0216

1912

Police Court—1 District.

Affidavit—Larceny.

City and County }
of New York, } ss.

of No. 27 Madison Street, aged 39 years.
occupation Labour

being duly sworn,
deposes and says, that on the 26 day of September 1892 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possessor
of deponent, in any time, the following property, viz:

One silver case watch
of the value of Three dollars

the property of Deponent

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

from the fact that deponent
while sleeping on a seat
on the Ferry Boat Chicago
had said property stolen from
his vest pocket and that
deponent was subsequently
informed by John Leest a
black hand of the Ferry Boat
Chicago that he saw said Comperly
take said seat and carry away
said property from deponent's
person and when discovered
them the same in deponent's
cap
John Leest

Sworn to before me this 26 day of September 1892
at New York City.
Notary Public.
Police Justice.

CITY AND COUNTY }
OF NEW YORK, } ss.

John Leest
aged 29 years, occupation Shoe Hand of No. 100 Cortlandt St.
Long Beach Chicago Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of John Tutata
and that the facts stated therein on information of deponent are true of deponent's own
knowledge.

Sworn to before me this, 26
day of September 1892

John Leest
James Martin
Police Justice.

AFFIDAVIT FOR COMMITMENT OF WITNESS.

4771

POLICE COURT _____ DISTRICT.

CITY AND COUNTY }
OF NEW YORK, } ss.

Peter Miller
of the 2 Precinct Police, being duly sworn, deposes
and says that John Tutata
(now here) is a material witness for the people against
James Connerly charged
with Burglary. As deponent has
cause to fear that the said John Tutata
will not appear in court to testify when wanted, deponent prays
that the said John Tutata be
committed to the House of Detention in default of bail for his
appearance.

Peter Miller

Sworn to before me this
day of September 1892

James Martin
Police Justice.

POOR QUALITY
ORIGINAL

02 18

Sec. 198-200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

James Conerty being duly examined before the under-
signed according to law, on the annexed charge; and being informed that it is ~~h~~ right to
make a statement in relation to the charge against ~~him~~, that the statement is designed to
enable ~~him~~ 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 ~~h~~ waiver cannot be used
against ~~him~~ on the trial.

Question. What is your name?

Answer. *James Conerty*

Question. How old are you?

Answer. *18 years*

Question. Where were you born?

Answer. *NS*

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

Answer. *89 Monroe Street*

Question. What is your business or profession?

Answer. *Truck Driver*

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

Answer. *I am not guilty*

James Conerty

Taken before me this

26

Police Justice.

POOR QUALITY
ORIGINAL

0219

BAILED,
No. 1, by Charles DeWitt
Residence 48 West 14th St.
No. 2, by _____
Residence _____
No. 3, by _____
Residence _____
No. 4, by _____
Residence _____

Police Court--- District.

1040

THE PEOPLE, &c.,

OPRIME COMPLAINANT OF

John V. Latta
No. 27 Madison St. New York, N.Y.

John V. Latta
No. 27 Madison St. New York, N.Y.

John V. Latta
No. 27 Madison St. New York, N.Y.

Dated, Sept 30 189

John V. Latta
Magistrate.

John V. Latta
Officer.

Witnesses
John V. Latta
No. _____ Street.

John V. Latta
No. _____ Street.

John V. Latta
No. _____ Street.

John V. Latta
No. _____ Street.

John V. Latta
No. _____ Street.

John V. Latta
No. _____ Street.

John V. Latta
No. _____ Street.

John V. Latta
No. _____ Street.

John V. Latta
No. _____ Street.

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 V. Latta

guilty thereof, I order that he be held to answer the same, and he be admitted to bail in the sum of 100 Hundred Dollars, and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

Dated, Sept 30 189 John V. Latta Police Justice.

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

Dated, _____ 189 _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

POOR QUALITY
ORIGINAL

0220

CITY AND COUNTY OF NEW YORK.ss.

The People
vs
James Connerty

To the Hon. John R. Fellows District Attorney
Dear Sir:

Please take notice that on the annexed
affidavit and all the proceedings herein I will move the ca
court at part 3 at General Sessions on Thursday January 11th (11th)
1894 for an order that the indictment ⁱⁿ of this case be
dismissed or that the defendant be brought to trial or for
such other or further relief as to the court may then seem
just.

Dated this 9th, day of January 1894.

Ambrose H. Purdy,

Attorney for Defendant

87 White Street

New York City

CITY AND COUNTY OF NEW YORK.ss.

The People

vs

James Connerty

John C. MacNiffe of 87 White Street in the City of New York, clerk in the office of Ambrose H. Purdy, Attorney for Defendant being duly sworn says:

I. That the defendant is charged with the crime of Grand Larceny in the first degree that he was indicted in the month of September 1893, and admitted to bail.

That this case was on the calendar three times and upon each occasion same was adjourned at the request of the District Attorney. That no adjournment has ever been asked for upon his part he being always ready for trial having always asserted that he was not guilty of the charge preferred against him.

II. That having the indictment hanging over him he is unable to procure employment and he now respectfully asks that said indictment be dismissed or that he be brought to trial.

Sworn to before me this

9th, day of Jan. 1894/

:

:

:

John C. MacNiffe

Thos. Coleman

Notary Public N.Y.C.

POOR QUALITY
ORIGINAL

0222

Part III Jan 11/94

CITY AND COUNTY OF NEW YORK ss.

Court of General Sessions

The People of the State of New York

York

vs

James Connerty

Affidavit and notice of motion

Ambrose H. Purdy

87 White Street

New York City

POOR QUALITY
ORIGINAL

0223

Case of
James Connelly
{ Robbery

See Forward

House of Detention Nov. 5. 93.

~~James~~
Foreman of grand jury
32 Chamber Str. City.

Dear Sir.

I have been detained in here
for the last six weeks. My
case is very small. A man
whose name I do not know
took my watch out of my pocket
worth \$3. I was sent to the
house of Detention the same
day on the 26th of September.
I lost my job in Newark
where I was working as machinist
and was getting \$9 a week.
I have a wife ~~a wife~~ and
two children to support.

POOR QUALITY
ORIGINAL

0224

and I am taking care of
my father who is 90 years
old and not able to make
his living any more. They
all have to starve while
I am in here.

Dear Sir. I wish you
would kindly look into
this for me and have that
case to come up soon.

Yours very respectfully
John Tutak.

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 Conerty

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

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

The said

James Conerty
late of the City of New York, in the County of New York aforesaid, on the *56th*
day of *September* in the year of our Lord one thousand eight hundred and
ninety-*three*, in the *day* time of the said day, at the City and County aforesaid,
with force and arms,

*one watch of the
value of three dollars*

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

De Laney Nicoll
District Attorney

0226

BOX:

536

FOLDER:

4880

DESCRIPTION:

Connors, James

DATE:

10/11/93



4880

Witnesses:

Joe Christoforetti

Part III
Oct 17 1893

I recommend
Kuba plea of Petit Larceny
to accept with care

W. S. Macdonald
Asst

Counsel,

Filed

Plaint,

1893

day of Oct

1893

THE PEOPLE

vs.

James Connors

Grand Larceny, *De Cuius*
(From the Person)
[Sections 828, 829, 830, Penal Code.]

DE LANCEY NICOLL,

District Attorney.

Alcorno comes &
sp term of 2 1/3 years &
A TRUE BILL.

Edward J. Taylor

Part 3. October 17 1893
Foreman.

Reads Petit Larceny

Pen one of lat. 1893
Per 1893

AFFIDAVIT FOR COMMITMENT OF WITNESS.

4771

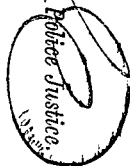
POLICE COURT / DISTRICT.

CITY AND COUNTY } ss.
OF NEW YORK, }

Sworn to before me, this
day of October 1893

of the 6 John Walsh
Precinct Police, being, duly sworn, deposes
and says that Joseph Christoforth
(now here) is a material witness for the people against
James Connor charged
with Larceny from the person As deponent has
cause to fear that the said Joseph Christoforth
will not appear in court to testify when wanted, deponent prays
that the said Joseph Christoforth be
committed to the House of Detention in default of bail for his
appearance.

John Walsh



Police Court— District.

Affidavit—Larceny.

City and County {
of New York, } ss.

of No. 81 Mulberry Street, aged 31 years,
occupation Stone cutter being duly sworn,

deposes and says, that on the 7 day of October 1893 at the City of New

York, in the County of New York, was feloniously taken, stolen and carried away from the possession
and person of deponent, in the day time, the following property, viz:

A Silver Watch valued at
Twelve dollars

the property of Deponent.

and that this deponent
has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen
and carried away by James Connors ^{know here} and one other

person not arrested, acting in concert
for the following reasons—deponent was standing
on the corner of Park and Mulberry Streets
and he had said watch in the left hand
pocket of the vest that he then wore and
it was attached to said vest by a chain
The defendant Connors and the person not
arrested were standing close to deponent—

deponent saw his watch chain hanging
and the watch was missing from said pocket
and the defendants both ran away—deponent
followed the defendant Connors and caused
his arrest—deponent fully identified
the defendant as one of the persons who
were standing near him when he missed
his watch

Joseph X Christofork
mark

Sworn before me this
of October 1893
at New York City

William J. Pritchard
Notary Public

POOR QUALITY
ORIGINAL

0230

Sec. 198-200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

James Connors 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.

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
James Connors.

Taken before me this

day of

1893

Police Justice

POOR QUALITY
ORIGINAL

0231

BAILED,
No. 1, by _____
Residence _____
Street _____
No. 2, by _____
Residence _____
Street _____
No. 3, by _____
Residence _____
Street _____
No. 4, by _____
Residence _____
Street _____

1086
Police Court... District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Joseph Christoforo
James Conroy

4
3
2
1
H.D.

Offense Larceny
from the person

Dated, Oct 8 1893

Magistrate.

Officer.

Witnesses

No. _____
Street _____

No. _____
Street _____

No. _____
Street _____

No. _____
Street _____
OCT 9 1893
DISTRICT ATTORNEY
OFFICE

\$ 1000 to answer

Street _____

Committed to

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

Defendant

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

Dated, Oct 8 1893 _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

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 Connors

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

James Connors

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

The said

James Connors

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

*one watch of the
value of twelve dollars*

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

*De Laurey Nicoll,
District Attorney*

0233

BOX:

536

FOLDER:

4880

DESCRIPTION:

Conroy, John S.

DATE:

10/25/93



4880

POOR QUALITY
ORIGINAL

0234

24 May 1891

Counsel,
Filed 25 day of Oct 1891
Pleads, Myself v.

THE PEOPLE
vs.
John S. Conway
Indict to Court of
District Attorney
DE LANCEY NICOLL,
Sections 528, 532
PETIT LARCENY.
Penal Code.

A TRUE BILL.
Edward J. Taylor

Foreman.

Witnesses:
Minnie Potter
Anna White

POOR QUALITY
ORIGINAL

0235

472

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 S. Conway

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

John S. Conway
of the CRIME OF PETIT LARCENY, committed as follows:

The said

John S. Conway
late of the City of New York, in the County of New York aforesaid, on the nineteenth
day of October, in the year of our Lord one thousand eight hundred and
ninety-three, at the City and County aforesaid, with force and arms,

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

of the goods, chattels and personal property of one

Nellie Patter

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.

De Launcy Nicoll
District Attorney

0236

BOX:

536

FOLDER:

4880

DESCRIPTION:

Cowen, Thomas G.

DATE:

10/25/93



4880

POOR QUALITY
ORIGINAL

0237

Witnesses:

Henry Stouling
Audelia Stouling
off Wade

Counsel,

Filed

Pleads,

day of

189

THE PEOPLE

vs.

B

RAPE (1st and 2d Degree)
and ABDUCTION.
(Sections 278, 278 and 282, Penal Code.)

Thomas G. Cowen

with H. Stouling

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Edward G. Taylor

Foreman.

F. J. Taylor

H.B.

Police Court, 5th District.

(1852)

City and County } ss.
of New York,

of No. 297 4th Ave Street, aged 31 years,

that he has been informed and caused to be sworn, deposes and says, being duly sworn, deposes and says, that on the 13th day of October 1893, at the City of New York, in the County of New York,

At premises situated at Number 13-3 East 115th St. said City of New York, Thomas J. Cowan did unlawfully and wilfully perpetrate an act of sexual intercourse with a certain female child called Amelia Jander said Amelia Jander a female actually and apparently under the age of sixteen years & child of the age of twelve years she not being the wife of the defendant in violation of Section 278 of the Penal Code of the State of New York. Therefore defendant prays that the said Thomas Cowan may be dealt with as the law in such case may direct.

Sworn to before me }
this 17th day of October } Thomas J. Moore
C. E. D. Immes
Police Justice

POOR QUALITY
ORIGINAL

0239

CITY AND COUNTY }
OF NEW YORK, } ss.

1877.

Amelia Jandorf
aged 12 years, occupation _____ of No. _____

153 E 115 Street, being duly sworn, deposes and

says, that *She* has heard read the foregoing affidavit of *John E. Moore*

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

Sworn to before me, this

day of

189 3

the
Amelia Jandorf
Mark

W. E. Sumner
Police Justice.

POOR QUALITY
ORIGINAL

0240

Sec. 198-200.

51 District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

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

Question. What is your name?

Answer.

Thomas E. Brown

Question. How old are you?

Answer.

59 years old

Question. Where were you born?

Answer.

New York City

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

Answer.

214 E. 121 St - 5 years

Question. What is your business or profession?

Answer.

Employee of the Health Board

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
Thos E Brown

Taken before me this

day of

1893

Police Justice.

POOR QUALITY ORIGINAL

0241

BAILED,
No. 1, by John Barille
Residence 112 Christopher St.
No. 2, by _____
Residence _____
No. 3, by _____
Residence _____
No. 4, by _____
Residence _____

Police Court--- 5 District. 1119

THE PEOPLE, vs.,
ON THE COMPLAINT OF
Miriam J. Morris
Charles E. Morris
Offence Rape

Dated Oct 17 1893

Minna Magistrate
Henry & Wade Officers
E. O. Precinct.

Witness Charles J. Mink
No. 297 4th Ave.
Residence Dr. Leonard Longman

No. 161 E. 115th Street.

Dr. David Strauch
No. 17 East 19th St
Witness Frank J. J. J.
Kate Kane
Charles J. Mink
Charles E. Morris

Charles E. Morris
5000

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

Charles E. Morris

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Fifty 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 17th 1893 Charles E. Morris Police Justice.

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

Dated Oct 18 1893 Charles E. Morris 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 _____ 1893 _____ Police Justice.

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

Thomas J. Rowan

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this
indictment, accuse *Thomas J. Rowan*
of the CRIME OF RAPE IN THE FIRST DEGREE, committed as
follows:

The said *Thomas J. Rowan*
late of the City of New York, in the County of New York aforesaid, on the *fourteenth*
day of *October*, in the year of our Lord one thousand eight hundred and
ninety-*three*, at the city and County aforesaid, in and upon a certain female not his
wife, to wit: one *Amelia Gendy* feloniously did make an assault,
and an act of sexual intercourse with her the said *Amelia Gendy*
then and there feloniously did perpetrate, against the will of the said *Amelia Gendy*
and without her consent; 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 *Thomas J. Rowan*
of the CRIME OF ASSAULT IN THE SECOND DEGREE, com-
mitted as follows:

The said *Thomas J. Rowan*
late of the City and County aforesaid, afterwards, to wit: On the day and in the year aforesaid
at the City and County aforesaid, in and upon a certain female not his wife, to wit: her the said
Amelia Gendy feloniously did make an assault, with intent
an act of sexual intercourse with her the said *Amelia Gendy*
against her will, and without her consent, then and there feloniously to perpetrate; against the
form of the Statute in such case made and provided, and against the peace of the People
of the State of New York and their dignity.

THIRD COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further
accuse the said *Thomas G. Rowen*
of the CRIME OF RAPE IN THE SECOND DEGREE, committed
as follows:

The said *Thomas G. Rowen*
late of the City and County aforesaid, afterwards, to wit: On the day and in the year aforesaid,
at the City and County aforesaid, in and upon a certain female not his wife, to wit: her the said
Amelia Gansdorf, feloniously did make an assault, she
the said *Amelia Gansdorf*, being then and there a female
under the age of sixteen years, to wit: of the age of *Twelve* years; and
the said *Thomas G. Rowen* then and there (under circumstances
not amounting to Rape in the first degree) feloniously did perpetrate an act of sexual inter-
course with her the said *Amelia Gansdorf*, against the
form of the statute in such case made and provided, and against the peace of the People of
the State of New York and their dignity.

FOURTH COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further
accuse the said *Thomas G. Rowen*
of the CRIME OF ASSAULT IN THE SECOND DEGREE, com-
mitted as follows:

The said *Thomas G. Rowen*,
late of the City and County aforesaid, afterwards, to wit: On the day and in the year aforesaid,
at the City and County aforesaid, in and upon a certain female not his wife, to wit: her the
said *Amelia Gansdorf*, feloniously did make an assault,
she the said *Amelia Gansdorf* being then and there a
female under the age of sixteen years, to wit: of the age of *Twelve* years;
with intent then and there (under circumstances not amounting to Rape in the first degree),
feloniously to perpetrate an act of sexual intercourse with her the said *Amelia*
Gansdorf, 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.

POOR QUALITY
ORIGINAL

0244

FIFTH COUNT--

AND THE GRAND JURY AFORESAID, by this indictment, further
accuse the said *Thomas G. Power*
of the CRIME OF ABDUCTION, committed as follows:

The said *Thomas G. Power*,
late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the
City and County aforesaid, did feloniously take, receive, harbor, employ and use her, the said
Amelia Gaudy, so being then and there a female under
the age of sixteen years, to wit: of the age of *thirteen* years, as aforesaid,
for the purpose of sexual intercourse, he, the said *Thomas G. Power*,
not being then and there the husband of the said *Amelia Gaudy*,
against the form of the statute in such case made and provided, and against the peace of the People
of the State of New York and their dignity.

DE LANCEY NICOLL,

District Attorney.

0245

BOX:

536

FOLDER:

4880

DESCRIPTION:

Crane, Dudley

DATE:

10/03/93



4880

Witnesses:

James Watkins

Counsel,

Filed

Pleads,

day of

189

THE PEOPLE

Grand Larceny
(From the Person)
[Sections 828, 847
Penal Code.]

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Edward G. Taylor

Part 3, October 12/93 Foreman.

True & Convicted.

Elmer
Oct 19/93

13/9

Dudley Crane

1893-1900
1893-1900



Albany Oct. 19th 1893

Hon Judge Cowing Dear Sir, Truly
Ours Aug 18 " now awaiting sentence
in your Court" charge - Petit Larceny
I have known since infancy" and
never before have I known of him
to be guilty of any crime; he has
never been arrested" previous to now"
his parents are most respectable & honest
people! May I kindly suggest your
extending to him the mercy" of the Court"
for the reasons above stated" and by
so doing console his family" consisting
of Father" Mother" Brothers" and three Sisters"

I am

Respectfully Yours

W. J. McManis

POOR QUALITY
ORIGINAL

0248

Office of
A. DENNINGER,
Plumber and Gas Fitter,
310 West 40th Street,
Bet. 8th and 9th Avenues.

New York, Oct. 12 1893

To, please, it may concern;
I have known this
my "Quincy Crane" for the past some years
being a good boy, honest and of good
parents, it has given me to know that
he has been accused of theft, as I have known
him to be both honest and industrious
Trusting that you will be kind to the time
I remain

Very respectfully yours
Mrs. H. Murphy
Forwards Mrs. A. Denninger

Church of The Holy Innocents.
139 W 36. N.Y. City
To the Honorable Judge Coving.

Dudley Crane, a member
of our parish, is known to me
to have been a good, honest,
industrious boy, who has
always helped towards the
support of his parents.

He has been a boy of good
regular habits, of reliable
character, and strictly honest.

I can strongly recommend
him as a proper subject for
your clemency.

J. Keane
Ass. Priest.

New York.

Oct. 12, 1893

To whom it may concern:—

This is to certify that
I have known Dudley Crane
for the past five years, and
I have known him to be both
honest, quiet and industrious
and of a respectable family,
to whom it will be a great
affliction if the case is
decided against him.

Commending him to
your favor,

I remain
Respectfully
George Coleman
325 West 40th St.

POOR QUALITY
ORIGINAL

0251

OFFICE OF
SHERIDAN & BYRNE,
GENERAL
CONTRACTORS & BUILDERS,
39 CORTLANDT ST.

Telephone Call, 1904 Cortlandt.

New York,

July 22, 1893.

To whom it may Concern:

The bearer Rudley Crane
has been in our employ for
the past four months, during
which time we found him
a truthful and honest young
boy.

On account of business
being dull we had to lay
him off for an indefinite
period.

Respectfully,
Sheridan & Byrne

Oct. 14th 93

To whom it may concern —

Having been requested by Mrs Crane for a recommendation as to her sons character, I most cheerfully state that Dudley Crane has been in my employ and I have found him to be honest, willing and intelligent. Furthermore I have known him for about seven or eight years and have never heard or found out anything detrimental to his character. My reason for discharging him was only because business was dull and I did not require his help. Any other facts which may be of service will be gladly furnished by me.

Frank F. Reineer
320 W. 40th St.

New York Oct. 12/93
To Whom it may Concern
This is to certify that
I have known
Dudley Crane from
childhood and have
known him to be
honest & industrious
boy, always working
at some trade or
business and would
not hesitate to recom-
mend him to anyone.

Respectfully
Michael Baron
Journial Artist
300 West 40th St.

POOR QUALITY
ORIGINAL

0254

MEMORANDUM

To
Mr. _____ 189

From

JAMES L. LOWRY,
CARPENTER AND BUILDER,

Office: 305 West 40th Street.

NEW YORK.

Residence: 307 West 41st Street.

This is to certify that I have known Dudley
Crane for the last five years seeing him around
the street on his way to or from work and I
never knew anything wrong about him

James L. Lowry

Oct 17/93

Police Court, 2nd District.

Affidavit—Larceny.

City and County }
of New York, } ss:

Isaac Nathan
of No. 418 West 40th Street, aged 20 years,
occupation Student being duly sworn,

deposes and says, that on the 24 day of September 1893 at the City of
New York, in the County of New York, was feloniously taken, stolen and carried away
from the possession of deponent, in the day time, the following property, viz:

a diamond screw stud, of the amount
and value of eight dollars and
fifty cents \$ 8.50
100

the property of Deponent

and that this deponent
has a probable cause to suspect, and does suspect, that the said property was feloni-
ously taken, stolen and carried away by

Dudley Crane (now here)
from the following facts to wit: that about
the hour of five o'clock P.M. of said date,
while deponent was in West 40th Street,
between 8th and 9th Avenue, said defendant
came up to deponent, and feloniously took,
stole and carried away the aforesaid property
from the scarf, then and there worn on the
person of deponent, and that deponent is
informed by Officer Frederick Goetzger of the
20th Precinct Police, that he found a Stud in
the possession of the defendant, and which
stud deponent has seen, and fully recognizes
as his property, and as the aforesaid property
stolen from him on said date—deponent therefore
asks that the defendant may be taken to answer

Isaac N. Nathan

Sworn to before me, this 24 day

of September 1893

Police Justice.

POOR QUALITY
ORIGINAL

0256

CITY AND COUNTY }
OF NEW YORK, } ss.

1877.

Fredrick Goetzger
aged *41* years, occupation *Police Officer* of No. *20*
20th Precinct Police Street, being duly sworn, deposes and

says, that he has heard read the foregoing affidavit of *Isaac Watkins*
and that the facts stated therein on information of deponent are true of deponent's own
knowledge.

Sworn to before me, this *25*
day of *September* 189*3*

Fredrick Goetzger

[Signature]
Police Justice

POOR QUALITY
ORIGINAL

0257

Sec. 198-200.

CITY AND COUNTY } ss.
OF NEW YORK,

2 District Police Court

Dudley Crane

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

Question. What is your name?

Answer.

Dudley Crane

Question. How old are you?

Answer.

18 years

Question. Where were you born?

Answer.

Express

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

Answer.

610-9-Avenue - 3 years

Question. What is your business or profession?

Answer.

Express

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 -
Dudley Crane*

Taken before me this
day of *April* 188*3*

Police Justice.

POOR QUALITY
ORIGINAL

0258

PAIDED,
No. 1, by
Residence Street,
No. 2, by
Residence Street,
No. 3, by
Residence Street,
No. 4, by
Residence Street,

Police Court...

District.

1035

THE PEOPLE, &c.,
ON THE COMPLAINT OF

State of New York
418 46 90
Rudley Baker

Offence

Larceny from the Person

Dated

September 25 1893

Magistrate

Officer

Precinct.

Witnesses

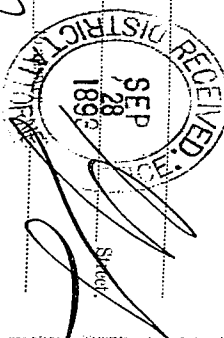
No. Street.

No. Street.

No. Street.

No. Street.

No. Street.



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

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Five Hundred Dollars, and be committed to the Warden and Keeper of the City Prison, of the City of New York, until he give such bail.
Dated September 25 1893 [Signature] Police Justice.

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

Dated 18 Police Justice.

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

Dated 18 Police Justice.

Court of General Sessions of the Peace. Part III.
City and county of New York.

-----x
The People
vs.
Dudley Crane
-----x

Before
Hon. Rufus G. Cowing
and a jury.

New York, October 12, 1893 .

A P P E A R A N C E S.

Assistant District Attorney Macdona

For the People .

Mr.

J. F. Morris,

For the defence .

Indicted for grand larceny in the second degree .

Indictment filed *Oct 12 3rd* 1893.

I S A A C W A T K I N S called for the People duly sworn
and testified as follows :

I live at 418 West 40th street and have lived there
15 years . I hold a scholarship in Columbia College
in Electricity; study 8 hours a day; am also a teacher

in the evening Grammar schools under the Board of Education, and at the time of this occurrence was a private tutor in Brooklyn.. On the evening of the 25th September about 10 minutes after five o'clock I was in 40th street between 8th and 9th avenue; saw the defendant there . At about 10 minutes after five I left the soda saloon on 40th street and 8th avenue; I was on the opposite side; crossed over and went through the block on the south side of the street near 8th avenue. Near 8th avenue there is a truck in the street, and a small recess opposite. There was a crowd in the recess and some fellows were sitting on the wagon. A man came on the opposite side to which I was coming. I stopped and gave him a light. As I was turning to go on my way there was a cry of police raised; a rush was made. Some jumped from the wagon and others ran from the recess in both directions, there being 15 or 16. There was a crowd, and I didn't know what to do. Then I noticed a hand come up in that way (indicating). I turned in that direction and saw defendant . His face was very red; it was his hand I saw; morally certain. I said nothing ; I have before this seen a man

assaulted on that same block when he made an outcry. I merely stood there and kept in conversation with the gentleman to whom I gave the light . Then I noticed defendant walk slowly towards 8th avenue and turn the corner. I knew defendant well and have seen him every day and turned back and went to 8th avenue; and then followed him instead of turning back. A little way from the corner he borrowed a bicycle from a friend of his and rode. I boarded a car and kept him in my eye. He turned into 15th street. I got off the car at 19th street; then he turned around and went four or five blocks. I took another car and followed him. I was pretty sure he would turn around and go back. I rode as far as 34th street and he passed us ., and I got out of the car and ran to the opposite side to where he was. He was coming back. About 38th street I came up to him, he having got off the bicycle, and an officer coming along I told the officer to arrest him.

I hadn't gone a block with the officer when the defendant said "If I wouldn't press the charge he knew where the pin was, and would get it for me .

I told him I would press the charge, and he began to cry. The officer I believe asked him what he was trying to do there. He finally handed the pin to the officer. The pin had been taken out of my scarf; it is worth about \$15 but it cost \$8.50

On cross examination witness testified as follows :

I was not playing a game of craps or dice with these boys in the recess stated, and around the wagon and with a negro for three hours. (Four small boys then stood in a row.) I know the third and fourth boys were with the defendant when he was arrested. When the man wanted a light for his segar he came from a side street. corner 40th street and 8th avenue. I was talking with this man I gave a light to when I felt the hand take the pin out of my scarf on my bosom. I saw the defendant take it. Then I followed him on the bicycle. He was a very poor bicycle rider and did not go out of my sight. He was something less than four blocks from me when I was following him. I was right behind the defendant most of the time. At one time he was not quite four blocks off, and as he turned back I arrested him. At the station he said that nobody should inform his parents

that he was arrested. I told his mother and sisters that defendant was arrested for stealing a pin, and he asked me to tell them. She said "Do you think he took the pin?" I said I wouldn't say. She said, "that is very clever of you not to say whether you are sure or not. Those are just her words. I didn't say to the lady and two sisters "I don't think he took it." I wouldn't say that he took it. I told the mother and two sisters in a way that it was none of their business. It was out of regard for them that I went up to make the statement to them. I was not obliged to do it.

F R E D E R I C K G A L S K E R called for the people being duly sworn testified as follows :

Am attached to the 20th precinct and arrested defendant on the 25th of September between 38th and 39th streets on the west side of 8th avenue on the complaint of the complainant. My story is as follows:-

About quarter to six o'clock on the afternoon in question I was coming down 8th avenue in company with my roundsman when between 38th and 39th streets I saw complainant holding on to defendant. Defendant at

that time was in company with another young man. Complainant said "arrest this young man." I said "What for". Complainant said "He took a pin from my scarf." With that I held the defendant, and allowed the other party to go away. Then the roundsman started after the other boy, and said "Take the two of them." I said "Which one took the pin?" Complainant pointed out defendant, and allowed the other boy to go away. At 37th street defendant put his hand in his pocket and took the pin out. I took it from him. Complainant identified it as his. This is the pin (produces it). He attempted to put his hand in his pocket, and I said "What have you got there?" He said "I put my hand in my pocket."

On cross examination witness testified as follows :

When complainant charged him with stealing the pin defendant said "If you will let me go some other boy has got the pin, and I will get it; another boy had it."

J O H N D O U G H E R T Y called for the people being duly sworn testified as follows:

I am 18 years old and live at 325 West 40th street

with my parents . I work at 43d street and 8th avenue .
at John A. Higmeyer's; have charge of a bowling alley
billiard room and pool room there . I know the defen
dant and know the complainant by sight not very well.
Meet complainant often standing around and going along
the street. Remember the day when defendant was arrest
ed, and saw the complainant that day Saw the complain
ant on the day when defendant was arrested for an hour
or two standing in a crap game shooting craps. I was
shooting too. There were 15 or 20 others shooting, and
complainant was one of the number; that I am positive
of. Don't remember the defendant going away on a
bicycle, and didn't see him on a bicycle that day.
Didn't notice whether defendant went away from the crap
game. Complainant was playing craps right along. I
have seen the complainant before playing craps there;
saw him a couple of Sundays playing craps.

On cross examination witness testified as follows :

Worked for John A. Higmeyer 9 months about; I am
not one of the bicycle gang that are not employed
that hang around Hogmeyer's place. I didn't get dis-
charged from there; left Hogmeyer's place on account

of slackness in the bowling alley. I had charge of the alley. Besides playing craps I have been looking for work. I look for work from 7 to 9 and 10 o'clock and don't play craps the rest of the day and stay in my house and expect to work for Hogmeyer when the bowling business begins .

W I L L I A M D A N A called for the defence being duly sworn testified as follows :

I am 17 years of age and reside at 312 West 44th street with my parents; work at Callahan's drygoods in 43d street and 8th avenue. Worked there six months up till to-day. Was subpoenaed to court. Know complainant by sight six months; don't know him to speak to. A game of craps is played up there every Sunday and anybody can participate in it. Saw complainant playing there four hours nearly every day. Am sure of it. Have seen him play before that Sunday. Some Sundays he is not there. Don't remember the time he went away on a bicycle. I saw three other fellows on bicycles. I leave there quarter to six o'clock. I was not there when he was arrested but came there when he was going down.

On cross examination witness testified as follows :
Worked at Callahan's store six moths and left there this morning; worked in all departments as a packer Mr. Callahan himself has testify I work there, and the cashier there is a young lady Miss Cantrell. They all know me there. Mr. Osterman knows me there. Have seen complainant since this case came up. Didn't talk to him at all.

W I L L I A M G L E A S O N called for the defence being duly sworn testified as follows :

I have worked for Jackson's Express Company; worked for G. W. Touchport in a wood yard; worked for James A. Hearn & Sons in 14th street as wagon boy. I remember when defendant was arrested; it was Sunday. I have seen the complainant a couple of years, but don't know the complainant spoke to me. Saw complainant on the Sunday in question playing dice with 10 or 15 young fellows. I was not playing but looking at them shooting, where the game was going on. I stayed there 20 minutes I guess; and am sure I saw him play craps or dice. I was eating supper when he was arrested.

ted and came down there then. I live at 312 West 40th street. Augustus Jackson's employs me in 42d street at the Grand Central Depot; business expressman. I help around with the wagon; have been employed with him until recently. Am laid off a couple of days on account of a sore ear. Augustus Jackson has a stand outside of Brandreth's saloon or restaurant in East 42d street opposite the Grand Central depot, on the north east corner of Lexington avenue. The office of the company is on the sidewalk; there is a box there of the company on Depew avenue.

J O H N W A R E S called for the defence being duly sworn testified as follows :

I am 17 years old and live at 40th street No. 333 with my mother and work for a living at 53d street Annible and Spear, working there about a year and two months and work there still. Left off work to come to court to-day. I know the defendant about six years and know the complainant about a month. I know he shoots a game of craps. After I lost money I asked him to shoot me, and he told me he would give me half what he

would win. Remember the day defendant was arrested. Complainant was shooting that day two hours, and I was shooting too. I lost money; am sure that he was shooting dice that day.

D U D L E Y C R A N E called for the defendant and duly sworn testified as follows :

I am not quite 18 years old; never arrested before in my life; have parents and two sisters. I know the complainant two years at least; remember the day I was arrested. I was throwing dice that day with complainant, a colored fellow and four or five others. Played from one o'clock to five o'clock and complainant was there from about two till five o'clock. I didn't steal his pin. A friend of mine came on a bicycle and wanted to throw dice, and asked me if I wanted to ride while he threw dice. I was glad to get a ride. I went to the corner before I rode. I didn't want to go on the Russian pavement; went with another friend of mine on a bicycle. Rode down to 35th street and fixed the bicycle. A friend met me there. I wanted to go up 36th street, and walked up the other side of 8th avenue.

A policeman had chased these boys down the avenue, as they were anfraid of being arrested for throwing dice . One of these fellows showed me a pin, and I said "where did you get it?" He wouldn't tell me. It was Irwin who showed it; he lives in 36th street and is a truck driver; don't know his first name . One of the fellows happened to see this complainant coming across the avenue. He is a stranger but comes there to throw dice. He said "Hold on to that pin." I held on to the pin. He came across and all the crowd stood there, and he said "I want that man arrested" and the policeman took me. I said I didn't have the pin. He said , "who took the pin?" I didn't say whether or not I took it . The policeman took me and said "Where is the pin?" He took me around to 38th street. I said "here is the pin"; and I gave it to him. I didn't take his pin from his necktie; I was not near enough; I stood the other side of the game; I didn't run away.

M A R Y C R A N E called for the defence and being duly sworn testified as follows:

I live with my mother; my brother is the defendant Remember the night he was arrested. Complainant came

to my house and asked my mother if this was Mrs. Crane . My mother said yes. He said "I came here to tell you that your son has been arrested on suspicion of stealing a diamond pin". I said to him "Do you know my brother?" He said "I do." "Do you think he took the pin?" He said "I don't know whether he did or not; but he will be tried to-morrow morning, and I don't think the charge will be pressed." Didn't know who he was when he came to our house; never saw him before. He didn't state who he was. I found out afterwards he was the complainant and was very much surprised at it . It was very kind to come to us .

Mrs. E L L E N C R A N E called for the defence being duly sworn, testified as follows :

Am the mother of defendant and he lived with me at the time he was arrested. He was never arrested before and is a hard working boy all his life, a good boy too.

I S A A C W A T K I N S recalled in rebuttal for the people.

I was not playing craps with defendant or any of the parties who have appeared upon the stand and asserted

I did in 40th street and swore so positively. I came on the street just as the crowd was being broken up. I found out afterwards what they were doing; didn't know why they they ran at that time, and came there just as this crowd was being broken up. The reason why I didn't grab this man on the day in question was because I had seen a man do so and he was beaten by the butt end of a whip for it by three of the fellows and I was not fool enough to meet the same fate.. From two to four o'clock on the day in question I was tutoring at 105th street and was paid for it. This was Sunday afternoon.

#####

0273

Indictment filed
Bates

Chief of General Sessions
June 3

street and was paid for it. This was Sunday afternoon.
O'clock on the day in question I was traveling at 1000
miles per hour in the same place. From two to four
a week for the day before the fellows and I was not too
easily taken in so they were beaten by the butt end of
the stick and on the day in question was because I had
been told that the fellow was a fake. The lesson was I didn't
know what they were doing and I came home that day
I found out afterwards what they were doing. Didn't know
on the street that the fellow was being picked up.
I did in fact arrest him and was so disappointed. I came

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Dudley Crane

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

Dudley Crane

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

The said

Dudley Crane

late of the City of New York, in the County of New York aforesaid, on the *24th* day of *September*, in the year of our Lord one thousand eight hundred and ninety-*three*, in the *day* time of the said day, at the City and County aforesaid, with force and arms,

*one stud of the
value of eight dollars and
fifty cents*

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

*De Lancey Nicoll,
District Attorney*

0275

BOX:

536

FOLDER:

4880

DESCRIPTION:

Cullen, John

DATE:

10/05/93



4880

0276

Yves Cayre

Filed day of 1893

THE PEOPLE

20-10-08. 10-10-08. 10-10-08.

John Cullen

DE LANCEY NICOLL,

District Attorney.

File 30061893
Trade and Com. Sect. - G. L. King
CP 11

SP. 1/2 1940.

Edward G. Taylor

Foreman,

Grand Larceny, second Degree. [Sections 928, 931 Penal Code.]

Police Court 2nd District. Affidavit—Larceny.

City and County }
of New York, } ss:

of No. 345 West 27th Street, aged 44 years,
occupation Mason & Builder being duly sworn,
deposes and says, that on the 25th day of September 1893 at the City of
New York, in the County of New York, was feloniously taken, stolen and carried away
from the possession of deponent, in the day time, the following property, viz:

Horse, Harness and single Truck
in all of the amount and value of
Two hundred and fifty dollars

(250⁰⁰ / 100)

the property of deponent

and that this deponent
has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen and carried away by John Cullen (now here)
and John Thompson (not yet arrested) and while
acting in concert with each other, from the following
facts to wit: that deponent is informed by
George Ayres of No 137-1 Avenue, that about
the hour of two o'clock P.M. of the aforesaid
date, he left the above mentioned Horse
Harness, and Truck standing in the street,
in front of No 523 West 26th Street, and that
in a few minutes while his attention
was engaged elsewhere, on his return to where
he had left the aforesaid property, he saw
the said Horse attached to said Truck being
driven in a fast manner, by the defendant
Cullen, in company with said Thompson

Subscribed before me this 25th day of September 1893
Police Justice.

and that he then followed, the said Truck
to the corner of 2nd Street and 18th Avenue
where said Cullen, and Thompson jumped
from said Truck, and ran away, Applicant
therefore asks that said defendant may be
held to answer

Done to before me } James J. McKeown
this 26th day of September 1893 }
E. H. Kane
Police Justice

CITY AND COUNTY }
OF NEW YORK, } ss.

George Ayres
aged *22* years, occupation *Driver* of No.

137-1- Avenue Street, being duly sworn, deposes and

says, that he has heard read the foregoing affidavit of *James J. Freer*

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

Sworn to before me, this *26* day of *September* 189*3* } *George Ayres*

[Signature]
Police Justice.

POOR QUALITY
ORIGINAL

0280

Sec. 198-208

District Police Court.

CITY AND COUNTY
OF NEW YORK,

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

I am not guilty -

John Cullen

Taken before me this
day of September 1888

Police Justice.

0201

Absorbance.

1034

4.

No. 2

.....

N_0, \dots

.....

Com

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

POOR QUALITY
ORIGINAL

0282

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 Cullen

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

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

The said

John Cullen

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

*one horse of the value of one
hundred and fifty dollars,
vehicle, to wit; one truck
one wagon of the value of
seventy-five dollars, and one
set of harness of the value
of twenty-five dollars*

of the goods, chattels and personal property of one

James J. Shearing

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

SECOND COUNT—

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

John Cullen
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows:

The said

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

*one horse of the value of
one hundred and fifty dollars,
one vehicle, to wit: one truck
of the value of seventy-five
dollars and one set of harness
of the value of twenty-five
dollars*

of the goods, chattels and personal property of one

James J. Spearing
by a certain person or persons to the Grand Jury aforesaid unknown, then lately before feloniously stolen, taken and carried away from the said

James J. Spearing
unlawfully and unjustly did feloniously receive and have; the said

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

DE LANCEY NICOLL,

District Attorney.

0284

BOX:

536

FOLDER:

4880

DESCRIPTION:

Cullen, William

DATE:

10/10/93



4880

#97

Witnesses:

Wm W. Widley

Counsel,

Filed

189

Pleads,

THE PEOPLE

vs.

William Cullen

Grand Larceny,
(From the Person,
Degree,
[Section 528, 529,
Penal Code.]

DE LANCEY NICOLL,
District Attorney.

Part 2 - Oct. 23/93

On motion of District Attorney
defendants discharged on his
verdict, assessing fines
A TRUE BILL.

Edward G. Taylor

Foreman.

Part II Oct 23/93

Upon the within statement
of Complainant not one was
there no crime committed
but the defts is the injured
party. Certainly no conviction
can be had upon the state
of facts here presented &
no property was taken.
I recommend the defts
discharge on his own re-
cognizance. Wm W. Widley
Oct 23/93 Wm W. Widley

POOR QUALITY
ORIGINAL

0286

New York General Sessions.

PEOPLE ON MY COMPLAINT,
VERSUS

William Cullen

As complainant in the above case, I beg to recommend the defendant to such leniency and clemency as the Court and District Attorney may see fit to show; but I expressly assert that my reasons for so doing are not controlled by any advantage to myself.

William Cullen is charged with an attempt at Grand Larceny. On the occasion which gave rise to this prosecution I had, unfortunately, taken too much to drink and I was over-come and lost possession of myself; and Cullen, who I have known for a long time, came to my assistance. It was alleged that he attempted to take some money from my possession; no money was taken from my possession whatever and from what I know of Cullen and of his excellent character I am satisfied that he never intended in any way to rob me; but on the other hand attempted, in a friendly way, to act and care for me when I was not able to do so myself.

I ask the District Attorney and the Court to dismiss this indictment against William Cullen as I do not believe he is guilty of any crime.

*Sworn to before me this
21st day of October 1893
Samuel Harris
Clerk of Court
By S. J.*

POOR QUALITY
ORIGINAL

0287

Police Court—4th District.

1012

Affidavit—Larceny.

City and County {
of New York, } ss.

Patrick Bray

of No. 242 E 47th

Street, aged 33 years,

occupation Heath Dep

being duly sworn,

deposes and says, that on the 2nd day of October 1893 at the City of New

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

and person of deponent, in the night time, the following property, viz:

good lawful money of the U.S. to the
amount of Forty Six dollars and Twenty Cent
\$46.20

the property of Deponent

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

and Stephen Lee (not yet arrested)
while acting in concert with one another
from the following facts to wit

about the hour of 8 PM on the afore said
day the deponent was lying asleep on sidewalk
of 1st Ave near 40th St and the deponent was
informed by Officer William H Dudley
of the 31st Precinct that he Dudley saw said
Cullen and said Lee each have their hands
in the pockets of the clothing and that their
names were upon the deponents person and said
property was then in the pockets of the clothing
then worn by deponent

William H Dudley
Patrick Bray

Sworn to before me, this

1893

Police Justice.

0288

1921

Sworn to before me, this 3rd day
of Oct 1893 } William H. Parker

E. J. Ryan
Police Justice.

POOR QUALITY
ORIGINAL

0289

Sec. 193—200.

✓ District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

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

Question. What is your name?

Answer. William Cullen

Question. How old are you?

Answer. 25 yrs

Question. Where were you born?

Answer. New York City

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

Answer. 314 E 11th St

Question. What is your business or profession?

Answer. Painter

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

Answer. I am not guilty

William Cullen

Taken before me this
day of Dec

1893

Police Justice.

POOR QUALITY ORIGINAL

0290

Oct 5th 1893
2:30 P.M.

[Signature]

BAILED,
No. 1, by _____
Residence _____ Street,
No. 2, by _____
Residence _____ Street,
No. 3, by _____
Residence _____ Street,
No. 4, by _____
Residence _____ Street,

Police Court... District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Salvick, David
243 E. 17th St.
1 William D. Sullivan

2 _____
3 _____
4 _____

Offense Larceny

Dated, October 3rd 1893

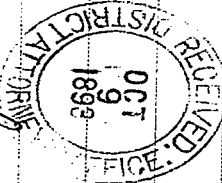
Burke Magistrate
Audley Officer

21

Witnesses William Audley

No. 21st Persaud Street

No. _____ Street
No. _____ Street
No. _____ Street



1000.00 to answer

[Signature]

Oct 5th 1893
1000

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

guilty thereof, I order that he be held to answer the same, and he be admitted to bail in the sum of Ten Hundred Dollars, and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.
Dated, October 3rd 1893

[Signature]

Police Justice.

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

Dated, _____ 189 _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

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 Cullen

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

William Cullen
attempting to commit the Crime of
of the CRIME OF GRAND LARCENY in the first degree, committed as follows:

The said

William Cullen

late 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
ninety-three, in the night-time of the said day, at the City and County aforesaid,
with force and arms,

the sum of forty-six
dollars and twenty-two cents
in money, lawful money of
the United States of America,
and of the value of forty-
six dollars and twenty cents

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

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

De Lancey Nicoll,
District Attorney.

0292

BOX:

536

FOLDER:

4880

DESCRIPTION:

Cunningham, George

DATE:

10/25/93



4880

0293

Bail reduced to \$1000
on consent of Dist. Atty. [Signature]

Witnesses:

Henry Stoverburg
Caroline Sanders

aff. Wade

After consultation with the S.P.C.C. I am -
sent to the selection of bail in certain cases
to the [Signature] District

July 12-94

A fearful exclamation made by me
in this case, that is the [Signature]
cannot make out a case against the
depraved [Signature] - [Signature] fled when
summoned for trial, the fact is of a most
[Signature] and there is absolutely no [Signature]
of the story - men can be used against
[Signature], I am [Signature] all [Signature]
that the People have no [Signature] against
[Signature] - and the [Signature] [Signature]
designed and the [Signature] dismissed
against [Signature], which I [Signature]
[Signature]

Dec 9-98.

Mark [Signature]
[Signature]

Comisiel, [Signature]
Filed [Signature]
Pleaded [Signature]

THE PEOPLE

ENTERED
T.J.W.

RAPE (1st and 2d Degree)
and ABDUCTION.
(Sections 278, 218 and 282, Penal Code.)

George Cunningham

with [Signature]

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

[Signature]

Foreman.

No 1 Indictment returned
on motion of [Signature]
vs. Cunningham M J M
Dec 18-98

H.B.

Bail reduced to \$1000
on consent of Dist. Atty. [Signature]

Witnesses:

Henry Stoverburg
Caroline Sweeney
aff. Wade

After consultation with the S.P.C.C. I am
satisfied the reduction of bail is within com-
petence to the Honorable District Attorney
[Signature]
May 12, 94

A careful examination made by me
in this case, reflects the fact that the People
cannot make out a case against the
deprived Cunningham - Coroner fled when
summoned for trial, the fact is of a great
nature and there is absolutely no connection
of the story - Much can be used against
Cunningham. I am therefore fully satisfied
that the People have no ~~case~~ ^{case} against
Cunningham - And the District Attorney
designed and the evidence submitted
against Cunningham, much more than they
deserve.
[Signature]
Mark [Signature]
[Signature]

RAPE (1st and 2d Degree)
and ABDUCTION.
(Sections 276, 278, 279 and 282, Penal Code.)

THE PEOPLE

ENTERED
T.J.W.

George Cunningham
with [Signature]

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

[Signature]

Foreman.

No. 1 indictment dismissed
on motion of D.A.
as to Cunningham M.J.M.
Dec 18-98

H.B.

FIFTH DISTRICT
POLICE COURT.

-----	x	
THOMAS F. MOORE	:	Before HON.
-against-	:	
GEORGE CUNNINGHAM	:	CHAS. E. STIMS? JR.
and	:	Justice.
THOMAS G. COWAN.	:	
-----	-x	

New York, October 17th, 1893.

John C. Munzinger, Esq., appears for the
defendant Cowan.

The Court informs the defendants that they have the
right to the advice of counsel at each and every stage
of the proceeding.

BERNARD ENGELSMAN, called on behalf
of the People, being duly sworn, testified
as follows:

2

By the Court;

Q Where do you reside ?

A No. 161 East 115th street

Q You are a practicing physician, are you ?

A Yes, sir.

Q And have been so for how many years ?

A I graduated in 1875.

Q Graduate of what college ?

A Bellevue Hospital.

Q And have been practicing your profession in this city
ever since ?

A Not ever since.; since the last six or seven years in
this city; previous to in this city; then I went West and
came back about six years ago.

Q Do you know this complainant, Amelia Jandorf ?

A Yes, sir.

Q Did you examine her private parts recently ?

A Yes, sir

Q When ?

A Sunday morning.

Q Tell me what you did and the result of your examina-
tion ?

3

A I examined her Sunday, the morning of the 15th, at her house 153 East 115th street and found the parts swollen and inflamed and found the coeffurchette lacerated, and the posterior commissure and the hymen ruptured, that penetration had taken place; it showed a forcible penetration.

Q Was there evidence of recent penetration ?

A Recent penetration; the wound was not healed yet.

Q Did you have any conversation with her ?

A Yes, I questioned her.

Q Is there anything else that you found from the result of your examination ?

A Another physician----

Q Who was present at the time you examined her ?

A Her brother and mother. Then I said I would like to have some other physician examine her with me. We sent for Doctor David Franklin of 17 East 129th street and he examined her there in my presence.

Q You say the penetration was complete ?

A Yes, sir.

Q And there was a forcible penetration ?

A Yes, sir.

4

CROSS - EXAMINATION.

By Mr Munzinger;

Q Are you a relative or in any way connected with this girl's family ?

A No, sir

Q How did you come to be called in to see this girl ?

A The child has had dyptheria and I treated the child.

Q Then you did know the family ?

A Yes, as far as that is concerned.

Q You saw the laceration of this girl's private parts ?

A Yes, that the hymen was penetrated.

Q Was it of recent origin or long standing ?

A of recent origin.

Q How long ?

A When I say recent I mean the wound has not healed yet.

Q How long do you think this could have happened, how many days ago ?

A I was told just how many days ago.

Q How long, doctor, in your estimation did this penetration occur, how many days ago ?

A About a day or two.

5

Q It didn't look like a laceration that had been committed
the 13th of this month then ?

A I examined her on the 15th.

DAVID FRANKLIN, called for the People,
having duly affirmed, testified as follows;

By the Court;

Q Where do you reside ?

A 17 East 129th street.

Q You are also a practicing physician and have been so
for how long ?

6

A Fifteen years.

Q You are a graduate of what college ?

A University of New York.

Q And have you been engaged in the practice of your profession ever since you graduated ?

A Yes, sir.

Q Were you called in to examine this girl ?

A Yes, sir., by Doctor Engelsman on the morning of October 15th, at her house No. 153 East 115th street.

Q Will you tell me what that examination showed ?

A The examination showed a recent penetration of the private parts, that is within two or three days; the parts were reddened and the posterior commissure was lacerated; showed a recent laceration as though the parts had been dilated and there was a rupture of the hymen; there was no hymen.

Q Your examination disclosed no hymen ?

A No, sir.

Q Did it show any evidence of the rupture of the hymen ?

A A rupture not of the hymen itself but what is called the commissure, the posterior part of the privates, showing a forcible dilatation of the vagina.

Q You say there was a complete penetration there ?

A There was complete dilatation of the parts.

7

Q Forcible ?

A Undoubtedly forcible.

CROSS-EXAMINATION.

By Mr. Munzinger;

Q About how many days ago did this penetration occur ?

A It could not have occurred, probably two or three days before.

Q And you examined this girl when ?

A Sunday morning.

Q And there is no doubt in your mind that there was penetration, absolute ?

A There is no doubt in my mind that the parts were forcibly dilated.

Q

By the Court;

Q Is there anything else that you now recall that your

8

examination disclosed that you have not told the court ?

A Nothing else.

AMELIA J ANDERF, being duly sworn, testified as follows:-

By the Court;

Q Where do you live ?

A 153 East 115th street.

Q How old are you ?

A Twelve.

Q Do you know these men ? Did you ever see either of those four men before, which two ? Did you see either of them at your home on the 13 th day of this month ?

A Yes, sir.

9

Q Which ones ?

A (Witness points to the two defendants)

Q The 13th of October, do you remember what day of the week that was ?

A I don't remember.

Q Did you see them at your house on the 13th of October ?
Where were they ?

A In our house.

Q Whereabouts in your house ?

A Upstairs.

Q What floor ?

A Fourth floor.

Q Was any one else up there with you ?

A No, sir.

Q What did these men do with you ?

A They laid on top of me.

Q What did you say to them ?

A I don't know what I said.

Q What did they say to you, do you remember ? What did they do to you ?

A They laid on top of me and smothered me in the room.

10

Q How did they smother you ?

A Laid me on the bed.

Q What else ?

A That's all.

Q Did they put anything over your face ?

A No, sir.

Q Did you let them put you on the bed ?

A They told me.

Q And you laid down ?

A Yes, sir.

Q Did they have sexual connection with you ?

A Yes, sir.

Q Did you see the two men that were up in your room ?

A Yes, sir.

Q Did you see that man there ? (Pointing to defendant Cowan)

A Yes, sir.

Q Did that man get on top of you ?

A Yes, sir.

Q And the other man got on top of you and had sexual intercourse with you ?

A Yes, sir.

11

Q What did you do after they had intercourse with you ?

A They left me in there.

Q They left you in and went out ?

A They came downstairs and made me open the door.

Q Did you tell any one what had been done ?

A No, sir.

Defendant's counsel objects to the way the def-

endant Cowan was identified ?

Objection overruled. Exception.

Q Did you tell your mother anything about this ?

A She was down town then.

Q You were alone in the house then ?

A Yes, sir.

Q Where was your brother ?

A They were working.

Q Was there a servant girl in the house ?

A Yes, sir.

Q Where was she ?

A Down in the kitchen.

Q Was there any one else there besides the servant girl
and yourself in the house that day ?

A No, sir.

Q What time of day was it ?

A Half past two in the afternoon.

12

Q What did these men say to you if anything ?

A I didn't listen to them.

Q You did testify that they told you to lay on the bed and you did it ?

A They made me lay on the bed.

Q How did they make you lay on the bed ?

A They made me lay on the bed.

Q In what way did they make you do it ? Did they take hold of you ?

A Yes, sir.

Q Where did they take hold of you ?

A On my arms.

Q What did you say to them if anything when they took hold of you ?

A I don't know.

Q Have you told me all that you know about it ?

A Yes, sir.

C R O S S - E X A M I N A T I O N .

By Mr Munzinger;

Q What kind of a house is this that you live in ? Have

13

you got a whole house or is it a flat ?

A A flat.

Q And you say you have a servant girl in that flat ?

A Yes, sir.

Q And this servant girl was on the same floor with you ?

A Yes, sir.

Q And she saw these two men were in the room ?

A Yes, sir, she opened the door.

Q She was there all the time they were there ?

A Yes, sir.

Q You didn't make any outcry, you didn't scream at all ?

A No, sir.

Q If you had screamed would the servant girl have heard you ?

A Yes, sir.

Q But you didn't scream ?

A No, sir.

Q When did you first tell you papa or mama anything about this ?

A My mother was down town.

Q When she came home did you tell her ?

A Yes, sir.

Q Did you tell the servant girl at the time it happened ?

A Yes, sir.

14

Q Were the men still in the house when you told the servant girl ?

A They were upstairs.

K A T E K A N E, called for the People, being
duly sworn, testified as follows; -

By the Court;

Q Where do you live ?

A 153 East 115th street.

Q What is your business ?

A I do general housework.

Q Are you in the employ of Mrs Jandorf ?

A Yes, sir

Q How long have you been in her employ ?

15

A About five or six months.

Q On the 13th of this month did any one call at your house ?

A Yes, sir

Q Do you know who they were ?

A Two men that came from the Board of Health.

Q Do you see the two men in this crowd ?

(The witness looks around)

Q Did you see them on that day ?

A Yes, sir; I opened the door for them; me and Amelia opened the door.

Q Did you have any conversation with them ?

A No conversation any more than they wanted pans from me.

Q What did they do ?

A We all went up to the room together and they said I must take up the pans. I said "Yes" and I went downstairs and brought them up one pan. I came upstairs and Amelia was sitting down on a chair by the window; the door was open; those two men were in the room; then I went downstairs and came up again and the door was open, but the

16

third time the door was closed.

Q Who did you see in the room that time ?

A The second time the two men.

Q Look around and see if you can identify those two men that you let in that day ?

A This looks like one (Pointing to defendant Cowan)

Q Look around and see if you can find the other man ?

A This is the man I think (Pointing to defendant Cunningham)

Q You say you went up the second time and saw these two men in the room and Amelia ?

A Yes, sir

Q Did you have any conversation with them then ?

A No, sir, only took up the pans.

Q You went down and ^{came} ~~up~~ the third time. The third time what did you say about the door ?

A I said for them to open the door.

Q Did you try the door ?

A I knocked at the door; I couldn't say whether it was locked or not, but it was shut.

Q What did you say when you found it shut and knocked ?

A I told them what did they want to shut the door for and the big man opened the door.

Q What occurred after he opened the door.

A I seen nothing what occurred any more than that .

Q Did he say anything to you ?

A He said nothing to insult me.

17

Q Did he say anything to you whether he said it to insult you or not ? Where was Amelia at that time ?

A Amelia was in the room sitting at the window.

Q Did you say anything to her ?

A I said "Amelia it might be as well that you come down stairs" She said mother always let her take care of the house. She is a proper nice girl.

Q Where did you go after that ?

A I went down stairs in the kitchen.

Q Did you leave Amelia up there ?

A I said to Amelia to come down; she said she must take care of the house and she did come down and went in the parlor after I came down and her mother came in and went downstairs.

Q Who let these men out of the house ?

A The mother.

Q She returned then before they left ?

A Certainly the mother came in and when she came in I came downstairs.

Q Where did you meet the mother when she came in that time ?

A I was going up in the room with a broom; they wanted a broom and they pitched the broom downstairs.

Q Where did you meet the mother of this girl ?

18

A In the house on the top floor back.

Q She was up there then with these men ?

A Mrs Jandorf was herself up there then.

Q You went downstairs then ?

A Certainly I went down; I had no need up there then.

Q What else occurred after that ?

A This big man went downstairs and wanted to know from me if Amelia was silly. I said no such thing, that she had better sense than he had and so she has.

Q Is that all that occurred ?

A That is all I know.

Q Did you leave them out ?

A Mrs Jandorf let them out.

Q Is that all you know about this case ?

A That's all.

C R O S S - E X A M I N A T I O N .

By Mr Munzinger:

Q What floor was this ?

A On the top floor.

19

Q You say you went up three times ?

A Yes, sir.

Q The first time you went up the door was open ?

A Yes, sir, and Amelia was sitting on a chair by the window.

Q The second time you went up was she sitting by the window ?

A Yes, sir.

Q And the third time you went up was she still sitting by the window ?

A Yes, sir.

Q And the door was closed ?

A Yes, sir.

Q But you don't know whether the door was locked or not ?

A No, sir.

Q And you heard no outcry ?

A No, sir.

Q Amelia didn't say anything about this matter ?

A She didn't at that time .

Q The third time you went upstairs you say the mother was in the house ?

A Yes, sir

20

Q Where was she ?

A Up in the room.

Q Did she come upstairs in the room also ? Did Mrs Jandorf come up in this room ?

A She came up in the room.

Q Did the girl say anything to Mrs Jandorf at that time about these people having assaulted her ?

A Nothing to my knowledge.

Q Said nothing to you either?--the third time you came
AX up and found the door closed ?

A She didn't.

Q When after that did Amelia tell you this, after they had gone away ?

A About supper time, I couldn't say.

Q How many hours afterwards ?

A I couldn't say the hours, about five o'clock.

Q How long after you say the door was closed, the third time you went up and Mrs Jandorf went up with you, how long after that did these two men remain in the house ?

A They came in half past two.

Q Can't you tell me how long they remained in the house after Mrs Jandorf came in the house ?

A I think it was about quarter of an hour.

Q Lots of time intervened for Amelia to tell you and her mother about it ?

A Yes, sir.

21

Q But she said nothing ?

A No, sir.

Q And you heard no outcry ?

A No, sir.

Q And nobody else in the house heard an outcry ?

A No, sir.

Q Did you find anything disarranged in the room ?

A No, sir.

Q Was there a bed in that room ?

A Yes, sir.

Q Was the bed disarranged ?

A The bed was disarranged, because we had the clothes off and everything for the Board of Health to take.

Q You didn't see anything disturbed ?

A No, sir.

Q You didn't see any blood on the bed ?

A If there was anything of that kind she didn't tell me.

Q You could have seen it if there was ?

A How could I see.?

By the Court;

Q After you first came down how long after was it that you next went up ? How many minutes afterwards did you go up with a pan ?

22

A It took me ten minutes to go up and downstairs each time.

Q You say you went up there a third time ?

A Yes, sir.

Q After you came down a second time how long was it before you went up the third time ?

A About ten minutes again; I went right up and down the three times.

Q After you came down the third time you left them all up there ?

A The big man came down for a pan; the other didn't suit him.

Q He came down and got a pan ?

A Yes, sir

Q Did you see him go up again ?

A Yes, sir

Q How long did they both remain upstairs with Amelia after that ?

A (No answer)

Q You went up a third time ?

A Yes, sir.

Q How long after the third time that you came down did these men remain in that room with Amelia?

A It was about half an hour.

Q How long after that did Mrs Jandorf return ?

A Mrs Jandorf was in the third time.

Q Was she upstairs all the time ?

23

A Amelia was upstairs and the third time Mrs Jandorf returned and was in the room and I came down.

Q What became of Mrs Jandorf ?

A She stayed there in the room as far as I know.

By Mr Munzinger:

Q Until the time they left ?

A Yes, sir

By the Court;

Q And you say it took you about ten minutes ?

A About that.

Q And when you got up there the third time the door was locked ?

A It was shut; I couldn't say it was locked.

Q How long did you remain outside ?

A I hadn't any delay; the opened the door immediately.

By Mr Munzinger;

Q You couldn't open the door because you had your hands full of pans ?

A Yes, sir.

Q And that is the only reason you couldn't open the door ?

A Yes, sir.

24

F A N N I E J A N D O R F, called for the People,
being duly sworn, testified as follows;-

By the Court;-

Q Where do you reside ?

A 153 East 115th street.

Q How long have you lived there ?

A About a year and eight months.

Q Is this your girl, the complainant, your daughter ?

A Yes, sir.

Q Is your husband alive now ?

A No, sir, he is dead three years.

Q How many children have you ?

A Ten.

Q Do all live at home ?

A Yes, sir.

Q And your daughter, the complainant in this case ?

A Yes, sir

Q She is how old ?

A Twelve years; she was born on the 10th of January, 1880

Q Is she in her right mind ?

A She is all right but we couldn't get her to learn very
good.

Qz A little weak minded ?

25

A She can remember but she can't learn.

Q How long has she been in that condition ?

A Ever since she was born.

Q On the 13th of October of this year did any one call at your house ?

A I went out in the morning to get something on account of sickness and I was short of things and I went out to get the necessaries for the house. and I left the children in care of my house servant, the little boy and her.

Q What time was that ?

A I left about nine o'clock in the morning.

Q What time did you return ?

A Quarter to four. I looked at the clock when I came back.

Q Who was present when you returned ?

A The children, they met me in the ^{dining room} ~~xxxxxx~~ and the hired girl was outside in the kitchen.

Q Which children met you in the dining room ?

A The little girl and boy.

Q Little Amelia ?

A Yes, sir.

Q Did you go upstairs ?

A They told me the Board of Health was in the house and I laid everything down and went upstairs.

Q What floor did you go to ?

A The third floor.

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Q Did you see any one there ?

A I seen two men there.

Q Can you identify the two men in this assemblage ?

A (Looking around) Yes, sir.

Q Will you point them out to me ?

A (The witness points out the two defendants)

Q Did you have any conversation with them ?

A Yes, sir I had a conversation with Cowan.

Q What was that conversation ?

A He asked me about the bed and he asked me about the carpet.

Q What did he ask you about it ?

A The bed clothes have to be taken and the carpets. I said the bed clothes we cleaned three times in succession it was not necessary. Then he talked to the other man and he said the bed clothes can remain and the carpets are going to be taken and he wrote a little note and laid it on the stand and he told be the room had to be closed for eight hours and we would have to leave the room; they were about ready to go and I left the room and came downstairs.

Q Was your daughter present at that time ?

A No, sir.

27

- Q Did you examine the bed clothes ?
- A There was two ~~women~~ rooms; in one room where my little child laid sick ; that was the room that was fumigated, and the next room is what they used.
- Q In the room they used with your daughter did you examine the bed clothes ?
- A The bed clothes was out of place, was rumpled.
- Q Did you see anything on them ?
- A There was a red cover on and I couldn't see anything on it until yesterday.
- Q Had the bed been made up that morning ?
- A Yes, sir.
- Q When you returned that afternoon you found it in a rumpled condition as though somebody was on it ?
- A Yes, sir
- Q Did you make up the bed ?
- A My daughter made up the bed.
- Q How do you know it ?
- A Because she makes it every day.
- Q You say you examined it yesterday ?
- A Yes, sir.
- Q Did you discover anything then ?
- A I did.

28

Q What ?

A I discovered and found two blood stains on it.

Q Have you got that ticking here, the piece of bedding here

A No, sir, and some underclothing to.

Q On that day did you have any conversation with your daughter ?

A No, sir

Q When did you first hear of this ?

A On Saturday forenoon, October 14th.

Q Tell me all that occurred ?

A I wanted to sit down to write a ~~xxxxxx~~ letter and my little boy came to me and said-----

Q In consequence of what he said to you what did you do ?

A I said "Amelia did you do that?" and she shook her head.

Q Then what did you do ?

A Then I got scared and I didn't know what to do and I went and called the doctor.

Q What doctor did you call ?

A Doctor Engelsman.

Q When did he come in ?

A He came in on the 14th; we talked in the street together and he came in with me and I explained the things that happened.

Q What did you do after that ?

A I asked her which man had something to do with her and she told me the same as you have it.

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Q Did you examine her private parts at that time ?

A No, sir ;we had her examined on Sunday morning; we woke her up and called her out of her sleep.

Q Did Doctor Engelsman examine her on ~~Sunday~~ Saturday ?

A No, sir.

Q But he did on Sunday morning ?

A Yes, sir.

Q Did you examine her private parts to ?

A Yes, before the doctor came.

Q What did you see ?

A I seen something what I didn't like to see.

Q What was it ?

A It was what generally ladies complain of; what you don't find on young people.

Q Was it flowing with blood ?

A No, sir.

Q Then you called in the doctor ?

A Yes, sir

Q Did you examine her clothing ?

A Yes, sir., right after that.

Q That was on Saturday morning ?

A On Sunday morning I called my son; he told me I had better look for her underwear and I went up and took the dress from where she laid it and brought it down in the parlor and we found what we wanted.

Q What did you take ?

A Her skirt.

30

Q Anything else ?

A The underwear she took off herself Saturday evening and I put them aside and showed them to the doctor.

Q You saw her skirt ?

A On Saturday we had one part.

Q It was a petticoat next to her that she wore and the drawers to ?

A Yes, sir.

Q Anything else ?

A No, sir.

Q What did you find on those articles of wearing apparel ?

A I found blood; something on the skirt and something on the clothes.

Q What did you find there ?

A Blood.

Q Have you those articles now ?

A Yes, sir.

Q After that what did you do ?

A We roused the whole family; they were all frightened over it.

Q And the doctors were called in ?

A One of my sons told me to call the doctor; he wanted to have a consultation with the doctor and I called the

31

doctor myself.

Q And you were present when doctor Franklin was there to ?

A Yes, sir.

Q You saw him examine her ?

A Yes, sir.

Q What did you do after that ?

A Then I attended to my household duties and left the children finish the rest.

Q When did you complaint to the police about it ?

A On Sunday, the 15th.

Q What time did you go down there ?

A Between ten and eleven o'clock.

Q Your daughter is not married to either of these two men?

A No, sir.

Q You say she was twelve years old on the 10th of last January ?

A Yes, sir.

C R O S S - E X A M I N A T I O N .

By Mr Munzinger;

Q When you came home where was your daughter ?

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A She was in the basement.

Q She was not upstairs with these men ?

A No, sir.

Q Did she go upstairs with you after you came home ?

A No, sir.

Q After you went upstairs did your daughter tell you that these men assaulted her ?

A No, sir.

Q Said nothing to you about it ?

A No, sir.

Q She never said anything to you about it until the next day ?

A No, sir.

Q And these men remained in the house after you were there how long ?

A A short time.

Q Your daughter had lots of opportunity of telling you while they were still in the house ?

A She was not in the room where I was.

Q She saw you, didn't she, when you came home ?

A She said she didn't want to tell me.

Q She had lots of opportunity to tell you if she wanted to before those men left ?

A How could the child talk with me when I was busy with the men ?

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Q But the child could have told you and had lots of time to tell you if she so desired ?

A She was not prepared to tell me.

Q Was your child ever been sick ?

A Yes, sir.

Q When ?

A Since last February.

Q Arrived at womanhood then ?

A Yes, sir.

Q When did she have her courses last ?

A About four weeks now.

Q Last Saturday would be about the proper time for her to be sick again, wouldn't it ?

A No, sir; it was not quite four weeks.

Q She has had her menses for five or six months ?

A Yes, sir.

C H A R L E S J. W A D E, called for the People,
being duly sworn, testified as follows; -

By the Court;

Q What is your business ?

A I am an officer attached to the Central office.

34

Q Tell me what you know about this case ?

A This girl's brother came to me and told me that his sister had been raped by two men from the Board of Health. They came to fumigate the place on last Friday. I referred him to Police Headquarters to report the matter there. After they reported the matter the Inspector assigned Detective Sergeant Hanley and I on the case.

Last night we arrested those two men, the two defendants Cowan and Cunningham. I arrested Cowan in East 21st street at ten O'clock. I arrested Cunningham at his residence in 52d street, near Eighth Avenue. We asked them about this and they denied it at the time.

Qx What did you say to them ?

A We told them we were arresting them for committing a rape on this girl, that was the charge, and they denied it and on bringing them here to Court this morning Cunningham told the whole story to Detective Sergeant Hanley, and he told me the whole story.

Q What did he tell you ?

A He told me whilst he was downstairs doing something in the house 153 East 115th street that he left Thomas Cowan upstairs fumigating a room and when he got upstairs he seen Thomas Cowan with his penis hanging out of his pants and he tried to drag him out of the room and Cowan said "You take a jump at it" and he said "I got so frightened then I went downstairs"

35

Q Did he say where this girl was at that time ?

A She was lying on the bed at that time.

Q With her person exposed ?

A He didn't tell me that; that Thomas Covar's penis was hanging out of his pants, his pants were open; that is all.

CHARLES A. HANLEY, called for the
People, being duly sworn, testified as follows:-

By the Court;

Q What is your business ?

A I am a detective sergeant attached to the Central office.

Q You have been attached to the Central office how long ?

A About ten years..

Q When were you called in on this case ?

A Yesterday morning the Inspector called me in to listen to the statement of Mrs Jandorf in regard to an outrage that had been committed on his sister by two men that had been employed in the Board of Health as disinfectors.

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I went to the Board of Health and ascertained the addresses of the two men that were sent to disinfect that house, 153 East 115th street. I then came here by appointment in the afternoon and saw Judge Waldo, explained the nature of the complaint to the Judge and he ordered me to make the arrests without a warrant. We arrested both of these men, Thomas Cowan in East 21st street and George Cunningham at 373 West 52d street, Cunningham being in bed at the time. We explained to them the nature of the complaint, what they were charged with, charged with the crime of rape and they both denied it at the time and said it must be a put up job. This morning Cunningham made a statement to me voluntarily in regard to what transpired at that house.

Q Was there any identification ?

A There was this morning. I arraigned these two men among six other men against the wall in police headquarters in the detective bureau; the girl was brought from an inner room, way inside where she couldn't see. I told her to walk over and see if she saw the men there; she immediately walked over and picked out Cunningham, and I said "Look and see if you see the other man?" and she said "There is the other man", pointing to Cowan. Cunningham then told me on the way up that he had nothing to do with it; that he had gone downstairs for a pan

37; that he was acting under the orders of Cowan, being a new man he was subject to Cowan's orders, and he had gone down stairs to get a pan or pail to make paste in ~~xxxx~~ When he came up he found Cowan in the room with this girl in a compromising position. He stated he was taking considerable chances and likely to make trouble for himself and he went downstairs again and when he came up he caught Cowan in the same room, which was adjoining the room they were disinfecting, and the girl lying on the bed with her clothes up and Cowan had his person exposed as though he had connection with her. He said Cowan invited him to have connection and he refused. He made that statement to the Inspector, Superintendent and Doctor Ellison and Cowan was present when the statement was made. Cowan admitted that part was true and part was false.

Q What part did he say was true?

A He didn't specify the part that was true, but he accused Cunningham of being the first to make the assault.

Cunningham denied it. Cunningham also stated that he went downstairs to get the servant girl or somebody to try and afford protection to the child, that that was his object in going downstairs.

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The Court: To Defendant Cowan: You can make any statement you choose, or refuse to make any statement and your waiver cannot be used against you on the trial. You can 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.

Counsel for Cowan states he has nothing to say except that he is not guilty.

The Court also informed the defendant Cunningham of his rights, and after being so informed the defendant Cunningham stated he wished to make a statement. The Court informed him that he could answer or refuse to answer any questions which might be put to him.

By the Court;

Q What is your name ?

A George B. Cunningham.

Q How old are you ?

39

A Thirty four.

Q Where were you born ?

A City of New York.

Q Where do you live ?

A 373 West 52d street.

Q How long have you resided there ?

A Five years.

Q What is your business or profession ?

A Disinfecter.

Q You can 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 ?

A When I seen the circumstances I went down and notified the servant (Kate Kane) and told her about the actions that this girl was going on. I said "What is the matter? She must be a silly thing" She said "No, she is smart enough" I said "You ought to see what kind of smartness she has been going on with" That is why I went down for the bowl to make paste. Then I afterward went down with this boy Benny Jandorf; he was with me in the room all the time, from the time I entered that room until the time he came downstairs with me; he came up and down with me twice; he first brought me up a small

pan; it was not large enough and I had to return for another pan, and this same woman (Kate Kane) came up again and brought up a larger pan and of course I said "That is all right" and I had to get a pail of water; there was an old broom we disinfected with and things we had to fumigate. I was coming up the second time and I seen the same thing that I did the first.

Q What did you see ?

A She came up and brought a lot of linen out of the closet and I was standing in the hall at the time ready for to come with the paper on the front door on the outside where we make it air tight. Just as she left or before she had left, I am not positive, just before she left and this child was talking to this man for fully fifteen minutes upstairs., and I said to the little girl "What do you mean to be throwing yourself like that" and I said "Get up out of here" and she said "All the boys in the lots take me down there" and I said "If you were my daughter I would put a stone on your neck and let you stay in the lot" She claimed that her brother had been having connections with her; I forget the name she mentioned. I said "That is pretty good" I thought it was the safest to go out to protect myself; I was a new man and I couldn't afford to loose my position. I was supposed to do anything I was told by him to do. I had

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to look out and I didn't know what to do and the only
remedy I had was to go down for this woman and I had
that little boy all the time with me. There was a child
in the room that had diphtheria and I said "You had better
go out; if you smell any of this it will get you coming
He went out and stood in the hall.

Q Have you stated now all that you desire to state ?

A Yes, sir.

Q You have not stated anything that occurred in that room.
Do you know what occurred in that room ?

A I said when I went down for the bowl; when I came up
this man (Cowan) had this girl in the room; he was a
stranger to me. He was standing over her at that time.
I went in and I said "Hew, for Heaven's sake get out
of here" and the child can say the same thing.

Q What was the condition of this man and the girl ?

A She was throwing herself all around the bed; he was only
standing over her at that time. When I went down the
next time and told the woman, then when I came up I saw
his private out.

Q Did you say anything to him at that time ?

A Yes, sir, took him out of the room. He said "Go on and
take a jump" I said "No, not for a thousand" I
said "You were very foolish" He says "What is done"

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can't be undone." Then he came to me last evening and he put me on my guard, saying not to say nothing or have nothing to say and it would be all right. I went up to the house after I heard about it and my wife told me a detective was there after me that day. I said "All right and I will stay in and wait." I staid in and a little before nine the officers came and they found me at home.

Q Did you see him at any time in that room having connection with that girl?

A He was right over; just got through he told me.

Q What did he tell you?

A He says "Go on, take a jump at it" I said "Gee, I wouldn't do that on your life." I went over and tapped her and told her to get up. He said "I only put a little in" I said "Put what you like in, I won't."

Q Have you now stated all you desire to state?

A Yes, sir, that is the whole transaction from the time I entered the house until I left it.

By Mr. Munzinger:

Q Have you stated to the Court everything that transpired

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in that house from the time you entered it until you left ?

A All that I seen.

Q Have you stated everything that transpired in connection with this case ?

A Everything that transpired what I seen; something transpired while I was downstairs.

Q Everything you saw you have stated ?

A Yes, sir.

The defendants held in \$5,000 bail each to await the action of the Grand Jury.

STENOGRAPHER'S MINUTES.

District Police Court.

THE PEOPLE, &c., IN COMPLAINT OF

Thomas F. Moore

VS.

George Cunningham

Thomas G. Cowan

BEFORE HON.

Charles E. Sumner

POLICE JUSTICE,

Oct 17 - 1883

APPEARANCES:

For the People,

For the Defence,

John C. Cunningham
Oct 17 - 1883

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George Zieger

Official Stenographer.

POOR QUALITY
ORIGINAL

0339

DISTRICT POLICE COURT.

THE PEOPLE
ON COMPLAINT OF

Thos. F. Moore

agst.

George Cunningham
John C. Cowan

Examination had

Oct. 17th 1883

Before

Chas. E. Linn Police Justice.

George Zieger

I, *George Zieger* Stenographer of the *5* District Police Court, do hereby certify that the within testimony in the above case is a true and correct copy of the original Stenographer's notes of the testimony of

Bernard Engelsman

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

Dated

Oct 19th 1883

George Zieger
Stenographer.

Police Justice.

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

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

New York, *October 23 1893*

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

<i>The People against Thomas G. Cowan</i>	<i>Notice of Prosecution.</i>
---	-------------------------------

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

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

I have the honor to remain, with great respect,

*Elbridge T. Gerry,
President, &c.*

POOR QUALITY
ORIGINAL

0341

N. Y. GENERAL SESSIONS

THE PEOPLE



CRUELTY TO CHILDREN

NOTICE OF PROSECUTION
BY THE SOCIETY.

ELBRIDGE T. GERRY,
President, &c.

Police Court, 5th District.

(1852)

City and County } ss.
of New York,

of No. 297 - 4th Ave Street, aged 31 years,

being duly sworn, deposes and says,
that he has been informed and has just cause to believe and are believe
that on the 13th day of October 1893, at the City of New

York, in the County of New York,

At premises situated at
Number 15-3 East 115th St in said
City, one George Cunningham
did unlawfully and wilfully
perpetrate an act of sexual
intercourse with a certain
female child called Amelia
Jandoff, said Amelia, being a
female child actually and
apparently under the age
of sixteen years, to wit, of the
age of twelve years, the
defendant, in violation
of Section 278 of the Penal
Code of the State of
New York.

Wherefore deponent prays
that the said George Cunningham
may be dealt with as the
Law in such case may
direct.

Shown to before me
this 17th day of October 1893 } J. H. Moore

C. E. Spang
Jury

POOR QUALITY
ORIGINAL

0343

CITY AND COUNTY }
OF NEW YORK, } ss.

1877.

Amelia Jandorf
aged 12 years, occupation _____ of No. _____

153 E 115th Street, being duly sworn, deposes and
says, that he has heard read the foregoing affidavit of *John J. Moore*
and that the facts stated therein on information of deponent are true of deponent's own
knowledge.

Sworn to before me, this _____
day of Oct. 1893

Amelia Jandorf
mark

G. E. Edmunds
Police Justice.

0344

Sec. 188-200.

CITY AND COUNTY
OF NEW YORK,

5 District Police Court.

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

George Cunningham

See statement in full taken by the
stenographer.

Oct 17th 1893

GE Cunningham
Police Justice

Taken before me this 17th
day of October 1893

George Cunningham
Police Justice

0345

Dated.....*189*.....*Police Justice.*

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

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

New York, *October 23* 1893

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

The People
against
George Penningham *Notice of Prosecution.*

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

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

I have the honor to remain, with great respect,

Elbridge T. Gerry,
President, &c.

POOR QUALITY
ORIGINAL

0347

N. Y. GENERAL SESSIONS

CRUELTY TO CHILDREN

THE PEOPLE



NOTICE OF PROSECUTION

BY THE SOCIETY.

ELBRIDGE T. GERRY,

President, &c.

COURT OF GENERAL SESSIONS.

-----o
: THE PEOPLE :
: VS :
: GEORGE CUNNINGHAM :
-----o

Sir:-

PLEASE TAKE NOTICE, that I will move in Part Three
of the Court of General Sessions, on Thursday December
31st. 1893, for the reduction of bail in the above entitled
action.

Dated New York, December 20th. 1893.

Yours respectfully

JAMES W. McLAUGHLIN

Counsel for Defendant,

No. 280 Broadway

New York City, N.Y.

To

DeLancey Nicoll Esq.

District Attorney New York County.

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

_____ being duly
sworn, says that he resides at No. _____ Street, in the City of
New York; that he is _____ years of age; that on the _____ day of _____
18 _____, at Number _____ in the City of
New York, he served the within _____ on
the _____ by leaving a copy thereof with _____

Sworn to before me this
day of _____ 189 _____ }

J. J. General Justice

The People

Plaintiff

against

George Cunningham

Defendant

Copy

Notice of Motion

PURDY & McLAUGHLIN,
Attorneys for Defs

No. 280 BROADWAY, New York City

Due and timely service of copy of the
within hereby admitted
this day of _____ 18 _____

Attorney.

To Delaney & Kelly
Attorneys

COURT OF GENERAL SESSIONS OF THE PEACE OF THE CITY AND COUNTY ²⁰⁴⁷
OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

George Cunningham

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this indictment, accuse *George Cunningham* of the CRIME OF RAPE IN THE FIRST DEGREE, committed as follows:

The said *George Cunningham* late of the City of New York, in the County of New York aforesaid, on the *thirteenth* day of *October*, in the year of our Lord one thousand eight hundred and ninety-*three*, at the city and County aforesaid, in and upon a certain female not his wife, to wit: one *Amelia Gendry*, feloniously did make an assault, and an act of sexual intercourse with her the said *Amelia Gendry*, then and there feloniously did perpetrate, against the will of the said *Amelia Gendry*, and without her consent; 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 *George Cunningham* of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said *George Cunningham*, late of the City and County aforesaid, afterwards, to wit: On the day and in the year aforesaid at the City and County aforesaid, in and upon a certain female not his wife, to wit: her the said *Amelia Gendry*, feloniously did make an assault, with intent an act of sexual intercourse with her the said *Amelia Gendry*, against her will, and without her consent, then and there feloniously to perpetrate; against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

THIRD COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further
accuse the said *George Rummel*
of the CRIME OF RAPE IN THE SECOND DEGREE, committed
as follows:

The said *George Rummel*,
late of the City and County aforesaid, afterwards, to wit: On the day and in the year aforesaid,
at the City and County aforesaid, in and upon a certain female not his wife, to wit: her the said
Amelia Gendy, feloniously did make an assault, she
the said *Amelia Gendy*, being then and there a female
under the age of sixteen years, to wit: of the age of *twelve* years; and
the said *George Rummel* then and there (under circumstances
not amounting to Rape in the first degree) feloniously did perpetrate an act of sexual inter-
course with her the said *Amelia Gendy*, against the
form of the statute in such case made and provided, and against the peace of the People of
the State of New York and their dignity.

FOURTH COUNT—

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

The said *George Rummel*,
late of the City and County aforesaid, afterwards, to wit: On the day and in the year aforesaid,
at the City and County aforesaid, in and upon a certain female not his wife, to wit: her the
said *Amelia Gendy*, feloniously did make an assault,
she the said *Amelia Gendy* being then and there a
female under the age of sixteen years, to wit: of the age of *twelve* years;
with intent then and there (under circumstances not amounting to Rape in the first degree),
feloniously to perpetrate an act of sexual intercourse with her the said *Amelia*
Gendy 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.

FIFTH COUNT--

AND THE GRAND JURY AFORESAID, by this indictment, further
accuse the said *George Sumner*
of the CRIME OF ABDUCTION, committed as follows:

The said *George Sumner* --
late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the
City and County aforesaid, did feloniously take, receive, harbor, employ and use her, the said
Amelia Gendry, so being then and there a female under
the age of sixteen years, to wit: of the age of *thirteen* years, as aforesaid,
for the purpose of sexual intercourse, he, the said *George Sumner*
not being then and there the husband of the said *Amelia Gendry*;
against the form of the statute in such case made and provided, and against the peace of the People
of the State of New York and their dignity.

DE LANCEY NICOLL,

District Attorney.

0353

BOX:

536

FOLDER:

4880

DESCRIPTION:

Cupps, John

DATE:

10/05/93



4880

0354

BOX:

536

FOLDER:

4880

DESCRIPTION:

Murphy, Richard J.

DATE:

10/05/93



4880

POOR QUALITY
ORIGINAL

0355

#50

~~Craigman for bid.~~

Witnesses:

Off Demail

Frank E. Stephens

Subpoena officer
toward company
for 14th 1904

Counsel,

Filed

1893

Pleads,

Day of Oct 11
Guilty

THE PEOPLE

vs. Spanish of
Labor.

John Cuppa

2nd 14th and
1st 14th

Richard J. Murphy

100 102.

Per 191 Exch 19
DE LANCEY NICOLL,

District Attorney.

Just 2 - Oct. 11, 1893. Per
Pleads G. d. 2nd Degree 28

A TRUE BILL.

Edward J. Taylor

Oct 12 - Oct 12, 1893.

No. 2 Pleads G. d. 2nd Degree Foreman.

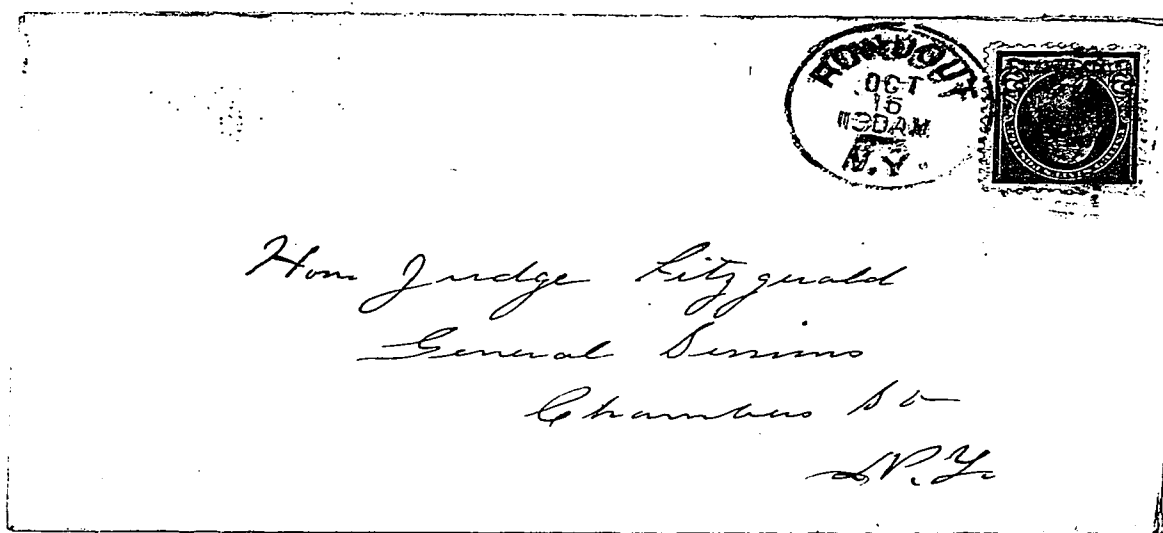
Oct 12 - Oct 12, 1893

Grand Larceny, second Degree
[Sections 228, 229, 230 Penal Code]

~~The defendant offered to
plead guilty to the charge of
Grand Larceny. He was
informed that he would
have a full disposition of
the case. The jury Coffey is too
impaired to take the other side.
The jury has a lot of in the
court building. The conference
and I think it is to be the
last thing to do is to accept
a plea offered by the
defendant.~~

**POOR QUALITY
ORIGINAL**

0356



POOR QUALITY
ORIGINAL

0357

READ THE CONDITIONS OF THIS RECEIPT

CRESCENT EXPRESS CO.,

Main Office, 57 CROSBY STREET, New York.

Received from

1899

Addressed

Value

Which we undertake to forward to the point nearest destination, except as forwarders only, within their own lines of communication; nor for any loss or damage by fire, or casualties of navigation and inland transportation, hazards of war; nor for such as can be referred to the acts of God, the postulates of Government, riot, insurrection, piracy, or the property may be transferred for further transmission; nor for an amount exceeding Fifty Dollars on any shipment, unless its true value is or contained in glass. That in respect to C. O. D. goods, if delivery cannot be made on Freight Tickets, unless plainly marked as such, nor on articles consisting of or to consignors, who shall pay transportation thereon both ways, the liability of this Company on said goods, pending such action and while in its custody, to be, claim whatsoever, only presented in writing within sixty days from the date hereof; and that these provisions shall extend to and inure to the benefit of each individual, corporation, or association to whom the above specified property may be transferred and entrusted in order to reach its destination.

THE PARTY ACCEPTING THIS RECEIPT THEREBY AGREES TO ITS CONDITIONS.

NOT NEGOTIABLE

For the Company,

Charges \$

POOR QUALITY
ORIGINAL

0358

READ THE CONDITIONS OF THIS RECEIPT

CRESCENT EXPRESS CO.,

Main Office, 57 CROSBY STREET, New York.

Received from

W. H. Decker

1899

Addressed

*Schiff's Warehouse & Vogel
Broome St.*

Value

Which we undertake to forward to the point nearest destination, except as forwarders only, upon our own lines of communication; nor for any loss or damage by fire, or casualties of navigation and inland transportation, hazards of war; nor for default, theft, or mishap on the part of any connecting or intermediate line (individual, corporation or association) to whom the said property may be transferred for further transmission; nor for an amount exceeding Fifty Dollars on any shipment, unless its true value is or contained in glass. That in respect to C. O. D. goods, if delivery cannot be made in sixty days after consignment, this Company may at its option, return the same to consignor, who shall pay transportation thereon both ways. The liability of this Company on said goods, pending such action and while in its custody, to be claimable by warehousemen only. And it is further stipulated that THE CRESCENT EXPRESS CO. shall not be liable under this contract for any loss or damage to the benefit of each individual, corporation, or association to whom the above specified property may be transferred and entrusted in order to reach its destination, reached by this Company on these conditions, namely: That the

THE PARTY ACCEPTING THIS RECEIPT THEREBY AGREES TO ITS CONDITIONS.

NOT NEGOTIABLE.

For the Company,

Charges \$

New York Oct 11-93

Hon Judge Fitzgerald.

The bearer of this note Mrs Cuffe, I have known for some time, and believe her to be an honest woman. She informs me that her son John Cuffe, has been arrested, on a charge of stealing a package, which she says he knows nothing about. This theft was committed about one year ago, and she tells me that the police are trying to compel her son to say that the driver of the express wagon he worked on stole this package, but he claims that he does not know, whether, the driver did or not.

The boy to my knowledge has never been arrested, before, and as his mother, is a good hard working

POOR QUALITY
ORIGINAL

0360

woman I wish you would investigate
this case, and see if he is inno-
cent, as he is about the only
help she has got, in way of making
a living. By giving this matter your
attention, you will confer a great
favor on yours Respectfully
Cornelia McMonagle
27 Vandam St.
City.

POOR QUALITY
ORIGINAL

0361

New York Oct 19th 1893.
The Hon. Judge Fitzgerald
Dear sir

I address a few lines to you in reference to Richard Murphy. I have known the young man from infancy up, and I have always found him honest and upright, and I trust that you will be as lenient with him as possible. As to my identity I refer you to Senator John F. O'Hearn.

Respectfully yours

John Williams
#75 Montgomery St.

POOR QUALITY
ORIGINAL

0362

Police Court 2nd District.

Affidavit—Larceny.

City and County }
of New York, } ss:

of No. 15 West 2nd St Street, aged 31 years,
occupation Silk Business being duly sworn,

deposes and says, that on the 6th day of December 1892 at the City of
New York, in the County of New York, was feloniously taken, stolen and carried away
from the possession of deponent, in the day time, the following property, viz:

two pieces of Silk, containing about one
hundred yards. of the amount and
value of two hundred and fifty dollars
($\$250 \frac{40}{100}$)

the property of deponent

and that this deponent

has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen and carried away by John Cupps and Richard Murphy (both now here), and while acting in concert with each other, from the following facts to wit: that said defendants had been in the employ of the Crescent Express Co. situated at No 57 Brodsky Street, as drivers of Express Wagons, and by virtue of said employment, had at various and different times received various packages of Merchandise for delivery to various customers of deponent, and on the above mentioned date, as deponent is informed by Charles E. Masmer of No 60 Smith Street - City of Brooklyn, said Cupps came into deponent's place of business then at No 732 Broadway and took from and received from him the aforesaid property — to be delivered to Schaper, Schramm & Vogel No 476.

Broome Street. and that said Cupps then left deponent's place of business with said property in his possession, after signing a receipt for said property which is hereto annexed, and that deponent has been informed by said Firm of Schaper, Schramm and Vogel that they never received, or was the aforesaid property which said Cupps, received, and took into his possession ever delivered to them - and that deponent is further informed by Michael J. Neumann Jr. of No 149 Chrystie Street, and who was the Owner of said Crescent Express Co. that said Express Company retired from business on the 3rd day of December 1892. And that said defendants had no right or authority to receive any packages or Merchandise for said Company, as said Company had gone out of business, and that in the early part of June 1893, said Defendant Murphy admitted and confessed to deponent in presence of Detective Officer Benoit of the Central Office that he remembered the aforesaid property, and that he had the same in his possession, but did not remember what became of it - deponent therefore charges said defendants with having committed a Larceny and asks that they be held and dealt with as the Law may direct -

Sworn to before me this

30th day of September 1893

[Signature]
Police Justice

[Signature]

POOR QUALITY
ORIGINAL

0364

CITY AND COUNTY }
OF NEW YORK, } ss.

1877.

Charles E. Mosmer
aged *28* years, occupation *Summings* of No. *60 Smith Street, City of Brooklyn* Street, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of *Frank E. Stephens* and that the facts stated therein on information of deponent are true of deponent's own knowledge.

Sworn to before me, this *30* day of *September* 18*99* } *Charles E. Mosmer*
[Signature]
Police Justice.

CITY AND COUNTY }
OF NEW YORK, } ss.

1877.

Michael J. Neumann Jr
aged *29* years, occupation *None* of No. *149 Chrystie* Street, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of *Frank E. Stephens* and that the facts stated therein on information of deponent are true of deponent's own knowledge.

Sworn to before me, this *30* day of *September* 18*99* } *Michael J. Neumann Jr*
[Signature]
Police Justice.

POOR QUALITY
ORIGINAL

0365

CITY AND COUNTY }
OF NEW YORK, } ss.

1877

Morris Benoit
aged _____ years, occupation Detective Officer of No. Central Office

Street, being duly sworn, deposes and
says, that he has heard read the foregoing affidavit of Frank E. Stephens
and that the facts stated therein on information of deponent are true of deponent's own
knowledge.

Sworn to before me, this

day of September 189

Maurice Bonnoil

[Signature]
Police Justice.

POOR QUALITY
ORIGINAL

0366

Sec. 198-200.

CITY AND COUNTY } ss.
OF NEW YORK, }

2 District Police Court.

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

Question. What is your name?

Answer. *John Cupps*

Question. How old are you?

Answer. *17 years -*

Question. Where were you born?

Answer. *New York*

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

Answer. *525 - Greenwich Street 2 months*

Question. What is your business or profession?

Answer. *Mercial Water*

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

Answer.

I am not guilty

John Cupps.

Taken before me this
day of *April* 188*7*

Police Justice.

POOR QUALITY
ORIGINAL

0367

Sec. 198—200.

2
District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. *Richard Murphy*

Question. How old are you?

Answer. *22 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *14 Jones Street - 5 Months*

Question. What is your business or profession?

Answer. *Porter*

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 -*
Richard J. Murphy

Taken before me this

day of *September* 188*8*

Police Justice.

POOR QUALITY
ORIGINAL

0368

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

Police Court 2
District 1049

THE PEOPLE (cc.),
ON THE COMPLAINT OF

11/15/93
John G. Murphy
Richard Murphy
Larceny
Offence

Dated Sept 30 93

Magistrate

Castell v. 10 Grand
Officer

Precinct

William Johnson v. 10 Grand
Officer

No. 476 13 Avenue
Street

August 13 Schmale
Street

No. 214 East 10th
Street

St. C. Thomas
Street

No. 60 Grand St
Street

No. 117
Street

Michael J. Murphy
Street

2199 City
Street

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 Defendants

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of each 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 30 1893 Police Justice.

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

Dated 18 Police Justice.

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

Dated 18 Police Justice.

Court of General Sessions
The People
vs
John Cupps

City and County of New York ss: Mary Cupps of
535 Greenwich St New York City being duly
sworn deposes and says: That she is the mother
of John Cupps the defendant above named.
That the said John Cupps is 17 years of age, has
never been arrested before nor charged with any
crime except this one. That she is a widow
and that the said John Cupps has been
working since he was 12 years of age and
has always given her his earnings & kept
good hours. That he has always been a good
son to her

Sworn to before me this

16 day of October 1893

Mary C. Cupps.

Hugh L. Calverton

Notary Public
New York

Court of General Sessions

The People
vs
John Cupps

City and County of New York ss:

Peter Byrne
being duly sworn says that he resides at No
275 Spring St in the City of New York; that
he is engaged in the mineral water business;
that John Cupps above named was in the em-
ploy of this deponent above named for the
last three months; that he always found him
honest industrious and steady, in fact, he was
the most industrious boy he ever had.

Deponent further swears that if said John
Cupps is discharged, he will give him
immediate employment as I am keeping the place for him.

Sworn to before me this
16 day of October 1893 } Peter Byrne
J. H. Culman
Attest, Pinna
J. H. B.

**POOR QUALITY
ORIGINAL**

0371

Rev
d
Ex 11 Copy

POOR QUALITY
ORIGINAL

0372

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 Cupps
Richard J. Murphy

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

John Cupps and Richard J. Murphy
of the CRIME OF GRAND LARCENY IN THE *second* DEGREE, committed
as follows:

The said

John Cupps and Richard J. Murphy, both

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

one hundred yards of silk
of the value of two dollars and
fifty cents each yard

of the goods, chattels and personal property of one

Frank E. Stephens

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

De Lancey McColl

**POOR QUALITY
ORIGINAL**

0373

SECOND COUNT—

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

Richard J. Murphy
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows :

The said

Richard J. Murphy

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

*one hundred yards of silk of
the value of two dollars and
fifty cents each yard*

of the goods, chattels and personal property of one

Frank E. Stephens
by one John Cupps, and

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

Frank E. Stephens

unlawfully and unjustly did feloniously receive and have ; the said

Richard J. Murphy

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

DE LANCEY NICOLL,

District Attorney.

0374

BOX:

536

FOLDER:

4880

DESCRIPTION:

Curtiss, George

DATE:

10/18/93



4880

Witnesses:

James W. Sullivan

Left alias Roger O'Hare

alias Cumiskey No. 1597

*Leaves Sullivan
Aug 13. 1891. Pleaded S.L.
S.P. 2 yrs 86 mo. - P.B.M. 2*

Counsel,

Filed

Pleads,

1893

THE PEOPLE

vs.

George Curtiss

do

*Grand Larceny, Second Degree,
(From the Person.)
[Sections 828, 831,
Penal Code.]*

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Edward G. Taylor

Oct 20/93

Foreman.

Henry C. Smith

S.P. 2 yrs P.B.M. 2

Police Court— District.

Affidavit—Larceny.

City and County } ss.
of New York,

of No. 366-5th Street Brooklyn Street, aged 64 years,
occupation Jeweler being duly sworn,

deposes and says, that on the 12 day of October 1893 at the City of New
York, in the County of New York, was feloniously ^{attempted to be} taken, stolen and carried away from the possession
and person of deponent, in the day time, the following property, viz:

A Diamond Searf pin
valued at seventy five dollars

Sworn to before me this
1893
day of

the property of

Deponent

has a probable cause to suspect, and does suspect, that the said property was ^{and that this deponent attempted to be} feloniously taken, stolen
and carried away by George Curtiss (now here)
for the following reasons. Deponent was
standing on Fulton Street looking in a show
window the defendant took hold of said pin
~~set~~ and attempted to take it from the scarf
which deponent then wore. The defendant
then ran away and deponent pursued him
and caused his arrest

Engene McGuire

POOR QUALITY
ORIGINAL

0377

Sec. 198—200.

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

I am not guilty

George Curtis

Taken before me this

day of

1897

Police Justice.

POOR QUALITY
ORIGINAL

0378

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court...

District

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Engine M. L. L. L.

366 5th St. N.Y.C.

George E. L. L.

Offense Attempted
Larceny from the person

Dated,

Oct 12

1893

Magistrate

Officer

Witnesses

No.

Street

No.

Street

No.

Street

\$1000.00

to answer

Subject

1000 3rd Ave. N.Y.C.

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

Defendant

guilty thereof, I order that he be held to answer the same, and he be admitted to bail in the sum of

One Hundred Dollars, and be committed to the Warden and Keeper of

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

Dated, Oct 12 1893

Police Justice.

I have admitted the above-named

to bail to answer by the undertaking hereto annexed.

Dated, 1893

Police Justice.

There being no sufficient cause to believe the within named

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

Dated, 1893

Police Justice.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

George Curtiss

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

George Curtiss
attempting to commit the crime of
of the CRIME OF GRAND LARCENY in the *second* degree, committed as follows:

The said

George Curtiss

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

*one scarf-pin of the
value of seventy five dollars*

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

De Launcy Nicoll
District Attorney