

0000

BOX:

368

FOLDER:

3449

DESCRIPTION:

Deesten, William

DATE:

10/31/89



3449

0009

BOX:

368

FOLDER:

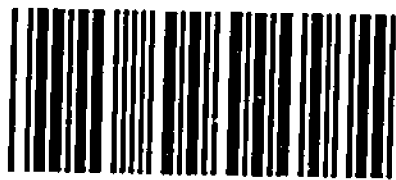
3449

DESCRIPTION:

Curran, Frank

DATE:

10/31/89



3449

00 10

BOX:

368

FOLDER:

3449

DESCRIPTION:

Brown, John

DATE:

10/31/89



3449

Witnesses;

Patrick Hogan

Off. M. J. Keane

25th Prec

Chas. J. Keane

Mrs.

Deceased. Mrs.

Margaret Keane

63 + 64 yrs. + 1/2

Wm. Keane

19th St. B. Gray

Mrs. J. Keane

19th St. B. Gray

Mrs. Keane

19th St. B. Gray

Mrs. Keane

19th St. B. Gray

Mrs. Keane

19th St. B. Gray

Counsel,

Filed 31 day of Oct 1889

Pleas, J. Keane - short

THE PEOPLE

vs.

William Keane

Frank Keane

John Keane

JOHN R. FELLOWS

District Attorney.

19th St. B. Gray

19th St. B. Gray

19th St. B. Gray

19th St. B. Gray

19th St. B. Gray

19th St. B. Gray

19th St. B. Gray

19th St. B. Gray

19th St. B. Gray

19th St. B. Gray

16

00 12

PART I.

THE COURT ROOM IS IN THE SECOND STORY AND FRONTING THE PARK.
If this Subpoena is disobeyed, an attachment will immediately issue.
Bring this Subpoena with you, and give it to the Officer at the Court Room door, that your attendance may be known.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

To See Recorded Smith at 11 am
SUBPOENA FOR A WITNESS TO ATTEND THE GENERAL SESSIONS OF THE PEACE.

In the Name of the People of the State of New York.

To *Mr Arnold*

of No. *19 1/2 St Broadway* Street.

YOU ARE COMMANDED to appear before the Court of General Sessions of the Peace, in and for the City and County of New York, at the Sessions Building, adjoining the New Court House in the City Hall Park, in the City of New York, on the

11th day of *November* 1889, at the hour of 11 in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York, against

John Brown et al

Dated at the City of New York, the first Monday of *November* in the year of our Lord, 1889.

JOHN R. FELLOWS, *District Attorney.*

0013

Court of General Sessions.

THE PEOPLE

vs.

John Croom
Ebal

City and County of New York, ss:

sworn, deposes and says: I reside at No.

Street, in the City of New York. I am a Subpoena server in the office of the District Attorney of the City and County of New York. On the

I called at

the alleged

the complainant herein, to serve him

with the annexed subpoena, and was informed by

clocks in the employ of Arnold, Constable and Company, of which firm said William Arnold was formerly a partner, that he resides at Babylon, Long Island. They directed me to see Mr. Hicks Arnold, a relative of said Wm. Arnold. I saw said Hicks Arnold, and he refused to give me any information as to the whereabouts of said Wm. Arnold.

Sworn to before me, this

day

1889

of

Nov

Edward Groves
Notary Public
City and County of New York

James Smith
Subpoena Server.

New York

Court of General Sessions.

THE PEOPLE, on the Complaint of

vs.

John Brown et al

Offence :

JOHN R. FELLOWS,
District Attorney.

Affidavit of
James Smith
Subpoena Server.

Failure to Find Witness.

00 14

0015

Nov. 13/89.
Hon. Fredk Smyth,

Dear Sir,

Hanning

heard of the scrape John C^o
Kenwa has gotten himself into,
I take the liberty of addressing
you in his favor. He was em-
ployed as butler by my brother-
in-law Gen Arnold, and during
that time we always found him
perfectly honest. I had many
opportunities to judge of this, as
I have lived with Gen Arnold for
months at a time. He said John
C^o Kenwa was intrusted with
silverware and had access to
the wine cellar, and I am sure
was always faithful and up-
right in the discharge of his
duties. I firmly believe his

00 16

story that he was led into the
scrape, without being conscious
of what he was doing,

Very Respectfully,

Edw. Williams
19 East 72 St.

0017

New York

Nov 16th 1889.

To Whom it may Concern

I have known John McKenna
for last fifteen years to be
upright honest sober young
man I have never known
him to be in any trouble
before

Christopher Creamer
No 113 East 77th

00 18

Nov^r 15th /89

To Whom it may concern

I have known John McKenna
for the last five years past and
have known him to be a very
exemplary young man, and
cheerfully recommend him to
any one desiring his services

Stephen McDougall
1331- Third Ave
New York

00 19

1020 Fifth Avenue.

Hon. Frederick Smyth

Dear Sir

I have recently heard that one John Mc Kenna has been charged with burglary. I have not been able to see the boy but I have heard a little of the case. I have known him for over two years and until within two months was in my employ. Although young he is able, and for about two years acted at first assistant butler and then as butler. During his service with me he had

0020

I remain your very truly
William Arnold

0021

entire charge of my silver and
also of my wine and I have
never in a single instance
had the slightest reason to
suspect him of any wrong; and
I cannot now and do not believe
that he is guilty of the charge
against him. He left my employ
of his own free will, as he could
not get along with one of my
other servants. I am joined in
my belief in his honesty by
all the members of my
household; and believe that
he was while under the in-
fluence of liquor unconsciously
led into this scrape by those
with whom he had no previous
acquaintance.

POOR QUALITY
ORIGINAL

0022

1020 Fifth Avenue.

Mrs. Frederick Lynde
Dear Sir,

I am sorry that
we have for three
years, and have
had been in
supply for this.

POOR QUALITY
ORIGINAL

0023

The first - called
an assistant and
and then as father,
has had full charge
of course and when
he has always
in his right
place, been in at-
tention, spending their
entire life with his
father at any -

POOR QUALITY
ORIGINAL

0024

Slafte, has had no friends
to visit him - I have such
confidence in his integrity
that I would employ him
at any time -

Wm 13 -

Sincerely yours
Armen S. Arnold

0025

ARNOLD, CONSTABLE & CO
New York.

PARIS, 2 Rue d'Hauteville.

LYON, 8 Quai St. Clair.

MANCHESTER, 41 Severe Mosley St.

N. Y., Nov 15.

Hon. Frederick Douglass.

Dear Sir,

I take great
interest in the case of
John McKenna now before
you.

Having been for sometime
a member of Mr Arnold's
family where John was
employed, I had many
opportunities for observing
him and always considered
that he was an honest
straight-forward boy. His
position was of some trust

0026

and he was never derelict
in discharge of his duties.
Trusting that
this may be of service
to the young man, I
remain.

Yours respectfully
C. Smith...

0027

New York City
Nov. 16th 1889.

Recorder Smythe,
Dear Sir:

I have just
learned that one Johnny McNamee
has been convicted of an
attempted burglary. I have
known his parents a long
time, his mother from Fin-
hook, his father for 20 years
and the boy from infancy.
I have never known anything
against his character before
and I am convinced that
there is an error somewhere.
I hope it will please your
Honor to deal leniently.

0028

120 BROADWAY

New York, November 16th., 1889.

The People of the City of New York
vs.
J o h n B r o w n .

Hon. Frederick Smyth,

Dear Sir:

I enclose herein a few letters in reference to the character of one John McKenna, who comes before you for sentence under the name of John Brown on Monday the 18th.

The writers of these notes are well acquainted with him, and have written them in their thorough belief that he is an honest boy, and while perhaps deserving some punishment for being in the Company in which he was found, they think that he has already suffered a great deal of punishment which has affected him very deeply, and also believe that this has already served to teach him the lesson which doubtless you think he needs.

I understand that other letters have been written to you from those acquainted with him from a different standpoint, and trust that all the leniency will be extended which may seem just and proper under the circumstances.

0029

120 BROADWAY

2

I might add that I also have been acquainted with the
lad for the same space of time that these others have, and my
opinion coincides in all respects to what they have said.

Very respectfully yours,

Harold D. Colth

I cheerfully concur in Mr. Colth's letter &
shall be very glad if you can find it
proper in this case to use leniency
N.Y. Nov 16 1889

Samuel Lord

0030

New York General Sessions

The People vs
against

William Deesten et al.

City and County of New York ss. Servisa
Deesten being duly sworn says
that she resides at Number 1069
First Avenue in the City of New
York, and is the mother of William
Deesten, defendant above named,
that the said William Deesten
was eighteen years of age on the
ninth day of August last; that
until the time of his arrest
upon the charge upon which
he is now imprisoned said
William Deesten resided with
this deponent; that deponent
is a widow and keeps a
stationery and newspaper store
at her said place of residence;
that for several years past
said William Deesten has
been employed in the express
business and was so last
employed by Mr Sibley in
East 57th Street, and has
occupied his spare time

in assisting deponent in her said store. Deponent says that until the time of the present offence her said son has been honest and industrious; that he was never before charged with any offence or crime, or suspected of either, and that he was never before arrested upon any charge or upon any occasion, and that he has never been convicted of any crime; that his character has been good, and his reputation also.

Deponent says that she has three daughters, all of whom are respectably married, but that the said William Deaton is her only son, and upon him she has relied for her support in her old age, now rapidly approaching. She prays that the Court will extend its clemency to him.

Sworn to before me
this 9th day of November 1889

Laura Deaton

#129

Miss H. Halliday
Notary Public
My County

0032

Sunday aft.

THE UNION LEAGUE CLUB.

My dear Recorder.

This note will introduce my friend Mr. Harris D. Colt who is with us in our office.

He has taken some interest in the case of a young man named John McKenna, formerly employed in Mr. Arnold's family & who has got into some trouble. Mr. Colt desires to investigate the boy's story & if he finds it

0033

plausible - to bring evidence
not only of good character
but also perhaps of the
true state of affairs.

I would call with Mr.
Cott myself but unfor-
tunately now engaged in
Court in ~~London~~ & so
I must ask you to treat
Mr. Cott as kindly as you
would me if I called my-
self.

Marking you in advance
Dear Always most truly
Yours
Mr. Wm. Smith Daniel Lord

0034

plausible - to bring evidence
not only of good character
but also perhaps of the
true state of affairs.

I would call with Mr.
Colt myself but unfor-
tunately am engaged in
Court in Ipswich & so
must ask you to treat
Mr. Colt as kindly as you
would me if I called my-
self.

Thanking you in advance
I am
Always most truly
Yours
Hon^{ble} Mr. Smyth Daniel Lord

0035

New York

Nov 8th 1889

Your Honor

I am guilty of trying
to break into Mr. Hogan store
but not guilty of the other place
I wish you would please look
into this. The police man
said the list and pistol
was found on me but there
is a mistake the list was
found on William Diecten and
the pistol that was found
in the celler also belonged
to Diecten also the tool.
he had them in his celler
he is the cause of my trouble
he led me into it when I
was drunk from what I heard
about him he must have
robbed a good deal of

0036

Steve it is my first
offence and with the help
of God will be my last
I have a good reputation and
worked for Mr. Wm Arnold
83rd and Fifth Ave 3 years
as butler and had charge
of his whole house please
do not let the reporters
see this letter as My Father
is coachman for Mr. Arnold
he would go crazy if
Mr. Arnold name would
get in the paper?
hoping for mercy
I remain yours
Respectfully
John Brown

0037

Office of John Townsend,
BENNETT BUILDING,
On Nassau, Fulton and Ann Streets,
NEW YORK.

Nov 16 1884

Dear Sir,

Townsend & Jay

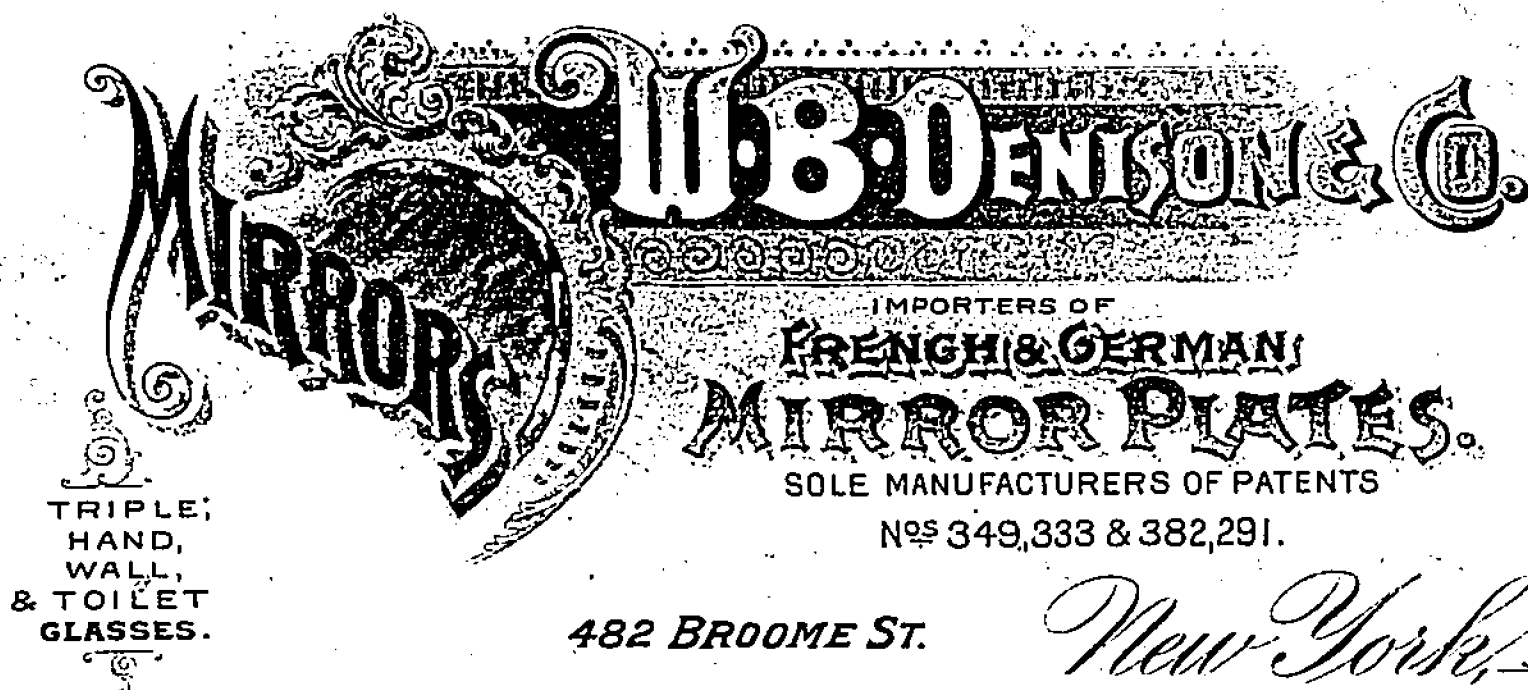
I hope it will not -
amuse you to learn I
have consented to again
admission sale for two weeks

Yours truly

John Townsend

Am. Ind. Supply Co.

0038



WILLIAM B. DENISON.

WALTER F. BALDWIN.

482 BROOME ST.

New York, Apr 14th 1879

Hon. Frederick Smyth
Recorder General Sessions
City

Dear Sir:

I take the liberty of addressing you in behalf of John Wm. Keena, whom I am informed has had the misfortune of getting into difficulty, & whose trial will be held on Monday next the (18th inst.) He was employed by my Cousin Mr. William Arnold, & during my frequent visits to Mr. Arnold's house, I have seen more or less of John, for the past year or so. I always found him polite, obedient, sober, & respectful, & in my judgment he has always borne a good reputation. I wish to say also that I believe him thoroughly honest, of good character, & reliable in every way. His Father who is also in the employ of Mr. Arnold, as coachman,

0039

is a very worthy & respectable man.
I trust your Honor will consider carefully
the foregoing facts, before deciding his case.

Yours Respectfully,

William P. Duncanson

0040

New York General Sessions

The People vs
against
William Beeston
& others

City and County of New
York ss. Jerome B Sibley
being duly sworn says
he resides at 342 East
59th Street, New York
City, and is in the
Express business, that
he is acquainted with
the defendant William
Beeston above named
and has known him
for two years past, that
he has been employed
by defendant as a driver
and has always noted
him as being industrious
that he has been at times
entrusted with considerable
sums of money by
defendant, to the amount
of one hundred one
hundred and fifty
dollars, and with goods

and valuables to a much larger amount, and has always conducted himself with strict integrity in regard thereto, That deponent is acquainted with members of his family, That said Decester has always borne a good reputation in the neighborhood, and has never been charged with, or arrested for any offence, other than the present, to deponent's knowledge, and deponent thinks he would have known of the fact if it had occurred, from his long residence in the neighborhood. Said Decester is about eighteen years of age.

Sworn to before me
 This 8th day of } J. B. Silsby
 November 1889.
 Notary Public,
 District of Columbia.

0042

Sec. 198—200.

H District Police Court.

CITY AND COUNTY }
OF NEW YORK } ss.

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

Question. What is your name.

Answer.

William Deesten

Question. How old are you?

Answer.

18 years

Question. Where were you born?

Answer.

New York City

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

Answer.

No 1069 First Ave 16 years

Question. What is your business or profession?

Answer.

Express 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 have nothing to say at present.

William Deesten

Taken before me this

day of *Oct* 188*9*

William Deesten
Police Justice.

0043

Sec. 198-200.

CITY AND COUNTY }
OF NEW YORK, } ss.

H District Police Court.

Frank Curran 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. *Frank Curran*

Question. How old are you?

Answer. *18 years*

Question. Where were you born?

Answer. *Canada*

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

Answer. *No 201 East 73 St. 5 years*

Question. What is your business or profession?

Answer. *Gas Fitter.*

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*

Frank Curran

Taken before me this

day of *Oct* 188*9*

A. M. Ingham

Police Justice.

0044

Sec. 198-200.

CITY AND COUNTY }
OF NEW YORK, } ss.

H District Police Court.

John Brown being duly examined before the undersigned 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 Brown*

Question. How old are you?

Answer. *18 years*

Question. Where were you born?

Answer. *New York City*

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

Answer. *No 1319-2 Ave 3 years*

Question. What is your business or profession?

Answer. *Plumber*

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 Brown

Taken before me this

day of *Oct*

188*7*

A. J. Indrator
Police Justice.

0045

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

William Deesten

and Frank Curran and John Brown

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of *Fifteen* Hundred Dollars, *each* 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 20 188*9*

W. J. McMahon

Police Justice.

I have admitted the above-named

to bail to answer by the undertaking hereto annexed.

Dated

188

Police Justice.

There being no sufficient cause to believe the within named

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

Dated

188

Police Justice.

0046

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Police Court-- 1587 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Patrick Hogan
1327 13th Ave
Wm. Deester
Frank Curran
John Brown

Offence *Burglary*

Dated *Oct 20* 188*9*

McMahon Magistrate

Keane Officer.

25 Precinct.

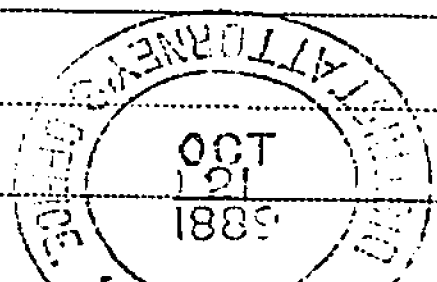
Witnesses *Chas Langenbach*

No. *353 East 96* Street.

No. _____ Street.

No. _____ Street.

\$ *15.00* to answer *90*



[Signature] *Burg 3*

0047

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

of No. 1327 Third Avenue Street, aged 35 years,
 occupation Liquor dealer being duly sworn
 deposes and says, that the premises No. 1456 Second Ave 19 Ward
 in the City and County aforesaid the said being a five story brick
building in part
 and which was occupied by deponent as a place of business
 and in which there was at the time a human beings ~~by name~~

were BURGLARIOUSLY entered by means of forcibly breasting open
a door leading into the cellar and
entering therein with intent to
commit a felony

on the 19 day of October 1888 in the night time, and the
 following property feloniously taken, stolen, and carried away, viz:

Gold and lawful money of the
United States of the amount and
value of about thirty dollars (\$30⁰⁰/₁₀₀)
and a quantity of cigars and liquor
all together of the value of two
hundred dollars \$200⁰⁰/₁₀₀

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

William Duxter, Frank Curran
and John Brown (all now here)

for the reasons following, to wit:

That deponent is informed
 by Officer Michael J. Keane of the 20th
 Precinct, that at about 3.30 O'clock
 AM of above date his attention was
 attracted by a noise and when he went
 to said premises he discovered that
 said cellar door had been broken
 open and upon entering found
 all three of said defendants in

0048

said cellar and upon the person
of defendant Deester he found
a quantity of burglar tools
whereupon defendant prays
that each of defendants be held
to answer and be dealt with
as the law directs

Summ to before me
this 25th day of Oct 1889 Patrick Hogan
J. M. Mahon
Police Justice

Dated 1889 Police Justice.

I have admitted the above named
guilty of the offence within mentioned, I order h to be discharged.

Dated 1889 Police Justice.

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

Dated 1889 Police Justice.

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

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

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

Police Court, District,

THE PEOPLE, &c.,
on the complaint of

vs.

1. _____
2. _____
3. _____
4. _____

5. Dated 1889

Magistrate.

Officer.

Clerk.

Witness, _____
No. _____ Street, _____
No. _____ Street, _____
No. _____ Street, _____
\$ _____ to answer General Sessions.

Offence—BURGLARY.

0049

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 Deesten, Frank
Curran and John Brown

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

William Deesten, Frank Curran and John Brown

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

The said

William Deesten, Frank
Curran and John Brown, all

late of the *Nineteenth* Ward 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 *eighty nine*, with force and arms, at the
Ward, City and County aforesaid, a certain building there situate, to wit: the *building* of one

Patrick Hogan

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

Patrick Hogan

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

John C. Fellows,
District Attorney

0050

BOX:

368

FOLDER:

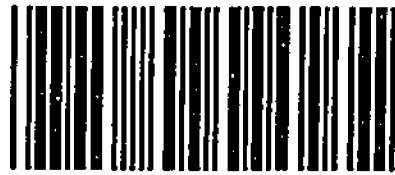
3449

DESCRIPTION:

Dellacosta, Giovanni

DATE:

10/22/89



3449

POOR QUALITY
ORIGINAL

0051

Witnesses:

Thomas Rielli

Ludwig Baun

Counsel,

Filed

Pleads,

THE PEOPLE

Giovanni Dellacosta

Grand Larceny (From the Person)
[Sections 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000]

JOHN R. FELLOWS

District Attorney

A True Bill.

M. L. Bole

Foreman

Part III October 23, 189

Witness and Jurors

POOR QUALITY
ORIGINAL

0052

Witnesses:

Thomas Rielli

Ludwig Bann

Counsel,

Filed

day of

1889

Pleads,

THE PEOPLE

vs.

Grand Larceny

(From the Person)

Penal Code

Giovanni Dellacosta

JOHN R. FELLOWS,

District Attorney.

A True Bill.

[Signature]

Foreman.

Part III October 25/89

Witness and Proprietor

0053

Police Court—6th District.

Affidavit—Larceny.

City and County
of New York, } ss.

Thomas Richard Ricci
 of Shaft 21 Kingsbridge Street, aged 25 years,
 occupation laborer being duly sworn

deposes and says, that on the 9th day of October 1889 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: One silver watch
of the value of Ten Dollars and one metal chain
of the value of Fifty Cents, in all of the value of
Twelve Dollars and Fifty Cents.

the property of deponent

and that this deponent
 has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,
 and carried away by Giovanni Dellucosta now here from
 the following facts: At about 8 o'clock on the morning of
 said day deponent fell asleep in his bunk at
 his lodging house at said place having said watch
 and chain in and attached to the pocket of a vest
 then on the person of deponent. At about eleven
 o'clock on said morning deponent waking up
 missed said property. Deponent is informed
 by Baron that he saw said Dellucosta
 take said property from deponent's person while
 deponent was sleeping.

Thomas Ricci

Sworn to before me this
9th day of October 1889

Charles McAnulty
 Police Justice.

0054

CITY AND COUNTY }
OF NEW YORK, } ss.

aged _____ years, occupation Laborer of No. Street
Shopt 21 New Bedford

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

Sworn to before me, this 10

day of October 188 9

Judging his
Signature Baron
Mark

Charles W. Taintor

Police Justice.

0055

Sec. 198-200

District Police Court.

CITY AND COUNTY
OF NEW YORK, } ss.

Giovanni Dellacosta 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. *Giovanni Dellacosta*

Question. How old are you?

Answer. *21 years*

Question. Where were you born?

Answer. *Italy*

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

Answer. *Shaft No. 20 New Aqueduct; 10 days*

Question. What is your business or profession?

Answer. *Laborer*

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

Answer. *I am not guilty*

Dellacosta Giovanni

Taken before me this

day of *October*

1889

Charles W. Hamilton

Police Justice.

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

committed, and that there is sufficient cause to believe the within named _____
Giovanni Dellacosta
 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 *October 10th* 18*89* *Charles K. Tinton* Police Justice.

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

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

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

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

0057

Police Court---

1561 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Thomas Ricelli
Shaft ~~Sturbridge~~
Giovanni Dellacosta

2

3

4

Dated

October 10th 1889

Tammy

Magistrate.

Holmes

Officer.

33rd

Precinct.

Witnesses

Ludwig Baron

No.

Home of Detention

Street.

No.

Street.

No.

Street.

\$ 500

Ady Ex to Oct-11-89 9 AM.

\$500. bail for Ex. C.M.T.

Committed

BAILED,

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

0058

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Giovanni Dellacosta

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

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

The said

Giovanni Dellacosta

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

*one watch of the
value of ten dollars, and one
chain of the value of fifty
cents*

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

John L. Fellows
District Attorney

0059

BOX:

368

FOLDER:

3449

DESCRIPTION:

Deyhle, Christian

DATE:

10/29/89



3449

POOR QUALITY
ORIGINAL

0060

223

265
Michael Brown
3 chambers my

Counsel
Filed
day of
1889

Pleads
February 30

THE PEOPLE

MURDER IN THE FIRST DEGREE.
(Section 188, Penal Code.)

vs.
Christian J. Doyle

JOHN R. FELLOWS,

District Attorney.

2nd Monday of Feb.
Magnum writ criminal,
A True Bill.

Foreman.

Did with

Witnesses:

Henry R. Raymond

Charles F. Koster

0051

STATE OF NEW YORK.

CITY AND COUNTY OF NEW YORK, ss.

AN INQUISITION,

Taken at the house of Coroner's Office

No. 67 Park Row Street, in the 4th Ward of the City of New York, in the County of New York, this 19th day of September in the year of our Lord one thousand eight hundred and '89 beforeLouis W. Schultze Coroner,
of the City and County aforesaid, on view of the Body of Frederick W. Gesswein
lying dead atEleven Upon the Oaths and Affirmations of
good and lawful men of the State of New York, duly chosen and
sworn, or affirmed and charged to inquire, on behalf of said people, how and in what manner the said
Frederick W. Gesswein came to his death, do
upon their Oaths and Affirmations, say: That the said Frederick W. Gesswein
came to his death byPenetrating Pistol shot
wound at the Heart inflicted with a pistol in the
hands of Christian Jacob Doyle, at 39 John Street
September 13/89.In Witness Whereof, We, the said Jurors, as well as the CORONER, have to this Inquisition,
set our hands and seals, on the day and place aforesaid.

JURORS.

Bernhard Meyborg 58.6	and	Gottlob Klein 47.6	to
Charles Pless 45.6	and	J. Kalmus 86-6	and
Adam Miller 46 6 th and	and	Isaac Dwyer 83.6	and
Henry Barryman 114.6	and	John Agold 6 1/2 66	
Henry Luntan 106 6 th and	and	William Courten 82-6	and
Michael M. Gesswein			

Louis W. Schultze

CORONER, E. S.

0062

Coroner's Office.

TESTIMONY. /

Officer Patrick White 1st Precinct
 being sworn says; At 10⁴⁵ this
 morning a boy came to me on
 the corner of Nassau & Maiden
 Lane & told me there was a man
 shot at 39 John Street. I went there
 & found the prisoner in the hall-
 way on the 2^d floor. & another man
 had him in charge.
 I was informed that Christian
 Deephle had shot Mr. Gesswein.
 I took the prisoner before the
 wounded man but the deceased
^{was unable}
~~failed~~ to identify him -
 deceased died in a few minutes.
 I charge the prisoner Christian
 Deephle with shooting Mr Gesswein.

Patrick White

Taken before me

 this 13 day of Sept 1889
 Louis. W. Schuyler - CORONER.

0063

Coroner's Office,

TESTIMONY.

2

Charles D. Keister. being sworn says
 I am former clerk for Mr. Jesswein.
 This morning about 9³⁰ I came to the
 store at 39 John street. my office being
 situated on the 2^d floor near next to the
 office of Mr. Jesswein. I was com-
 pelled to go up a flight of stairs & in
 doing so I passed the prisoner.
 I exchanged a few words with him
 & he told me that he was waiting
 for Mr. Jesswein to see him on
 some matter. About 1/2 hour after
 Mr. Jesswein came into his store
 & worked the prisoner Christian J.
 Deyle to come up stairs in
 his private office. My desk being
 and out side of the partition
 of Mr. Jesswein's office. I could
 not fail to understand every
 word spoken therein.

Mr. Jesswein at the time was sitting
 on a chair in front of his desk
 & Deyle on a chair on the opposite
 left. I heard them conversing about
 a certain difference concerning
 a patent suit.

Then the prisoner Deyle would
 not be convinced by a fair

Taken before me

this

day of

188

Leon W. Schuyler

CORONER.

0064

Coroner's Office,

TESTIMONY.

3

business statement of Mr Jesswein & the prisoner claimed that he had been wronged to a great extent. Mr Duple requested Mr Jesswein in consideration of the old cell that he should give him \$500 with which to ~~secure a house~~ ^{enter} at the Oldmens house. In return of which he would turn over all tools & machinery belonging to the manufacture of the patent article.

Mr Jesswein in a friendly way told him he could not entertain the proposition because the prisoners patent had proven useless & he could not accede to his demand. After a lapse of 30 minutes the prisoner in a slow voice asked the deceased to concede to his demand & after a lapse of a few seconds heard the report of a pistol & an outcry. I immediately went into Mr Jessweins office & caught the prisoner with a pistol in hand & held him until the arrival of an officer.

Charles J Koester

Taken before me

this 13 day of Sept 1889

Louis F. Schulz

CORONER.

0065

Coroner's Office.

TESTIMONY.

4

Charles F. Kaester being sworn says: I reside at recalled says: The door was open between my office & that of Mr. Gesswein. I heard all that passed between ^{them}, I could not see the deceased when the shot was fired as the partition was between. I had been called in to the office. The deceased & prisoner were about 3 feet apart. They were both sitting where I saw them. I did not hear a quarrel between them. They were in the office from 20 to 25 minutes. The office is about 10 x 1 1/2 feet. The prisoner appealed to deceased to give him \$500.00 to get into the Alderman's home. No threats were made. No resistance was made by the prisoner after the shot. He did not try to escape. He said only I should not hold him as he would not shoot again.

Carl F. Kaester

Taken before me

this 19th day of Sept 1889
 Wm. H. Schuly, CORONER.

0066

Coroner's Office.

TESTIMONY.

Henry W. Raymond being sworn says: I reside at 234 Driggs St. N.Y. I am one of the clerks employed by Mr. Gesswein - I was standing at my desk when I heard a shot. I immediately went up stairs & saw Mr. Koester holding the prisoner & take a pistol out of his hand. I went out for an officer when I returned an officer was there. My office was down stairs. The shooting occurred up stairs.

H. W. Raymond

Taken before me

this 19 day of Sept 1889

Louis W. Schuyler

CORONER.

Ihre zu befehlen, als fühlte ich Ihren lieb-
Anfangen von Refractors. Ihnen fange

0068

abgepflockt - möge Ihnen der Arbeitsgang
genügen, daß ich ein Geringes an Blei 300 der
vollbau aufschickte von der ganzen Karte
nicht soviel zuordnen, als mich die Aufschickung
der mir angehängten Prognostik Kasse.

Ihr Gutes bleibt Ihnen noch ein vor
offen liegen die meisten Fabriken, so allen
und man die Menge zuordnen nicht so
mich ohne jegliche Lösung man nicht so

Wollen Sie mich mit Ihren Namen
bedienen - Sie aber auch die Ihnen
noch ein Land zuordnen Prognostik
- haben ich zuordnen bereit, die Prognostik
nicht zu ordnen und man die Karte von
Ihren zu bezeichnen.

Anstaltswelt

J. W. Gessner

Patrick White
off 1st Foreman

0069

Coroner's Office,

CITY AND COUNTY }
OF NEW YORK, } ss.

Christian Jacob Deyhle being duly examined before the undersigned, according to law, on the annexed charge, and being informed that he was at liberty to answer or not, all or any questions put to him, states as follows, viz.:

Question—What is your name?

Answer—

Christian Jacob Deyhle

Question—How old are you?

Answer—

69

Question—Where were you born?

Answer—

Germany

Question—Where do you live?

Answer—

Phil

Question—What is your occupation?

Answer—

Turner & Corner in Ivory & Wood

Question—Have you anything to say, and if so, what, relative to the charge here preferred against you?

By advice of Counsel I decline to make any statement

Chr. J. Deyhle

Taken before me, this 19 day of September 1889

Louis W. Schulz—CORONER.

0070

MEMORANDA.

AGE	PLACE OF NATIVITY	WHERE FOUND	DATE When Reported
41 Years - Months - Days	Germany	39 John Street	Sept. 13/89

Mr. McVick & Corp
at the prison
3 chambers st.

Charles G. Swales, 89 John St.
at 10, Newmarket 234 Bridge St.
at St. Augustine's 39 John St.
at the office 39 John St.
at the office 39 John St.

1455
1889

HOMICIDE.

AN INQUISITION.

On the VIEW of the BODY of

Frederick W. Pearson

whereby it is found that he came to
his death by the hands of

Christian Jacob Deyle

the 19 day
September 1889

James W. Deyle, Foreman.

Committed
Deyle
Discharged
RECEIVED.
SEP 28 1889
DISTRICT

Date of death Sept. 13/89.

00711

1455
1889
3rd Ave.

HOMICIDE.

AN INQUISITION.

On the VIEW of the BODY of

Frederick W. Gesswein

whereby it is found that as he came to

his Death by the hands of

Christian Jacob Doyle

Request taken the 19 day

September 1889

Coroner.

RECEIVED
SEP 25 1889
DISTRICT
OFFICE.

Committed

Bailed

Discharged

Date of death Sept. 13/89.

Arrested Michl. C. Grop
ally for prison
3 Chambers St.

Charles F. Strocker 39 John St.
Barry W. Thompson 234 Dimes St.
Jewelry store 39 John St.
Officer Patrick White, 2nd Precinct.

MEMORANDA.

AGE	PLACE OF NATIVITY	WHERE FOUND	DATE When Reported
41 Years - Months - Days	Germany	39 John Street	Sept. 13/89

0072

City & County of
New York.

Jan 11, 1890.

Mr. Coogan,

I was not informed what testimony the compromisers in the Deyhle case took. I was present at but one of their meetings, being on a calendar all the time.

At that time there was merely a physical examination of deaf and an inquiry by Comr. Nelson into his past life & his present memory. I requested notification of any further proceedings, as the Comr. then adjd without day; but recd no such notice.

I let the apt. re Judge Smyth & some one of the Comrs, who may enlighten him.

Yours truly,
J. D. P.

0073

19 West 35th St. -

Oct 2nd 1887 -

Warden of the City Prison -
Brooklyn -

As requested I have
examined Christian Dykstra
an inmate of your institution
charged with murder -
and am of the opinion
that he is insane -

Yours Truly -

Allen T. Fitch M.D.

0074

PART I.

THE COURT ROOM IS IN THE SECOND STORY AND FRONTING THE PARK.
If this Subpoena is disobeyed, an attachment will immediately issue.
Bring this Subpoena with you, and give it to the officer at the Court Room door, that your attendance may be known.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

SUBPOENA FOR A WITNESS TO ATTEND THE GENERAL SESSIONS OF THE PEACE.

In the Name of the People of the State of New York.

To Henry H. Raymond
of No. 39 John Street

YOU ARE COMMANDED to appear before the Court of General Sessions of the Peace in and for the City and County of New York, at the Sessions Building, adjoining the New Court House in the City Hall Park, in the City of New York, on the 7th day of MAY, 1890, at the hour of 10 in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York, against

Christian J. Doyle
Dated at the City of New York, the first Monday of MAY,
in the year of our Lord 1890.

JOHN R. FELLOWS, District Attorney.

Ask to see Mr. Parker
At 10 o'clock A.M.

0075

PART I.

THE COURT ROOM IS IN THE SECOND STORY AND FRONTING THE PARK.
If this Subpoena is disobeyed, an attachment will immediately issue.
Bring this Subpoena with you, and give it to the officer at the Court Room door, that your attendance may be known.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

SUBPOENA FOR A WITNESS TO ATTEND THE GENERAL SESSIONS OF THE PEACE.

In the Name of the People of the State of New York.

To *Off - Patrick White*

of No. _____ Street _____

YOU ARE COMMANDED to appear before the Court of General Sessions of the Peace in and for the City and County of New York, at the Sessions Building, adjoining the New Court House in the City Hall Park, in the City of New York, on the day of *MAY* 1890, at the hour of *10* in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York, against

Christian J. Negley
Dated at the City of New York, the first Monday of *MAY* in the year of our Lord 1890.

JOHN R. FELLOWS, *District Attorney.*

Ask to see Mr. Parker
10 March 1890

0076

DR. R. G. WIENER,
805 LEXINGTON AVENUE,

OFFICE HOURS:
8 TO 10 A. M.
2 TO 3 P. M.

N. Y., January 18th 1890

Thomas Cortisow Esq
Chief Clerk of
Dear Sir!

In regard to
the matter of sanity of
Christian J. Oeyhle I would
say that whatever testimony
has reduced to writing
is in the possession of
Mr Nelson the legal member
of the commission.

Very Respectfully
R. G. Wiener

0077

LAW OFFICES OF

Michael C. Gross,

Deutscher Advokat.

No. 3 CHAMBERS ST.

(OVER EAST RIVER SAVINGS INSTITUTION.)

New York, 12 March 1890
The People }
Christie, People }

My dear Sir

Unhappily heard
from you in above matter &
take it for granted that
you do not intend to try
above matter next Monday

I have tried to see you before
subpoenaing my witnesses, but
was unable to find you in

When let me know date
of trial - so that I may be
able to get my opposing
witnesses - and be

Yours

Michael C. Gross

in
last sit at Parker.

0078

Nov 35th -

Oct - 23rd 1871 -

Hon. John A. Andrew -

District Attorney -

Wm. H. S. -

I am writing you from an advance of two weeks - and would say that if you require my services in the trial of Christian Doyle who was examined by me and pronounced insane - I can postpone two weeks until after Nov. 5th - I shall then be ready to attend - Yours truly
John A. Andrew

0079

Grand Jury Room.

PEOPLE

vs.

Christian J. Byhle
Murder.

Col. Fellows.

*The prisoner above
named has been in custody
about 8 months.*

*The case ~~has been~~
was on for trial last November
and a commission was
appointed to examine into
the sanity of the defendant.*

*That commission has
found him to be sane
(see enclosed report).*

*Since the filing of this report
nothing has been done in the matter
and I respectfully suggest*

0080

DR. MATTHEW D. FIELD,
115 EAST 40TH ST.

New York, Oct. 9th 1889

Charles Osborne Esq.
Warden City Prison
Dear Sir,

At your request
I have seen & exam-
ined Christian Seyfer
now confined in the City
Prison charged with
homicide. I find him
to be in ~~the~~ very wretched
physical condition. It would
seem that he can live but
a short time under the best
of surroundings. Mentally he
is much debilitated & very
depressed. In my opinion
his physical & mental con-
dition is such that he can-
not be brought to trial
& should be placed in the
Hospital Ward of an insane
asylum. Respectfully Submitted
Matthew D. Field M.D.
Examiner in Lunacy.

0081

Grand Jury Room.

PEOPLE

vs.

Christian J. Doyle.

Jesse S. Melson
11 Pine St.

Richard G. Wiener
806 Lexington Ave.

0082

District Attorney's Office.

PEOPLE

vs.

Dyke

Murder.

What testimony was
taken by the Court
in this case?

Ask A.D.P.

No testimony re-
duced to writing
JC

See letter of Jesse S. Nelson
inside JC

0083

District Attorney's Office.

PEOPLE

vs.

Christian Deyhle.

Mr. Parker

This case is on
the Calendar for the
purpose of trying
~~him~~ as to his sanity.
The doctor's will be
in Court.

Yours Truly
Harry

A commission to report on said
question is to be applied by the
Recorder. I shall attend to meeting.
Keep me advised of them.

ADD

0084

*District Attorneys Office,
City & County of
New York.*

December 1889.

Hon. Michael C. Gross,
Counselor at Law.

Sir:-

Will you please take notice that the Commissioner appointed to examine into the sanity of Christian J. Deyhle will meet in the private room of the Recorder, the Hon. Frederick Smyth, on Friday, the 6th inst., at three o'clock in the afternoon, and that you are hereby requested to be present.

Yours truly,

Edward Grover

Acting Chief Clerk.

0085

Department of
PUBLIC CHARITIES AND CORRECTION,

Office of City Prison, Corner of Franklin and Centre Streets,

THOS. S. BRENNAN, Pres.
HENRY H. PORTER,
CHARLES E. SIMMONS.

CHARLES OSBORNE, Warden.

New York,

Oct-5

1889

Wm John V. Fellows

Dear Sir:-

I wish to report the very
precarious physical condition
of Christian Seyler, charged with
homicide.

Respectfully Yours

Wm W. Trager M.D.

0086

Grand Jury Room.

PEOPLE

vs.

*the reference of the
case to some one to
examine into and dispose
of as soon as possible.
J. M. Geary
cc.*

0087

District Attorney's Office.

PEOPLE

vs.

Christian J. Dy

I have been in-
formed that a
grand jury in-
tends to raise
the issue of in-
surrection. If it is
not done, I shall
have the case
examined &
prepared for
trial

Yours Truly
Edward Green
Attorney at Law

0088

JESSE S. NELSON,
COUNSELLOR AT LAW,
No. 11 PINE STREET,

NEW YORK.

Jan'y. 15th 1890

Thos. Costigan Esq.

Chief Clerk Dist. Atty's Office
N.Y.

Dear Sir,

In reply to your favor
of 13th Jan'y. I beg to say that there
was no testimony reduced to
writing on the examination of
Christian J. Deyhle.

Very Truly Yours

Jesse S. Nelson
N.Y.

0089

District Attorney's Office.

PEOPLE

vs.

Christian J. Deyhle

Murder

Mr. Boston,

Please have the witnesses here
at my room tomorrow morn-
ing at 10 o'clock, and have
papers back to me at that
time.

May 6/90.

ADP

0090

PART I.

THE COURT ROOM IS IN THE SECOND STORY AND FRONTING THE PARK.
If this Subpoena is disobeyed, an attachment will immediately issue.
Bring this Subpoena with you, and give it to the officer at the Court Room door, that your attendance may be known.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

Ask to see Mr. Weeks at 10 O'clock
SUBPOENA FOR A WITNESS TO ATTEND THE GENERAL SESSIONS OF THE PEACE.

In the Name of the People of the State of New York.

To *Henry W Raymond*
of No. *39th* Street

YOU ARE COMMANDED to appear before the Court of General Sessions of the Peace in and for the City and County of New York, at the Sessions Building, adjoining the New Court House in the City Hall Park, in the City of New York, on the *31st* day of *February*, 1891, at the hour of *10* in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York against

Christian Doyle

Dated at the City of New York, the first Monday of *February*,
in the year of our Lord 1891.

DE LANCEY NICOLL, District Attorney

0091

Law Office of John H. Arnold
P.O. BOX 322. NO 206 BROADWAY
EVENING POST BUILDING.

New York Jan 30 1891

My dear Mr. Weeks.

Henry W. Raymond is a clerk of a clerk of mine & tomorrow being last day of month it is nearly impossible for him to get off. As I have Mr. Grossman's counsel for years & am familiar with the whole Dreyfus affair I might give you some information if desired. I wish you would oblige me now by postponing your interview with Raymond (which I suppose is all you want to know) until next Saturday.

Yours
J. H. Arnold

0092

If not called for in Ten Days, return to

JOHN H. V. ARNOLD,

LAW OFFICE,

206 Broadway, New York City.

*B. J. Weeks, Esq.
District Atty. Gen.*

0093

Department of Public Charities and Correction,
Bellevue Hospital,
WARDEN'S OFFICE.

JOHN FALLON,
Warden.

New York, Jan 29th 1891

Christian S. Seyler is
suffering from Chronic
Pulmonary Catarrh -
He is able to get up
out of his bed and
to sit up all day -
His Physical Condition will
probably not improve, and
he is now as well able
to stand trial as he
will be later -

L. Waterman M.D.

0094

Department of
PUBLIC CHARITIES AND CORRECTION,
Office of City Prison, Corner of Franklin and Centre Streets,

HENRY H. PORTER, Pres't.,
CHARLES E. SIMMONS, M. D., } Commissioners.
EDWARD C. SHEEHY.

CHARLES OSBORNE, Warden.

New York, Jan'y 30 1891

Barton Weeks Esq.,

Asst. Dist. Attorney

Dear Sir:

I enclose Medical Certificate
in the case of Christian L. Deyle
the homicide prisoner now a patient
in Bellevue Hospital

Yours,

Chas Osborne
Warden

0095

Department of
PUBLIC CHARITIES AND CORRECTION,

Office of City Prison, Corner of Franklin and Centre Streets,

HENRY H. PORTER, Pres't.,
CHARLES E. SIMMONS, M. D., } Commissioners.
EDWARD C. SHEEHY.

CHARLES OSBORNE, Warden.

New York,

Jan'y 29, 1891

Bartow Weeks Esq,
Assistant Dist. Attorney
Dear Sir

The prisoner Christian, J.
Deyle was by order of District
Attorney Fellows and with the
approval of the Commissioners of
Charities and Correction transferred
to Bellevue Hospital Nov 22, 90
on account of his low physical
condition and old age.

I will inquire from the authorities
of the Hospital as to his present
physical condition and report
same to you

Yours &

Chas. Osborne

Warden

0096

List of Witnesses,

People vs. Christian J. Deyhle

Henry W. Raymond 39 John or 234 Reggs St. Bklyn

Chas. J. Hoester

Off. Patrick White 1st Prec't,

Jesse S. Nelson 11 Pine

Richard G. Weiner 806 Lexington Ave.

Ernest Schultz

0097

RESIDENCE	DEFENDANT	HOW SERVED	REMARKS
	<i>Sarah Smith</i>	<i>By 3rd</i>	<i>Summons filed 18 March</i>
			<i>in 1906</i>
			<i>summons served</i>
			<i>on 18 March 1906</i>
			<i>by 3rd</i>

List of Witnesses

New York General Sessions of the Peace

The People of the State
of New York
— against —
Christian J. Dayble

Indictment for Murder
in the First degree

To the Honorable

The Court of General Sessions of the Peace

We Richard G. Wiener and Jesse S. Nelson a Commission duly appointed by this Court in and by an Order duly made and entered in the above entitled action, and bearing date November 14, 1889, to examine the said defendant and into his mental condition and to make a Report thereon to this Court as to his sanity at the time of such examination, do respectfully report:

That having duly taken the statutory oath of office and having given due notice of the time and place of executing said Commission, to the District Attorney for the City and County of New York, and to Michael S. Gross Esq. the attorney for the defendant, we duly proceeded to execute said Commission, holding such Commission in the Chambers of the Recorder of the City and County of New York, on the Sixth day of December 1889 and on the Thirteenth day of December 1889.

That we caused the defendant to be produced before us and were also attended by the

0099

said District Attorney by his Assistant, Andrew J. Barker ~~and~~ the ~~att~~ said, Michael S. Gross, the Attorney for the defendant.

That we then ~~and~~ there duly examined the defendant ~~and~~ into his mental condition, ~~and~~ ~~that~~ having made such examination, we find ~~and~~ do report;

That the defendant at the time of such examination, was perfectly sane ~~and~~ mentally fit for trial. All of which is respectfully submitted.
Dated New York, December 27th 1889.

Wm S. Nelson
Commissioner

Richard G. Werner M.D.
Commissioner

New York Court of
General Sessions of the Peace

The People of the State
of New York
— against —

Christian J. Seyble

Report of Commissioners

Adopted

Feb.

Filed Jan 6 1890

0101

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Christian J. Deyhle

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

accuse

Christian J. Deyhle

of the CRIME OF Murder in the First Degree, committed as follows:

The said

Christian J. Deyhle,

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

Frederick W. Gesswein in the peace of the said People then and there being,

wilfully, feloniously, and of *his* malice aforethought, did make an assault, and the said

Christian J. Deyhle a certain pistol then and there charged and

loaded with gunpowder and one leaden bullet, which said pistol the said *Christian*

J. Deyhle in *his* right hand then and there had and held,

to, at, against, and upon the said *Frederick W. Gesswein*

then and there feloniously, wilfully, and of *his* malice aforethought, did shoot off and

discharge, and the said *Christian J. Deyhle*

with the leaden bullet aforesaid, out of the pistol aforesaid, then and there by force of the

gunpowder aforesaid, shot off, sent forth and discharged, as aforesaid, *him* the said

Frederick W. Gesswein in and upon the *breast* of *him*

the said *Frederick W. Gesswein* then and there feloniously, wilfully, and of

his malice aforethought, did strike, penetrate and wound, giving to *him*

the said *Frederick W. Gesswein* then and there, with the leaden bullet

aforesaid, so as aforesaid discharged, sent forth and shot out of the pistol aforesaid, by the

said *Christian J. Deyhle* in and upon the *breast* of
the said *Frederick W. Geswein* one mortal wound of the breadth of
one inch and of the depth of six inches of which said mortal wound, *he* the
said *Frederick W. Geswein*, at the City and County aforesaid,
from the said ~~day of~~ ~~in the~~
~~year aforesaid, until the~~ ~~day of~~ ~~in the same year~~
~~aforesaid, did languish, and languishing did live, on which said~~
~~day of~~ ~~in the year aforesaid, the said~~
~~at the City and County aforesaid, of the said mortal wound did die.~~

then and there died

And so the Grand Jury aforesaid do say: That the said
Christian J. Deyhle, him
the said *Frederick W. Geswein* in the manner and form, and by
the means aforesaid, wilfully, feloniously, and of *his* malice aforethought, did kill
and murder, 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

Christian J. Deyhle

of the same CRIME OF Murder in the First Degree, committed as follows:

The said *Christian J. Deyhle*

late of the City and County aforesaid, afterwards, to wit: on the said *thirteenth*
day of *September* in the year of our Lord one thousand eight hundred and
eighty *nine*, at the City and County aforesaid, with force and arms, in and upon the
said *Frederick W. Geswein* in the peace of the said People then and there
being, wilfully, feloniously, and with a deliberate and premeditated design to effect
the death of the said *Frederick W. Geswein* did make an assault, and the said

Christian J. Deyhle a certain pistol then and there charged and loaded with gunpowder and one leaden bullet, which said pistol the said Christian J. Deyhle in his right hand then and there had and held to, at, against, and upon the said Frederick W. Gesswein then and there feloniously, wilfully, and with a deliberate and premeditated design to effect the death of the said Frederick W. Gesswein did shoot off and discharge. and the said Christian J. Deyhle with the leaden bullet aforesaid, out of the pistol aforesaid, then and there by force of the gunpowder aforesaid, shot off, sent forth, and discharged, as aforesaid, him the said Frederick W. Gesswein in and upon the breast of him the said Frederick W. Gesswein then and there feloniously, wilfully, and with a deliberate and premeditated design to effect the death of the said Frederick W. Gesswein did strike, penetrate, and wound, giving to him the said Frederick W. Gesswein then and there, with the leaden bullet aforesaid, so as aforesaid discharged, sent forth, and shot out of the pistol aforesaid, by the said Christian J. Deyhle in and upon the breast of the said Frederick W. Gesswein one mortal wound of the breadth of one inch, and of the depth of six inches, of which said mortal wound he the said Frederick W. Gesswein at the City and County aforesaid, from the said day of in the year aforesaid, until the day of in the same year aforesaid, did languish, and languishing did live, on which said day of in the year aforesaid, the said at the City and County aforesaid, of the said mortal wound did die. then and there died.

And so the Grand Jury aforesaid do say: That the said Christian J. Deyhle, him the said Frederick W. Gesswein in the manner and form, and by the means aforesaid, wilfully, feloniously, and with a deliberate and premeditated design to effect the death of the said Frederick W. Gesswein did kill, and murder, against the form of the Statute in such made and provided, and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

0104

BOX:

368

FOLDER:

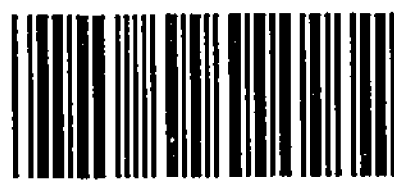
3449

DESCRIPTION:

Dias, Benjamin

DATE:

10/15/89



3449

0105

Witnesses;

Solomon Alexander

Counsel,

Filed

day of

1879

Pleds,

THE PEOPLE

vs.

R

Benjamin Dias

Grand Larceny - *Alcohol* degree
[Sections 628, 629, 630 Pennl Code].

JOHN R. FELLOWS,

District Attorney.

October 16/79
Philadelphia

A True Bill ven 2 yrs

P.M.

M. L. Cole

Foreman.

0106

Police Court—4 District.

Affidavit—Larceny.

City and County } ss.:
of New York,

Solomon Alexander
of No. 1776 DeKalb Avenue Brooklyn Street, aged 28 years,
occupation Salesman being duly sworn

deposes and says, that on the 3 day of October 1889 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent, in the day time, the following property viz:

One live Horse, One business
wagon and Outfit of harness
all together of the value of Two
hundred and fifty dollars \$250.00

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 Pyramus Dias, Herman

Michael (all
now here) from the fact that
deponent missed said property.

That deponent is
informed by Officer Ambrose
Moncrief of the 25th Precinct
that he arrested each of said
defendants in possession of and
said property at 3rd Avenue
73rd Street at about 2 O'clock A.M.
of October 14, 1889. Deponent has
since seen said property and
fully and positively identifies the
same Solomon Alexander.

Sworn to before me this
1889 day

Police Justice.

0107

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 41 years, occupation Police Officer of No. 25 Princt Street, being duly sworn deposes and says, that he has heard read the foregoing affidavit of Solomon Alexander and that the facts stated therein on information of deponent are true of deponents' own knowledge.

Sworn to before me this 4 day of Oct 1887 } Ambrose Moncrieff

W. J. Mahon
Police Justice.

0108

Sec. 198-200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name.

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

I am guilty
Benjamin Dias

Taken before me this

17
at *188*

Police Justice.

0109

Sec. 198—200.

H District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Sherman Wechsler 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. Sherman Wechsler

Question. How old are you?

Answer. 17 years

Question. Where were you born?

Answer. Romania

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

Answer. No 71 Eldridge st. 4 years

Question. What is your business or profession?

Answer. Chandy boy

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
Sherman Wechsler.

Taken before me this

day of

188

John Anderson

Police Justice.

0110

Sec. 198-200.

H District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss

Max Melby 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. Max Melby

Question. How old are you?

Answer. 15 years

Question. Where were you born?

Answer. Russia

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

Answer. 1085 Eldridge St Brooklyn

Question. What is your business or profession?

Answer. Waiter Paramount

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

his
Max Melby
Swear

Taken before me this

day of

Oct

1899

Alfred M. Jackson

Police Justice.

0111

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 Benjamin

Nias, ~~St. ~~Heckler~~ ~~Moore~~ ~~Melby~~~~
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 Oct 14 1889 W. D. McMahon Police Justice.

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

Dated _____ 188 _____ Police Justice.

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

Dated Oct 14 1889 W. D. McMahon Police Justice.

0112

Police Court 1505 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Solomon Alexander
1226 Dekalb Ave
Brooklyn
1 Prig Bros
2 Thomas Weckstein
3 Abner Weckstein
4

Offence Garment
Thieving

BAILED.

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Dated Oct 11 1889

McMahon Magistrate

Morman Officer.

Witnesses Call the Officer

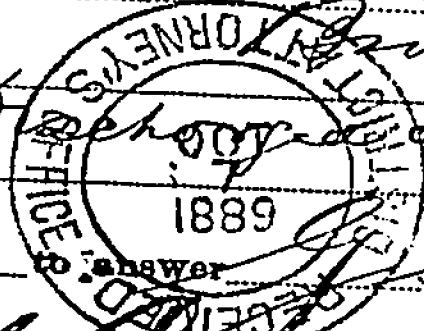
No. _____ Street.

Montz Alexander

No. 1226 Dekalb Ave Street.

No. 273 St Nicholas St Street.

No. 1000 _____ Street.



Wm I [Signature]
912

0113

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Benjamin Dias

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

Benjamin Dias

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

The said

Benjamin Dias

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

*one horse of the value of one
hundred and fifty dollars, one
set of harness of the value of
twenty-five dollars, and one
wagon of the value of seventy-
five dollars*

of the goods, chattels and personal property of one

Solomon Alexander

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.

0114

SECOND COUNT—

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

Benjamin Dias
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY committed as follows:

The said

Benjamin Dias
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 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

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

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

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

JOHN R. FELLOWS,
District Attorney.