

0500

BOX:

390

FOLDER:

3637

DESCRIPTION:

Victor, Frank

DATE:

03/27/90



3637

POOR QUALITY
ORIGINAL

0501

S. J. Parker, Plaintiff
4th Street, S. E.
Bureau City, Mo.
Mrs. Elizabeth D. Schomaker

Defendant

Attorney

Edward J. Schomaker

St. Louis, Mo.

John R. Fellows

Capital & Investment Co.

Cor. of Broadway & 7th

St. Louis

Counsel,
Filed 27
Pleads,
1890

Grand Larceny Second Degree.
[Sections 528, 531, Penn. Code].

THE PEOPLE

vs.

P

Frank Victor

JOHN R. FELLOWS,

District Attorney.

A True Bill.

John R. Fellows

Foreman.

Edward J. Schomaker

El. Schomaker

April 7

POOR QUALITY
ORIGINAL

0502

Police Court 2 District.

Affidavit—Larceny.

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

Mrs E. L. Schormaker
of No. 73 St Mark St Bowker Street, aged 32 years,
occupation Married woman being duly sworn
deposes and says, that on the 17 day of March 1894 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 pocket
book containing gold and silver
money of the United States, also
of the value of two twenty one
dollar and ninety cents
\$ 21.90

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

Frank Victor, now
residing under the following circumstances:
Deponent was walking in West
21st Avenue, at the corner
of 21st Street, and deponent
carried the said pocket book
containing the said money in her
right hand, and the defendant then
and there seized the said
property from deponent's hand
and he ran off, and the defendant
was arrested within a few minutes
with the said property in his
possession.

Mrs E. L. Schormaker

Sworn to before me, this
1894
day of March

Police Justice.

POOR QUALITY
ORIGINAL

0503

Sec. 193-200.

2

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

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

Question. What is your name?

Answer.

Frank Victor

Question. How old are you?

Answer.

24 Years

Question. Where were you born?

Answer.

U. S.

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

Answer.

48 Clinton Place

2 Months

Question. What is your business or profession?

Answer.

Bookkeeper

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

Answer.

I am not guilty
Frank Victor

Taken before me this

day of

188

Police Justice.

POOR QUALITY
ORIGINAL

0504

not guilty

Mr. [unclear] 434
Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Mr. E. J. Schenck

Frank Victor

Leisure felony

1
2
3
4
Offence

Dated May 18 1882

White Magistrate.

Mr. [unclear] Officer.

Witness

No. [unclear] Street.

No. [unclear] Street.

No. [unclear] Street.

No. [unclear] Street.

No. [unclear] 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

Frank Victor

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of [unclear] 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 May 18 1882 [unclear] Police Justice.

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

Dated [unclear] 18 [unclear] Police Justice.

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

Dated [unclear] 18 [unclear] Police Justice.

POOR QUALITY
ORIGINAL

0505

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

Frank Victor

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

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

The said Frank Victor

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

dollars; divers other promissory notes for the payment of money, being then and there due
and unsatisfied (and of the kind known as Bank Notes), of a number and denomination
to the Grand Jury aforesaid unknown, for the payment of and of the value of
twenty
dollars; divers United States Silver Certificates of a number and denomination to the Grand
Jury aforesaid unknown, of the value of twenty

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

dollars; divers coins of a number, kind and denomination to the Grand Jury aforesaid
unknown, of the value of twenty-one dollars and
ninety cents and one pocketbook
of the value of fifty cents

of the goods, chattels and personal property of one Elizabeth S. Schoonmaker, on
the person of tho Elizabeth S. Schoonmaker, then and there being found,
from the person of the said Elizabeth S. Schoonmaker
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 R. FELLOWS, District Attorney.

0506

BOX:

390

FOLDER:

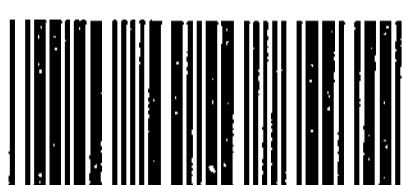
3637

DESCRIPTION:

Victor, Michael

DATE:

03/06/90



3637

POOR QUALITY
ORIGINAL

0507

79.

168.

Witnesses;

Isaac Blumstein

Offen Imants

Counsel,

Filed

Pleads,

6 day of March 1890
St. Anthony

THE PEOPLE

*2nd Foreman,
confer with
John I*

Michael Victor

Grand Larceny Second degree
[Sections 528, 531(2), Penal Code].

JOHN R. FELLOWS,

District Attorney.

A TRUE BILL.

John R. Fellows

Foreman.

Part III March 10/90.

Pleasants Petition Larceny.

14th Rev. 75'4

Mich. 14/90.

POOR QUALITY
ORIGINAL

0508

Police Court—1st District.

Affidavit—Larceny.

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

Isaac Blumros

of No. 116 Madison Street, aged 38 years,
occupation Ship Carpenter being duly sworn
deposes and says, that on the 24 day of February 1890 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 Silver Watch of the Value of thirty dollars
and one pair of shoes of the Value of two dollars

said property being in all of the Value of
thirty-two dollars

\$ 32 ⁰⁰/₁₀₀

the property of apparently

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 Michael Victor (now here)

from the fact that said deponent occupied
a Room and bed with deponent at the
aforesaid premises, on the night of the 23
day of February 1890

Deponent left said Room at 5 o'clock
in the morning of said 24 day of Feb 1890
and at that time said Watch in the Vest pocket
hanging on the Wall, said shoes were then
standing under the bed, and said deponent was in said
Room when deponent returned in the Evening of
said 24 day of February 1890 at about 8 o'clock
deponent discovered that said property
supposedly and carried away
that about 10 1/2 o'clock of the same Evening
deponent accused the aforesaid deponent
with said shoes upon his feet

Isac Blumros

Sworn to before me, this

25

day

of February 1890

John J. McMichael Police Justice.

POOR QUALITY
ORIGINAL

0509

Sec. 198—200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Melchior Victor 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. *Melchior Victor*

Question. How old are you?

Answer. *24 years*

Question. Where were you born?

Answer. *Finland*

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

Answer. *Jersey City 2 weeks*

Question. What is your business or profession?

Answer. *Boat builder*

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*

Melchior Victor
Victor

Taken before me this *10*

day of *February* 189*3*

Arthur J. Lawrence
Police Justice.

POOR QUALITY
ORIGINAL

05 10

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

Police Court--- / District.

340

THE PEOPLE, &c.,
ON THE COMPLAINT OF

John Williams
Michael Victor

Offence

Dated

July 15

1890

Residence

John Williams

Magistrate.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

Witnesses

No.

Street.

No.

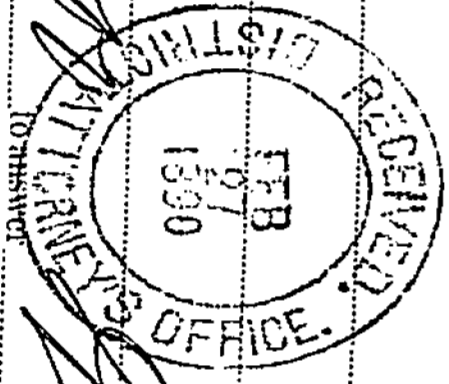
Street.

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 *July 24* 1890 *John Williams* 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

05 11

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Michael Victor

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

Michael Victor

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

The said

Michael Victor

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

one watch of the value of
thirty dollars and one pair of
shoes of the value of two dollars

of the goods, chattels and personal property of one

Isaac Blumros

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.

POOR QUALITY
ORIGINAL

05 12

SECOND COUNT—

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

— *Michael Victor* —
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY committed as follows:

The said *Michael Victor*

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 watch of the value of thirty
dollars, and one pair of shoes of
the value of two dollars*

of the goods, chattels and personal property of one

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

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

— *Michael Victor* —

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.

05 13

BOX:

390

FOLDER:

3637

DESCRIPTION:

Von Eeckhoven, Victor

DATE:

03/25/90



3637

POOR QUALITY
ORIGINAL

05 14

170
Counsel,
Filed 25th day of March 1890
Pleads,

THE PEOPLE
vs.
Victor Von Eeckhoven
Grand Larceny, second degree.
[Sections 528, 58/ —, Penal Code].

JOHN R. FELLOWS,
District Attorney.

A True Bill.

John R. Fellows
March 25/90 Foreman.
Henry P. Loney
Elmer J. Loney

Witnesses:
J. P. E. Estep

POOR QUALITY
ORIGINAL

0515

Police Court

1st District

Affidavit—Larceny.

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

Josephine Estepha
of No. 1258 Boston Avenue Street, aged 45 years,
occupation Keep House being duly sworn
deposes and says, that on the 25th day of February 1890 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 silver coffee pot, one sugar spoon
one butter knife, one sugar pincers
one silver watch all of the value of
Forty dollars and lawful money of the
United States valued One dollar and Seventy
five

All valued \$41.⁷⁵/₁₀₀

the property of deponent except the watch which
was in deponent's care

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 Victor Von Eckhoven (now
here) for the reasons that the defendant
was an inmate of deponent's house
and slept in the basement where said
property was. Deponent on the following
morning found the defendant had left
and the gas was still burning and
said property was missed. Deponent
is informed Charles Martin (now here)
that the defendant has acknowledge to
him that he, defendant had taken said
property and gave said Martin ^{now holds} the
pawn ticket which represent said
property J Estepha

Sworn to before me, this 14 day

of March 1890

W. H. McMahon Police Justice.

POOR QUALITY
ORIGINAL

05 16

CITY AND COUNTY }
OF NEW YORK, } ss.

Charles Martin

aged *54* years, occupation *Broker* of No.

1258 Boston Ave

Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of *Josephine Estephe*

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

Sworn to before me, this *12*
day of *March* 188*7*

John J. Martin

W. J. McMahon

Police Justice.

POOR QUALITY
ORIGINAL

05 17

Sec. 198—200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. *Victor Van Eeckhoven*

Question. How old are you?

Answer. *18 years*

Question. Where were you born?

Answer. *Belgium*

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

Answer. *No home*

Question. What is your business or profession?

Answer. *No business*

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
Victor Van Eeckhoven

Taken before me this

day of *March* 1890

H. M. Muelson
Police Justice

POOR QUALITY
ORIGINAL

0518

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

Police Court--72nd District.

404

THE PEOPLE, &c.,
ON THE COMPLAINT OF

*Josephine Catherine
1258 Madison Ave
Doctor Ben Lechman*

2 _____
3 _____
4 _____

Offence: *Grand Larceny*

Dated *March 12th* 1890

McMahon Magistrate.

Smith Officer.

4th Precinct.

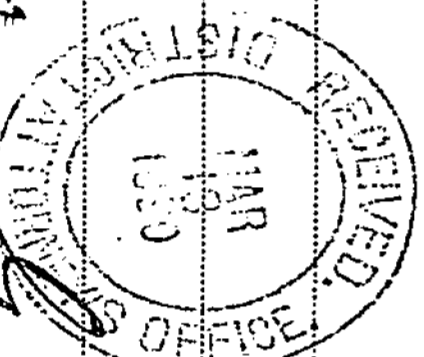
Witnesses *Charles Martin*

No. *1258 Madison Ave* Street _____

No. _____ Street _____

No. _____ Street _____

No. *1000* 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 _____

dependent

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 *gives* such bail.

Dated *March 12th* 1890 *McMahon* 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

05 19

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Victor Von Eeckhoven

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

Victor Von Eeckhoven

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

The said

Victor Von Eeckhoven

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

*one coffee pot of the value of ten dollars,
one spoon of the value of three dollars,
one knife of the value of five dollars,
one ^{sugar} pincers of the value of five dollars,
one watch of the value of fifteen dollars,
and the sum of one dollar and seventy-five cents in money, lawful money of the United States and of the value of one dollar and seventy-five cents*

of the goods, chattels and personal property of one

Josephine Estepha

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.

*John R. Feltows,
District Attorney.*

0520

BOX:

390

FOLDER:

3637

DESCRIPTION:

Votocil, John

DATE:

03/13/90



3637

POOR QUALITY ORIGINAL

0521

348

John

Counsel,

Filed

Pleads,

13 March 1890

~~THE PEOPLE~~

Specifically April 20/90
THE PEOPLE

Minder, first degree
[Sec. 183, Penal Code]

II

John Votocil

JOHN R. FELLOWS,

Attorney

Spied & kept out on the
ground of a conspiracy at the time

A TRUE BILL, City Government of

Spied & kept out on the
ground of a conspiracy at the time

Spied & kept out on the
ground of a conspiracy at the time

Spied & kept out on the
ground of a conspiracy at the time

Foreman.

Spied & kept out on the
ground of a conspiracy at the time

Witnesses:

Alfred Mean
Alfred Mean
Frank Mean

John R. Fellows
John R. Fellows

POOR QUALITY
ORIGINAL

0522

New York General Sessions.

-----x
The People, etc.,

- vs. -

John Votocil,
-----x

Homade

PLEASE TAKE NOTICE that we shall move
this Court before Hon. Randolph B. Martine, one of the
Justices holding Part II thereof, on Wednesday, the 1st
day of October, 1890, at eleven o'clock in the forenoon
for the discharge of the above named defendant, upon
the grounds that he is imprisoned more than seven months
since the finding of the indictment herein: on the furth-
er ground that two of the physicians attached to the
City Prison, - Doctor Field and Dr. Fitch, have made
affidavits that the defendant was insane and irresponsib-
le for his acts at the time of the commission of the
offense for which he has been indicted; and for such oth-
er and further relief in the premises as to the Court
may seem just and proper.

Yours etc.,

Howe & Hummel,

Attorneys for Defendant.

To John R. Fellows, Esq.,

District Attorney.

POOR QUALITY
ORIGINAL

0523

STATE OF NEW YORK, }
CITY 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
1890, 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 1890. }

Wm. Grant Green

The People

Plaintiff,

John Volard

against

Defendant.

Notice of Motion
copy

HOWE & HUMMEL,

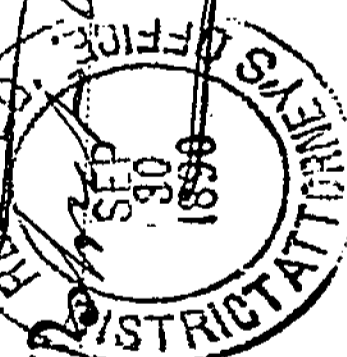
Attorneys for

87 & 89 CENTRE ST., New York City.

Did and timely service of copy of the within
this day of 1890.
hereby admitted
Attorney.

John R. Fellows

To



POOR QUALITY
ORIGINAL

0524

2

IN THE CORONER'S COURT OF THE CITY & COUNTY OF NEW YORK.

INQUEST IN THE MATTER OF THE : BEFORE
DEATH OF : HOM. FERDINAND LEVY,
LOUIS VOTOCIL. : CORONER,
AND A JURY.

NEW YORK, THURSDAY, MARCH 6th, 1890.

M I L E S K E O N

a police officer, sworn and examined.

BY THE CORONER:

Q. To what Precinct are you attached? A. The
13th.

Q. Tell the Jury all that you had to do with
this case? A. Well, about 20 minutes past ten on
January 28th, I was informed that this man Votocil had
thrown his child out of the 5th story window. So I
went to Pitt Street and I found the child and took it
to the station house and I went back to the house where
he lived on the top floor and one man had hold of Votocil
and a young man had him down on the floor trying to tie
him, had him partly tied when I got there, and he was
hollering that he was Christ, the Gladiator. So I got

POOR QUALITY
ORIGINAL

0525

3

Officer Reilly to assist me to take him to the station house and from there to Bellevue, and the child also, in an ambulance. He was naked when I got to the house, had no clothes on, not even undershirt, or stockings, no clothes of any kind.

Q. (Pointing to Votocil) This is the prisoner that you have just brought here? A. This is the prisoner.

Q. The father of this child? A. Yes, sir.

Q. How old was this child? A. About six years old.

-----oXo-----

POOR QUALITY
ORIGINAL

0526

4

A L B E R T M A R H A N

sworn and examined.

BY THE CORONER:

Q. Where do you reside? A. 121 ^{Pitt} ~~St~~ Street.

Q. Were you related to this boy? A. No. I am a friend of Votocil.

Q. Now tell the Jury what you saw. What day was this? A. It was the 28th of January about 20 minutes after ten. I heard a noise next door to our room---- we live next door----and I ran in and I saw the Grand-mother of the little child crying and I ran in between the kitchen and the room and I saw the prisoner in front of the window with his child and as soon as he saw me he knocked his child through the glass and all and he ran after me and he caught me near the kitchen, and my father heard the glass crack and he ran in and caught hold of him and we got him into the bedroom and I tied his legs and hands and I ran down to the station house for two officers.

Q. Is that all you saw? A. Yes, sir.

-----OXO-----

**POOR QUALITY
ORIGINAL**

0527

5

BARBARA VOTOCIL

a Bohemian who was unable to speak English was called to the stand and sworn and the translation was made by Albert Marhan.

BY THE CORONER:

Q. What do you know about this case? A. I corroborate the statement of the preceding witness in every particular. I am the mother of the prisoner. The prisoner went that morning to buy a little machine of his own invention and he came home and said he didn't feel good and wished me to get him a glass of water. He wanted to go to bed. He undressed himself, and before I came back he was breaking the windows in the bedroom and when I came back he caught hold of me and threw me on the floor and then took the child and threw him out of the window.

-----oXo-----

**POOR QUALITY
ORIGINAL**

0528

6

F R A N K M A R H A N

sworn and examined.

BY THE CORONER:

Q. What did you see? A. I heard a noise in the next room. They lived on the same floor, the next room to mine. I heard a noise and I said to my son "Go in there." His mother brought him a glass of water and the man was in the bedroom and he broke in the window and then ran in the kitchen and took his mother by the neck and threw her down on the floor and he took the child---my son saw him throw the child out of the window. I heard the window smash, but I didn't see the child go out. I sprang into the room and I saw the prisoner have my son by the neck as he threw his mother to one side. He asked me what I wanted in his room. I said to him, "I want to know what is the matter." He says, "Here, go on out." I says, "No, I stay here." I came up to him when he had hold of my son by the neck and caught hold of him with my left hand by the neck and I said to him "Let go my son." He said, "Please let me go." I said, "No." I held him and I put him

POOR QUALITY
ORIGINAL

0529

7

on the floor. I said to my son "Take the rope and tie him."

Q. Did he act like a crazy man? A. I don't know. I can't say he was crazy.

-----oXo-----

MEDICAL TESTIMONY.

WILLIAM A. CONWAY, M.D., being duly sworn says:

I have made a post mortem examination of the body of Louis Votocil now lying dead at the Morgue and from such an examination and history of the case, as per testimony, I am of opinion the cause of death is concussion of the brain and fracture of left femur, with internal injuries.

(Signed) WILLIAM CONWAY, M.D.

C H A R G E.

THE CORONER: Gentlemen, you have heard the testimony in this case from those that saw the occurrence, and you have heard the result of the medical examination by Dr. Conway. It is for you to say in what manner and by what means this little boy, Louis Votocil, came to his death.

(People by)
I
We

**POOR QUALITY
ORIGINAL**

0530

8

Without leaving the box the Jury rendered the following

V E R D I C T.

We, the Jury, find that Louis Votocil came to his death from injuries received ~~by~~ by being thrown out of the 5th Story window by John Votocil at 121 Pitt Street January 28th, 1890.

ADJOURNED.

-----oXo-----

POOR QUALITY
ORIGINAL

0531

District Attorneys Office,
City & County of
New York.

April 18th, 1890.

Sir:

By direction of Hon. Rufus W. Coving, one
of the Judges of the Court of General Sessions, I inform
you that you will be subpoenaed as a witness in the
case of

THE PEOPLE vs JOHN VOICIE,

now confined in
the Tombs, to testify as to the said prisoner's present
mental condition, and that you are expected to make the
examination necessary therefor before the 22nd day of
April, 1890, on which day the said case will be on the
calendar of said court.

Judge Coving is of the opinion that proof of the
mental condition of a person confined in the Tombs, which
may be needed by the Court of General Sessions, should
be furnished by you, as one of the physicians of the
Tombs prison, without extra expense to the city.

Very respectfully,

W. D. Myer
Chief Clerk.

To
Dr Charles K. Hager
1045 Lexington Ave
Dr Charles H. Chetwood
40 East 30th St
City

Letter mailed subpoena served
April 16 1890

POOR QUALITY
ORIGINAL

0532

N.Y., April 15 1890

Sir
By direction of ^{Hon. Rufus D.} ~~Mr. Justice~~ ^{Cushing}, one of the Judges of the Court of General Sessions, I inform you that you will be subpoenaed as a witness in the case of the People vs. John Votrell, now confined in the Tombs, to testify as to the said prisoner's present mental condition and that you are expected to make the examination necessary therefor before the day of April, 1890, on which day the said case will be on the calendar of said Court. Judge Cushing

POOR QUALITY
ORIGINAL

0533

is of the opinion that proof
of ~~any prisoners~~ ^{the} mental
condition of a person con-
firmed in the Rules, which
may be needed by the Court
of General Sessions should
be furnished by you without
extra expense to the city.

Very Respectfully
Chief Clerk

Dr. Charles K. Magee
1045 Lexington Ave.
Dr. Charles K. Chetwood
46 East 30 St.

POOR QUALITY
ORIGINAL

0534

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

*Referred to Mr. Dos Passos
for Examination & Report
J. R. Villanov*

POOR QUALITY
ORIGINAL

0535

respectfully
to the District Attorney

Dr. Miss Fitch.

Dear Sir,

I write to inform you that my father
saw my lawyer and he told me that
my trial comes off this month and
that he was to write you about how
I was and what condition I was
when brought to the Hospital. He told
my father that he will ask you to
call at my house to see me in what
condition I am now. I am however
4 months suffering on my life and
I am innocent of all crime on the charge
against me. I was of mine mind on
account of being attacked by the police.
I am I beg you with being sorry

POOR QUALITY
ORIGINAL

0536

There is no name you have
inferred to be my
condition at the time I was
in your care. If you will
any more I will for you
and will be most
in the papers.

Wm. J. Godwell 1847

James J. Godwell

John V. Godwell

POOR QUALITY
ORIGINAL

0537

Thursday July 22. 1890
Toronto prison

Dear Sir!

I inform you about my counsel
that he said to my Mother to day
that he must have another certificate
of Dr. Field as a defense for my
discharge. Dear Sir please be so kind
and inform Dr. Field about it that
I beg him to make that great favor
for me and help me out of this
miserable condition and to save my
poor old gray Mother because she is
nearly worried to death for me.
Because she knows that I am innocent
and must suffer so long without any
relief. Because my counsel did noth-
ing for me till this time, and always
have some kind of a excuse when my
Mother or Uncle goes there. He told my
Mother about twenty times already.

POOR QUALITY
ORIGINAL

0538

that I will be set free. But he only says it to them, that he should get rid of em. Dear Sir if I would know that that my counsel will leave me here so long, so I would not hire any Lawyer at all.

Because I did not use any counsel in my case. I only got the Lawyer that he should get me out sooner and make the motion for my acquittal. But he has done nothing for me so far. I could be set free without him. Because on account your kindness for me, that you gave the certificate to my Sister that I am not responsible for charge against me. Dear Sir you done more for me than any Lawyer would do for me and they don't do anything without great money, but I am a poor man and they don't care for poor peoples.

Dear Sir, please go in the District Attorneys Office and speak for me. Dear Sir if you will do that great favor for me I know that I would be discharged at once without any more trouble. Last week the Lawyer said that I'll be send back to the Hospital again for examination.

But I thing that was his excuse to. Dear Sir, I believe that you know that I am healthy once some now and Dr. Field knows it to.

Dear Sir help me out of here I am here nearly 6 months and innocently as a little child. Last time when you was here Dear Sir and told me that I will be discharged. I was so happy with Joy all the day and all the week I was waiting every minute that I will be discharged. But I am here yet. Dear Sir help me out I will pay you for the time, that you will

POOR QUALITY
ORIGINAL

0539

loose. soon as I will be set free.
Because I would go work at once.
My Uncle has a work for me any
time so I could start at work right
away, soon as I be discharged.
Dear Sir dont forget me and help me
out of here and realize me from the
prison life. Inform Dr. Shedd about
it so I know that he will help me
to because he is very kind some as
you to poor peoples.

God bless you Dear Sir

I remain yours
John Votocil

POOR QUALITY
ORIGINAL

0540

8/28/90.

City Prison Tombs.

Dear Sir!

I allow myself to write you, those few lines. Because you are the kindest man to me during my confinement. my Sister told me that you told her that the Lawyer has nothing to do with me, because it is a Doctors case.

Dear Sir I beg you for your own and God sake, to help me out of this unfortunate possition, and save a poor innocent soul from the prison. I am in my good and regular health now. so wat is the use to keep me in the prison when I can make my living outside as I always did before. and God and Peoples knows that I am not responsible for the charge against me. Dear Sir be so Kind, and leave the Dist. Attorney

POOR QUALITY
ORIGINAL

0541

Know about it, that he should
not forget to send me to Bellevue
Hospital for examination or discharge
at once because I am perfectly in
good health. I hope and pray to
God that you will make the end
of mine suffering Dear Sir
May Almighty God bless you with
happiness forever. for your dear
Kindness to me.

I remain very truly Yours

John Votocil

P.S. Dear Sir. when my Sister
was to visit me last time, the
head keeper Mr. Evers came to my
cell and asked me about my case
I told him that I will be probably
taken to the Hospital next month
for examination. and he said
that he would like to talk with
you about me, and said to my
Sister that I am in better health
than many others in this place.
and there is a young man in the
cell with me, for the past 3 months
and he can prove also, that I
am perfectly in health and sane.
Dear Sir if you would come down
once more to see me, be so kind
and speak to the head keeper about
it.

POOR QUALITY
ORIGINAL

0542

Friday April 11.th 1890

My dear merciful Sir! I beg you if you will be so kind and help me out of this unfortunate position. Dear Sir I suffer very much for that what happen in beloved my home. My dear Sir just thing of it, first year in 1888 mine child ^{did} in 1889 my Wife did. in 1890 the place where I was working for many years the Boss died too, his name was George Bence. and the shop he had in Pitt St. No 54 & 56. last Election day all hands from that firm went to the his funeral. and from the time I could not get work, because it is very hard for cikarmaker to get work before new Year because there are few thousand cikarmakers in this City and about half of the shops are closed in winter. and at last I got sick and laid 9 days in the bed After new Year I found work and

POOR QUALITY
ORIGINAL

0543

was working about week and a half and got sick again. and that unfortunate day I went in drug Store to buy bottle of Woods Sarsaparilla and for a new skew to my machine and on the way I felt to sick that I had to go home I remember yet that I bought a banana and when I came home my dear little Louis ask me. father did you buy me something and I told him that I did and gave him the banana and from the moment I did not see him any more and nobody else. untill I got cured in Hospital and got my senses back again. thing of it Dear Sir that it would make many people crazy if they should suffer as I do. Please Dear Sir have mercy on me and my poor old gray Mother. I know that you are very kind Sir. and I know that you have more power in my case. and that you will save me. I am poor but honest. and you help me

more. with your good will. then if I would. have money enough. I have a Lawyer but I guess he dont care much for me. because he wandet 200 doll. and my ^{mother} gave him 100. What she lent of some friends. Be so kind and let the Lawyer From. Howe & Hummel Office know or the District Attorney that I am innocent. and that they should get me out Dear Sir you examine me and you know if I am healthy or not. I aint got nobody in this world to help me I have friends but all poor. Only Sir and kind one ar you. to me. Only thing I can do for you dear Sir is to pray to Our Lord. Savior. Jesus Christ for you and for my dear little Louis. The Almighty God nows that I am am innocent in the charge against me Please help me a save me till I am in health. Yours. poore honest, working man
John Potrcil

**POOR QUALITY
ORIGINAL**

0544

*That's the inquest from the coroner. the day
of March 6th the Jury made a verdict
that I was Insane. and hold me
responsible*

POOR QUALITY
ORIGINAL

0545

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,

Sept 11 1890

Mr Los Famosos Dear Sir:
On examination of John
Votie I find him to be in
good physical condition.
Respectfully Yours
Lash Magee M.D.

POOR QUALITY
ORIGINAL

0546

The inquest into the death of six-year-old Louis Votocil, who on Jan. 28 was thrown by his father from out of the fifth-story window of their residence, No. 722 Pitt street, ended yesterday in a verdict holding the father responsible. The latter is insane.

Company H, Veterans Seventh Regiment, N. G. N. Y., known as "Old Reliable," will give its annual dinner this year on March 11, at Moretti's, No. 221 Twenty-first street. The Committee of Arrangements is composed of Messrs. John Henry Hull, Edward Dart and W. M. Corner.

An Innocent

SPRINGFIELD who was the penit 1884 for a years of Fifer. Th and now her assault

POOR QUALITY
ORIGINAL

0547

Sept 30th
April 17th

Hon. Rufus B. Cowan -
Judge of the Court of Gen. Sessions
My dear Sir -

The enclosed is one
of several letters that I
have received from the
prisoner John Fossil -
whom you have lately
examined. I send it to you
thinking that it may do you
use my Christian witness that
it may be useful to those
whom you may advise.
Yours very truly - Alfred

POOR QUALITY
ORIGINAL

0548

DR. CHARLES KANE MAGEE,
1045 LEXINGTON AVE.,
NEW YORK.

New York, Feb 11 1890

Now,
Thomas Deligan,

Dear Sir
In answer to your communication of the 15th,
I would respectfully state,
that, I was appointed
physician to the City Prison
merely to look after the physi-
-cal welfare of the inmates,
that, Drs Field & Fitch have
acted & still act as Examiners.

POOR QUALITY
ORIGINAL

0549

DR. CHARLES KANE MAGEE,
1045 LEXINGTON AVE.,
NEW YORK.

New York,

18

in Lunacy, and that in
my opinion such a case
as that of the People vs John
Votical comes properly within
their jurisdiction as Experts
on Insanity in the Department
of Charities & Correction. In
my capacity as City Physi-
cian I am willing at any
time to give a certificate,
or appear in Court to testify,
as to the physical condition
of any inmate of the City Prison,
without any Extra Compensation
from the City. Trusting

POOR QUALITY
ORIGINAL

0550

DR. CHARLES KANE MAGEE,
1045 LEXINGTON AVE.,
NEW YORK.

New York,

18

That his Explanation
will prove satisfactory
to the Hon District Attorney.

Yours respectfully
Charles Magee M.D.

POOR QUALITY
ORIGINAL

0551

N. Y. GENERAL SESSIONS.

THE PEOPLE
VS.
JOHN VOTOCIL.

HON. JOHN R. FELLOWS,
District Attorney.

Dear Sir:

The defendant is indicted for the murder of his child, a boy about five years old, by throwing him out of the window.

A commission recently appointed by the Court of General Sessions to inquire into the mental condition of the defendant, has I am informed, reported that he is now sane, and able to stand trial.

His counsel claim that defendant was insane at the time of the killing, and incapable at that time of knowing the nature and quality of the act he committed.

The testimony taken before the coroner and magistrate would seem to give color to this claim, for the testimony shows that the defendant at the time of the killing was laboring under great mental excitement, said he was Christ, the gladiator, and was violent beyond control, attacking every one; and there is no motive for the killing.

**POOR QUALITY
ORIGINAL**

0552

2

The affidavits of Drs. Fitch and Field, the former of whom saw the prisoner at Bellevue Hospital shortly after the killing, show that in their opinion he was insane, suffering at the time from what is termed recurrent mania, induced by an attack of "La Grippe".

The safest course, however, to pursue in a case of this gravity, is to throw upon an intelligent jury the responsibility of determining upon the evidence, the defendant's condition and responsibility for the killing. The defendant should be put upon trial immediately.

Sept 22-1890.

Yours very truly,

Benjamin Franklin
Woodward

POOR QUALITY
ORIGINAL

0553

W. General Sessions.

The People
vs.

John Watcill;

Sept 22, 1870

Robert

0554

The People, etc.,

- 75 -

John W. McConnell,

You're big.

Photo 2 - Tunnel,

Abstracts of the 1997-1998 season.

To John F. Bell, Esq.,

District Attorney.

POOR QUALITY
ORIGINAL

0555

STATE OF NEW YORK,
CITY 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
1890, 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 1890. }

The People
Plaintiff,

against
John Voticed
Defendant.

copy
Notice of Motion

HOWE & HUMMEL,
Attorneys for
87 & 89 CENTRE ST., New York City.

Due and timely service of copy of the within
hereby admitted
this 6 day of 1890.
Attorney.

To *John R. F. Ellinger*

POOR QUALITY
ORIGINAL

0556

Court of General Sessions of the
City and County of New York.

-----x
The People, etc., :
-against- :
John Votocil, :
-----x

City and County of New York, ss:

Allen Fitch being duly sworn,
deposes and says:

I am a physician in practice in the City of
New York, residing at No. 59 West 35th Street in said
City. I am now, and have been for seven years last
past, one of the Examiners of Lunacy for the Department
of Charities & Correction. I have also been connected
with the New York City Asylum for the Insane on Ward's
Island for three years, and the State Hospital at Elgin,
Illinois, for one year. I also have a large private
practice outside of my connection with the above
institutions.

I know the defendant, John Votocil, who
is accused of having caused the death of his child by
throwing her out of a window. I first saw the defend-
ant at Bellevue Hospital in January, 1890, a short time
after the commission of the said act. I then and there
made a thorough examination of the said defendant,
John Votocil, - both mentally and physically, - and
ascertained that he was then suffering from acute
maniacal excitement. He was totally oblivious to his

POOR QUALITY
ORIGINAL

0557

position and his surroundings. He was unable to answer any questions intelligently, knew no one he saw, nor was he able to eat, or sleep except under the influence of sedatives.

After being confined for three or four days, the said defendant commenced to quiet down, and within a week thereafter was perfectly calm, sleeping and eating normally, and was mentally clear. When asked for an explanation of his act in throwing his child out of the window, said defendant believed that he thought at the time of the commission of the act, the house was on fire, and that he threw the child out of the window to save its life. He had a faint recollection of the commission of the act, but this was the only recollection he had of it. In fact, his memory relative to said act is very indistinct.

The said defendant, since his imprisonment in the Tombs, has steadily improved in physical condition. When I saw him in January, within a short time after his arrest, he was weak and thin, and explained to me that his condition was attributable to an attack of influenza.

Said John Votocil, the defendant, is a German of about twenty-five or thirty years of age. He is intelligent, and is not the sort of person to knowingly commit a crime such as that with which he is charged.

It is my opinion, from the thorough and complete examination I have made of the prisoner, that he

**POOR QUALITY
ORIGINAL**

0558

was insane at the time he committed the crime charged against him. I am also positive that he is now in sound mental and physical condition.

I^u is possible that a recurrence of the defendant's^u insanity might be brought about should his physique ever again become impaired. He expresses great sorrow and contrition for his act, the deceased child having been one of his chief comforts, - he having been a widower.

I do further say that the act committed by said V^utocil was not of itself the act of a sound mind, and that only an insane person would be capable of its commission.

Sworn to before me this }
11th September 1890. } Allen Fitch M.D.
David Anderson (100)
Notary Public
N. Y. Co.

POOR QUALITY
ORIGINAL

0559

New York General Sessions.

-----x
: The People, etc., :
: - against - : MURDER, FIRST DEGREE
: John Votocil, :
-----xx

City and County of New York, ss:

MATTHEW D. FIELD being duly sworn, says:

I am by profession a physician, and have, for eight years last past, made the study of mental diseases a specialty. During the last eight years I have been one of the Examiners in Lunacy for the Department of Charities and Corrections, and I have examined on an average over two thousand cases a year for that Department alone.

I know the defendant, John Votocil, who is charged with the murder of his child, and is now confined in the Tombs. I saw him first ^{Feb. 10th} ~~in March~~ last in the Tombs, and the last time I saw him was ^{June 28th 1890} ~~four or five weeks ago~~. I have seen him six or eight times in all in my professional capacity, and upon each occasion I made an examination of the said John Votocil for the purpose of ascertaining his mental and physical condition.

I found him rational and competent, giving as good an account of himself as a man of his education and knowledge of English would be likely to do. He did, however, describe two attacks, - one eight years ago and one in January last.

He said that during these attacks he himself retained no memory of what occurred, that he was informed afterwards that during these times he had been very violent, and that

POOR QUALITY
ORIGINAL

0560

during the last attack he had thrown his own child out of the window. The first thing he remembered after the last attack was, finding himself in Bellevue Hospital.

He further stated that he had been out of work for a long time, and that he had been troubled by the death of his wife and one child, *Wife died in March 1887* ~~occurring some eight or nine months before~~ *Child three months before*; that he procured work early in January after an attack of "La Grippe", and that he found himself unable to work; and, on the morning of this last attack, he had a dizzy attack on the street and went home on this account, and that he lost consciousness soon after he returned home.

When first seen by me, he was in poor physical condition, - ~~both both~~ *being* pale and anaemic. His physical condition has since steadily improved. I then made inquiries at Bellevue Hospital relating to his condition on admission. These were made of the ambulance surgeon and of the home physician, and of Doctor Douglass, who had charge of the defendant, in the pavilion for the insane, and also of Dr. Fitch, who saw him shortly after the homicide.

They found him very excited and maniacal for about 24 hours after admission, when he suddenly came to ^{*himself*} and make inquiry as to where he was, and what had occurred.

I further observed that he seemed to have affection for his child, and seemed to be impressed by its death.

I have also heard facts concerning the killing ⁿ of the child.

From all these facts, and from my own personal ex-

**POOR QUALITY
ORIGINAL**

0561

aminations of the prisoner, I am of opinion that, at the time of the killing, and for some time thereafter, he was insane and incapable of judging between right and wrong, or of knowing the nature or quality of the act he was doing.

The insanity from which he was suffering at the time is what is known as recurrent mania.

Sworn to before me this
18th day of September, 1890.

Matthew D. Field M.D.

Alfred C. Leach Secy

POOR QUALITY
ORIGINAL

0562

My General Session.

The People
of

John Votocil

affidants of the
Fitch & Field Co
to Defendant's Mental
Condition as shown
of homicide.

John R. Fellman.
Respectfully

Copy

POOR QUALITY
ORIGINAL

0563

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 6th day of March
in the year of our Lord one thousand eight hundred and 90 before Ferdinand
Levy, Coroner,
of the City and County aforesaid, on view of the Body of Louis Votocil

lying dead at
Nine 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
Louis Votocil came to his death, do
upon their Oaths and Affirmations, say: That the said Louis Votocil
came to his death by

Injuries received by being thrown from
Fifth story window, by John Votocil a
121 Pitt Street. January 28th 1890

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.

251 Deffins Thomas A. Deery 67 Park Row Michael Padden 216 Cherry Edward Grassmuck 120 Nassau St. Chas. Morley 100 avd. W. Brandmaier	Dennis Sullivan, Waverly P.D. James F. Hagerty 170 Madison John R. Ferris 2139 Lexington C. D. Hopkins 44 th St 1 st Ave 138, 3 rd St
--------------------------------------------------------------------------------------------------------------------------------------------------------------------	------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

Ferdinand Levy
CORONER, T. S.

POOR QUALITY
ORIGINAL

0564

Walt

Dr. Arnold.

From Deleone Hospital.

New York, Jan 28th 1890.

To Coroner.....

Sir:

Please hold an Inquest on the body of

Name: Louis Votocil, Residence: 121 Pitt St.

Age: 67 years 6 months 2 days. Admitted Tues + day, January

Father John 28th 1890, at 11¹⁰ o'clock A.M.

Nativity, U.S.; of ? Mother ? By Ambulance from A

5 yrs in U. S., 5 yrs in City. From Residence of B

Civil Bond: Single Occup.: Minor Examined by Dr. Arnold

Suffering from symptoms of Shock - Unconscious - C
Scalp wounds. Fract. left femur.

Said Injuries said to have been received by being thrown from
a window.

Death took place Tues + day, January 28th 1890 at 5¹⁵ o'clock P.M.

The Autopsy revealed..... F

Remarks: Patient died of heart failure
due to extreme shock from which
he never rallied.

W. Arnold M. D.
HOUSE SURGEON PHYSICIAN.

Ad. +. State the day of the week.

Ad. A. State whether by Ambulance or Friends.

Ad. B. State whether from a Precinct or a Residence and give the name.

Ad. C. State whether from Natural Causes or from Shock (conscious or unconscious) due to Injuries, and if so, give name, place, date, number, character, and Extent of Injuries, always stating where indicated, whether right or left.

Ad. D. State when, where, how, by what means or persons received, also whether Accidental, Suicidal or Homicidal; in falls, the distance, location and place; in Burns and Scalds the circumstances attending the same; in runover cases, the line of Street Car, Railroad or Conveyance; in Weapons, the character of the same, &c., &c., always giving such information as will lead to an accurate knowledge of the case and facilitate judicial inquiry and justice.

Ad. E. State name, date, place, character and results of any operation or amputation performed.

Ad. F. Give a short resume of the Autopsy with the Pathological Diagnosis and the Cause of Death at the End.

Ad. G. State here any important facts not embodied in the above statements.

POOR QUALITY
ORIGINAL

0565

TESTIMONY.

Wm A Conway M. D., being duly sworn, says:
I have made a post mortem examination of the body of
Louis Votocil now lying dead at
Morgue and from such an examination
and history of the case, as per testimony, I am of opinion the cause of
death is Concussion of the Brain & Fracture
of left femur with Internal Injuries

Wm A. Conway M. D.

Sworn to before me,

this 29th day of June 1890

Edmund Levy

CORONER.

POOR QUALITY
ORIGINAL

0566

MEMORANDA.

AGE	PLACE OF NATIVITY	WHERE FOUND	Date When Reported
6 Years 6 Months - Days	U. S. City	Morgue from Bellevue Hospital.	Jan 29/90

M. J. B. M.

Sp. 449

Alt. 2000.

1890

AN INQUISTION

On the VIEW of the BODY of

Louis V. Stetzel

whereby it is found that he came to his death by

Accidents of the steam & pressure of the left hand from having been thrown out of the strong window of his residence 121 Pitt St. about 10 P. M. Jan. 28/90 by his sudden fall from John V. Stetzel.

Inquest taken on the 18 days before

MICHAEL J. B. MESSEMER, CORONER.

V 444

POOR QUALITY
ORIGINAL

0567

Coroner's Office,

CITY AND COUNTY }
OF NEW YORK, } ss.

John Votocil 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—

John Votocil

Question—How old are you?

Answer—

28 years

Question—Where were you born?

Answer—

Bohemia

Question—Where do you live?

Answer—

121 Pitt-st

Question—What is your occupation?

Answer—

Cigar maker

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

At present - I have nothing to say -

John Votocil,

Taken before me, this 6th day of March 1896

Ferdinand L. ...

CORONER

POOR QUALITY
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MEMORANDA.

AGE			PLACE OF NATIVITY	WHERE FOUND	DATE When Reported
6 Years	6 Months	Days	<i>N.Y. City</i>	<i>Morgue from Pellum Hospital</i>	<i>Jan 29</i>

Mar. 442. 1890
HOMICIDE.

AN INQUISITION. 1957

On the VIEW of the BODY of

John Dotsic

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

John Dotsic

Inquest taken on the 6th day
of March 1890

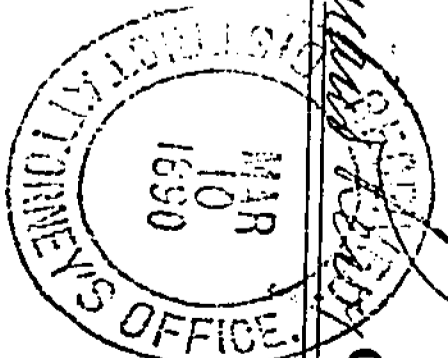
before

Frederick J. [Signature]
CORONER.

Committed

Obtained

Discharged



Date of death January 28 1890

Miles Fern being duly
 sworn deposes and says
 that he is an Officer
 attached to the 13th Precinct
 Police, that on the 21st 8th
 day of Jan, last past
 Dependent arrested one
 John Botocil on infor-
 mation ^{My} belief that
 he (Botocil) killed his
 five year old male
 child, by wilfully ^{My}
 feloniously throwing
 said child out of the
 fifth story windows
 of house No 171 Pitt St
 New York City; that said
 Botocil had a fit of
 temporary insanity at
 the time, ^{My} said he
 was "Christ", and a
 "gladiator"; that dependent
 saw said Botocil on

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his back, lying on the floor of the room in said house, from which he threw said child to the street. That said Votocil while in charge of Department tried to strike his head against the wall as he was being taken down stairs from said room in said house

Sworn to before me } Miles Keon
this 1st day of Feb 1890 } Charles K. Sainton
Police Justice

3

Albert Marham of No
171 Pitt St, being
only sworn deposes ^{and}
says On the 28th day of
Dec^r last past, I was
in my room, on the
same floor, and next to
John Botocic room;
it was about 10¹⁵-o'clock
A.M., I heard a great
noise in Botocic
apartment, and rushed
into his room, and then
and there saw Botocic
throw his child out
of one of the windows
lighting said room
from the street; that
Botocic grabbed and
held him till ^{his father} ~~my~~ came
to ~~my~~ assistance; that
my father and myself
then said Botocic to

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The floor and tied his
hands and feet with
a clothes line, left him
in charge of my father
and went for the Police-
men Albert Marham

Sworn to before me } Charles W. Linton
this 1st day of Feb 1890 }
Police Justice

Frank Marham, the
father of Albert Marham
being duly sworn deposes
and says, the above
statement of my son
is true and correct and
I corroborate the same
in so far as it relates
to me Frank Marham.

Sworn to before me } Charles W. Linton
this 1st day of Feb 1890 }
Police Justice

3

Barbara Votocil, the mother of John Votocil, being duly sworn deposes and says, On the morning of Jan 28th last past about ten O'clock a.m., Reperment was in her room on the fifth floor of premises 171 Pitt St; that her son, the said John Votocil came home and said "Forgive me Mother, I am going to die"; that he went into the bedroom saying he was going to sleep; that he began to break the windows, then Reperment took the child by the hand to lead it from said room, then and there

POOR QUALITY
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Said John Cotocic threw
Deperment on the floor,
Took said child in
his arms and flung
it out of the window
into the street, then
Deperment ran out;
that said John Cotocic
was undressed ^{and} naked at
the time, Barbara ^{kept} ^{mark} Cotocic
sworn to before me } Charles W. Linton
this 1st day of Feb 1890 } Police Justice

POOR QUALITY
ORIGINAL

0575

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, ss.

3

District Police Court.

John Votocil 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~~ *me*, that the statement is designed to
enable ~~him~~ *me* if he see fit to answer the charge and explain the facts alleged against ~~him~~ *me*
that ~~he~~ *he* is at liberty to waive making a statement, and that ~~his~~ *my* waiver cannot be used
against ~~him~~ *me* 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 no recollection
of what I did
John Votocil*

Taken before me this

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Charles H. Smith

Police Justice.

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ORIGINAL

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CITY AND COUNTY } ss.
OF NEW YORK, }

POLICE COURT,

3rd DISTRICT.

Miles Keon.
of No. *13th Precinct* Street, aged *42* years,
occupation *Police Officer* being duly sworn deposes and says

that on the *28th* day of *January* 188*9*.
at the City of New York, in the County of New York: he arrested

John Votocil (now here for
wilfully and feloniously
killing his daughter.

Deponent prays the de-
fendant be held to enable
deponent to secure the ne-
cessary evidence.

Miles Keon.

Sworn to before me, this

of

January 188*9*

day

Charles A. Stearns

Police Justice.

POOR QUALITY
ORIGINAL

0577

Police Court-- 3 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs. *John Votroil*
28 yrs. 12/12/1890
Dated *Jan 30* 1890
Hamlin Magistrate.

AFIDAVIT.

*Committed without bail
for examination
Feb. 1st 1890 10 AM.
C.M.J.*

*Committed to the care
of the Coroner without
bail. C.M.J.
Feb. 1. 1890*

Witness, *Barbara Votroil* 12/12/1890
Albert Markham "
Carrie Arnold "
Harold Markham "

Disposition,

POOR QUALITY
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0578

BAILED,

No. 1, by _____
Residence _____
Street _____

No. 2, by _____
Residence _____
Street _____

No. 3, by _____
Residence _____
Street _____

No. 4, by _____
Residence _____
Street _____

Police Court 195 District.

THE PEOPLE, &c.,
vs. *John Victor*
ON THE COMPLAINT OF
John Victor
Offence *Homicide*

Dated *Feb 1* 1880

Magistrate *Heaven*
Officer *Heaven*
Precinct *3*

Witnesses *Heaven*

No. *121* Street *St. Mark Ave.*
No. *121* Street *St. Mark Ave.*
No. *121* Street *St. Mark Ave.*

FEB 1 1880
to answer
FEB 1 1880
to answer
FEB 1 1880
to answer

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

guilty thereof, I order that he be held to answer the same and he be ~~admitted to bail in the sum of~~ *without bail* ~~committed to the Warden and Keeper of~~ the City Prison of the City of New York, ~~until he give such bail.~~

Dated *Feb 1* 1880 *Charles V. Smith* Police Justice.

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

Dated _____ 188 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

POOR QUALITY
ORIGINAL

0579

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 Volaid

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

indictment, accuse John Volaid

of the crime of Murder in the first degree,

committed as follows:

The said John Volaid,

late of the City of New York, in the County of New York aforesaid, on the

Twenty-fifth day of January in the year of our Lord one thousand
eight hundred and ninety _____, at the City and County aforesaid,

with force and arms, in and upon one
Samuel Volaid, then and there lawfully
residing and of his malice aforethought,
did make an assault, and him the said Samuel

POOR QUALITY
ORIGINAL

0580

Volcail, from a great height to wit. the
height of fifty feet, down into and
upon the ground there, with great
force and violence then and there mightily,
gloriously and of his malice forethought
did cast and throw; by reason and by
means of which said casting and throwing
in manner aforesaid, he the said Louis
Volcail did then and there fall, with great
force and violence, from the said height,
down into and upon the ground there:
giving into him the said Louis Volcail,
then and there by the means aforesaid,
in and upon the head, neck, breast,
belly, back, sides and limbs of him
the said Louis Volcail, divers mortal
wounds, bruises, fractures and
contusions, of which said mortal wounds,
bruises, fractures and contusions, he the
said Louis Volcail then and there died.

And so the Grand Jury aforesaid

POOR QUALITY
ORIGINAL

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do say: that the said John Volod, twin the
said Louis Volod, 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.

John R. Fellows,

District Attorney