

0521

BOX:

249

FOLDER:

2418

DESCRIPTION:

Mack, Robert

DATE:

02/16/87



2418

0522

BOX:

249

FOLDER:

2418

DESCRIPTION:

Johnson, Charles H. Jr.

DATE:

02/16/87



2418



0523

BOX:

249

FOLDER:

2418

DESCRIPTION:

Johnson, Charles H. Sr.

DATE:

02/16/87



2418

0524

Witnesses:

Thomas Barrett

Counsel,

Filed 16 day of July 1887

Pleads

Indisputably (21)

THE PEOPLE

vs.

Robert Mack

Chas. H. Johnson Jr

Chas H. Johnson Sr

Assault in the Second Degree. (Section 218, Penal Code.)

RANDOLPH B. MARFINE,

District Attorney.

13<sup>th</sup> March 1887

A True Bill. R. B. Macdonald

Edward J. Morris

at City of New York

24<sup>th</sup> March 1887

Apr, 19<sup>th</sup> Dec 1887



0525

Police Court—1st District.CITY AND COUNTY  
OF NEW YORK, { ss.

of No.

Thomas Barrett  
The 4<sup>th</sup> Precinct Police

Street,

being duly sworn, deposes and says, that  
on Friday the 7<sup>th</sup> day of Januaryin the year 1887 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by

Robert Mack Charles Johnson Jr  
& Charles H Johnson Jr  
(all now here) The defendant  
Mack caught hold of deponent  
by the collar of the coat and did  
butt or strike deponent on the  
face with his head and said  
defendants Johnson Jr & Johnson Jr  
struck deponent from behind  
deponents back on the head and  
face with a pair of Metal Knuckles  
cutting and wounding deponent's  
head and face in a severe  
manner and said assault  
was committed

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

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

Sworn to before me, this

day

of

1887Thomas Barrett

POLICE JUSTICE.

0526

Sec. 198—200.

1st District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Robert Mack* being duly examined before the undersigned, 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. *Robert Mack*

Question. How old are you?

Answer. *23 years*

Question. Where were you born?

Answer, *United States*

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

Answer. *37 Fremont Street Boston. 3 months*

Question. What is your business or profession?

Answer, *Actor*

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

Answer. *I am not guilty of the charge*

*Robert Mack*

Taken before me this

day of *August* 1908

*William J. Hunt*

Police Justice.



0527

Sec. 198-200.

CITY AND COUNTY  
OF NEW YORK, } ss.

NY District Police Court.

*Charles H. Johnson* 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. *Charles H. Johnson*

Question. How old are you?

Answer. *60 years*

Question. Where were you born?

Answer. *Norway*

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

Answer. *62nd St Ave Brooklyn. 9 years.*

Question. What is your business or profession?

Answer. *Steve done*

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*  
*Charles H. Johnson*

Taken before me this

day of *July* 1938

Police Justice.

0528

Sec. 198-200.

CITY AND COUNTY  
OF NEW YORK, } ss.

101 District Police Court.

*Charles H. Johnson* 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. *Charles H. Johnson Jr.*

Question. How old are you?

Answer. *26 years*

Question. Where were you born?

Answer. *New York City.*

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

Answer. *65th 4th Avenue Brooklyn 5 years.*

Question. What is your business or profession?

Answer. *Actor.*

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.*

*C. H. Johnson,*

Taken before me this

day of

1938

Police Justice.



0529

CITY AND COUNTY  
OF NEW YORK, } ss.

POLICE COURT, 101 DISTRICT.

of No. 430 101 Street, aged 59 years,  
occupation Porter Butcher being duly sworn deposes and says,  
that on the 1st day of January 1887  
at the City of New York, in the County of New York,

That on the aforesaid day he saw  
said Charles St. Johnson Jr. running  
down our street pursued by Officer  
John McLaughlin of the 24th Precinct  
and that defendant was armed with a pair of <sup>metal</sup> knuckles  
and that there was no other person  
in the neighborhood or near defendant  
excepting said Johnson at said  
time

George Farmer

Sworn to before me, this

of January 1887

at City

Police Justice.



0530

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

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

Dated January 17 1888 Asst. J. P. L. Police Justice.

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

Dated January 17 1888 Asst. J. P. L. 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 \_\_\_\_\_ 1888 \_\_\_\_\_ Police Justice.



0531

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court

1st District

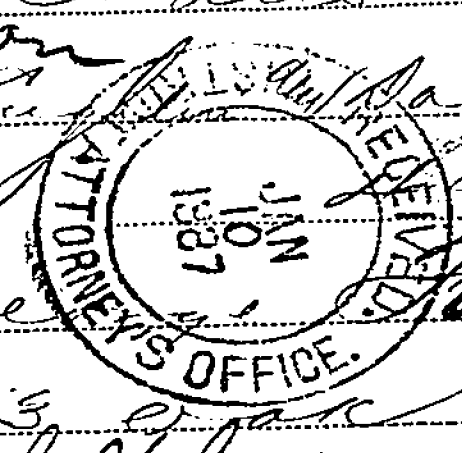
THE PEOPLE, &c.,

ON THE COMPLAINT OF

*James D. ...*  
*Robert W. ...*  
*Charles Johnson*  
*Charles Johnson*

Dated *January 9* 188*7*  
Officer *White* Magistrate.  
*W. J. ...* Officer.  
*...* Precinct.

Witnesses  
No. *43* Street.  
*Patrick H. Corrigan* 51 Market  
*John ...* 20 Madison Street.  
*L. E. ...*  
No. *500* Street.  
to answer





0532

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Robert Made,  
Charles H. Johnson  
the elder, and Charles  
H. Johnson the younger

The Grand Jury of the City and County of New York, by this indictment, accuse  
Robert Made, Charles H. Johnson  
the elder and Charles H. Johnson the  
younger —

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

The said Robert, Charles the elder  
and Charles the younger all —

late of the City and County of New York, on the ~~seventh~~ — day of  
~~January~~, in the year of our Lord one thousand eight hundred and  
eighty~~seven~~, with force and arms, at the City and County aforesaid, in and upon one

— Thomas Barrett, —

in the peace of the said People then and there being, feloniously did wilfully and  
wrongfully make an assault; and the said Robert, Charles

the elder, and Charles the younger  
with a certain metal — ~~revolver~~ which they the said

Robert, Charles the elder and Charles the younger  
in their right hands then and there had and held, the same being then and there a

~~weapon~~ likely to produce grievous bodily harm, ~~in~~,  
the said Thomas, — then and there feloniously  
did wilfully and wrongfully strike, beat, — bruise and wound,  
against the form of the statute in such case made and provided, and against the peace  
of the People of the State of New York and their dignity.

Charles H. Smith

District Attorney.



0533

BOX:

249

FOLDER:

2418

DESCRIPTION:

Madden, John

DATE:

02/17/87



2418

Witnesses:

Mary Batteren

Stephen Collins

Upon the withdrawal of the com-  
plainant, & affidavits of abjuration  
Batteren & Stephen Collins herewith  
at appearing herefrom that the afore-  
said charged was never committed.  
I do recommend that the defendant  
be discharged on his own recogni-  
tance.

July 20, 1887. *Amos T. Gould*  
Arch. Dist. Ct.

27. B.

Counsel,

Filed 17 day of July 1887

Pleads Not Guilty

THE PEOPLE

vs.

*R*  
John Madden

Assault in the First Degree, Etc.  
(Sections 217 and 218, Penal Code.)

RANDOLPH B. MARTINE,  
District Attorney.

*R. B. May 28/87*  
*Recd. by A. W. S. M.*  
A True Bill.

*Edward J. Morris*  
Foreman.

0534



0535

Police Court—First District.CITY AND COUNTY  
OF NEW YORK,

of No.

ss.

55 Roe Mary Patterson Street,

Friday

the

11th

being duly sworn, deposes and says, that

day of

February

in the year 1887 at the City of New York, in the County of New York

was violently and feloniously ASSAULTED and BEATEN by

(now here) who struck <sup>said Annie Collins</sup> ~~deponent~~ several blows with his hands, knocking her said Annie Collins down that deponent saw her said Annie lying on the floor with a pool of blood about her, that she said Annie informed deponent that he said John Madden had stabbed her on the back part of the body. Deponent further says that said assault was committed in said premises at about 1030, o'clock P.M., and that she said Annie Collins is unable to appear in Court to make a complaint against him said John Madden and that said assault was committed was done,

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

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

Sworn to before me, this

12th

day

of

February

1887.

her  
Mary F. Patterson  
Mark

Soldier Richard  
POLICE JUSTICE.



0536

CITY AND COUNTY OF NEW YORK, ss.

POLICE COURT, 1<sup>st</sup> DISTRICT.

Stephen Collins

of No. 53 Rees Street, aged 31 years,

occupation Laborer, being duly sworn deposes and says,

that on the 14<sup>th</sup> day of February 1887

at the City of New York, in the County of New York, he saw Annie

Collins the injured woman described in the affidavit hereto annexed lying on the stair way in said premises when she pointed out the defendant in the within case John Madden as the man that beat and stabbed her, that he defendant was present and admitted committing the assault and said when I asked him if he did it, "Yes I cut her"

Stephen Collins

Sworn to before me, this

of

1887

day

Police Justice.



0537

Sec. 198-200.

CITY AND COUNTY  
OF NEW YORK, ss.

1st District Police Court.

John Madden 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 not guilty.  
John Madden

Taken before me this

19th

day

1888

John J. Justice  
Police Justice.



0538

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

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

Dated February 12<sup>th</sup> 1887 Solomon S. 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.



0539

BAILED,

No. 1, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 2, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 3, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 4, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

97 Belford 189  
Police Court District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Mary Patterson  
vs. Rose  
John Madden

Offence: Assault  
Chm. Collins

Dated February 12 1887  
H. B. Smith Magistrate.

Anthony Metphal Officer.  
14th Precinct.

Witnesses Stephen Collins

No. 55 Rose Street.

M. Collins

No. \_\_\_\_\_ Street.

No. \_\_\_\_\_ Street.

No. \_\_\_\_\_ Street.

\$ 1500 to answer G. A.

Corn



0540

## New York General Sessions.

PEOPLE ON MY COMPLAINT,  
VERSUS

John Madden.

Apaukt.

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

My reasons for this recommendation are as follows:

I saw the defendant, in a state of intoxication, approach Mrs. Collins, & I saw the defendant fall unconscious, I supposed as the result of an assault. I made the Complaint herein under that impression, without request or direction on the part of any one. I have since been informed by Mrs. Collins, & Co. here, that she was not assaulted by the defendant, but became unconscious, & fell, partly through the pain caused by standing on a sprained ankle, & partly through a fainting spell, a Complaint to which I know she has been subject for years.

I was nervous & excited at the time, & acted throughout the whole affair with great excitability.

In these reasons I respectfully request permission to withdraw the complaint herein.

Dated July 25, 1887.

Witness:

W. D. Parker,

Mary <sup>her</sup> Patterson  
mark



0541

-----X  
The People &c.

vs.

John Madden.  
-----X

City and County of New York, SS:

Stephen Collins, being duly sworn, deposes and says as follows: I reside at 55 Rose Street, and am the husband of Annie Collins, alleged to have been assaulted by the defendant in this case. I am informed by my wife, and verily believe, that the said defendant never assaulted her. The relations between my self and the defendant are, and always have been, friendly.

The affidavit made by me herein was made while I was in a state of intoxication, and excited by <sup>a</sup>the statement of Mrs. Batterson's, that the defendant had assaulted my wife, and I am unprepared to substantiate the allegations made therein.

Sworn to before me this  
25th day of February 1887.

*Stephen Collins*

*A. D. Barker*  
Notary Public  
*A. D. Barker*

0542

---

THE PEOPLE OF THE STATE OF  
NEW YORK,

*against*

*John Madden*

---

*Opponent  
of  
Stephen Collins*

---

RANDOLPH B. MARTINE,

DISTRICT ATTORNEY,

No. 32 CHAMBERS STREET,

NEW YORK CITY.



0543

-----X  
The People &c.

v.

John Madden.  
-----X

City and County of New York SS:

Annie Collins, being duly sworn, deposes and says:  
I reside at 55 Rose Street. I am the person described  
in the complaint herein as having been assaulted by the  
defendant. The complaint against the defendant was  
made by Mary Batterson under a misapprehension of facts-  
the defendant did not assault me at all. The relations  
between us are, and always have been friendly.

I was standing on a chair, at the time of the al-  
leged assault, and having a sprained ankle, I fell off  
the chair upon the floor, unconscious, partly through pain,  
and partly through a fainting-spell, to which I have  
been subject for years. I was <sup>not</sup> injured to the extent  
described by said complainant, but only very slightly  
cut by the breaking of my corset steel.

I respectfully beg that the defendant may be dis-  
charged and the indictment dismissed, as he is entirely  
guiltless of any assault upon me.

Sworn to before me this

25th day of February 1887.

A. D. Parker

Notary Public  
N. Y. Co.

Mrs. Annie C. Collins

0544

THE PEOPLE OF THE STATE OF  
NEW YORK,

against

*John O'Madden*

*Applicant  
vs  
Marie Collier*

RANDOLPH B. MARTINE,  
DISTRICT ATTORNEY,  
No. 32 CHAMBERS STREET,  
NEW YORK CITY.



0545

The Society of the New York Hospital,

HOUSE of RELIEF, 160 Chambers St.

New York, Feb-12<sup>th</sup> 1887

This is to certify that  
Annie Collins is not in  
a condition to leave the  
Hospital at the present time.

R. O. Du Bois M.D.  
Chambers, st Hospital.

0546

**Court of General Sessions of the Peace**  
OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF STATE OF NEW YORK,

against

*John Madden*

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

*John Madden,*

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

The said *John Madden,*

late of the City of New York, in the County of New York aforesaid, on the  
*seventh* day of *February* in the year of our Lord  
one thousand eight hundred and eighty-seven, with force and arms, at the City and  
County aforesaid, in and upon the body of one *Annie Roddis,*  
in the peace of the said People then and there being, feloniously did make an assault,  
and *then* the said *Annie Roddis,*  
with a certain *knife* —  
which the said *John Madden* —  
in *his* right hand then and there had and held, the same being a deadly and  
dangerous weapon then and there wilfully and feloniously did cut, stab and wound,

with intent *then* the said *Annie Roddis* —  
thereby then and there feloniously and wilfully to kill, against the form of the statute  
in such case made and provided, and against the peace of the People of the State of  
New York and their dignity.

**SECOND COUNT;**

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

The said *John Madden,*

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, in and  
upon the body of the said *Annie Roddis,*  
in the peace of the said People then and there being, feloniously did wilfully and  
wrongfully make another assault, and *then* — the said

*Annie Roddis,* —

with a certain *knife* —  
which the said *John Madden* —

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



0547

THIRD COUNT;

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

— John Madden —

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

The said John Madden,

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, in and upon the said Annie Roddis, in the peace of the said People then and there being, feloniously did wilfully and wrongfully make another assault, and the said John Madden, — with a certain knife —

which the said John Madden — in his — right hand and there had and held, in and upon the back of the said Annie Roddis, — then and there feloniously did wilfully and wrongfully strike, beat, stab, cut, bruise and wound, and did then and there and by the means aforesaid, feloniously, wilfully and wrongfully inflict grievous bodily harm upon the said

Annie Roddis, —

against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

**RANDOLPH B. MARTINE,**

District Attorney.

0548

BOX:

249

FOLDER:

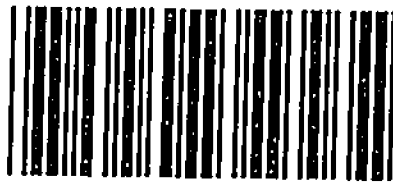
2418

DESCRIPTION:

Mahon, Michael

DATE:

02/23/87



2418



0549

Witnesses:

*John Strickland*

*146* / *Bugher*  
Counsel,  
Filed *23* day of *July* 188*7*  
Pleads,

THE PEOPLE  
*vs.*  
*18 m m*

*Michael Mahon*

*Brigadier in the Third Degree*  
*Grand Secretary, 2nd degree*  
*Sections 405, 506, 528 and 531.*

RANDOLPH B. MARTINE,  
District Attorney.

*Dr. Perry 24/13*  
*pleads 1st 3d.*  
A True Bill.

*Edward J. Murray*  
Foreman

*House of Representatives*

0550

Police Court—<sup>1st</sup> District.

City and County } ss.:  
of New York,

of No. 65 + 67 Exchange Place Street, aged 43 years,  
occupation Wines & Liquors being duly sworn  
deposes and says, that the premises No 65 + 67 Exchange Place Street,  
in the City and County aforesaid, the said being a Four Story Brick  
Building in the 1st Ward  
and which was occupied by deponent as a Wine & Liquor Saloon  
~~and in which there was at the time a human being~~

were BURGLARIOUSLY entered by means of forcibly Raising  
a wooden bar on a door in the  
basement of premises No 65 Exchange  
Place and opening said basement door  
and entering the same  
on the 13<sup>th</sup> day of February 1887 in the day time, and the  
following property feloniously taken, stolen, and carried away, viz:

One double cased gold watch  
of the value of Thirty Dollars

the property of In the care and custody 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  
Michael Mahon  
(now here)

for the reasons following, to wit: deponent deeply locked  
and fastened the doors and windows  
in the above described premises at  
about the hour of seven o'clock P.M.  
on the 12<sup>th</sup> day of February 1887 and  
at about the hour of four o'clock P.M.  
on the 13<sup>th</sup> day of February 1887 deponent  
discovered said premises had been  
Burglarized and deponent missed



0551

the aforesaid property

Deponent is informed by  
officer John W. M. Cormack of the 1st  
Precinct Police that he found the  
aforesaid watch in a room occupied  
by the defendant - no 18 Morris Street  
there shown in Court and identified  
by deponent as the property taken  
stolen and carried away as aforesaid

Sworn to before me this John Stettin  
14th day February 1887  
J. C. [Signature]  
Police Justice

Police Court District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Degree.

vs.

Burglary

Dated

188

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of \$ Bail.

Bailed by

No.

Street.



0552

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 34 years, occupation Police Officer of No.

10th Avenue Place Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of John Strumetto

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

Sworn to before me this 16

day of February 1888

John W. McLeornick

CLX 6 10 11



0553

Sec. 198-200.

CITY AND COUNTY {  
OF NEW YORK, } ss

1st District Police Court.

Michael Mahon 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

Michael Mahon

Question. How old are you?

Answer

14 years

Question. Where were you born?

Answer.

Ireland

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

Answer.

18 Morris St. 2 years

Question What is your business or profession?

Answer

Bar tender

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 of the  
charge  
Michael Mahon

Taken before me this  
day of February 1888  
W. G. M. W.

Police Justice.



0554

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 Twenty Hundred Dollars, and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

Dated Sept 14 188 Wm. C. Owen 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.



0555

Police Court

1st 708 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*John Strutt*  
65 Exchange Place  
*Michael Mahon*

2  
3  
4

*Offence*  
*John Strutt*

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Dated February 14 1887

Magistrate.

*McComas* Officer.

Precinct.

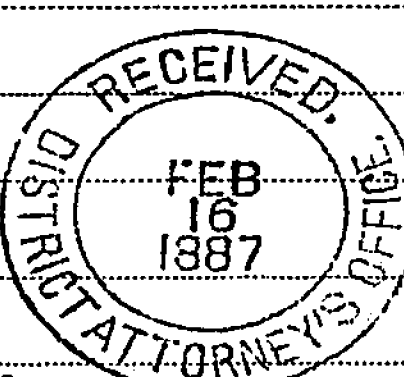
Witnesses *all the officers*

No. Street.

No. Street.

No. Street.

\$ 1500 to answer *G.S.*



*Com*

0556

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 Madson*

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

*Michael Madson*

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

The said *Michael Madson*,

late of the *First* Ward of the City of New York, in the County of New York, aforesaid, on the *thirteenth* day of *February*, in the year of our Lord one thousand eight hundred and eighty-*seven*, with force and arms, at the Ward, City and County aforesaid, a certain building there situate, to wit: the *saloon* of one

*John O'Kethmiller*,

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

*John O'Kethmiller*,

in the said *saloon*, 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.



0557

SECOND COUNT—

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

*— Michael Mathew —*

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

The said *Michael Mathew,*

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

*one watch of the value of*  
*fifty dollars,*

of the goods, chattels and personal property of one

*John S. Kretzschmar. —*

in the *saloon* of the said

*John S. Kretzschmar, —*

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

*Randolph S. Martin*  
*District Attorney*

0558

BOX:

249

FOLDER:

2418

DESCRIPTION:

Marrin, William

DATE:

02/16/87



2418



Witnesses:

George Campbell

John Farley

Officer Miller

W. J. B. W. James. 1887

Counsel,

Filed, 16 day of Feb 1887

Pleads, Intelligently

THE PEOPLE

vs.

P.

William Martin

GAMING HOUSE, &c.  
[Sections 843, 844 and 885 Penal Code.]

RANDOLPH B. MARTINE

District Attorney.

A True Bill.

Edward J. Morris

Foreman

Heads guilty on

Just Cause

City Prison 5 Days.

0559



0560

CITY AND COUNTY  
OF NEW YORK, ss.

POLICE COURT, 4 DISTRICT.

of No. The 19<sup>th</sup> Sub Precinct Street, aged        years,  
occupation Police Officer being duly sworn deposes and says  
that on the 20<sup>th</sup> day of January 1886

at the City of New York, in the County of New York, he arrested  
William Marrie for the reason  
and from the fact that said Marrie  
was keeping maintaining and  
then and there in possession of  
premises 107 East 44<sup>th</sup> Street which said  
Marrie was using as a gambling  
house, Depment further says that  
he there saw divers persons playing  
a game known as Poker and that said  
divers persons were playing for money  
then and there exhibited in the possession of  
said divers persons James McMahon

Sworn to before me, this 21

188

day

Police Justice.



0561

Sec. 192.

✓ District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY } ss.  
OF NEW YORK, }

An information having been laid before Andrew White a Police Justice  
of the City of New York, charging William Marry Defendant with  
the offence of keeping a gambling house

and he having been brought before said Justice for an examination of said charge, and it having been made to  
appear to the satisfaction of said Justice that said examination should be adjourned to some other day, and the hear-  
ing thereof having been adjourned,

We, William Marry Defendant of No. 219 E 44  
and Henry Steubing of No. 162 E 56 Street; by occupation a Saloon Keeper  
Street, by occupation a Puncher Surety, hereby jointly and severally undertake that  
the above named William Marry Defendant  
shall personally appear before the said Justice. at the 21 District Police Court in the City of New York,  
during the said examination, or that we will pay to the People of the State of New York the sum of Four  
Hundred Dollars.

Taken and acknowledged before me, this 21

day of January

188

Charles White POLICE JUSTICE.



0562

CITY AND COUNTY }  
OF NEW YORK, } ss.

Sworn to before me this  
day of Sept  
1888  
at New York  
Police Justice.

Henry Steubing  
the within named Bail and Surety being duly sworn, says, that he is a resident and  
holder within the said County and State, and is worth 400 Hundred Dollars,  
exclusive of property exempt from execution, and over and above the amount of all his debts and  
liabilities, and that his property consists of House and lot  
900 3rd Avenue of the full  
value of Two thousand  
Dollars Henry Steubing

District Police Court.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

Undertaking to appear  
during the Examination.

Taken the ..... day of ..... 188

Justice.



0563

Sec. 198-200.

CITY AND COUNTY  
OF NEW YORK, {ss

4 District Police Court.

*William Marini* 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 *William Marini*

Question. How old are you?

Answer *34 years*

Question. Where were you born?

Answer *MA*

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

Answer *219 E 44 St. 4 months*

Question. What is your business or profession?

Answer *Salon Keeper*Question. Give any explanation you may think proper of the circumstances appearing in the  
testimony against you, and state any facts which you think will tend to your  
exculpation?Answer *I am not guilty**William Marini*

Taken before me this

21

day of

1888

Police Justice.



0564

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 Marri*

*Not* guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of \_\_\_\_\_ Hundred Dollars, and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

Dated *January 7<sup>th</sup>* 188 *Andrew White* Police Justice.

I have admitted the above-named \_\_\_\_\_

*William Marri*

to bail to answer by the undertaking hereto annexed.

Dated *December 8<sup>th</sup>* 188 *Edouard* 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.



0565

BAILED.

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court

District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Wm. McMahon  
vs.  
William Martin

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Dated

188

Magistrate

Officer.

Precinct.

No.

Street.

No.

Street.

No.

Street.

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to answer

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0566

**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 Martin*

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

(Sec. 343  
Penal Code) of the CRIME OF KEEPING A ROOM TO BE USED FOR GAMBLING, committed  
as follows :

The said *William Martin*,

late of the *Nineteenth* Ward 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 eighty-*five*, and on divers other days and  
times as well before as after, to the day of the taking of this inquisition, at the Ward, City and  
County aforesaid, with force and arms, unlawfully did keep a certain room in a certain building  
there situate to be used for gambling; 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. (Sec. 344 Penal Code).

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

— *William Martin* —

of the CRIME OF ALLOWING A ROOM, ESTABLISHMENT, TABLE AND APPA-  
RATUS TO BE USED FOR GAMBLING PURPOSES, committed as follows :

The said *William Martin*,

late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year  
aforesaid, and on said other days and times, at the Ward, City and County aforesaid, a certain



0567

room in a certain building there situate, and a certain gambling table, and establishment, and diver cards, chips, devices and apparatus, a more particular description whereof is to the Grand Jury aforesaid unknown, and cannot now be given, the same being suitable for gambling purposes, with force and arms, feloniously did allow to be used for gambling purposes, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

THIRD COUNT. (Sec. 385 Penal Code).

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

*William Martin*

of the CRIME OF MAINTAINING A PUBLIC NUISANCE, committed as follows :

The said *William Martin*,

late of the Ward, City and County, aforesaid, afterwards, to wit: on the day and in the year aforesaid, and on said other days and times, at the Ward, City and County aforesaid, with force and arms, a certain common gaming-house, there situate, for *his* lucre and gain, unlawfully and injuriously did keep and maintain; and in *his* said common gaming-house, then and on said other days and times, there unlawfully and injuriously did cause and procure divers idle and ill-disposed persons to be and remain, and the said idle and ill-disposed persons, on the day and in the year aforesaid, and on said other days and times, to game together and play at a certain unlawful game of cards called "*patience*", in the said common gaming-house aforesaid, there did unlawfully and injuriously procure, permit and suffer, and the said idle and ill-disposed persons, then, and on said other days and times, in the said common gaming-house aforesaid, by such procurement, permission and sufferance of the said

*William Martin*,

there did game together and play at said unlawful game of cards, for divers large and excessive sums of money, to the great annoyance, injury and damage of the comfort and repose of a great number of persons, good citizens of our said State, there inhabiting and residing, and passing and repassing, to the common nuisance of the said citizens, against the form of the statute in such case made and provided, and against the peace and dignity of the People of the State of New York.

**RANDOLPH B. MARTINE,**

**District Attorney.**

0568

BOX:

249

FOLDER:

2418

DESCRIPTION:

Marx, Morris

DATE:

02/25/87



2418



Witnesses:

Samuel Sankowski  
Doctor J. J. & Clark  
Doctor O'Leary  
Rosette Salomon  
Officer P. Hughes

Counsel,

Filed 25 day of Oct 1887

Pleads Not Guilty (28)

THE PEOPLE

vs.

Morris Marx

[Section Penal Code]

Indictment

RANDOLPH B. MARTINE,

PI May 14, 1887 District Attorney.

Indictment  
and convicted  
Manchug for 1st degree

A True Bill.

Edward J. Martin

20 Apr 1887

20 Apr 1887

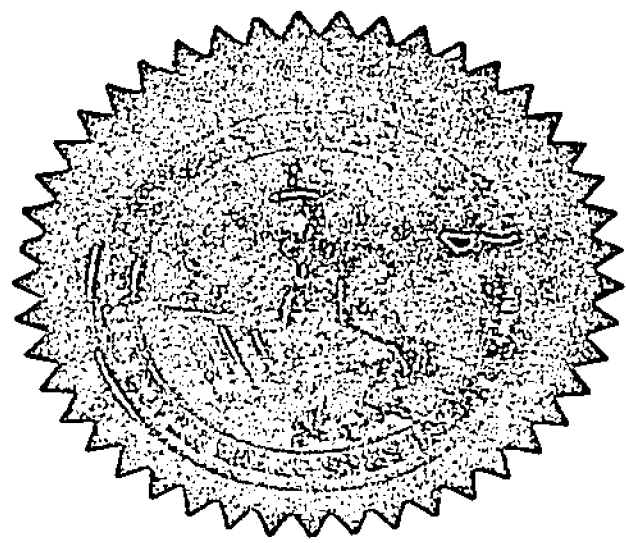
20 Apr 1887

0569



0570

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



The People of the State of New York, To the Sheriff, Deputy  
Sheriffs, and Policemen of the City and County of New York,  
Greeting :

We Command You, and each of you  
That you attach and take the body of

*Straces*

who stands charged before our Justices of

our Court of General Sessions of the Peace, in and for the said  
City and County, with a Warrant, and him forthwith bring  
before our said Justices, to be dealt with according to law.

Witness, Hon. *Fredrick Smyth*, Recorder  
of our said City, this *12<sup>th</sup>* day of *May*  
in the year of our Lord, one thousand eight hundred and  
eighty-*Seven*

BY THE COURT.

Clerk of Court.



0571

*New York General Sessions of the Peace.*

THE PEOPLE

Of the State of New York,

*against*

*O. Straus*

*193 West St.*

Dated,

*May 12<sup>th</sup>* 1887

ATTACHMENT FOR A CONTEMPT.

*Court officer Waldron*

*Copy of person of Straus*

*name can be found at*

*193 West St.*

0572

N. Y. General Sessions.

-----X  
The People

vs

Morris Marx  
-----X

City and County of New York, SS:

Ella Schevinsky being duly sworn deposes and says:  
that she has heard read the affidavit to her of Augusta  
Andily herein and that she knows the contents thereof,  
and she declares that the contents of the affidavit so  
far as they relate to her are absolutely and unquali -  
fiedly untrue and false; that under a subpoena from  
this court she attended court on every day during the  
trial of Morris Marx and was present all the time, but  
was not called as a witness either by the prosecution  
or defense; that she has known Samuel <sup>Kowski</sup> ~~Jawinski~~ and his  
wife from childhood, they were children together in the  
old country; that her relations with said Samuel while  
friendly have always been perfectly proper, and there  
has never been the slightest undue familiarity between  
her and said Samuel Jawinski. She is 18 years old: that  
at one time she did board with Mrs. Frank, but that Jakow-  
ski did not board there at that time.

Deponent further says that she was equally friendly  
with the wife of Jakowski knowing her from childhood.



0573

When Mrs. Jakowski came to this country she brought a  
present to deponent from deponent's father.

Sworn to before me this

17th day of May, 1887.

*Thos. H. Ryan*

*notar. rfr*

0574

*N.Y. Court Gen Session*

THE PEOPLE OF THE STATE OF  
NEW YORK,

*against*

*Morris Marks*

*Affidavit*

RANDOLPH B. MARTINE.

DISTRICT ATTORNEY,

No. 32 CHAMBERS STREET,  
NEW YORK CITY.

*filed May 17/1917*



0575

City and County of New York SS:

Anna Frank being duly sworn deposes and says:

I am a widow and live at No. 131 Orchard Street in this city. I know Jakowski, he boarded with me when I lived at 97 Clinton Street, ten months ago. He never lodged in my house nor boarded with me while I lived at my present address, while Ella Schevinski was lodging there. I never saw any improper relations between them, always deporting themselves in a decent manner. He still visits my house, he is a friend of the family.

Sworn to before me this

17th day of May, 1887.

*Anna Frank*

*Thos H. Kelly*

0576

THE PEOPLE OF THE STATE OF  
NEW YORK,

against

*Morris Marx*

*Applicant.*

RANDOLPH B. MARTINE,

DISTRICT ATTORNEY,

No. 32 CHAMBERS STREET,  
NEW YORK CITY.

*Fluckey 11/17*



0577

# 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 *4* Ward of the City of  
 New York, in the County of New York, this *15* day of *February*  
 in the year of our Lord one thousand eight hundred and *87* before

Coroner,

of the City and County aforesaid, on view of the Body of *Anna Jarrovetti*  
 lying dead at

Upon the Oaths and Affirmations of

*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

*Anna Jarrovetti* came to her death, do  
 upon their Oaths and Affirmations, say: That the said *Anna Jarrovetti*  
 came to her death by *Exhaustion from Shock and*

*bruises of face, neck and shoulders caused by*  
*violent blows thrown on her person by Morris Mart*  
*at 42 Attorney St on December 23/86*

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.

*James Lyall and 615 E 11th*  
*Sho. Brown 570 10th*  
*R. Holland 431 8 Ave*  
*Robert Kennedy 418 E 14*  
*W. Lohmann 633 8th Ave.*  
*John Goldstein 314 8th*

*Joseph Meyer 163 E 13th*  
*627 8th Ave*  
*Ferny St. Dreyer*  
*Ferdinand Leber 343 10th Ave*

*John R. Nugent*

CORONER, I. S.

0578

Coroner's Office

TESTIMONY.

Samuel J. Jones, being sworn says: I  
 reside at 165 Broome St. The deceased  
 came to my house about 11 pm on  
 Monday. Mark the prisoner came  
 to my house at 3:30 afternoon on  
 Wednesday & I about 5 pm  
 I asked him where he was before  
 because I was waiting for him  
 for to get money. He told me  
 he went to his boss for money  
 and did not get any he said  
 me some words to leave and  
 had paid only five dollars  
 then my wife was giving him  
 supper and I gave him ten  
 cents for a glass of lager and  
 a bottle of soda water after  
 I was drinking he said and  
 my wife and him was drinking  
 the beer we sat talking until  
 one o'clock we went to bed  
 and about two o'clock my boy  
 got up. I slept with my wife  
 my wife was sleeping in the bed  
 room I got up once saw  
 Mark lying on his back  
 with a quilt over his head  
 about three o'clock my wife

Taken before me  
 this            day of

188

CORONER.



0579

Coroner's Office

TESTIMONY.

2

called help and my brother  
 mother and mother-in-law. I  
 went to sleep - her and she came  
 out of the room and fell on me  
 and called help I am burning  
 I took off <sup>the</sup> clothes and  
 called for help. I thrust  
 in the next door and a  
 lady came in after the lady  
 came in. I left her in the room  
 and went to call my mother  
 and a doctor. I called a police  
 officer and he directed me to  
 doctor Bennett and he came  
 to my house and attended  
 my wife and advised me  
 to have her sent to a hospital  
 I went to the Station House and  
 reported the matter and my  
 wife was taken to the hospital  
 I did not see the person when  
 my wife called and I got up  
 my wife was six weeks in the  
 hospital when she died. my  
 wife told me she received the  
 -Burial from Matt and said where  
 is Matt he done it to me

Taken before me  
 this            day of

188

CORONER.

0580

Coroner's Office.

TESTIMONY.

3

when I went to the station house  
I saw a boarder named  
Mark had a gun on  
my wife's back

Shaw to before me this  
19<sup>th</sup> day of February 1889  
J. W. W. W. W.  
J. W. W. W. W.

Taken before me

this

day of

1889

CORONER.



0581

## Coroner's Office.

## TESTIMONY.

4

Officer John McCauley 12<sup>th</sup> Precinct  
 on the morning of Dec  
 23<sup>rd</sup> acting Sergeant Lerman  
 directed me to go to 324<sup>th</sup> St  
 He said there had been  
 a complaint made that a  
 woman had been injured  
 by a brander in the house  
 I went to the house and saw  
 Mr. J. Kowalski. I asked him  
 what the trouble was and  
 he told me that during the  
 night his wife had been found  
 with a brander. I asked him  
 who had done it and he  
 said his brander Morris Mart  
 I asked him how he knew  
 he done it he said his wife  
 told him so he said further  
 that at 10<sup>th</sup> o'clock in the  
 morning he was awakened by  
 some noise and got up out  
 of bed and saw Mart in  
 bed he laid down a gun  
 and got asleep and about  
 an hour after he heard  
 his wife scream

Taken before me

this day of

188

CORONER.

0582

Coroner's Office.

TESTIMONY.

5

he got up and as he did he  
 saw his wife coming towards  
 him she was crying for help  
 he began to cry for help himself  
 he then looked for Mart in  
 his Mark bed the bed was  
 empty and Mart was gone  
 and the condition of Jackson's  
 clothes which was burnt from  
 the bed. Mr Jackson  
 had been taken to the  
 Hospital at that time  
 and was waiting for Mart  
 and Officer Buckley got him  
 the next day.

John M. Jackson

Taken before me  
 this

day of

188-

CORONER.

Subscribed & before me this  
 14<sup>th</sup> day of February 1889

John M. Jackson  
 John M. Jackson





0584

Coroner's Office.

TESTIMONY.

I brought the person to the station house he said he was innocent and he did not do it he said it was the husband who done it he was looking up to wait the result of the inquest.

Patric Longest

John H. Ludlow was the  
19<sup>th</sup> day of February 1884

J. W. W. W.

John J. J.

Taken before me

this day of

188

John Nugent

CORONER.



0585

Coroner's Office,

TESTIMONY.

Mossie Solomon (my own daughter) }  
 at 27 Ottawa St am a  
 housekeeper & I saw the deceased  
 Mr. J. J. Rossby at about 3 am  
 Dec 23 I heard a thump  
 on my door I thought the house  
 was on fire I ran in to  
 J. J. Rossby's room and saw  
 her burning with all her  
 clothes off. The husband was  
 in his mother's room while I was  
 in the room. ~~I did not~~  
 in a minute his mother came  
 with a young fellow. The  
 mother put some clothes on her  
 put her into bed again  
 and I then went into my room  
 when I got in the room  
 I ~~did not~~ Mr. J. J. Rossby  
 was lying in the room I did  
 not see Mary in the room  
 at all. I have seen the  
 prisoner but did not see him  
 that night.

Rebecca Solomon

Taken before me  
 this 18 day of Dec.

188

CORONER.

John A. Nugent

14th day of January 1889

John A. Nugent

John A. Nugent





0587

Coroner's Office.

TESTIMONY.

10

in for these Mart went out of  
the room. I did identify Mart  
as the man who had thrown  
the petrol on her. we left  
the hospital and went to  
22 allon, St. to see if we  
could find the bottle but  
could not find it

Harry Miller

Present to before me  
19th day of February 1889  
J. W. Ruggent  
Coroner

Taken before me

this

day of

188

J. W. Ruggent

CORONER.

0588

Coroner's Office,

TESTIMONY.

40

Morris Mart      Every seven days  
 I used at 29 Attorney St. with  
 the deceased I am a tailor -  
 I was living with Mr. Jankowski  
 and he had two wives and  
 he was living there with all  
 Attorney St. I first lived with  
 him at 95 Cochrane St.  
 and lived there one month  
 after leaving there went to  
 12 Attorney St. and I went with him  
 on Dec 23/11 - he went to a  
 drugstore and bought some  
 Medicine I asked him what  
 kind of Medicine he bought  
 he said, I want to throw  
 everything about 1 pm he  
 put me for a pint of beer  
 and a bottle of soda water  
 I went down stairs to the water  
 closet and Jankowski came  
 down and gave me my clothes  
 and told me to go away  
 I heard the noise and I asked  
 him what is the matter and he  
 said never mind I am  
 I do not know where he went

Taken before me

this      day of

188

CORONER.



0589

Coroner's Office

TESTIMONY.

Mr. Javorske never asked me  
for money I did not see her  
any. I did not buy any  
clothes that day when I went  
down stairs I do not know  
of the money man. I  
saw the money man the  
morning following  
saw you in Brown St.  
the Elderly & he said what  
are you doing here he said  
I will give you five dollars  
if you go to Philadelphia  
I said I would not go there

Morris Hart

Witnessed before me  
19th day of February 1889  
J. J. Javorske  
John J. Javorske

Taken before me  
this 18 day of Feb

1889

CORONER.

W. R. Nugent

W2

New York, Feb 3<sup>d</sup> 1887

*Sir :*

Please hold an Inquest on the body of

Age: 76 years 6 months 1 days. Admitted Five day, December

Father *Charles* *26*th 188*6*, at *7<sup>30</sup>* o'clock *P*.M.

Nativity, Russia; of 1834 at 7 o'clock M.

Mother Holston By Archibald

6 Mos. in U. S., 6 Mos. in City. From Quincy Hospital

Civil Bond: Married Occup.: Housekeeper Examined by Dr. \_\_\_\_\_

Suffering from symptoms of Acid Reflux &  
Face Throat and chest & leg

Said Injuries said to have been received by being thrown  
up on R. by train of cars  
from the same

Death took place Thursday, July 3<sup>d</sup> A 1887 at 12<sup>12</sup> o'clock P.M.

*The Autopsy revealed* ..... **F**

Remarks: Green at base of  
upper rib and Calamagrostis.

*J. E. Barker* M. D.  
HOUSE SURGEON PHYSICIAN.

- Ad. I. 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.



0591

TESTIMONY.

William O. Mayhew M. D., being sworn says:  
I have made an autopsy of the body of  
Annie Kopecky now lying dead, at  
Morrison and from such examination  
and history of the case, as per testimony, I am of opinion the cause  
of death is

Exhaustion from  
Shock and suffocation  
caused by sulphuric acid  
burns of face neck and shoulder.  
William O. Mayhew M. D.

Sworn to before me,  
this 3<sup>rd</sup> day of Feb. 1887

W. R. Nugent

CORONER.

0592

MEMORANDA.

AGE.			PLACE OF NATIVITY.	WHERE FOUND.	DATE When Reported.
26	Years.	Months.	Days.	Russia	Moscow Feb 3/87
Bellevue Hospital					

J. R. N.

No. 382

Jan. 24. 1887

AN INQUISITION

On the VIEW of the BODY of

Miss Kobak

whereby it is found that he  
came to his death by

Inquest taken on the day  
of 1887, before

JOHN B. NUGENT, Coroner.

382



MEMORANDA.

AGE.	PLAGE OF NATIVITY.	WHERE FOUND	DATE When Reported.
26 Years. Months. Days.	<i>Illinois</i>		<i>March 7th-3/87</i>

*Deceased*

11<sup>th</sup> at 1

J. R. N.

No. 382

1st Quar. 1887

AN INQUISITION

On the VIEW of the BODY of

*Miss Kippel*

whereby it is found that he  
came to his death by

Inquest taken on the day  
of 1887, before

JOHN B. NUGENT, Coroner.

382

0593

0594

Coroner's Office,

CITY AND COUNTY  
OF NEW YORK, } SS.

Morris Mart 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—

Morris Mart

Question—How old are you?

Answer—

24 years

Question—Where were you born?

Answer—

1 Poland

Question—Where do you live?

Answer—

22 Attorney St

Question—What is your occupation?

Answer—

Actor

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

I am innocent of the charge I am not guilty  
Morris Mart

Taken before me, this 18 day of Feb 1887

Geo R Nugent

CORONER.



0595

MEMORANDUM.

AGE.	PLACE OF NATIVITY.	WHERE FOUND.	DATE, When Reported.
26 Years. — Months — Days.	Russia	Morgue	Feb 3/87

1st Q. 1887. No 382. 1887.  
HOMICIDE.

AN INQUISITION

On the VIEW of the BODY of

Charles Jan Hecox

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

William Mark

Onquest taken on the 18 day  
of February 1887

John H. Morgan  
Coroner.

Committed  
Obtained  
Discharged

Date of death Feb 3/87

POOR QUALITY  
ORIGINAL

0596

HOMICIDE.

AN INQUISITION

On the VIEW of the BODY of

Charles Jan Koster

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

Morris Mart

Inquest taken on the 18 day  
of February 1887

John W. August  
Coroner.

Committed

Backed

Discharged

Date of death Feb 3/87

MEMORANDUM.

DATE

When Reported.

WHERE FOUND.

PLACE OF NATIVITY.

AGE.

Years — Months — Days.

96  
Morris Mart  
96 3/87



0597

New York General Sessions  
The People of the State of New York -  
vs  
Morris Marks } Murder.

City and County of New York } SS.

David Newman  
being duly sworn, says that  
he is the owner and proprietor  
of a Bakery & Grocery store, at  
No. 98, Orchard St., and lives  
at the same address, that  
he is well known to Samuel  
Jacowsky, the complainant  
in the above entitled cause, &  
his wife Anna, that he lived  
in the same house at 98  
Orchard St., with them for  
over four months, that during  
said period, said Jacowsky  
left his said wife Anna,  
unsupported, in a starving  
and destitute condition, that  
said <sup>Anna Jacowsky</sup> ~~Anna Jacowsky~~ deposed  
that said Jacowsky, did not  
come home until 3 or 4



0598

121

o'clock in the morning and  
 that her said husband  
 spent all his time and money  
 in the company of a ~~girl~~<sup>girl</sup>  
 named Ella, whom he  
 loved, more than he did  
 her. ~~It~~ Your deponent  
 further states that said  
 Anna, wife of said Samuel  
 Jacowski, told him this often  
 and complained bitterly and  
 in tears of her husband's  
 abandonment of her and  
 his affection for said Ella.  
 Deponent says, that the Landlord  
 for non payment of rent,  
 ejected said Anna from the  
 house & your deponent offered  
 to shelter her, and then at  
 that time, Jacowski's mother  
 said to said Anna, in deponent's  
 presence, that she was not  
 fit for a wife of her son.

Sworn to before  
 me this 17 May 1887.

Henry Morzbad

David Sherman  
 Mark.

Notary Public  
 N. Y. Co.



0599

New York General Sessions

The People of the  
State of New York

— <sup>agst</sup> —  
Moses Marks

City and County of  
New York

Mary Schelling being duly sworn  
says, that she is the housekeeper at  
no 98 Orchard St. that she knows  
Samuel Jacowsky and his wife Anna  
that at the dead of Winter said  
Jacowsky left his wife without  
food or money for days and  
without fuel or the money to  
buy fuel to keep herself and her  
child warm. That said Anna  
Jacowsky wept and complained  
after of his neglect and desertion  
of her for this girl by the name  
of Ella.

Sworn to and subscribed  
before me this 17<sup>th</sup> day of May

Henry Morzback

Notary Public  
N. Y. Co.

her  
Mary Schelling  
marks

The People of the  
State of New York

— apt —

Moses Marx

City and County  
of New York

S.S. Rachel Israel.

being duly sworn says that she resides at No. 60 Orchard Street in the City of New York that she has resided at said No. for the few months last past, that prior to her residence at No. 60 Orchard Street, she had lived five years at No. 98 Orchard St. in said City. That about July 1886, Samuel Jakowski came with his wife Anna, to live in apartments in said 98 Orchard Street, and occupied the three rooms on the same floor and in the immediate rear of the apartments and his said wife continued to reside in said apartments until about December 1st 1886 when they were dispossessed for non payment of Rent. Deponent's bed room adjoined the bed room occupied by Jakowski & his wife, and deponent could distinctly hear conversations had between Jakowski & his wife carried on in their bed room, Deponent further states, that she was awakened every morning, some times at one o'clock some times two and often as late as three o'clock in the morning, by the ~~loud~~ Jakowski's coming in, and having altercations with his wife which was always about the girl Ella, deponent has frequently heard Jakowski say to his wife on these occasions, that if she (meaning his wife) did not like it he would give her a divorce, the wife Anna would say I don't want any divorce, On one occasion deponent heard in the night time a dispute between



The said Jakowski and his wife about a letter  
~~that said~~ <sup>that said</sup> Jakowski's wife said. <sup>I had captured</sup> ~~found~~ a  
 letter from the girl Ella. Jakowski said why don't  
 you tell me what it is, she said you know tell  
 what it is I wouldn't tell you, Deponent  
 has often seen Jakowski's wife Anna in tears  
 and in response to inquiries made to her  
 at such times by this deponent the said  
 Anna said that the conduct of her husband  
 with the girl Ella, caused all her trouble

Deponent further states that on one occasion  
 on a Friday between the hours of four and  
 five o'clock, Jakowski's mother came to see  
 his wife, and found her without fire <sup>fuel</sup> or light  
 deponent heard Jakowski's mother say, I told  
 you you needn't come to this country because  
 it is for you to get a place to work and  
 put your children in the poor house.

Deponent together with other of the neighbors  
 gave Jakowski's wife fuel and light  
 Sworn to before me  
 this 19th day of May  
 1884

Benjamin S. S. S.  
 Rachael <sup>her</sup> Seal  
 mark

E. M. Freund  
 Notary Public  
 N.Y. Co.

0602

New York General Sessions

The People of the  
State of New York  
- agt -  
Moses Marx

City and County of  
New York } S. b.:

Isaac Straus being  
duly sworn says that he resides at 308 E.  
4<sup>th</sup> Street in the said City of New York, that  
on Friday the 13<sup>th</sup> day of May 1889. ~~at~~  
deponent was in part one of the Court  
of General Sessions, and that at the  
hour of adjournment for recess, deponent  
was sitting near the witness Miller who had  
previously testified on the part of the people  
in the Case of Moses Marx charged with  
Killing Anna Jakowski, that deponent  
was within one foot from the said Miller  
and could distinctly hear a conversation  
carried on between Miller and some one else  
sitting beside deponent, that said Miller  
said that their lawyers Cant get away with  
me, his God damn Sticker is no good  
we are going to do away with him, we  
are the boys for it.

J. Thomas  
(Over)



0603

Sworn to before me  
this 16<sup>th</sup> day of May 1887.

Henry Morgenthau

Notary Public  
N. Y. Co.

0604

New York - General Sessions,

People of State,  
of New York  
vs.

Moses Mava

City & County of  
New York } Ss.

J. A. Atchison

Being duly sworn says that he  
is of Counsel for the above  
named defendants, that the  
names of Mary Shilling & David  
Shewman, and the facts within  
their knowledge, were unknown  
to defendants ~~or this~~ Counsel  
until nine o'clock, this morning  
the 17<sup>th</sup> of May 1887.

J. A. Atchison

Sworn & subscribed  
to before me this 17<sup>th</sup>  
May 1887.

Edmund Hall  
Deputy Clerk  
Court General Sessions



0605

District Attorney's Office,

New York, May 5 1887

THE PEOPLE, &c.,

vs.

Morris Marks

W D Hughes & M. Chas. Esq.,

Attorney and Counsellor at Law.

Dear Sir:

Please take notice that  
the above-named defendant, for whom you are  
Counsel, will be placed on the calendar of  
Part ONE Court of General Sessions,  
~~for trial on~~ to file a day for trial

Friday May 6/87

Very respectfully,

RANDOLPH B. MARTINE,

District Attorney.



0606

Sept 4<sup>th</sup> D C - 11/87

New York General Sessions:

The People of the  
State of New York

-Agt-

Moses Marx

City and County of New York vs:

N. Duryee Hughes and Thomas A. Atchison being duly sworn say that they are Counsel for the defendant Moses Marx, that said Marx is a foreigner and but poorly acquainted with the English language is a stranger, having resided in the City of New York prior to the time of his arrest, but a short period. that his knowledge of the various localities in which material witnesses for his defense reside is consequently limited, and his ignorance of our language causes many mistakes to be made, which renders his case very difficult of preparation. In many instances material witnesses are known to the defendant and his Counsel by their Christian Names only, and having removed from the place where they resided at the time the defendant was arrested, it has been impossible thus far to locate them said witnesses



one of the utmost importance and  
 materiality and the defendant cannot  
 safely go to trial without them, Deponents  
 further state, that in the house where  
 the crime was committed for which the  
 defendant stands indicted, there is  
 now but one tenant left who lived  
 there at that time, and she was a  
 witness for the people before the  
<sup>and is now under subpoena for the defendant</sup>  
~~coroner's jury~~ Deponents further state that  
 they together, visited the premises and made  
 all necessary inquiries concerning the  
 occupants of the ~~premises~~ <sup>house</sup> at the time the  
 crime was committed, who deponents  
 have been informed, and believe, will  
 be able to testify to the unhappy relationship  
 existing between the husband of the  
 deceased and deceased, Nam deponents  
 state, that with further time they hope  
 and believe that they can have witnesses  
 present, who will establish the fact that  
 Jankoffsky <sup>and his</sup> ~~the~~ wife of the deceased, were  
 in a constant state of broil and quarrel  
 and ill feeling, because it was known  
 by the said wife that said Jankoffsky had  
 a paramour named Ella, upon whom  
 he lavished his affections and for whom  
 he neglected his wife and family  
 Deponents further state that said  
 evidence is of the utmost materiality.



0608

for the theory of the defense is that  
the husband and not the prisoner  
is the true Criminal, and <sup>your deponents state</sup> that they visited  
the house No 83 Chilton Street on the Evening  
of the 9th inst and endeavored to serve  
the said Ella with a subpoena, but were  
~~refused admission, to the apartment~~  
informed that the party was not in, and  
those present indicated clearly ~~that~~  
by their actions in refusing to take  
the subpoena for the said Ella, that  
obstacles would be placed in the way  
of her attendance upon Court, but  
deponents believe that with reasonable  
time they will be able to produce this  
and the other necessary witnesses on the  
trial

Done & before me  
this 10th day of May  
1884

T. Durge Hughes  
S. A. Atkinson

James H. Reay



0609

N.Y. General Sessions

The People of

The State of New York

—do—

Moses Mary

affidavit

(filed May 10/74)

Hughes Patching  
Atty for Dept

05 10

The Criminal Law punishes a man for crime in proportion to the bad intent, the corrupt mind and the guilty heart. If the offender killed his victim with premeditation and deliberation that is with deliberate and premeditated bad intent the law denounces this offense as murder in the first degree. Let us then examine the undisputed facts in this case and ascertain whether it is a case of murder in the first degree. The elements constituting this crime are, first, deliberation and premeditation, second, the intent to kill. Whether the act is deliberate and premeditated is to be inferred, of course, from the circumstances surrounding it. It is conceded that this woman came to her death by having vitrol thrown over her person, and we are at liberty and in fact, compelled to infer from the very nature of the weapon itself that the act was done with deliberation and premeditation. A man may suddenly draw a pistol, seize a knife, or a chair or a club or some handy weapon and in the heat of passion inflict a blow upon another. From the nature of the weapon like a chair, a club or something of that character, or revolver, if he had it on his person, the ~~nature~~ <sup>action</sup> rebuts the presumption of deliberation and premeditation. But when one arms ~~himself~~ <sup>himself</sup> with poison as in this case, a deadly and fatal drug, and uses it, the nature of the weapon and the act itself preclude any other theory



0611

excepting premeditation and deliberation in the doing of the act.

The second element in the crime of murder is the intent to kill. Now, in this case, as in the first element, we must look at the circumstances to see whether there is an intent to kill. The law assumes that every sane man intends the natural consequences of his own acts. Hence in this case if it was a natural consequence of the use of this vitrol that death should ensue, the law assumes that the murderer intended to kill. Now, if it were a drop of vitrol, the natural consequences of throwing that upon the person would not be to cause death, hence we could not assume an intent to kill., and we then must look to the quantity of the fluid used to <sup>by dr</sup> ~~fic~~ <sup>ment</sup> to cover about two foot square, <sup>all over one</sup> side of the face, neck, over the breast down to the abdomen. It was a sufficient quantity to have burnt in small bits all the shirt or shimmy upon the deceased woman, and that that came off from her was sufficient to burn the husbands clothes, through two sets of shirts and drawers. If one should throw a whole hogshead of vitrol or barrel of vitrol upon another, there would be no question but that they intended to kill - the natural consequences of their acts.

2  
If we were to throw a victim into a bath of vitrol there there would be no ~~question~~ about the intention

06 12

to kill. But is it now equally clear that by throwing enough vitrol to cover two feet square of a persons body, over the head, neck, shoulders, breast and stomach, shows unmistakably the intention of the assailant to kill his victim. But if we are not satisfied that the case comes under the ~~division~~ of the law denouncing murder in the first degree, that is the killing with intent to kill, and with premeditation and deliberation. The Court will probably tell you that this case, and it seems to us that it is one that comes under the subdivision of the law, which declares that if the killing be ~~done without~~ <sup>done without</sup> premeditation and deliberation or without intent to kill but in the commission of a felony there if death results the perpetrator must be declared guilty of murder in the first degree. The court will tell you was engaged in ~~the felony~~ or ~~assault~~ in the first degree, that is, assaulting with intent to do grievous bodily harm, and if death resulted from the commission of that felony the perpetrator is guilty of murder in the first degree. Thus we see and I think it is fairly conceded by the defense, that in this case there is no room for any other verdict except murder in the first degree, and we shall not detain you by touching upon the other degrees of homicide as pronounced by the statute.

3. Turn now to the facts. It is frankly conceded by the defense, and there can be no doubt of it, that the person who committed this most atrocious and foul crime is now



4

within the sound of my voice; that it is one of two men either the prisoner at the bar, or the husband of the deceased. I cannot conceive how twelve intelligent men can, for a moment, after having heard this evidence entertain any such theories as that this crime was perpetrated by the husband. Men are judged in this world by their acts. Let us then look briefly at the acts of the husband on the night of the tragedy and see whether those acts are, in our judgment, such as would characterize a murderer. It is undisputed that when the deceased cried out in her pain, the husband sounded an alarm, roused the next neighbor, on getting her into the room, left his wife in her charge while he speedily ran to his relatives, his mother, his sister, his brother-in-law, his brothers and beseeched them to come to the hospital up to her death, and now I put it to you as sensible men, is it possible that this man intending to murder his wife threw vitrol upon her and then instantly called in all the neighbors, relatives and the doctor, while she was yet conscious, while she could talk and if he had been the murderer nothing would have prevented her from denouncing him as such. Men who commit murder do not seek to bring witnesses to confront them with their crime. After the fatal act is done, they usually flee out into the darkness and away from the scene of the act.

06 14

6

the concoction of a story which would lead to his own exculpation and fasten the crime upon the husband, an innocent man. He tells us that he got up in the night in question; that he went down to the water closet and that the husband came down with his shoes and with his clothes and told him to clear out at that dead hour of the night. No words had taken place before between them- in fact it does not appear that the husband had any ill will against him, the prisoner; but that the prisoner did go away and did keep away, supposing, as he says, that there was trouble between the husband and wife and that he had best be out of the way. And the theory of this cunning mind ~~was~~ is that the object of the husband getting him to leave the house was that no witness would be present when the husband should murder his wife. But unfortunately ~~the undisputed~~ acts of the husband ~~of the commiss~~ to the ~~one~~ dastardly crime. It is conceded that he did not return to this house, although he had boarded there for nine weeks. It is conceded that the police, the two ward detectives <sup>Searched</sup> all day of the 23rd all around the vicinity and all through the saloons and various places that this prisoner was in the habit of frequenting, that he was not to be found; and it was only until night that he was found. Now all this flight, concealment, keeping away from the place where he lived, all these <sup>acts</sup> are consistent with guilt. On being arrested he immediately turns his cunning and devilish mind to

5



5

They do not while their victim a will lives call in witnesses to hear themselves accused and denounced as the murderer. The husband appears as far the evidence in this case goes, to have been a most affectionate man. He sent for his wife to the old country and having come out her and earned enough money to send for her he appears to have always lived with her and their relations appear to have been most affectionate. The police officer, when he arrived upon the scene some hours afterwards, found him pacing up and down the floor wringing his hands in agony and distress at the ruin that had been brought to his family.

6

Turn <sup>us</sup> now to the conduct of the other suspect person, the prisoner at the bar. It is conceded that on the night of the tragedy he slept in this house and in the adjoining room. It is conceded that he left that ~~Because no man would take the pains of sending a witness away from the house, go down three flights of stairs and carry his clothes and advise him to get out of the way, in order that no witness might be present at the deed, and then instantly, on the commission of the deed proceed to call all the witnesses possible within his power~~

06 16

Anna Kopchuk  
and son of 6 months  
old will be able to  
leave hospital in 2 or 3  
weeks JCC Clark  
Danylo Kopchuk



0617

Garrison Hospital

Dec. 23rd 86

This is to certify that  
Ida Shapely, a patient  
of this hospital is suf-  
fering from burns of  
the left side of face,  
and anterior surface  
of chest. The burns have  
the appearance of being  
caused by a corrosive.

(over) John Apple MD  
House Surgeon

06 18

8

She is in no condition  
to be removed

John Keppel M.D.  
House Surgeon



06 19

New York General Sessions

The People of the State of New York  
- agt -

Moses Mark

The defendant challenges the adieis  
panel, drawn for the May Term of part  
One of the Court of General Sessions  
On the ground that the previous panel  
drawn for said Term and Court has  
not been submitted to the defendant  
for his selection therefrom, it  
appearing that twelve ~~members~~ <sup>members</sup> of  
said panel first drawn ~~having~~ <sup>have</sup> been  
summarily dismissed from further attendance  
upon said Court,

Civil Code  
1168.

0620

People  
vs  
Morris Mark

Challenge

filed May 11. 1887



0621

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

POLICE COURT, 3 DISTRICT.

Patrick English

of No. the 13<sup>th</sup> Precinct Street, being duly sworn, deposes and says,

that on the 23 day of December 1888

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

Morris Marks (now here) upon the  
Complaint of Annie Jakowsky who  
is informed deponent that the  
said Marks at about 3 o'clock  
on the above date at premises  
No 22 Attorney street threw a  
quantity of some substance in  
her face while she was lying  
asleep in her bed. Causing  
burns about the left side of the face  
and anterior surface of the chest

Sworn to before me this

188

day

Police Justice



0622

23

POLICE COURT—

3

DISTRICT

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Patrick English

vs.

Maxie Marks

Dated

188

Dec 24

Magistrate.

Thos

English and McCauley

Officers

113

Witness

Saul Jakowsky

or Attorney at

Disposition

born to

await result of

injury

be later certified

And causing injuries from which the said Jakowsky is now confined to the Gouverneur Hospital as set forth in the Amended Certificate and unable to appear in Court and make formal Complaint. Dependent prays that said Marks be held to await the result of said injury of Patrick English's

Sum to before me

the 24th day of Dec 1888

Police Justice



0623

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss

*Morris Marks*

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 *Morris Marks.*

Question. How old are you?

Answer

*24 years*

Question. Where were you born?

Answer.

*Poland*

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

Answer.

*No 22 Attorney St. Three weeks*

Question What is your business or profession?

Answer

*Tailor*

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.**Morris Marks*

Taken before me this

day of *April* 1887*John W. Wood*  
Police Justice.



0624

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 \_\_\_\_\_

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

Dated *February 19* 188 *7* *J. H. M. M.* Police Justice.

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

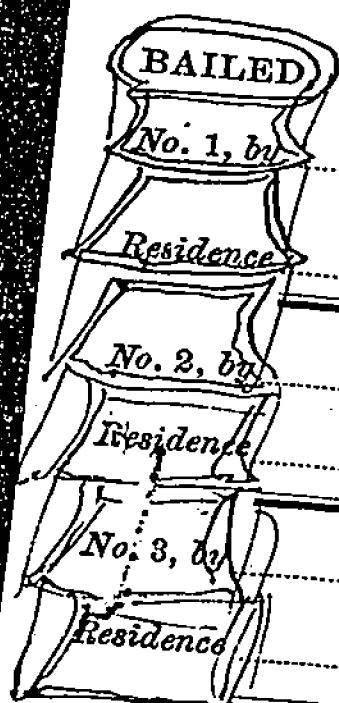
Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.

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.



0625



No. 4, by  
Residence

273  
Police Court

③ District

THE PEOPLE, &c  
ON THE COMPLAINT OF

Robert English  
12 1/2 St  
Morris Marks

2  
3  
4

Offence Municipal

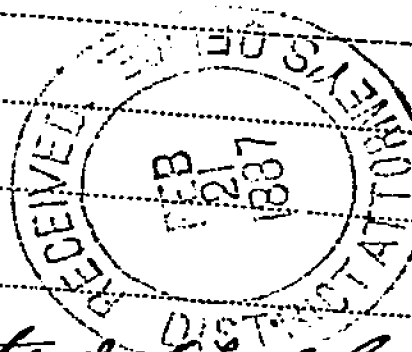
Dated Feb 19 1887

Ford  
Magistrate.  
English & McCooly  
Officer.

12 Precinct.

Witnesses  
No. Street.

No. Street.



No. Committed without

\$ bail to answer

Corn

273



0626

No. 5

THE PEOPLE, &C.,

vs.

Mabel Stacy  
& L

Isidor B Branch L  
Opp Hickey L  
Opp Crowley L  
Mary Richard L

May 23

No. 6

THE PEOPLE, &C.

vs.

Richard Callahan  
Charles Cassidy  
& L

John Mathole Pers.  
Opp Carthy L

No. 7

THE PEOPLE, &C.,

vs.

Jacob Wiebrock  
Excise

Opp O'Hara L

No. 8

THE PEOPLE, &C.,

vs.

Daniel Strassner  
Excise

Opp Kehoe L



0627

CORRECTION

0628

COURT OF GENERAL SESSIONS--Part *One*

Before Hon. *Frederick Smyth*

Assistant District Attorney *Ambrose H. Purdy* for the People.

Calendar for *May 13<sup>th</sup>* 1887

THE PEOPLE, &C.,

No. *1*

vs.

*Morris Mary*  
*Murder*

*Continued*

THE PEOPLE, &C.

No. *2*

vs.

*Pasquale Gilgaro*  
*Murder*

*for a day for trial*

THE PEOPLE, &C.,

No. *3*

vs.

*William J Penolleton*  
*Assault*

*Edwint Weller L*  
*Paul Sommer P*  
*Louise Murren <sup>see testimony</sup>*  
*Off Duntrop L*

THE PEOPLE, &C.,

No. *4*

vs.

*Abraham Cohen*  
*Burglary*

*Gustav Rothkowsky L*  
*Off Quirk L*  
*Samuel Cohen L*



0629

Conceded facts -  
That deed came to her  
death vitriol  
Done on that night  
4 persons in apartment  
left a husband -

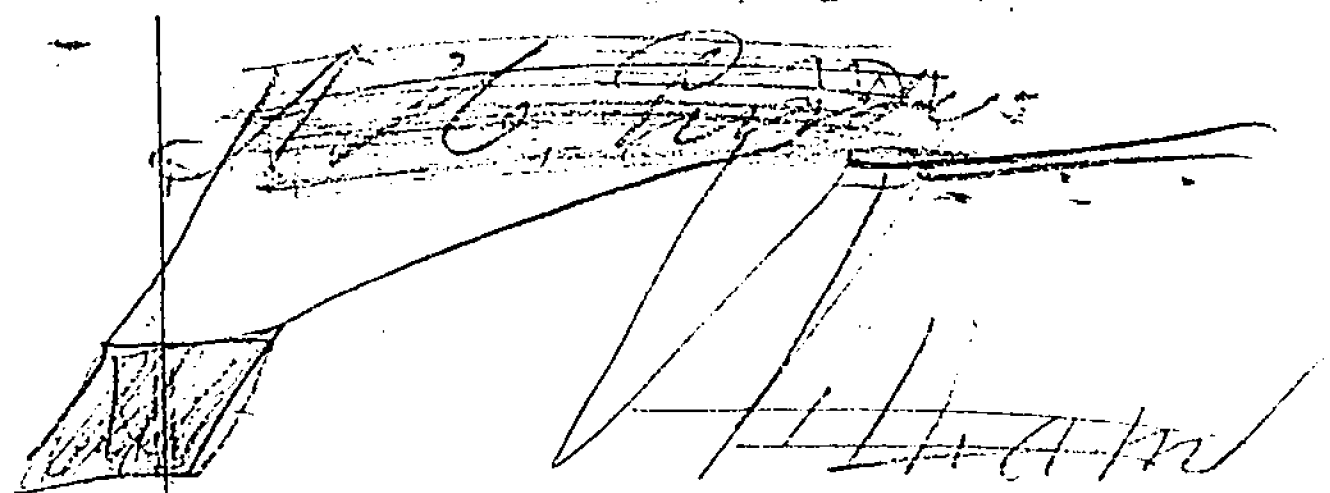
2 Theories -  
1 outlined by defence -  
1 by prosecution -  
Boader did it.

conduct of husband

conduct of deft  
His flight  
all day before found  
~~his change of post~~ husband



0630



Clearness. Force  
& Earnestness are  
the Qualities that  
Require Correction.



0631

No. 5

THE PEOPLE, &C.,

vs.

Nabel Stacy  
& L

Isidor B Banks L  
Opp Hickey L  
Opp Crowley L  
Mary Richard L

May 23

No. 6

THE PEOPLE, &C.

vs.

Richard Callahan  
Charles Cassidy  
& L

John Mott-hole Pers.  
Opp Carthy L

No. 7

THE PEOPLE, &C.,

vs.

Jacob Wiebrock  
Excise

Opp O'Hara L

No. 8

THE PEOPLE, &C.,

vs.

Daniel Strassen  
Excise

Opp Kehoe L



0632

not the murderer. ~~Can~~

~~Can~~ Can deft speak Can language - no evidence -

As to not sleeping with wife -  
Would it be proper to state to Mrs S.  
Clearly a misunderstanding I  
explained it -

As to menses - no contradiction  
and those things usually not spoken of.  
Nor would it be evidence  
The mother was not asked & was attending to injuries

Ella not called -

Man that threw vitriol - planned it -  
Overcoat - did he put it on to throw it -  
Jerkowski's mother -

As to relatives - why call Mrs S.  
Should husband allow wife to die & do nothing  
for relief -

When he told Officer that wife was  
burned with vitriol or had been there -



0633

Closing of defense -

Conceded murder or nothing -  
As to his character - no attack.

Mother's statement - given  
through daughter - and in no  
sense material -

Left for beer. Because tes-  
timony shows wife drank it every  
night - I was not well -

If ~~deft~~ husband meant to kill  
her - while deft was out - would he  
have proposed it ~~while~~ during her absence

As to perjured witnesses for  
prosecution - who calls to contradict  
them -

We were satisfied that husband was



0634

not the murderer. ~~Can~~

~~Can~~ Can deft speak Can Can -  
guage - no evidence -

As to not sleeping with wife -  
Would it be proper to state to Mrs S.  
Clearly a misunderstanding J.  
explained it. -

As to menses - no contradiction  
and these things usually not spoken of.  
Nor would it be evidence

The mother was not asked & was attending to injuries

Ellen not called -

Man that threw vitriol - planned it -

Overcoat - did he put it on to throw it -  
Jerkowski's mother -

As to relatives - why call Mrs S.  
Should husband allow wife to die & do nothing  
for relief -

When he told Officer that wife was  
killed with vitriol & had been there -



0635

COURT OF GENERAL SESSIONS--Part.....

Before Hon.....

Assistant District Attorney.....for the People.

Calendar for.....188

No. 9 THE PEOPLE, &C.,

vs.

Edward Gurtler  
Excise

Off Arphen &

No. 10 THE PEOPLE, &C.,

vs.

John Ludwig  
Excise

Special D

Off Mc Carthy &

No. 11 THE PEOPLE, &C.,

vs.

Louis Peterson  
Excise

Off Grimshaw &

No. 12 THE PEOPLE, &C.,

vs.

Archmede Sapporetti  
Excise

Off Learecarand

0636

Maybe Marks has gone to the  
Country -

As to language used  
by Miller - & his following  
How did he know what dead woman spoke  
As to Marks he did not  
know he was accused -  
If Marks told Miller what Counsel  
has said he did how did he understand  
Counsel picks out what he likes from Miller. rejects rest  
Mrs Malinowski's motive. hostility &  
desire to save life -

As to Jerkowsky's interrupting  
I know of no attempt to  
~~get~~ a confession. He never  
said anything -

---

Eliminate all denying  
declarations;

Suppose that the woman  
had been killed at an  
unwed met the circumstances  
justifying Council;



0637

New York General Sessions.

The People of the  
State of New York  
— agt —  
Moscow Marks.

City and County of  
New York

S. S.

William S. Hughes being  
duly sworn says that he is one of the Attorneys  
for the Defendant, and that he resides at No. 300  
West 48<sup>th</sup> St New York City. That on May 6<sup>th</sup>  
he was noticed to appear in Part I General  
Sessions to have a day fixed for a trial of  
the defendant. That on said last mentioned  
date the Court fixed the following Tuesday  
to wit May 10<sup>th</sup> as the day upon which  
the defendant should proceed to trial. That  
upon last mentioned date the defendant  
appeared by his Council this deponent and  
Thos A. Atchison Esq ~~and~~ and made  
an application for an adjournment on the  
ground among others that there were necessary  
and material witnesses whose testimony  
would establish the fact that Samuel  
Jakowski the husband of Anna Jakowski  
deceased had been intimate with a certain



woman who <sup>was</sup> known to defendant's Council  
 by her christian name only, and that if  
 a short adjournment was granted that  
 defendant's Council believed that they  
 would be able to produce witnesses to  
 establish that fact on the trial. That  
 defendant's Council had within the  
 limited time at their disposal endeavored  
 to find witnesses to establish that fact,  
 but that they were unable to do so, notwithstanding  
 they used the utmost diligence until after  
 the trial ~~and~~ conviction of the defendant.  
 That on the 16<sup>th</sup> day of May 1887 two days  
 subsequent to the conviction of the defendant  
 One Augusta Andriesky who resides at  
 No 131 Orchard St was found, and reference  
 is made to her affidavit bearing date  
 May 16<sup>th</sup> & which is now on file in <sup>Part</sup> Court  
 / General Sessions and forms a part of  
 the application for a new trial.

The deponent further states that he person-  
 ally served a subpoena on one Isaac  
 Strauss whose testimony was necessary  
 and material which more fully appears  
 by his affidavit hereto annexed that  
 Defendant's Council caused an attachment  
 to issue during the trial of said action  
 and endeavored by all means to produce



0639

the said Strauses upon the trial of said  
Mary, but were unable to do so. ~~sent~~  
after the trial was ended, but that if a  
new trial was granted the defendant ~~was~~  
would be able to produce said Strauses.

I swear & before

me this 16 May 1887

W.D. Hughes

E.M. Friend

Notary Public

N.Y. Co.

0640

New York General Sessions

The People of the  
State of New York  
—Ag't—

Moses Marx

City and County of New York }  
City and County of New York }  
City and County of New York }

Augusta Anderson being  
duly sworn says that she resides at No.  
131 Orchard Street in the City of New York  
that she has resided at the said No for  
the past two years, that she is acquainted  
with a woman by the of Frank who  
has resided in said premises since  
July last, that shortly after the  
said Frank moved to said premises <sup>and within one week thereafter</sup>  
there came to board with the said Frank  
a young woman, who deponent is informed  
and believes was known by the name of  
Ella. Deponent further states that on the  
morning of the third day after said  
Ella came to said premises, that she  
noticed the said Ella go down stairs at  
about 5 o'clock in the morning and  
open the front hall door and admit  
Samuel Jakowski, who has appeared  
as a witness for the people in the the  
case just tried against Moses Marx  
for the killing of Anna Jakowski.

Frank

Ella



0641

the said Jakowski and said Ella then walked up and down the lower Hall of said premises, deponent saw this repeated several mornings in succession. Deponent further states that thereafter on or about the fourth or fifth morning of such occurrences as last described, deponent saw the said Jakowski and the said Ella walk out into the yard from said hallway, when deponent entered the cellar of said premises which leads directly from the lower hallway deponent had been in said cellar about two minutes when the said Jakowski and the said Ella returned to the lower hall way and there remained for some time in conversation within the hearing of this deponent, and heard the said Ella say to the said Jakowski "what will you do now, he answered I will get a separation or send her back to Europe she meaning Ella. said I don't believe she will go back, he (meaning Jakowski,) then said well ~~we~~ we will try something else, she then said are ~~to~~ Jakowski and you coming tonight, he answered Yes they then said good bye, Jakowski went



0642

away and Ella went up stairs.

Deponent ~~then~~ on the same morning after the occurrence last narrated saw Mrs Frank and asked her if this young woman was her daughter, she said No she is not my daughter, she said that she was only there to board with her for a few weeks, and that she came there because she had had trouble with her sister. Deponent then told Mrs Frank that keeping boarders was against the land lords rules. Deponent further states that Jakowski was a nightly visitor and always went to the apartments of Mrs Frank where the woman Ella boarded and remained most of the time until after eleven o'clock, Deponent lived on the first floor immediately off the lower hallway in the apartments adjoining the front street door and on two occasions saw them kiss each other good night.

Deponent further states that on several occasions Deponent saw said Jakowski come in in the evening and did not see or hear the said Jakowski go out and that on these occasions she saw the said Jakowski washing himself on the following morning at the hydrant



0643

in the yard, Dependant further states  
that <sup>these</sup> visits continued from about one  
week after the said Frank moved to  
the said premises until some time  
in December, Dependant thinks up to  
the time that the injuries were inflicted  
upon Anna Jakowski, and about this  
time both the woman and Jakowski  
disappeared, and Dependant has not since  
seen them.

Sworn to before me Eugene A. Taylor,  
this 16<sup>th</sup> day of May 1887.

E. M. Friend  
Notary Public  
New York Co

The People  
in  
Horrocks

Witness my hand  
this 16th day of May 1887

0644

The People  
v  
Marx.

Smyth Recorder: The defendant, having been convicted of manslaughter in the first degree, moves under subdivision 7 of §465 of the Code of Criminal Procedure for a new trial, and in support of the motion, he has filed affidavits made by his Counsel and by three other persons.

Affidavits, in opposition to the motion, have also been filed by the District Attorney.

I have carefully examined the affidavits, as well as the evidence given upon the trial of the indictment, and have arrived at the conclusion, that had, what is called by the Defendant's Counsel, newly discovered evidence been given on the trial, it would not have changed the verdict, which the jury rendered against the defendant.



Nor does it appear by the affidavits, upon which the defendant relies, or by any affidavit made by him, (none having been made by the defendant), that the alleged facts, contained in the affidavits, were not known to him at and prior to his trial, and that these affiants could not have been produced upon the trial, conceding that their evidence was material for his defence.

Ella Scherinsky the alleged paramour of the husband of the deceased, and Anna Frank the woman, with whom she resided and in whose house the <sup>alleged improper intimacy occurred,</sup> have each positively denied, that any improper intimacy existed between the husband of the deceased and Ella.

In addition to what has been said both by Ella Scherinsky and Anna Frank were produced in Court by the District Attorney, the Court requiring him to do so upon the

0646

2//

suggestion of Defendant's Counsel, that they were material witnesses for the defendant, but although they were in Court daily, during the trial to the knowledge of the defendant and his Counsel, they were not called as witnesses.

A motion for a new trial can be granted only in the cases provided for in § 465 of the Code of Criminal Procedure, and the defendant having failed to make a case within any of the provisions of that section, it follows, that his motion must be denied. See § 463. Code of Criminal Procedure.



0647

People

v.

Marx

Memo. denying motion  
for a new trial.

Filed June 2, 1887

0648

The prisoner Morris Marks, together with Samuel Jacusky and his wife Annie Jacusky and a little son of the Jacuskys, lived at 22 Attorney Street in the City of New York. The premises consisted of two rooms, one large and one somewhat smaller. The large room was used as a general house room for cooking and in this room was a bed and a lounge and on the lounge slept the husband and the little child, and on the bed slept at the time of the homicide, the prisoner. The deceased slept in the other room - it appearing that she at that time was in the family way, and the custom existing among the people of her race, that the husband does not sleep with the wife on such times and on such occasions.

It appeared that on the 22nd day of December, last, the prisoner who was a boarder with the family was owing quite an arrearage of board, and that he was dunned on the evening by both the husband and the wife. On the night in question the family retired to bed at the usual hour. At about two o'clock the husband was awakened by his little son, and at that time the prisoner was in his bed.

At about three o'clock the husband was again wakened by his son and mother crying for help. The deceased came out of her room and came into the room where the husband was, shouting, "help I am burning". The husband tore off her clothes, hallooed for help and did everything he could to alleviate the sufferings of his wife, who, it appeared had a large quantity of vitrol thrown over her head, neck



TORN PAGE

0649

and shoulders. At the time that the husband awoke and at the time the wife came in, the boarder Marks, the prisoner, was gone. When the wife came running into the room, as above described, in addition to exclaiming "I am burning" she said that Marks had done it. The husband shouted for help, knocked on the door, awakened a neighbor in the next room, a lady, who came in, and he then went for the other members of the family, who lived in an adjoining street, the mother, father and sister-in-law of the deceased. In his efforts to alleviate the sufferings of his wife, the husband's hands were burnt by the fluid and also some portion of his face. After arousing the family and bringing them to his wife, he went to the station house and reported the matter and the officers came and sent for an ambulance. The deceased was taken to the hospital where she lingered in great suffering for a period of something like six weeks, when she died from the effects of the assault.

The officers of the 12th Precinct on receiving the report of the husband, went in search of the prisoner, and after some little effort they found him asleep in a lager beer saloon. They took him to the hospital and into the presence of the injured woman. She declared that he was the person who had inflicted the injuries.

At various times during her illness she was visited by other members of her family, she made certain declarations, which, if they are to be allowed in evidence

TORN PAGE

0650

will shed considerable light upon the transaction.

But it will appear that the difficulty all grew out of the rent and the board, which this prisoner owed to the deceased, and that on the day in question she had informed him that unless he paid his board she would have him put out.

We will also prove that prior to this homicide, the deceased had endeavored to purchase some shirts from a peddler; that the deceased had informed this peddler that the prisoner was owing board to her, and had warned him against trusting the prisoner; that this peddler on being approached by the prisoner with a view to purchasing some shirts on credit, had been informed by the peddler of what the deceased had said concerning him, the prisoner, and that upon the prisoner became very angry and had threatened to have revenge upon the deceased for this act.

These are the facts that will be proven to the jury on the part of the prosecution.

Further, the prisoner on being arrested promptly denounced the husband as the man who had committed the crime. He said, that on the night of the homicide he had left the room, that he had gone down stairs to the water closet; that the husband came down, bringing his (prisoner's) clothes with him; that the husband told him to go away to Canada, and that he did put on his clothes and go away. And the prisoner said that the reason the husband had killed the wife, was that the husband had a



TORN PAGE

0651

paramour, or some other woman that he desired to live with, and for that reason he had got his wife out of the way. We shall prove all these statements made by the priosner to be false. And we shall submit that his attempt to place this grave crime upon the husband was the act of a guilty cunning knave, who desired to relieve himself of the consequences of this atrocious offense.

0652

THE PEOPLE OF THE STATE OF  
NEW YORK.

against

*Morris Marks*

*Statement  
of case  
of M. O'Quay*

RANDOLPH B MARTINE,

DISTRICT ATTORNEY,

No. 32 CHAMBERS STREET,  
NEW YORK CITY.



0653

New York General Sessions.

-----X  
The People of the State of New York. :

against :

Morris Marx  
-----X

City and County of New York, ss:-

MARY SCHILLING being duly sworn says that she is the house-keeper of No. 98 Orchard Street; that she knows Samuel Jacowsky and his wife, Anna, that in the dead of winter said Jacowsky left his wife without food or money for days and without fuel or the money to buy fuel to keep herself and her child warm. That said Anna Jacowsky, wept and complained often of his neglect and desertion of her, for this girl by the name of Ella.

Sworn to and subscribed before :  
me this 17th. day of May 1887. :

Her  
MARY X SCHILLING  
Mark

HENRY MERZBACH  
Notary Public  
New York County

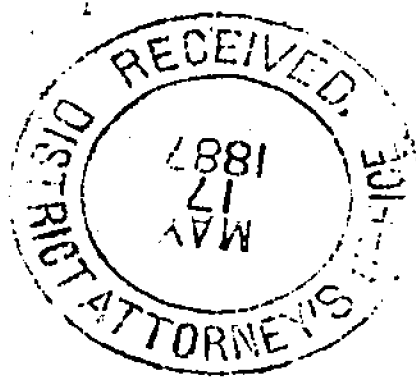
0654

People etc

VS

Worria Max,

Murder



Affidavit

9477



0655

New York General Sessions.

-----X  
: The People of the State of New York :  
: against :  
: Morris Marx :  
-----X

CITY AND COUNTY OF NEW YORK, SS:-

ISAAC STRAUSS being duly sworn says that he resides at 308 East 4th. Street in the said City of New York, that on Friday the 18th. day of May 1887 deponent was in Part I of the Court of General Sessions and that at the hour of adjournment for recess deponent was sitting near the witness Miller who had previously testified on the part of the people in the case of Moses Marx charged with killing Anna Jacowsky and that deponent was within one foot of said Miller and could distinctly hear a conversation carried on between Miller and someone else sitting beside deponent . Said Miller said <sup>that is</sup> ~~that~~ "Them lawyers can't get away with me this God Damn stinker is no good, we are going to do away with him we are the boys for it".

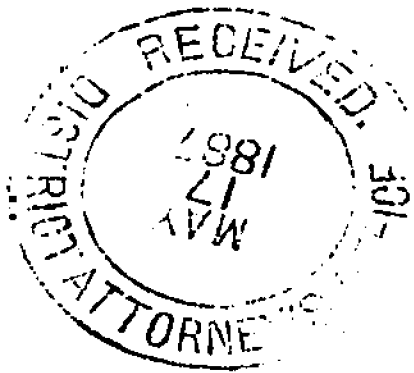
Sworn to before me this 16th . :  
day of May 1887 :  
HENRY MERZBACH :

ISAAC STRAUSS

Notary Public  
N. Y. Co.

0656

State }  
VS }  
Morris Man,  
Murder.



Affidavit  
Copy



0657

New York General Sessions.

-----X  
The People of the State of New York :  
                                  : against :  
Morris Marx :  
-----X

City and County of New York, ss:-

WILLIAM D. HUGHES, being duly sworn deposes and says he is one of the attorneys for the defendant and that he resides at No. 300 West 48th. Street, New York City. That on May 6th. he was noticed to appear in Part I General Sessions to have a day fixed for a trial of the defendant. That on said last mentioned date the Court fixed the following Tuesday to wit May the 10th. as the day upon which the defendant should proceed to trial. That upon the last mentioned date the defendant appeared by his counsel, this deponent and Thomas A Atchinson and made an application for an adjournment on the ground amongst others that there were necessary and material witnesses whose testimony would establish the fact that Samuel Jacowsky the husband of Anna Jacowsky deceased had been intimate with a certain woman whom was known to defendant's counsel by her christian name only and that if a short adjournment was granted defendant's counsel believed that they would be able to produce witnesses to establish that fact on the trial. That defendant's counsel

0658

had within the limited time at their disposal endeavored to find witnesses to establish that fact but as they were unable to do so notwithstanding the, used the utmost diligence until after the trial and conviction of the defendant. That on the 16th. day of May 1887 two days subsequent to the conviction of the defendant one Augusta Anres who resides at No. 131 Orchard Street was found and references ~~were~~ <sup>is</sup> made to her affidavit bearing date May 16th. and which is now ~~in~~ <sup>on</sup> file in Part I General Sessions and forms a part of this application for a new trial.

The deponent further states that he personally served a subpoena on one Isaac Strauss <sup>whose</sup> ~~his~~ testimony was necessary and material which more fully appears by the affidavits ~~hereto,~~ <sup>hereto,</sup> ~~therein~~ annexed that defendant's counsel, caused an attachment to issue during the trial of said action and endeavored by all means to produce the said Strauss upon the trial of said Marks but were unable to do so until after the trial was ended but that if a new trial is granted the defendant would be able to produce said Strauss.

Sworn to before me this 26th. :  
of May 1887. :

WILLIAM D. HUGHES.

E. M. FRIEND

Notary Public

New York County



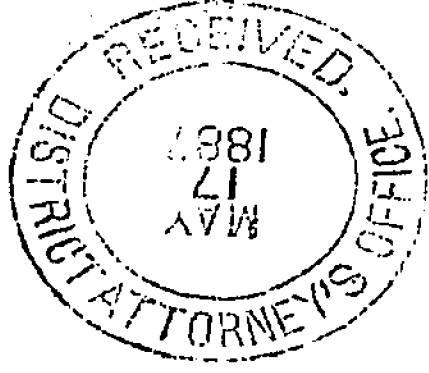
0659

State etc

VS

Morris May, Jr.

Murder



affidavit

copy

0660

New York General Sessions.

-----X  
The People of the State of New York  
                    against  
Morris Marx  
-----X

City and County of New York, ss:-

A COPY.

DAVID NEWMAN being duly sworn says that he is the owner and proprietor of a bakery and grocery store at No. 98 Orchard Street and lives at the same address, that he is well known to Samuel Jacowsky the complainant in the above entitled cause and his wife Anna; that, he lived in the same house at No. 98 Orchard Street with them for over four months; that during said period said Jacowsky left his said wife Anna unsupported in a starving and destitute condition; that said Anna Jacowsky often, told deponent that said Jacowsky did not come home until three or four o'clock in the morning and that her said husband spent all his time and money in the company of a girl named Ella whom he, Jacowsky, loved more than he did her. Your deponent further states that said Anna, wife of said Samuel Jacowsky told him this often and complained bitterly and in tears of her husband's abandonment of her and his affection for said Ella.

*deponent*  
Deponent says that the  
^



0661

landlord for non payment of rent, ejected said Anna from  
the house and your deponent offered to shelter her and  
then and at that time Jacowsky's mother said to said Anna  
in deponent's presence that she was not fit for a wife of  
her son.

Sworn to before me this 17th. :  
of May 1887. :

HIS  
DAVID J. NEWMAN  
Mark

HENRY MERZBACH

Notary Public,

New York County.

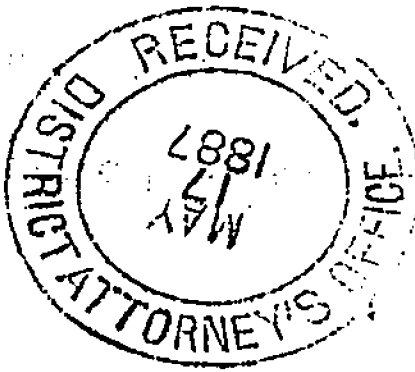
0662

State

VS

Morris Mark

Murder



Abdaver  
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0663

New York General Sessions.

-----X  
The People of the State of New York :  
  :   
  :   
  :   
  :   
  :   
Morris Marx :  
-----X

City and County of New York, ss:-

T. A. ATCHINSON being duly sworn says that he  
is of counsel for the above named defendant. That the  
names of Mary Schilling and David Newman, and the facts  
within their knowledge were unknown to defendant's counsel  
until nine o'clock the morning of the 17th. of May 1887.

Sworn to before me this :  
  :  
17th. day of May 1887 . :

T. A. ATCHINSON.

EDWARD J. HALL

Deputy Clerk

Court of General Sessions.

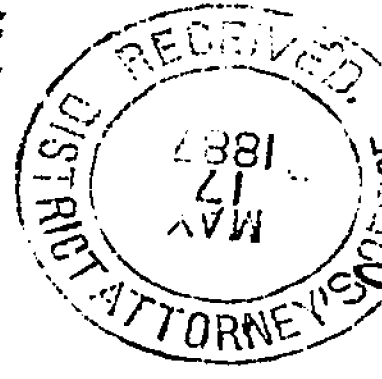
0664

State ex

vs

Morris Marx,

Murder



affidavit

copy



0665

NEW YORK GENERAL SESSIONS.

-----X-----  
The People of the State of New York :  
  : :  
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Morris Marx

City and County of New York, ss:-

HONORABLE RANDOLPH B. MARTINE, District  
Attorney &c.

Please take notice that in the motion for a new trial in the above entitled cause now pending and to be heard at eleven o'clock on Friday May 20th. 1887, in Part I of the General Sessions before the Hon. FREDERICK SMYTH, Recorder the following affidavits will be introduced of which the annexed are true copies.

*S. A. Alchison*  
*Atty for the Defendant*

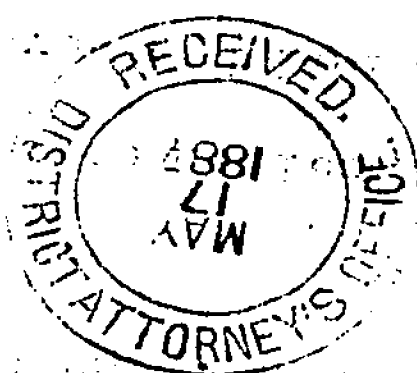
0666

People etc -

US

Morris Mark

Murder



John

S. A. Alchering  
any for help



0667

The People of the  
State of New York

- agt -

Moses Marx

City and County of New York ss.

Rachael Israel being duly sworn says that she resides at no. 60 Orchard St. in the City of New York that she has resided at said no. for the five months last past that prior to her residence at no 60 Orchard Street she had lived five years at no. 98 Orchard Street in said City. That about July 1886. Samuel Jakowski came with his wife Anna to live in apartments in said 98 Orchard St. and occupied the three rooms on the same floor and immediately in the rear of the apartments occupied by this deponent.

That the said Jakowski and his said wife, continued to reside in the said apartments until about December 1st 1886. when they were dispossessed for non payment of Rent. Deponent's bed room adjoined the bed room occupied by Jakowski and his wife, and deponent could distinctly hear conversation had between Jakowski and his wife carried on in their bed room deponent further states that she was awakened every morning, some times at one o'clock some times at two, and often as late as 3 o'clock in the morning, by Jakowski coming in and having altercations with his wife, which was always about the Girl Ella, deponent has frequently heard Jakowski say to his wife on these occasions, that if she (meaning his wife) did not like it he would give her a divorce, she (meaning his wife) would say I don't want any divorce and on one occasion deponent heard in the night time a dispute between the said Jakowski and his wife, about a letter that said Jakowski's wife had intercepted and which had been written to the said Jakowski by the Girl Ella. Jakowski said why don't you tell me what is in it she replied you know what is in it and I won't tell you, Deponent after saw Jakowski's wife in tears and in response to inquiries made to her at such times by deponent, she would say that the conduct of her husband with the Girl Ella, caused all of her trouble. Deponent further states that on one occasion on a Friday between the hours of four and five o'clock

0668

in the evening Jakowski's mother came to see his wife and found her without fire fuel or light. Deponent heard Jakowski's mother say, I told you you need not come to this country because he couldn't live with you, he will get a divorce the best way is for you to get work and put the children in the poor house. Deponent with other neighbors at this time gave Jakowski's wife fuel and light.

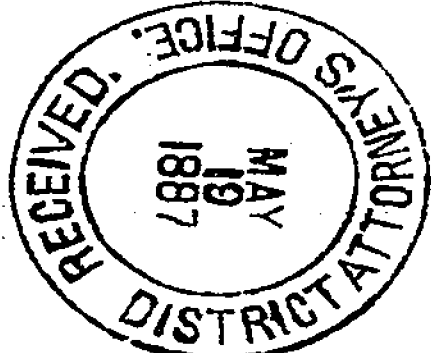
(Signed) Rachael Jacob

Sworn to before me  
this 19<sup>th</sup> day of May  
1887.

E. M. Friend  
Notary Public  
N.Y. Co.

New York General Sessions  
The People of the State of  
New York  
— against —  
Moses Marx

Copy  
Affidavit in support  
of motion for New trial



Augustus McKim  
Sgt. Atty



0669

115 East 48<sup>th</sup> St.

New York, City

May 3/87

Hon. R. B. Martine

~~District Attorney~~

Dear Sir:

I have visited  
& carefully examined Morris Karp,  
now confined in the City Prison  
charged with murder, as to his  
sanity. I have also interviewed  
the keeper who had him  
in charge. I am of the opinion  
that he is of sound mind  
& capable of comprehending the  
charges against him. I should say  
he was rather above the average  
of his class in intelligence.  
None of the keepers at the Prison  
have observed anything indicating  
insanity so far as I could  
learn.

Respectfully Submitted:

Matthew D. Field M.D.

0670

The People

(25)

News/Day



0671

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

New York, April 27, 1887.

Dr. M. B. Field,

Examiner in Lunacy,

City Prison.

Dear Sir :

I am instructed by the District Attorney to request that you will examine into the mental condition of Morris Marx, now confined in the City Prison upon a charge of murder, and report to him thereon at the earliest moment.

Respectfully,

*W. D. Parker*

Chief Clerk.

0672



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0673

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

New York, April 27th 1887.

Dr. John G. Truax,  
17 East 127th Street.  
N. Y. City.

Dear Sir:

I am instructed by the District Attorney to request  
that you will examine into the mental condition of Morris Marx,  
now confined in the City Prison, upon a charge of murder, and re-  
port to him thereon at the earliest moment.

Respectfully,

*J. D. Parker*

Chief Clerk.

0674

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Morris Marx

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

Morris Marx  
of the CRIME of Murder in the first degree, —

committed as follows:

The said Morris Marx,

late of the First Ward of the City of New York, in the County of New York afore-  
said, on the Twenty-third day of December, in the year of our Lord  
one thousand eight hundred and eighty-nine, at the Ward, City and County aforesaid,

with force and arms, in and upon  
one Annie Goodman, then and  
there being, with fully felonious  
and of his malice aforethought,  
did make an assault, and then  
and there with fully felonious and  
of his malice aforethought, did  
cast and throw upon her the said  
Annie Goodman, a certain certain  
of kind, to wit: one pint of oil of  
vitriol, and the said Morris Marx,  
with the aid of vitriol aforesaid,  
then the said Annie Goodman, in  
and upon the head, neck, and  
shoulders of her the said Annie



of the said Amie Gorkovitch, then and there, with  
 feloniously and of his malice  
 aforethought, did then, against  
 unto her the said Amie Gorkovitch,  
 then and there, with the aid of his  
 of the said, in and upon the head,  
 neck and shoulders of her, the  
 said Amie Gorkovitch, divers mortal  
 wounds and injuries, of which said  
 mortal wounds and injuries, she  
 the said Amie Gorkovitch, from  
 the said twenty third day of December,  
 in the year of the said, until the  
 third day of January, in the year  
 of our Lord one thousand eight  
 hundred and eighty seven, at the  
 City and County of the said, did  
 languish, and languishing did  
 live, on which said third day of  
 January, in the year of the said  
 said, at the City and County of  
 the said Amie Gorkovitch,  
 of the said mortal wounds  
 and injuries, did die.

And so the Grand Jury of the said  
 do say, that the said Morris was  
 then the said Amie Gorkovitch, in  
 manner and form of the said, and  
 by the means of the said, with  
 feloniously and of his malice  
 aforethought, did kill and murder,

0676

against the form of the Statute  
in such case made and provided,  
and against the peace of the People  
of the State of New York, and  
their dignity

Randolph B. Martine,  
District Attorney



0677

BOX:

249

FOLDER:

2418

DESCRIPTION:

Mauer, Edward

DATE:

02/21/87



2418

1887  
Nov. 22nd

Witnesses:

Step R. Garrison  
Officer Talbot

Sept 1st 1887  
Heard of the  
but not the  
he gave the  
informed to  
Police  
the  
the

0678

127  
1887  
Nov. 22nd

Counsel,  
Filed, 21 day of Feb 1887  
Pleads, Not guilty

THE PEOPLE

vs  
Edward Mauer

2nd Mel 7/17  
pleads Not guilty

Grand Larceny, second degree  
[Sections 628, 629, Penal Code]

RANDOLPH B. MARTINE,

District Attorney.

pleads guilty

Feb 22nd 1887

A True Bill.

Edward Mauer  
14 2nd Mel 7/17  
pleads Not guilty  
Feb 22nd 1887



0679

Police Court— 2 District.

Affidavit—Larceny.

City and County } ss.:  
of New York,

Alexander R. Garrison

of Charlton Hotel Street, aged 27 years;  
occupation Nothing being duly sworndeposes and says, that on the 4 day of February 1887 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 cloth coat lined with fur and  
trimmed with astrakhan of the value  
of one hundred and fifty dollars  
the property of deponent and Two  
cloth coats of the value of One  
hundred dollars the property of  
Edward Beebe and Joseph A. Garrison Jr

the property of

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 Edward Maurer (now here)

from the fact that deponent is informed  
by officer Vally that he found  
deponent's coat in the possession of  
said defendant in a railroad car  
on East 14th Street in said City

Alexander R. Garrison

Sworn to before me, this 14 day  
of February, 1887James J. McNeill  
Police Justice.



0680

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged \_\_\_\_\_ years, occupation James L. Valley  
Selective Surgl- of No.

Street, being duly sworn deposes and

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

Sworn to before me, this 12  
day of February 1887

James L. Valley

James C. Bell  
Police Justice.



0681

Sec. 198-200.

2

District Police Court.

CITY AND COUNTY  
OF NEW YORK, ss

Edward Maurer 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

Edward Maurer

Question. How old are you?

Answer

22 years

Question. Where were you born?

Answer.

New York

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

Answer.

256 Ave B - 2 years

Question What is your business or profession?

Answer

Moulder

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

Answer.

I am not guilty

Edward Maurer

Taken before me this 12  
day of February

188

James J. McHugh  
Police Justice.



0682

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 Fifteen Hundred Dollars, and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

Dated Febry 12 188 7 Sam'l C. Hill 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.



0683

Dr. B. Ex A. 187.  
Mar. 22  
P.W.L.

Police Court 2 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Alexander R. Jamison  
Clarendon Hotel  
Edward Manner

Office Grand Jury

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Dated Terry 12 1887

D. O. Reilly Magistrate

Valley & Olney Officer

C. O. Precinct

Witnesses Officers

No. Street.

No. Street.

No. Street.

\$ 1500 to answer G. S.

Committed

0684

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,  
against

Edward Mauer

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

— Edward Mauer —

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

The said Edward Mauer,

late of the First Ward of the City of New York, in the County of New York aforesaid, on the  
fourth day of February, in the year of our Lord  
one thousand eight hundred and eighty-seven, at the City and County aforesaid,  
with force and arms,

one coat of the value of one hundred  
and fifty dollars, of the goods,  
chattels and personal property of  
one Alexander G. Gamson, —

one other coat of the value of fifty  
dollars, of the goods, chattels and  
personal property of one Edward  
Becker, —

and one other coat of the value  
of fifty dollars, —

of the goods, chattels and personal property of one Joseph A.

Gamson the younger, —

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.



0685

SECOND COUNT—

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

— *Edward Mauer* —

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

The said *Edward Mauer*,

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

*one part of the value of one  
hundred and fifty dollars,*

of the goods, chattels and personal property of one *Alexander R.  
Jamerson*, —

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

*R. Jamerson*, —

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

*Edward Mauer* —

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.

**RANDOLPH B. MARTINE,**

**District Attorney.**