

0979

BOX:

223

FOLDER:

2192

DESCRIPTION:

McGlone, James

DATE:

06/03/86



2192

0980

BOX:

223

FOLDER:

2192

DESCRIPTION:

Collins, Daniel

DATE:

06/03/86



2192



0981

BOX:

223

FOLDER:

2192

DESCRIPTION:

Collins, John

DATE:

06/03/86



2192

0982

BOX:

223

FOLDER:

2192

DESCRIPTION:

Talbot, Richard

DATE:

06/03/86



2192

Witnesses:

*P. C. Hester*  
368

Counsel, *P. C. Hester*  
Filed *3* day of *June* 188*6*  
all *Chrgs* guilty (4) with  
Pleads *Guilty*  
*(Hester's signature)*

*N.Y.* THE PEOPLE  
vs.  
*James McGlone*  
*Daniel Collins*  
*John Collins*  
*Richard Tullot*  
*(2-5000)*

[Seal: 498,531, 4550, Penal Code]

RANDOLPH B. MARTINE,  
*June 11, 1886*  
*District Attorney*  
*And Lamer M. Glone*  
*each to 10 years*  
A True Bill. *J. C. Hester*

*Victor Van Lennep*

Ordered to Court of *Superior* and  
Termineer for trial *June 9, 1886*  
*June 11, 1886*  
#1 & #2 Both tried and convicted  
Aug 9 1886 d.g. 2<sup>nd</sup> offences

0984

Witnesses:

*P. C. Stecker*  
368

Counsel, *3*  
Filed *3* day of *June* 188*6*  
*all* Pleads *Guilty (4) and*  
*(Hearwell and Lawton)*

*19* THE PEOPLE

[Seal of the Court, No. 531, Penal Code]

*James McGlone*  
*2* *20* *10* *10*  
*Daniel Collins*  
*3* *25* *10* *10*  
*John Collins*  
*4* *25* *10* *10*  
*Richard Tallot*  
*2* *25* *10* *10*

RANDOLPH B. MARTINE,

*June 11, 1886*  
*District Attorney*  
*sentenced Daniel Collins*  
*and Lawton to serve*  
*each to 10 years*  
*A True Bill.*

*Ed*  
*Victor Van Lennep*

*Ordered to Court of Order and*  
*Foreman*  
*Termine for trial June 9, 1886*  
*June 11, 1886*  
*#1872 Both tried and convicted*  
*George & d. g. 2nd offence*



TORN PAGE

0985

Police Court—4th District.

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

of No. 239 East 51st Ellis J. Jackson  
Street, aged 27 years,  
occupation Housekeeper being duly sworn

deposes and says, that the premises No. 239 East 51 Street, 19 Ward  
in the City and County aforesaid the said being a brick and stone  
building

and which was occupied by deponent as a dwelling house  
and in which there was at the time a human being, by name

Brooke and  
were BURGLARIOUSLY entered by means of forcibly breaking open  
a hall bed-room window on the 2nd floor  
of said premises, about the hour of 4  
o'clock P.M.

on the 25th day of May 1886 in the day time, and the  
following property feloniously taken, stolen, and carried away, viz:

a quantity of gold jewelry and articles of  
clothing, in all of the value of three-  
hundred dollars, as follows of said stolen  
property being now here shown and consisting  
of one missing bottle, one diamond ring, one  
gold ring and stone, one gold chain  
button, one scarf pin and one gold child  
ring, said property being

the property of deponent

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

James McGlone, Carrie Collins, John  
Collins and Richard Jallot, all now here,

for the reasons following, to wit:

That at about the hour of 3 1/2  
o'clock P.M. of said day deponent closed and  
secured his rooms on the 2nd floor of said  
premises, and said property was then con-  
tained within said rooms. That deponent  
left his rooms and returned on about  
an hour and a half, and found the  
window had been broken open which  
was in the bed-room looking into the back





0987

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 38 years, occupation John J. Cuff  
Police officer of No.

19th Prec. Police Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of William J. Jackson

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

Sworn to before me, this 27th

day of May 188 8

John J. Cuff

J. M. Patterson

Police Justice.

0988

Sec. 198-200.

CITY AND COUNTY OF NEW YORK, { ss

4 District Police Court.

*James McGlone* 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. *James McGlone*

Question. How old are you?

Answer. *19 years*

Question. Where were you born?

Answer. *Ireland*

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

Answer. *Broad Brook, N.Y.*

Question. What is your business or profession?

Answer. *Steam-fitter*

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

Answer. *I am not guilty*

*James McGlone*

Taken before me this

day of

188

Police Justice.

0989

Sec. 198-200.

District Police Court.

CITY AND COUNTY { ss  
OF NEW YORK,

*Daniel Collins* 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. *Daniel Collins*

Question. How old are you?

Answer. *20 years of age*

Question. Where were you born?

Answer. *New York*

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

Answer. *545 East 108 St. 12 months*

Question. What is your business or profession?

Answer. *Plasterer*

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 Daniel Collins*

Taken before me this

day of

188

*J. M. Plasterer*  
Police Justice.

0990

Sec. 198-200.

CITY AND COUNTY  
OF NEW YORK,

4 District Police Court.

John Collins 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.

John Collins

Question. How old are you?

Answer.

21 years of age

Question. Where were you born?

Answer.

New York

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

Answer.

305 East 105 St. 12 months

Question. What is your business or profession?

Answer.

Printer

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 Collins

Taken before me this

27

day of

May

1888

John Collins

Police Justice.

0991

Sec. 198—200.

CITY AND COUNTY  
OF NEW YORK, { ss

District Police Court.

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

Question. What is your name?

Answer. *Richard Talbot*

Question. How old are you?

Answer. *21 years*

Question. Where were you born?

Answer. *New Haven*

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

Answer. *New Haven*

Question. What is your business or profession?

Answer. *Waiter*

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

Answer. *I am not guilty*

*Richard Talbot*

Taken before me this

*27*

day of *May*

188*8*

*Wm. J. Sullivan* Police Justice.



0992

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 Collins  
James McGlowe, Carrie Collins and Richard Talbot  
guilty thereof, I order that they be held to answer the same and they be admitted to bail in the sum of  
Fifteen Hundred Dollars, each and be committed to the Warden and Keeper of  
the City Prison of the City of New York, until they give such bail.

Dated May 28 188 6 J. M. Patterson 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.



0993

BAILED,

No. 1, by .....

Residence ..... Street.

No. 2, by .....

Residence ..... Street.

No. 3, by .....

Residence ..... Street.

No. 4, by .....

Residence ..... Street.

368  
Police Court

765  
District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Willa J. Jackson  
239 E. 51<sup>st</sup> St  
James McGlone  
Harriet Collins  
John Collins  
Richard Tallant

Offended by and  
Lancaster

Dated May 27 1886

Patterson Magistrate.

Cuff Officer.

19 Precinct.

Witnesses John J. Cuff

No. 19 Precinct Police Street.

No. Street.

Ed 2 1/2 P.M.

No. May 28 Street.

1500. Cab to answer G. S.

Adj'd 2 1/2 P.M.

May 29 1/2

Committed

Court of General Sessions of the Peace  
of the City and County of New York,

The People of the State  
of New York.

against

James McFane, Daniel  
Rollins, John Rollins &  
Richard Toldt

The Grand Jury of the City and  
County of New York, by this indictment  
accuse Richard Toldt of the crime of  
Burglary in the third degree, and  
James McFane, Daniel Rollins and  
John Rollins of the same crime of  
Burglary in the third degree as second  
offenses, committed as follows:

Wherefore, to wit: at a Court of  
General Sessions of the Peace, holden  
in and for the City and County of New  
York, at the City Hall in said City, on  
the eighteenth day of September, in  
the year of our Lord one thousand  
eight hundred and eighty-two, before  
the Honorable Frederick C. Smyth, Recorder  
of the said City of New York, and Justice  
of the said Court, the said James Mc

of the name and description of  
 James McFadden, was in the form of  
 an attempt to commit a  
 law committed by the said James, to wit: to  
 an attempt to commit the crime of  
 Burglary in the third degree, upon a  
 certain indictment then and there in  
 the said Court depending against him  
 the said James McFadden, by the name  
 and description of James McFadden as  
 aforesaid, for that the said James  
 McFadden, then late of the County  
 of Ward of the City of New York,  
 in the County of New York aforesaid,  
 on the fourteenth day of November,  
 in the year of our Lord one thousand,  
 eight hundred and eighty one, with  
 force and arms, went the hour of  
 three o'clock in the day time of the  
 same day, at the Ward, City and  
 County aforesaid, the dwelling house  
 of Francis MacKerrow there situate,  
 unlawfully and feloniously did  
 attempt to break into and enter, by  
 means of forcibly breaking open an  
 outer door thereof, the said James  
 McFadden then and there intending  
 to commit some crime therein, to wit:  
 the goods, chattels and personal property  
 of Francis MacKerrow in the said

dwelling house then and there residing,  
 then and there feloniously and unlawfully  
 feloniously 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.

And thereupon, upon the conviction  
 aforesaid, it was considered by the said  
 Court of General Sessions of the Peace,  
 and ordered and adjudged, that the  
 said James Mc Fione (by the name  
 and description of James Mc Fione as  
 aforesaid) for the attempt to commit  
 the felony and unlawfully aforesaid,  
 whereby he was so convicted as aforesaid,  
 be imprisoned in the State Prison, at  
 hard labor for the term of two years  
 and six months: as by the record  
 thereof doth more fully and at large  
 appear.

And therefore, to wit: at a Court  
 of General Sessions of the Peace, holden  
 in and for the City and County of New  
 York, at the City Hall in said City, on  
 the seventh day of January, in the year  
 of our Lord, one thousand eight hun-  
 dred and eighty four, before the said

The Honorable Frederick Smyth, Recorder  
 as appeared, and Justice of the said  
 Court, the said David Pollins, by the  
 name and description of David Carroll,  
 was in due form of law convicted of  
 a felony, to wit. Burglary in the third  
 degree, upon a certain indictment then  
 and there in the said Court depending  
 against him the said David Pollins, by  
 the name and description of David  
 Carroll as appeared, and one Charles  
 Williams, for that they the said  
 Charles Williams and David Carroll,  
 then late of the Nineteenth Ward of  
 the City of New York, in the County  
 of New York appeared, on the fourth  
 day of January, in the year of our  
 Lord one thousand eight hundred and  
 eighty-four, with force and arms, about  
 the hour of twelve o'clock in the day  
 time of the same day at the Ward, City  
 and County aforesaid, the dwelling house  
 of Henry Fugate, then situate, known  
 by and familiarly 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 Henry Fugate, in the said  
 dwelling house then and there being.



when and there [illegible] and [illegible]  
 variously to [illegible], [illegible] and [illegible]  
 away, against the [illegible] of the [illegible]  
 in such case made and provided, and  
 against the [illegible] of the [illegible] of the  
 State of New York, and their [illegible]  
 And also, for that they the said  
 Charles Williams and Daniel [illegible],  
 when late of the Ward, City and County  
 last aforesaid, afterwards to wit: on  
 the said fourth day of January, in  
 the year of our Lord one thousand eight  
 hundred and eighty-four, at the Ward,  
 City and County aforesaid, in the day  
 time of said day, in the force and  
 arms, one coat of the value of twenty  
 dollars, one set of the value of five  
 dollars, and one pair of trousers of  
 the value of ten dollars, of the goods,  
 chattels and personal property of one  
 Henry [illegible], and one coat of the value  
 of twenty dollars, one set of the value  
 of five dollars, one pair of trousers of  
 the value of ten dollars, one chain of  
 the value of five dollars, one chain of  
 the value of three dollars, one marble  
 emblem of the value of five dollars,  
 one breast pin of the value of five dollars  
 and two studs of the value of one



dollar each, of the goods, clothes, and  
 personal property of one Christopher  
 Elder, in the dwelling house of the  
 said Christopher Elder, there situated, then  
 and there found, in the dwelling  
 house aforesaid, then and there  
 knowingly 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.

And thereupon, upon the conviction  
 aforesaid, it was considered by the said  
 Court of General Sessions of the Peace,  
 and ordered and adjudged, that the  
 said David Collins (for the name  
 and description of David Collins  
 as aforesaid) for the felony and  
 larceny aforesaid, should be so  
 convicted as aforesaid, be imprisoned  
 in the State Prison, at hard labor,  
 for the term of two years and six  
 months: as for the record thereof doth  
 more fully and at large appear.

And therefore, to wit: at a Court  
 of General Sessions of the Peace, holden  
 in and for the City and County of New  
 York, at the City Hall in said City, on

upon, at the City Hall in said City, on  
 the twenty eighth day of April, in the  
 year of our Lord one thousand eight  
 hundred and eighty two, before the  
 Honorable Judges C. C. Remondy, Chief  
 Judge of the said City, and Justice of  
 the said Court, the said John Rollins,  
 by the name and description of James  
 Rollins, was in due form by law  
 convicted of a felony, to wit: Conspiracy  
 in the said degree, upon a certain  
 indictment then and there in the said  
 Court depending against him the said  
 John Rollins, by the name and description  
 of James Rollins as aforesaid, and one  
 George Fiddaway, for that they the  
 said James Rollins and George Fiddaway  
 then late of the Twenty first Ward  
 of the City of New York in the County  
 of New York, aforesaid, on the seventh  
 day of April, in the year of our Lord  
 one thousand eight hundred and eighty  
 two, with force and arms, in the Ward,  
 City and County aforesaid, the store  
 of Abraham Horn, there situate, felon-  
 iously and unlawfully, did break  
 into and enter, the same being a build-  
 ing in which divers goods, merchandise  
 and valuable things were then and there

except for use, sale and disposal, to wit:  
 the goods, chattels and personal property  
 hereinafter described, with intent the  
 said goods, chattels and personal prop-  
 erty of the said Abraham Tom, then  
 and there being, then and there feloniously  
 and unlawfully to steal, take and  
 carry away, and value thereof ascertained  
 to the value of two cents each, of the  
 goods, chattels and personal property  
 of the said Abraham Tom, to be taken  
 and carried in the said store, then and  
 there being, 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."

And also, for that then the said  
 James Robbins and Fugate Fugate, then  
 late of the Ward, City and County  
 last aforesaid, afterwards, to wit: on  
 the day and in the year aforesaid, with  
 force and arms, in the Ward, City and  
 County aforesaid, eight thousand  
 negroes of the value of two cents each,  
 of the goods, chattels and personal  
 property of Abraham Tom, for a certain  
 person or persons, then holding the same

Johnston, John, of the said District  
Court, and John, and John, did  
Johnston receive and have (the said  
James Rollins and George Johnson, then  
and there well knowing the said goods,  
chattel and personal property to have  
been feloniously stolen), 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.

And thereupon, upon the relation  
aforesaid, it was considered by the  
said Court of General Sessions of the  
Peace, and ordered and adjudged, that  
the said John Rollins, for the name  
and description of James Rollins as  
aforesaid (for the said John and John)  
aforesaid, whereby he was so convicted  
as aforesaid, be imprisoned in the  
State Prison, to hard labor, for the  
term of two years, as by the record  
thereof doth more fully and at  
large appear.

And the said James Johnston,  
Daniel Rollins, John Rollins, and  
Richard Sallot, all date of the  
Nineteenth Ward of the City of

New York, in the County of New  
 York aforesaid, (they the said said  
 Rollins and John Rollins having been  
 so as aforesaid convicted of the  
 respective felonies and misdemeanors  
 hereinafter alleged, and the said said  
 James MacFarlane having been so as  
 aforesaid convicted of the said attempt  
 to commit the said felony and misde-  
 meanor likewise hereinafter alleged,)  
 afterwards, to wit: on the twenty  
 eighth day of May, in the year of  
 our Lord one thousand eight hun-  
 dred and eighty six, at the City and  
 County aforesaid, with force and arms,  
 a certain building, to wit: the dwelling  
 house of one Andrew Jackson, there  
 situate, feloniously and unlawfully  
 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 Andrew  
 Jackson, in the said dwelling house,  
 then and there being, then and there  
 feloniously and unlawfully to  
 steal, take and carry away, against  
 the form of the Statute in such case  
 made and provided, and against the  
 peace of the County of the State of New  
 York, and their dignity.



negro, and their disfigure;

### Second Count.

And the Grand Jury aforesaid, by this Indictment further accuse the said Richard Talbot, of the crime of Rape and Sodomy in the second degree, and the said James McFane, Daniel Rollins and John Rollins of the same crime of Rape and Sodomy in the second degree, as a second offense, committed as follows:

The said James McFane, Daniel Rollins, John Rollins and Richard Talbot, all late of the said Westminster Ward of the City of New York, in the County of New York, aforesaid, (where the said Daniel Rollins and John Rollins having been so as aforesaid convicted of the respective felonies and misdemeanors in the first count of this indictment alleged, and the said James McFane having been so as aforesaid convicted of the said attempt to commit the said felony and misdemeanor in the said last



mentioned count alleged) afterwards, to  
 wit: on the said twenty fifth day of  
 May, in the year of our Lord, one  
 thousand eight hundred and eighty  
 six, at the Ward, City and County  
 of said, with force and arms, one  
 smelling bottle of the value of five  
 dollars, one finger ring of the value of  
 fifty dollars, one other finger ring of  
 the value of fifteen dollars, one collar  
 button of the value of five dollars, one  
 ready coin of the value of five dollars, one  
 gold coin of the value of five dollars, the  
 sum of ten dollars in money, lawful  
 money of the United States of America  
 and of the value of ten dollars, divers  
 other articles of clothing, of a number  
 and description to the Tendant of the  
 of said unknown, of the value of one  
 hundred dollars, and divers articles of  
 clothing and means of apparel, of a  
 number and description to the Tendant of the  
 of said unknown, of the value of one  
 hundred dollars, of the goods, chattels  
 and personal property of one Andrew  
 Jackson, in the dwelling house of the  
 said Andrew Jackson, there situate, in  
 the dwelling house of said, then and  
 there feloniously did steal, take and

running away: against the form of the  
Statute in such case made and pro-  
vided, and against the peace of the  
People of the State of New York, and  
their dignity.

### Third Count.

That the Grand Jury do say, that  
this indictment further accuses the said  
Richard Taltot of the crime of criminally  
receiving stolen property, and the said  
James McFane, Daniel Collins and  
John Collins of the same crime of  
criminally receiving stolen property, as  
a second offense, committed as follows:

The said James McFane, Daniel  
Collins, John Collins and Richard Taltot,  
all late of the said County of Ward of  
the City of New York, in the County of  
New York, do say, (that the said Daniel  
Collins and John Collins having been so  
as aforesaid convicted of the respective  
offenses and felonies in the first count  
of this indictment alleged, and the said



been & is now being taken, 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.

1009

BOX:

223

FOLDER:

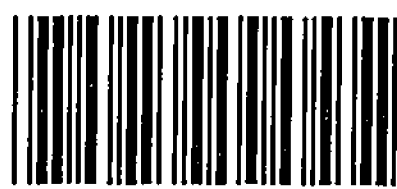
2192

DESCRIPTION:

McGovern, Thomas

DATE:

06/28/86



2192



10 10

224

Witnesses:

Counsel, .....  
Filed *28* day of *June* 188*6*  
Pleads .....

THE PEOPLE

*J. W. D.*  
*vs.*  
*R.*

*Thomas McGovern*

PETIT LARCENY.

[Sections 528, 532, Pennl Code].

RANDOLPH B. MARTINE,

*vs* *June 29/86* District Attorney.

*Heads Fifth*  
*Gen suspended*  
*A True-Bill.*

*Laurence W. Haven*

Foreman.

1011

Police Court—

District.

Affidavit—Larceny.

City and County } ss.:  
of New York,

of No. 1140. 2<sup>nd</sup> Ave Street, aged 34 years,  
occupation Grocery being duly sworn  
deposes and says, that on the 15 day of February 1888 at the City of New  
York, in the County of New York, was feloniously taken, stolen and carried away from the possession  
of deponent, in the day time, the following property viz:

Twenty five dollars good and  
lawful money

the property of

Deponent

and that this deponent

has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,  
and carried away by Thomas J. McGovern

(now here) from the following  
fact to wit:—that on or about  
said date said McGovern  
called at Deponent's store  
and then and there represented  
that one James J. McGovern  
had sent him (said Thomas  
J. McGovern) for said money  
that deponent upon such  
representation gave into the  
possession of said Thomas J. McGovern  
said money and that deponent  
has since learned that said  
James J. McGovern did not send for said  
money nor did he receive the same  
from said Thomas J. McGovern.

Sworn to before me, this 15 day of February 1888

Charles J. Smith  
Police Justice.

10 12

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss

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

Question What is your name?

Answer

*Thomas F. McGovern*

Question How old are you?

Answer

*19 years*

Question Where were you born?

Answer

*MA*

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

Answer

*434 W.T.*

*1 year*

Question What is your business or profession?

Answer

*Groom*

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 took the money*  
*Thas McGovern*

Taken before me this

day of

188

Police Justice.

10 13

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

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

*Dated* June 26 188 \_\_\_\_\_ *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.*



10 14

BAILED,

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

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

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

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

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

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

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

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

Police Court-- District

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*James Campbell*  
*1140 1/2 St. - 2nd*  
*James F. McInerney*

2

3

4

Dated *June 29* 188*8*

*Wm. White* Magistrate.

*Barnes* Officer.

*22* Precinct.

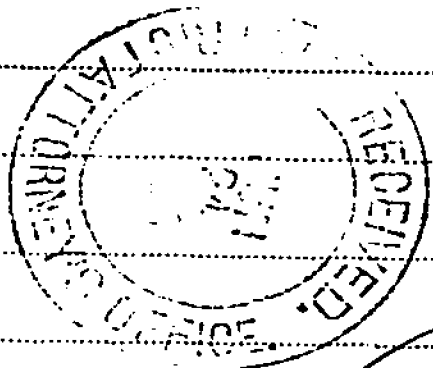
Witnesses *James J. McInerney*

No. *124 W 51st* Street.

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

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

\$ *500* to answer *Q.S.*





10 15

N.Y. General Sessions

The People  
vs  
Thomas McGovern

City and County of New York ss:

James J. McGovern  
being duly sworn says that he is engaged  
in business as a Painter and Decorator at  
No 588 Ninth Avenue and No 581 Eleventh  
Avenue and resides at No 424 West  
51<sup>st</sup> Street in the City of New York and is the  
complainant against Thomas McGovern  
who is his son and who has been indicted  
for Petty Larceny and has pleaded guilty to  
the indictment, and is now awaiting sentence.  
That the said Thomas McGovern has never  
been arrested except upon the present  
charge, and up to the time of committing  
this offense had always been a good  
boy and an obedient and dutiful son;  
that since making the charge against his  
son this deponent has ascertained that  
his son was the dupe of older persons  
who led him to the commission of this  
crime; that deponent's son has told the  
whole story as to how and why he

10 16

committed the crime, and that this deponent is satisfied that his son was much less to blame than others who have not been arrested; that deponents son has promised deponent and deponents wife that if released from prison he will reform and never do wrong in the future; that this deponent is anxious to give the boy another trial, and to take him back into his employment again and believes that it will be more to the boys interest to treat him in that manner than to send him to Prison. The deponent therefore earnestly asks that sentence in this case may be suspended, in order that the boy may have an opportunity to reform, as this deponent believes and hopes he will.

Subscribed before me this } James J. H. Govern  
30<sup>th</sup> day of June, 1886 }

John Hardy  
Notary Public  
City and County New York

10 17

N.Y. General Sessions

The People

vs

James McGovern

Affidavit

10 18

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Thomas McFadden*

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

*Thomas McFadden*

of the CRIME OF PETIT LARCENY, committed as follows:

The said *Thomas McFadden*,

late of the First Ward of the City of New York, in the County of New York aforesaid,  
on the *27th* day of *February*, in the year of our Lord  
one thousand eight hundred and eighty-*five* — , at the Ward, City and County  
aforesaid, with force and arms,

*the sum of Twenty Five dollars*  
*in money, lawful money of*  
*the United States and of the*  
*value of Twenty Five dollars.*

of the goods, chattels and personal property of one

*Marion O'Connor,*

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

*Randolph B. Martin,*  
*District Attorney*

10 19

BOX:

223

FOLDER:

2192

DESCRIPTION:

McIntyre, Hattie

DATE:

06/21/86



2192



Witnesses:

It appears by annexed  
Certificate of Capt Packham  
of 20th Decr that within  
premises (25) 7/4 1st are no  
longer occupied as a disor-  
derly house and the nuisance  
having been abated I rec-  
ommend that within indict-  
ment be dismissed.

Sept 13. 1886

Randolph B. Martine  
Dist. Atty.

178

D. O'Hanran

Counsel,

Filed 21 day of Janr 1886

Pleads, Not Guilty (vv)

THE PEOPLE

vs.

B

Hattie McIntyre

alias

Sarah Osborne

KEEPING A HOUSE OF ILL FAME, ETC.

(Sections 822 and 885, Penal Code.)

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

J. Lawrence Moore

Not Guilty.

Foreman

Indictment dismissed

(See endorsement)

1020

1021

Sec. 198-200.

CITY AND COUNTY  
OF NEW YORK { ss

2 District Police Court.

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

Question What is your name?

Answer *Sarah Osborn*

Question How old are you?

Answer *56 years old*

Question Where were you born?

Answer *New York*

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

Answer *257 W 41<sup>st</sup> St. 6 M<sup>th</sup>*

Question What is your business or profession?

Answer *Let furnished room*

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  
My true name is Sarah Osborn  
I know Hattie M<sup>r</sup> Intyre and I  
bought her out.*

*Sarah Osborn*

Taken before me this

188

Police Justice

1022

Sec. 151.

Police Court

2d District.

CITY AND COUNTY }  
OF NEW YORK, } ss

In the name of the People of the State of New York; To the Sheriff of the County of New York, or to any Marshal or Policeman of the City of New York, GREETING:

Whereas, Complaint in writing and upon oath, has been made before the undersigned, one of the Police Justices for the City of New York, by Thomas Kennedy

of 102d Precinct Police Street, that on the 25th day of June

1886, at the City of New York, in the County of New York

did keep and maintain at the premises known as Number 254 West 41st

Street, in said City, a disorderly house and a house of prostitution and there unlawfully procure and permit as well men as women of evil name and fame, and of dishonest conversation to visit, frequent and come together for unlawful sexual intercourse, and for the purpose of prostitution, and there unlawfully and wilfully did permit said men and women of evil name and fame there to be and remain drinking, dancing, fighting, disturbing the peace, whoring and misbehaving themselves whereby the peace, comfort, and decency of persons inhabiting and residing in the neighborhood and there passing is habitually disturbed in violation of the statute in such case made and provided.

THESE ARE, THEREFORE, in the name of the People of the State of New York, to Command you, the said Sheriff, Marshals and Policemen, and each and every of you, to apprehend the body of the said

McIntyre and all vile, disorderly and improper persons found upon the premises occupied by said McIntyre

and forthwith bring them before me, at the 2d DISTRICT POLICE COURT, in the said City, or in case of my absence or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to be dealt with according to law.

Dated at the City of New York, this 25th day of June 1886

W. J. O'Connell POLICE JUSTICE.

1023

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

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

Dated *June 11<sup>th</sup>* 188*6* *ag smlv* Police Justice.

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

Dated *June 12<sup>th</sup>* 188*6* *ag smlv* 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.



1024

\$570 fu 4: 9<sup>00</sup>  
A.M. June 12

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court

853 District.

THE PEOPLE, &c,  
ON THE COMPLAINT OF

Thomas Kennedy

20 Street

Hattie McIntyre

Sarah Osborn

3

4

Dated June 9th

W. J. Power

Kennedy and Bryan

Witnesses

No. 260 W. 41<sup>st</sup> Street.

Joseph Doyle

No. 20th Precinct Police

Jacob W. Feiss

No. 20th Precinct Police

Off Fred Parker

Office Rocking S. B. C. H.

C. C. M.

Since Kept in custody  
H. M. C.

1886

Magistrate.

Officers

30th Precinct.

Witnesses

No. 260 W. 41<sup>st</sup> Street.

Joseph Doyle

No. 20th Precinct Police

Jacob W. Feiss

No. 20th Precinct Police

Off Fred Parker

Office Rocking S. B. C. H.

C. C. M.



1025

Sec. 322, Penal Code.

2d District Police Court.

CITY AND COUNTY } ss.  
OF NEW YORK, }

Thomas Kennedy  
The 2nd Precinct Police  
257 West 41st  
8th Street, in said City, being duly sworn says,  
that at the premises known as Number 257 West 41st Street,  
in the City and County of New York, on the 8th day of June 1886 and on divers  
other days and times, between that day and the day of making this complaint

Heattie McIntyre  
House of Prostitution  
did unlawfully keep and maintain and yet continue to keep and maintain a disorderly House; to wit; a  
House of Prostitution and did then, and on the said other days and times, there unlawfully procure  
and permit as well men as women of evil name and fame and of dishonest conversation to visit, frequent and come  
together for unlawful sexual intercourse, and for the purpose of prostitution and lewdness, and then and on the said  
other days and times, unlawfully and wilfully did permit and yet continues to permit said men and women of evil  
name and fame there to be and remain drinking, dancing, fighting, disturbing the peace, whoring and misbehaving  
themselves, whereby the peace, comfort and decency of persons inhabiting and residing in the neighborhood, and  
there passing is habitually disturbed, in violation of the statute in such case made and provided

Deponent therefore prays, that the said Heattie McIntyre  
and all vile, disorderly and improper persons found upon the premises, occupied by said  
Heattie McIntyre

may be apprehended and dealt with as the law in such cases made and provided may direct.

Subscribed to before me, this 9th day  
of June 1886

Thomas J. Kennedy

W. J. Bone  
Police Justice.

1026

CITY AND COUNTY OF NEW YORK, ss.

POLICE COURT, 2 DISTRICT.

Thomas Kennedy  
of No. 20th Precinct Street, aged 32 years,  
occupation Police Officer being duly sworn deposes and says,  
that on the 11th day of March 1888

~~at the City of New York, in the County of New York,~~ the woman  
(now here) giving her name as Sarah  
Beaton is known to deponent as  
Hattie Mc Intyre and she is the  
woman charged in the within  
affidavit with keeping a disorderly  
house with a house of Prostitution at  
premises No 257 West 41<sup>st</sup> Street.  
Thomas G. Kennedy

Sworn to before me, this

of March

1888

day

Police Justice.

1027

Before the Grand Jury.

The People vs

Walter M. Intyre.

Stenographer's Transcript.

June 11 1886

Henry W. Unger,  
Sten. to Grand Jury.  
32 Chambers St.

1028

J. P. Mann, Stationer and Printer, 84 Nassau St., N. Y.  
Rooms 11 and 13.

STENOGRAPHER'S MINUTES.

The People &  
vs  
Hattie M. Intyre

BEFORE  
The Grand Jury

June 21 1886

WITNESSES.	Direct.	Cross.	Re-Direct.	Re-Cross.
Off Thomas Kennedy	1			
Wonschickel	2			
Off Jennings	3			

Revised by  
Stenographer to the Grand Jury  
32 Chambers St



BEFORE the GRAND JURY.

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

against

H a t t i e M c I n t y r e .  
-----

New York, June 21st 1886.

OFFICER THOMAS KENNEDY, being first duly sworn by  
the Foreman, testified as follows :-

By the Foreman--

Q State to the Grand Jury the facts as alleged against  
McIntyre.

A I know her for about a year, and I am on post there about  
a year. Her place is inhabited by prostitutes.

Q Where is the house ?

A It is a house of prostitution.

Q Where ?

A 257 West 41st Street. I have been called in there on  
several occasions to quell disturbances in the house, and  
I saw men and women in bed.



1030

Q Has complaint been made against the house ?

A Yes sir, several times, even to the Society, about young girls sixteen years of age going in there.

WILLIAM SCHAKEL being first duly sworn by the Foreman, testified as follows :-

By the Foreman--

Q What do you know of this case against Hattie McIntyre ?  
What are the facts alleged against her for keeping a house of ill-fame ?

A She keeps a very bad house.

Q Are you a neighbor ?

A I live right across the street; I got two meeting rooms, and I got different boarders at my house-- one boarder moved out on account of the house, and I was myself to Court to get a warrant for her, and so the Judge asked me if I got evidence, and I said no sir; so I tried the evidence to get it, and I got a girl one night and asked her for the price, and the price and everything was all right, and she wanted to go right home with me in stead, and soon we came to the front of the door, and she goes under the stoop this girl, hollered for Mrs. McIntyre " Open the door," because she wouldn't open the door-- may

be she knew me-- she saw me there; and another thing we got a public school on our street, where about six or seven hundred children go, and they stay outside of the window and halloa some names I don't like to say here-- still I can hear every word; and the children they take stones and fire them at the door; she has a little glass door with a big pane of glass and they fire at it; on the 3d of this month, the Grand Army was meeting in my place, and the meeting was called out, and there was everything excited, and we went over there and we could hear the words they said inside "You" and "You" and "You,"-- I don't want to mention those words.

Q Do you know who owns that house ?

A A lawyer, Mr. Palmer, I think.

Q Where is his office ?

A I was speaking to Mr. Palmer, and he told me he would tend to it, but I didn't see him do it.

Q You don't know where his office is ?

A I think it is the corner of Beekman and Nassau Street.

OFFICER JENNINGS being first duly sworn by the Foreman, testified as follows :-

By the Foreman--

1032

Q What do you know about this house ?

A I know this house to be a house of prostitution, and I know it to be a resort of prostitutes, and I see them take men in there.

1033

Police Department of the City of New York,

Precinct No. *20*

New York, *Sept. 1<sup>st</sup>* 1886.

*Randolph B. Martine.*

*District Attorney.*

*32 Chambers St.*

Dear Sir.

*257 W. 41 St., formerly  
occupied by Bessie M. Entgle,  
alias Osborne, is vacant, and is  
no longer a disorderly house.*

*Respectfully -*

*Geo. J. W. W. W. W. W.  
Capt. 20<sup>th</sup> Precinct.*

1034

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Hattie Mc Intyre*  
*otherwise called*  
*Sarah Osborne*

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

*Hattie Mc Intyre, otherwise*  
*called Sarah Osborne* —

(Section 322,  
Penal Code.)

of the CRIME OF KEEPING AND MAINTAINING A COMMON BAWDY HOUSE AND HOUSE OF ILL FAME, committed as follows:

The said *Hattie Mc Intyre, otherwise*  
*called Sarah Osborne,* —

late of the *22nd* Ward of the City of New York, in the County of New York aforesaid, on the *eighteenth* day of *June*. — in the year of our Lord one thousand eight hundred and eighty-*two*, and on divers other days and times as well before as afterwards, to the day of the taking of this inquisition, at the Ward, City and County aforesaid, a certain common bawdy house and house of ill fame, unlawfully and wickedly did keep and maintain; and in the said house divers evil-disposed persons, as well men as women, and common prostitutes, on the days and times aforesaid, as well in the night as in the day, there unlawfully and wickedly did receive and entertain; and in which said house the said evil-disposed persons and common prostitutes, by the consent and procurement of the said —

*Hattie Mc Intyre, otherwise called Sarah Osborne,* on the days and times aforesaid, there did commit whoredom and fornication; whereby divers unlawful assemblies, disturbances and lewd offences on the days and times aforesaid, as well in the night as in the day, were there committed and perpetrated; to the great damage and common nuisance of all the good people of the said State there inhabiting and residing, in manifest destruction and subversion of, and against good morals and good manners, 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

*Hattie Mc Intyre, otherwise*  
*called Sarah Osborne* —

(Section 385,  
Penal Code.)

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

The said *Hattie Mc Intyre,*  
*otherwise called Sarah Osborne,*

late of the Ward, City and County aforesaid, afterwards, to wit: on the *eighteenth* day of *June*. — in the year of our Lord one thousand eight hundred



and eighty-~~six~~, — and on divers other days and times between the said day and the day of the taking of this inquisition, at the Ward, City and County aforesaid, with force and arms, unlawfully did keep and maintain a certain common, ill governed house, and in ~~the~~ said house, for ~~the~~ own lucre and gain, certain persons whose names are to the Grand Jury aforesaid unknown, as well men as women, of evil name and fame and dishonest conversation, to frequent and come together then and on said other days and times, there unlawfully and wilfully did cause and procure, and the said men and women in said house, at unlawful times, as well in the night as in the day, then and on said other days and times there to be and remain, tippling, drinking, gaming, cursing, swearing, quarreling, making great noises and otherwise misbehaving themselves, unlawfully and wilfully did permit and suffer, to the great annoyance, injury and danger of the comfort and repose of a great number of persons, good citizens of our said State there 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 of the People of the State of New York and their dignity.

THIRD COUNT.—

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

*Mattie Mae Intype, otherwise  
called Sarah O'Dome* —

(Section 322,  
Penal Code.)

of the CRIME OF KEEPING A DISORDERLY HOUSE, committed as follows:

The said *Mattie Mae Intype, otherwise*

*called Sarah O'Dome,* —

late of the Ward, City and County aforesaid, afterwards, to wit: on the ~~eight~~ day of ~~June~~, in the year of our Lord one thousand eight hundred and eighty-~~six~~, and on divers other days and times between the said day and the day of the taking of this inquisition, at the Ward, City and County aforesaid, unlawfully did keep a certain ill-governed and disorderly house, the same being a place of public resort, and in the said house and place of public resort, for ~~the~~ own lucre and gain, certain persons, as well men as women, of evil name and fame, and of dishonest conversation, to frequent and come together, then and on the said other days and times, there unlawfully and wilfully did cause and procure, and the said men and women, in ~~the~~ said house, at unlawful times, as well in the night as in the day, then and on the said other days and times, there to be and remain, drinking, tippling, gambling, rioting, disturbing the peace, whoring and misbehaving themselves, unlawfully and wilfully, did permit, and yet continues to permit, by reason whereof the peace, comfort and decency of the neighborhood around and about the said house were, and yet are, habitually disturbed, 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.**

1036

BOX:

223

FOLDER:

2192

DESCRIPTION:

McIntyre, John

DATE:

06/30/86



2192

Witnesses:

From an examination  
of the evidence herein I  
do not think any conviction  
could be had. The complain-  
ant's statement is not  
strong, and the boy's char-  
acter is, I am informed,  
excellent.

July 20/16 James H. Ford  
Asst Dist Atty

Counsel,

Filed 30 day of June 1886

Pleaded Not Guilty

THE PEOPLE

vs.

R

John McIntyre

Grand Larceny, 1st Degree.  
(From the Person.)  
Sections 528, 529 — Penal Code.

RANDOLPH B. MARTINE,

District Attorney.

July 21/16  
Filed by Ch. in this m  
A True Bill  
James H. Ford

Foreman.

July 21/16  
reg. J.H.D.

1037

1038

Police Court—2 District.

Affidavit—Larceny.

City and County } ss.:  
of New York, }of No. 327 West 37<sup>th</sup> Street, aged 29 years,  
occupation Merchant-tailor being duly sworndeposes and says, that on the 20 day of June 1886 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:Sara Kunkle-lace gold watch of the value of  
three hundred & twenty-five  
dollarsthe property of Deponent

and that this deponent has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen, and carried away by John M. McIntyre (nowhere) for the reason, that about the hour of 9 P.M. on the above date as deponent was about leaving the steamboat "Pleasant Valley" from Fort Lee, which boat was in the act of landing at the foot of West 34<sup>th</sup> Street Hudson River, he felt a tug at his watch chain, and on looking at the defendant, who was on deponent's left-hand, and had been pushing and pressing against him, deponent saw the defendant draw out of his hands quickly that deponent immediately missed the above described watch, which had been taken from the left-hand pocket of the vest then and there worn by deponent as part of his trade clothing; that deponent thereupon immediately seized hold of the defendant, and before deponent could say

Sworn to before me, this 188 day

of

Police Justice.



1039

- When the said defendant said "I did not take your watch."

Dependent further says, that no person other than the defendant was near enough, and in a position to take said watch from defendant's pocket.

Wherefore, dependent charges, the said John M. Hartman with feloniously taking, stealing and carrying away from the person of defendant the above described watch, and prays that he may be held to answer and dealt with according to law.

Sworn to before me

Morris Stein

This 21<sup>st</sup> day of June 1886

Wm. H. Hall, Value Justice

Dated 1886 Police Justice.

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

Dated 1886 Police Justice.

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

Dated 1886 Police Justice.

of the City of New York, until he give such bail. 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 guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of

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

Police Court,	District,
THE PEOPLE, &c., on the complaint of	
vs.	
1	2
3	4
Offence—LARCENY.	
Dated	1886
Magistrate.	
Officer.	
Clerk.	
Witness,	
No.	Street,
No.	Street,
No.	Street,
No.	to answer
No.	Sessions.



1040

Sec. 198-200.

2

District Police Court.

CITY AND COUNTY  
OF NEW YORK,

*John M. McIntyre* 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 have nothing to say*  
*John M. McIntyre*

Taken before me this

day of

188

Police Justice.

1041

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

Dated June 21 1886 *[Signature]* 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.

1042

BAILED,

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

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

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

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

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

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

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

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

Police Court-- 2 900 District.

THE PEOPLE, &c,  
ON THE COMPLAINT OF

*Wm. H. Hanning*  
*327 West 37*  
*St. N.Y.*

1 \_\_\_\_\_  
2 \_\_\_\_\_  
3 \_\_\_\_\_  
4 \_\_\_\_\_

*Offence Harboring Felony*

Dated *June 21* 188 *6*

*Charles Wells* Magistrate.

*William Burke* Officer.

*20* Precinct.

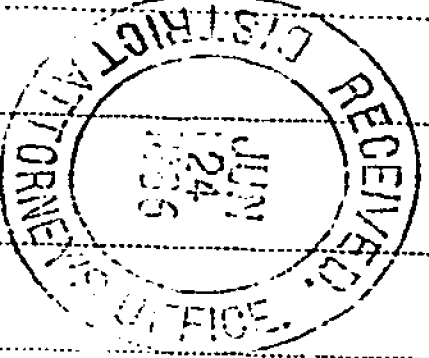
Witnesses \_\_\_\_\_

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

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

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

\$ *1000* to answer \_\_\_\_\_



1043

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*John MacIntyre*

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

*John MacIntyre* —  
of the CRIME OF GRAND LARCENY in the *fourth* degree, committed as follows:

The said

*John MacIntyre,*

late of the First Ward of the City of New York, in the County of New York aforesaid, on the  
*thirtieth* day of *June*, — in the year of our Lord one thousand  
eight hundred and eighty-*five*, in the *night* time of the said day, at the Ward, City and  
County aforesaid, with force and arms,

*one watch of the value of one*

*hundred and twenty five dollars.*

of the goods, chattels and personal property of one *Morris Stein*. —  
on the person of the said *Morris Stein*. —  
then and there being found, from the person of the said *Morris Stein*. —  
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 B. Martin,*

*District Attorney*

1044

BOX:

223

FOLDER:

2192

DESCRIPTION:

McKenna, John

DATE:

06/08/86



2192



1045

**BOX:**

223

**FOLDER:**

2192

**DESCRIPTION:**

Myran, John

**DATE:**

06/08/86



2192

-20-

Witnesses:

James O'Hara

Counsel,

Filed 8<sup>th</sup> day of June 1886

Pleads

THE PEOPLE  
vs. John McNamee  
John Myron  
Grand Larceny, 2<sup>d</sup> degree  
[Sections 528, 53 & Penal Code]

RANDOLPH B. MARTINE,  
District Attorney.  
In New York  
Not Pleaded guilty.  
A True Bill.

James McNamee

Foreman.

Each  
Elmer Ref.

1047

Police Court—2 District.

Affidavit—Larceny.

City and County } ss.:  
of New York, }of No. 365 5th Avenue Grace O'Hara Street, aged 27 years,  
occupation None being duly sworndeposes and says, that on the 1st day of June 1886 at the City of New  
York, in the County of New York, was feloniously taken, stolen and carried away from the possession  
of deponent, in the day time, the following property viz:

Seven Silk plush curtains  
of the value of One hundred dollars.  
(\$100.00)

the property of deponent's Mother Bridget  
O'Hara and in the care and custody of  
deponent

and that this deponent  
has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,  
and carried away by John Williams and John Myran  
(both now here) for the following reasons  
to wit: that the defendants were employed  
in deponent's house. and on the above  
mentioned date deponent discovered  
that said property was missing. and  
deponent is informed by Officer James  
K. Price of the 29th Precinct Police that after  
he had arrested the defendants they  
admitted and confessed to the Officer  
that they had taken said property  
and showed the Officer where they had  
disposed of it. And he the Officer has  
since recovered five of said curtains  
which deponent has seen and fully

Sworn to before me this  
1886  
at New York

Police Justice

identifies them as a portion of the property feloniously taken stolen and carried away by the said defendants. Wherefore deponent prays they may be held and dealt with according to law.

Sworn to before me  
this 14<sup>th</sup> day of June 1866

me FF6

*[Signature]*

Police Justice

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

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 \_\_\_\_\_ 188 \_\_\_\_\_

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_

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.

Police Court, \_\_\_\_\_ District.

**THE PEOPLE, &c.,**  
*on the complaint of*

*Offence—LARCENY.*

**ପ୍ର.**

***Dated***

188

*Magistrate.*

Officer.

**Clerk.**

**Wine88,**

No.

Street.

Yo.

Street,

Yo.

Street,

**to answer**

Sess. ms.



1049

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 39 years, occupation James K. Price Police Officer of No. 29th Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Grace O'Hara

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

Sworn to before me, this 4 day of June 1886 James K. Price

[Signature]  
Police Justice.



1050

CITY AND COUNTY OF NEW YORK, ss.

POLICE COURT, 2 DISTRICT.

James K. Price  
of No. 29<sup>th</sup> Precinct Police Street, aged 39 years,  
occupation Police Officer being duly sworn deposes and says,  
that on the \_\_\_\_\_ day of \_\_\_\_\_ 188\_\_\_\_

at the City of New York, in the County of New York, he arrested  
John. W. Kenna. And John. Myron  
(both now here) charged with having  
committed a burglary at premises of  
Grace O'Hara of No 365, 5<sup>th</sup> Avenue  
and stolen property valued at over  
one hundred dollars. And deponent  
further says that the said Grace O'Hara  
is not now present in court to make a  
complaint. Wherefore deponent prays the  
said defendants may be held until the  
complainant comes to court  
James K. Price.

Sworn to before me, this \_\_\_\_\_ day of \_\_\_\_\_ 188\_\_\_\_

of \_\_\_\_\_

188\_\_\_\_

day)

Police Justice.

1051

Police Court, ✓ 2 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

vs.  
John W. Kerma  
John Myron

AFFIDAVIT.

*Suspicion of committing  
a Burglary*

Dated June 3 188 6

Duffy Magistrate.  
Josh Price Officer.

Witness, \_\_\_\_\_

of on Friday  
Morning 4<sup>th</sup> June

Disposition, \_\_\_\_\_

1052

Sec. 108-200.

CITY AND COUNTY  
OF NEW YORK.

2 District Police Court.

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

Question What is your name?

Answer

*John Myron*

Question. How old are you?

Answer

*22 years old*

Question. Where were you born?

Answer.

*Ireland*

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

Answer.

*No home*

Question What is your business or profession?

Answer

*Labour*

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*  
*John Myron*

Taken before me this

4

day of

*May 1888*

Police Justice.

1053

Sec. 108-200.

2

District Police Court.

CITY AND COUNTY  
OF NEW YORK, ss

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

Question What is your name?

Answer

Question How old are you?

Answer

Question Where were you born?

Answer

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

Answer

Question What is your business or profession?

Answer

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

Answer

*I am guilty*

*John McKeen*

Taken before me this

day of

1889

Police Justice.



1054

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 Murray.

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

Dated June 11 188 6 W. H. Clegg Police Justice.

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

Dated June 11 188 6 W. H. Clegg Police Justice.

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

Dated June 11 188 6 W. H. Clegg Police Justice.



1055

Police Court-2 District. 807

THE PEOPLE, &c,  
ON THE COMPLAINT OF

Grace O'Hara  
365 5th Ave  
vs.

John McKenna  
John Myran

Grand  
Office  
Lancaster

BAILED,

No. 1, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

Dated June 4th 1886

P. G. Duffy Magistrate.  
Jas. K. Price Officer.

Witnesses James K. Price  
No. 29th Precinct.  
29th Precinct Street.

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

No. \_\_\_\_\_ Street.  
\$ 500 each to answer

Am

1056

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,  
against

*John McNamee*  
and  
*John Murphy*

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

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

The said *John McNamee and*  
*John Murphy, both*

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

*seven curtains of the value*

*of fifteen dollars each,*

of the goods, chattels and personal property of one

*William J. McNamee,*

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.

*Randolph J. McNamee,*  
*District Attorney*

1057

BOX:

223

FOLDER:

2192

DESCRIPTION:

McNally, Hugh

DATE:

06/07/86



2192

Witnesses:

John Currier  
James G. Gentry, Officer

It appearing by the within affidavits that it is impossible to secure the attendance of

John Currier

a material and necessary witness for the People of N.Y. without whose evidence a conviction cannot be had. I therefore respectfully recommend that the defendant herein

be discharged on his own recognizance.

N. Y., 1887

McNally

District Attorney

Upon reading the within affidavits that ex parte counsel be given to ask that defendant be discharged on his own recognizance.

James G. Gentry, Officer

John Currier

District Attorney

Let a proper subpoena return also make off for 1887

#8. A

1887

Counsel,

Filed 7 day of June 1886

Pleads *not guilty*

THE PEOPLE

vs.

Hugh McNally

Set 2 - May 11/92

On motion of said atty

left discharged on his own recognizance

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

*James G. Gentry*

Foreman

Let a proper subpoena return also make off for 1887

1059

**PART II.**

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

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

*Subpoena Personal Affidavit Wanted*  
 SUBPOENA FOR A WITNESS TO ATTEND THE GENERAL SESSIONS OF THE PEACE.

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

To *John Curley*  
 of No. *4 Birmingham* Street.

YOU ARE COMMANDED to appear before the Court of General Sessions of the Peace in and for the City and County of New York, at the Sessions Building, adjoining the New Court House in the City Hall Park, in the City of New York, on the day of *MAY* 189*2* at the hour of 11 in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York, against

*Hugh McNally*  
 Dated at the City of New York, the first Monday of  
 in the year of our Lord 189 *2*

*MAY*

DE LANCEY NICOLL, District Attorney.



1060

GLUED PAGE

Court of General Sessions.

THE PEOPLE

vs.

*Hugh McWally*

City and County of New York, ss:

sworn, deposes and says: I reside at No. *Abraham Maas* being duly  
*135 Clinton Street.*  
Street, in the City of New York. I am a Subpoena server in the office of the District Attorney of the  
City and County of New York. On the *10* day of *May* *on several other occasions* 1892 and  
I called at *4 Birmingham St*

the alleged *residence* of *John Curley*  
the complainant herein, to serve him with the annexed subpoena, and was informed by *the*  
*landlady of the premises, which is a factory,*  
*that she had been employed there*  
*for a year and a half, and had known*  
*no one by the name of John Curley*  
*during that time,*

Sworn to before me, this

of

*May*

1892

*John H. McGuire*  
*Clerk of the Court*

*Abraham Maas*  
Subpoena Server.

Court of General Sessions.

THE PEOPLE, on the Complaint of

*John Curley*

vs.

*Hugh. McCall.*

*Delany v. McCall*  
**JOHN R. FELLOWS,**

District Attorney.

Affidavit of

*Abram Ward*

Subpoena Server.

Failure to find Witness.

1062

**PART II.**

THE COURT ROOM IS IN THE THIRD STORY, AND FRONTING THE PARK.

If this Subpoena is disobeyed, an attachment will immediately issue.

Bring this Subpoena with you, and give it to the Officer at the Court Room door, that your attendance may be known.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

**SUBPOENA**

FOR A WITNESS TO ATTEND THE

*Court of General Sessions of the Peace.*

**The People of the State of New York,**

To

of No.

Street,

GREETING :

WE COMMAND YOU, That, all business and excuses ceasing, you *appear* in your proper person, before the Court of General Sessions of the Peace to be holden in and for the City and County of New York, at the Sessions Building in the Park of the said City, on the day of *March* instant, at the hour of *ten* in the forenoon of the same day, to testify the truth and give evidence in our behalf, against

*Hugh McHally*  
in a case of Felony, whereof *he stands* indicted. And this you are not to omit, under the penalty of Two Hundred and Fifty Dollars.

WITNESS, Hon. FREDERICK SMYTH, Recorder of our said City, at the City Hall in our said City, the first Monday of *February*, in the year of our Lord 188*7*

RANDOLPH B. MARTINE, *District Attorney.*



1063

GLUED PAGE

## Court of General Sessions.

THE PEOPLE

vs.

H. McNally

County of New York, ss.:

John J. Carroll

being duly

deposes and says: I reside at No.

Street, in the City of New York. I am a subpoena server in the office of the District Attorney of the City and County of New York. On the 1<sup>st</sup> day of March 1887,

I called at

No. 4. Birmingham Street

the alleged

residence

of

John Curley

the complainant herein, to serve him with the annexed subpoena, and was informed by

the house keeper that the said Curley formerly resided there with a family by the name of Clancy who where dispossessed about 4 months ago and that he does not know where they now reside.

I was requested to call at 67 James Street known as the Frontier House but could gain no information as to the present whereabouts of the said John Curley the complainant herein. I have called on several previous occasions and have made diligent inquiry for said John Curley but have been unable to find him.

Sworn to before me, this

1<sup>st</sup> day

of

March 1887

Rudolph L. Schauf

COMMISSIONER OF DEEDS,  
N. Y. CITY & COUNTY.

John J. Carroll

Subpoena Server.

**Court of General Sessions.**

THE PEOPLE, on the Complaint of

*John Burley*

vs.

*Hugh McVally*

Offense :

**RANDOLPH B. MARTINE,**  
*District Attorney.*

*Affidavit of*

*John J. Carroll*

*Subpoena Server.*

**Failure to Find Witness.**

1064



John Cunliffe } Charged with Illegious  
 Hugh McWally } Assault May 29/1886  
 Before Hon  
 J. Daniel O'Reilly.

John Cunliffe does testify. I was at Birmingham 3 weeks since I came from the hospital 3 or 4 days ago I don't know where my family is on the 4th of December Mr. Brady then stuck his finger in my eye. I was stopping in his house, and we had been arriving there that day I went to the hospital 6 days after my eye was hurt I remained in the hospital altogether 4 months and 3 days. And I had my eye taken out at the eye and ear hospital I came back to his house again 5 weeks ago and I stayed there 5 months I was told I was not wanted there and I left. After I left the hospital I did not stop at this man's house at all, I had said that he had fixed me for life there was nobody present at the time I sent a party to his house for money I could not do anything and if he would help me along I would let the matter drop I never asked him for any more he gave me 5 cents on the 4th, I didn't tell him or his wife that I slept on a

in the shoe-maker house in Madison  
 Street, I slept in the house, Although  
 I am not sure if I said so or not  
 I had no conversation with his wife  
 to my knowledge. When Joseph the  
 eighth was injured I am not  
 sure where I slept. The day after  
 I came back to his house and  
 told him I wanted him to go to the  
 hospital I did not tell him that I could  
 not stay.

— JH

Thrup M. Gally the dependant  
being duly sworn deposes and says.

I live at 80 James Street  
and saw a person named Simon the depen-  
dant on the 4th of December he was  
in my house and was seen by the  
date it was about the 4th of Dec. as home  
at the time. And Simon asleep on the  
couch. I never had a word with  
this man. Simon's eye was hurt  
he came to my house several times  
he never accused me of hurting his  
eye he said he slept on on the  
landing in position still and he  
must have caught cold there my  
wife was present at the time he has  
sent a man the shoe maker to  
me demanding money of me  
And Simon to god he never accused  
me of injuring his eye and I never  
done anything to him

*[Signature]*

Druid McNaally called by the  
dependant and being duly served ce-  
cess and says

I live at 50 James Street  
and I am the wife of the dependant  
I know the complainant I know him  
for the last 14 years he was in my  
house on the 24th of December  
he was drunk and I ordered him out.  
My husband was asleep when he  
came in and he began to dance  
around the chairs and everything and  
I ordered him out and I didn't see him  
until the next morning at 9 o'clock.

And says John when he came in  
what is it you you look bad what  
is the matter with your eye?  
And he says he slept at the shoe-  
maker's in Madison Street last  
night and he was sleeping on the  
floor and he must have caught  
cold.

And says to him John  
I am a cup of tea and I made it  
and gave it to him and he wanted to  
see his wife and my son and  
myself. went for her to Brooklyn  
and I didn't see him again until  
4 months afterwards.

He never said to me or  
accused me or my husband



1069

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

of No. 4 Birmingham Street, aged 35 years,  
 occupation Shoemaker being duly sworn  
 deposes and says, that on or about 4<sup>th</sup> day of December 1887 at the City of New  
 York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by Hugh Mc  
Rally who did wilfully maim and  
 disfigure deponent by inserting his  
 defendant's finger in deponent's left  
 eye destroying the sight of deponent's  
 eye, and seriously disfigure deponent  
 person and seriously diminish deponent's  
 physical vigor by the injury of said eye,  
 from which deponent was confined to  
 the eye & ear Hospital no 98 Livingston Street  
 Brooklyn for four months, and two weeks  
 and five days in Flatbush Hospital  
 Brooklyn, and seven days in the  
 Manhattan Eye & Ear Hospital 103 Park  
 Avenue New York City, where there was an  
 operation performed on deponent and  
 deponent's eye was taken out, which  
 was caused by the injuries received  
 by said assault, and said assault  
 was committed

with the felonious intent to ~~take the life of deponent~~ 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 dealt with according to law.

Sworn to before me, this

of

1887

John J. Curley  
Mark  
 Police Justice.



1070

100/152  
Police Court, District.

THE PEOPLE, &c.,  
on the complaint of  
Tom Curley  
vs.  
Hugh McRae  
2  
3  
4  
Offence-Felonious Assault & Battery

Dated 1885  
O'Reilly Magistrate.  
Officer.  
Clerk.

Witnesses,  
No. Street,  
No. Street,  
No. Street,  
\$ to answer General Sessions.

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

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

I have admitted the above named to bail to answer by the undertaking hereto annexed.  
Dated 188

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.  
Police Justice.  
Police Justice.

1071

Sec. 198-200.

CITY AND COUNTY  
OF NEW YORK, } ss

1071 District Police Court.

Hugh McNally 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

Hugh McNally

Taken before me this

day of May, 1885

Samuel J. [Signature]  
Police Justice.

1072

Sec. 151.

*First* District Police Court.

CITY AND COUNTY } ss *In the name of the People of the State of New York; To the Sheriff of the County*  
OF NEW YORK, } *of New York, or any Marshal or Policeman of the City of New York. GREETING:*

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police  
Justices for the City of New York, by *John Curley*

of No. *4 Birmingham* Street, that on the *15th* day of *December*  
188*7* at the City of New York, in the County of New York,

*Deliciously*  
he was violently Assaulted and Beaten by *Hugh McNally*

Wherefore, the said Complainant has prayed that the said Defendant may be apprehended and bound to  
answer the said complaint.

These are, Therefore, in the name of the PEOPLE of the State of New York, to command you the said  
Sheriff, Marshals and Policemen, and each and every of you, to apprehend the said Defendant and bring *him*  
forthwith before me, at the DISTRICT POLICE COURT, in the said City, or in case of my absence  
or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to  
be dealt with according to law.

Dated at the City of New York, this *27th* day of *May* 188*7*  
*Samuel C. Bell* POLICE JUSTICE.

1073

POLICE COURT, \_\_\_\_\_ DISTRICT.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

John Gurley  
vs.

Hugh McNally

Warrant - A. & B.

Dated

May 27-6 1886

O'Reilly Magistrate.

Walsh Officer.

The Defendant Hugh McNally  
taken, and brought before the Magistrate, to answer  
the within charge, pursuant to the command con-  
tained in this Warrant.

Walsh Officer

Dated

May 29 1886

This Warrant may be executed on Sunday or at  
night.

Samuel A. Walsh Police Justice

REMARKS.

Time of Arrest, \_\_\_\_\_

12:30 P.M.

Native of \_\_\_\_\_

Ireland

Age, \_\_\_\_\_

56

Sex \_\_\_\_\_

Complexion, \_\_\_\_\_

Color \_\_\_\_\_

Br

Profession, \_\_\_\_\_

Drunk

Married \_\_\_\_\_

Yes

Single, \_\_\_\_\_

Read, \_\_\_\_\_

Yes

Write, \_\_\_\_\_

Yes

J. P. James Street



1074

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 Hugh

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

Dated May 29 1886 Sam J. C. Kelly Police Justice.

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

Dated May 29 1886 Sam J. C. Kelly 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.

1075

Police Court

774  
District

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

1

2

3

4



Offence

Assault

BAILED,

No. 1, by

Harten Tru

Residence

78 James

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

Dated

May 29 1886

1886

Magistrate.

Officer.

Precinct.

Witnesses

No.

Street.

No.

Street.

No.

Street.

\$

500

to answer

0

1076

COURT OF GENERAL SESSIONS, PART 2

(1700)

THE PEOPLE:

vs.

For

INDICTMENT

Hugh M<sup>c</sup> Gally

Maiming

To

M. Martin Livi

No. 78 James Street.

The indictment against the above-named defendant, for whose appearance you are bound, has been placed upon the Calendar for Trial at the Court of GENERAL SESSIONS of the Peace, at the Sessions Building, adjoining the New Court House in the Park of the said City, on the 11 day of

May instant, at eleven o'clock in the forenoon.

If the defendant is not produced at that time, your bond will be forfeited.

DE LANCEY NICOLL,

District Attorney.

1077

78 Jambo

~~1/1~~ ~~th~~



1078

DISTRICT POLICE COURT.

THE PEOPLE,  
ON COMPLAINT OF  
*John Curley*  
agst. *Hugh M. Grally*  
Examination had *May 29* 188 *6*  
Before *Samuel O'Reilly* Police Justice.

I, *David C. Setman* Stenographer of the *1st* District Police  
Court, do hereby certify that the within testimony in the above case is a true and correct copy of  
the original Stenographer's notes of the testimony of *Bridget M. Grally*  
*Hugh M. Grally* *John Curley*  
as taken by me on the above examination before said Justice.

Dated *May 29* 188 *6*

*Samuel O'Reilly*  
Police Justice.

*David C. Setman*  
Stenographer.

1079

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Amos M. Hall*

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

*Amos M. Hall*  
of the CRIME OF *Murder*.

committed as follows:

The said *Amos M. Hall*

late of the *First* Ward of the City of New York, in the County of New York afore-  
said, on the *fourth* day of *December*, in the year of our Lord  
one thousand eight hundred and eighty-*five*, at the Ward, City and County aforesaid,  
with force and arms, in and upon  
one *John Purley*, then and there  
being, wilfully and feloniously did  
make an assault, and with intent  
to injure and disfigure the said  
*John Purley*, did then and there  
wilfully and feloniously inflict  
upon the person of the said *John*  
*Purley* an injury which destroyed an  
organ of his body and rendering  
disfigured his person, to wit: *his eye*, then  
and there wilfully and feloniously  
striking the left eye of the said  
*John Purley*, by means whereby his  
said eye was wholly destroyed;

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. Martin,

District Attorney

1081

BOX:

223

FOLDER:

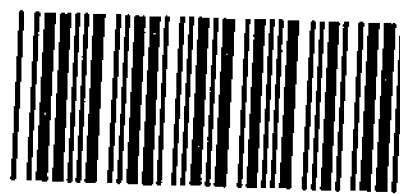
2192

DESCRIPTION:

McSherry, Peter J.

DATE:

06/22/86



2192



183

Witnesses:

Counsel,  
Filed 22 day of June 1886  
Pleads *Not Guilty*

THE PEOPLE

vs.

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

*R*

*Peter J. McSherry*

RANDOLPH B. MARTINE,

*In the 3d of District Attorney.  
Died by a fire on way.*

A True Bill.

*Lawrence McKee*

Foreman.

*Adjourned at 10 o'clock  
June 30 1886.*

*W.D.*

*Upon the within affidavits  
of the complainant & others filed  
herewith I think the defendant  
should be discharged on his own  
recognizance.*

*N. V. June 30 1886*

*Wm. M. Davis  
District Clerk*

N.Y. General Term

The People

Peter <sup>vs</sup> McSherry

City and County of New York ss:—

Margaret McSherry  
being duly sworn deposes and  
says:— I am the wife of the defend-  
ant above named and the complain-  
ant in this case: The facts  
connected with the alleged crime  
are exactly as herein set forth  
to wit:— On the 17<sup>th</sup> day of June  
1886 my husband—the defendant—  
came home about 11.30 A.M.  
from his employment which  
was in a printing office and  
carried night work—he put  
his hand in his pocket—first  
remarking that he had some  
money to give me—and I  
sat down on a chair to await  
while he procured the money  
from his pocket—he appeared  
to me to be intoxicated and  
while fumbling in his pocket

~~was <sup>for</sup> ~~came up out~~~~  
~~a pistol appeared as if about~~  
~~to fall from his pocket~~

I saw a pistol about to fall from it I instantly became excited at seeing a weapon & losing control of myself began to scream I did not see him aim or fire the pistol at me - but heard the reports - I do not believe the defendant intended to fire the pistol and believe it was purely accidental -

I have never been assaulted by him - we have been married four years - I would not have had him arrested if I had had control of myself at the time of the occurrence but I did not know what I was doing and ran screaming from the room

I beg the Court to ~~recommen~~ <sup>such</sup> the defendant to leniency and Clemency as it and the District

Attorney may see fit to show  
 but I expressly assert that  
 my reasons for so suggesting  
 are not controlled by him  
 but pure motives that justice  
 may be done in the premises  
 sworn to before me  
 this 30<sup>th</sup> day of June 1886 }  
 M. H. Sigerson } Margaret W. Sherry  
 Notary Public } Mark



N.Y. General Sessions

The People

Peter<sup>vs</sup> McSherry

City and County of New York ss:-  
Andrew Scott

being duly sworn deposes  
and says: - I reside at No  
90 Vandam Street this City  
and am in the printing bus-  
iness - I have known the de-  
fendant for about twelve  
years - he has been in my  
employ frequently during that  
time - I know many people who  
know him and his general rep-  
utation for peace and quiet-  
ness is very good.

I would have no hesitation  
in employing him at once  
if he was at liberty -

Sworn to before me

this 30<sup>th</sup> day of June, 1886

M. H. Sigerson

Notary Public

N.Y.C.

Andrew Scott



my general sessions

The People

Peter<sup>vs</sup> McHenry

City and County of New York:-

Joseph Straus  
residing at number 18 Columbia  
Street in New York City being  
duly sworn deposes and  
says - I am a jeweller by  
occupation I know the defend-  
ant herein and have known  
him for about fifteen years  
I know a great many people  
who also know the defendant  
his reputation for peace  
and quietness is very good  
~~and so~~

Sworn to before me this }  
30<sup>th</sup> day of June 1886 }

M. H. Sigerson

Notary Public

N.Y.C.

Joseph Straus

1088

Police Court—3rd District.

City and County { ss.:  
of New York,

of No. 445 Cherry Street, aged 24 years,  
occupation Cook being duly sworn

deposes and says, that on 17th day of June 1888 at the City of New  
York, in the County of New York, at a room in No 445 Cherry Street

She was violently and feloniously ASSAULTED and BEATEN by Peter J. McSherry (now here) who wilfully and maliciously pointed, aimed and discharged a revolving pistol loaded with powder and leaden ball twice at the body of deponent namely  
That deponent was assaulted as aforesaid by said defendant

with the felonious intent to take the life of deponent, or to do her ~~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 dealt with according to law.

Sworn to before me, this 17 day  
of June 1888.

P. J. Murphy  
Police Justice.

her McSherry  
mark

1089

Sec. 198-200.

3

District Police Court.

CITY AND COUNTY  
OF NEW YORK, ss

*Peter J. McSherry* 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. *Peter J. McSherry*

Question. How old are you?

Answer. *32 years*

Question. Where were you born?

Answer. *United States*

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

Answer. *No. 5 Sheriff street 7 weeks*

Question. What is your business or profession?

Answer. *Printer*

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*

*Peter J McSherry*

Taken before me this

day of

*August 11*  
Police Justice



1090

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 \_\_\_\_\_

*Peter J. McSherry*

*less* ~~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

*June 17*

188

*[Signature]* 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.



1091

Police Court

3 881 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Margaret Sherry  
445 Cherry  
Peter J. McSherry

Offence  
Assault

BAILED,

No. 1, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

Dated June 17 1886

Magistrate

Officer.

13 Precinct.

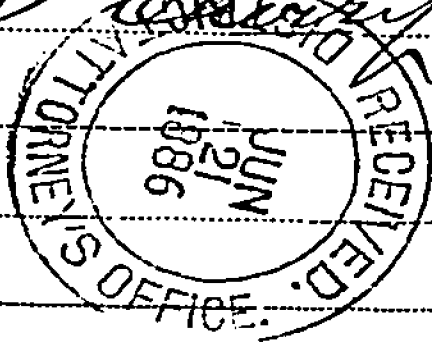
Witnesses Mary McMahon  
No. 445 Cherry Street.

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

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

\$ 10.00 to answer G.C.

Com



# Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Peter J. McSherry*

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

*Peter J. McSherry* —  
of the CRIME OF ASSAULT IN THE FIRST DEGREE, committed as follows :

The said *Peter J. McSherry*

late of the City of New York, in the County of New York aforesaid, on the ~~seventeenth~~ day of *June*, — in the year of our Lord one thousand eight hundred and eighty-~~six~~, with force of arms, at the City and County aforesaid, in and upon the body of one *Maggie McSherry* in the peace of the said People then and there being, feloniously did make an assault and to, at and against *her* the said *Maggie McSherry*, a certain  *pistol* then and there loaded and charged with gunpowder and one leaden bullet, which the said *Peter J. McSherry* in *his* right hand then and there had and held, the same being a deadly and dangerous weapon, wilfully and feloniously did then and there shoot off and discharge, with intent *her* the said *Maggie McSherry* 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 *Peter J. McSherry* —  
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows :

The said *Peter J. McSherry*

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 one *Maggie McSherry* in the peace of the said People then and there being, feloniously did wilfully and wrongfully make an assault, and to, at and against *her*, — the said *Maggie McSherry* — a certain  *pistol* — then and there charged and loaded with gunpowder and one leaden bullet, which the said *Peter J. McSherry* in *his* — right hand then and there had and held, the same being an instrument likely to produce grievous bodily harm, then and there feloniously did wilfully and wrongfully shoot off and discharge, 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.

1093

BOX:

223

FOLDER:

2192

DESCRIPTION:

Meagher, Michael A.

DATE:

06/11/86



2192

Witnesses:

Filed by  
Thomas Quinn  
No 719 Franklin Avenue  
Brooklyn.  
Seri White to  
R. Verma  
32 Nassau St

85  
Runnyton Vermont  
Counsel, *[Signature]*  
Filed *11* day of *June* 1886.  
Pleads *Not Guilty*

THE PEOPLE  
vs.  
*[Signature]*  
Michael A. Meagher  
*[Signature]*  
[Sections 628, 68 Penal Code]  
Grand Larceny, 2nd degree

RANDOLPH B. MARTINE,  
District Attorney.

A True Bill.  
*[Signature]*  
Lawrence McKeever

Foreman.  
*[Signature]*  
Off. *[Signature]*  
June 7th 1886



Memorandum of agreement entered into this Twelfth day of April AD 1896 by and between James F. Meagher and John H. Conran both of the City of New York

I In consideration of the sum of Five hundred dollars/\$500<sup>00</sup>, lawful money of the United States, to be paid by the said Conran to the said Meagher, the said Meagher agrees to transfer to the said Conran a one fourth interest in the real estate and brokerage business, that may be transacted by them at no 231 Broadway in said City

II

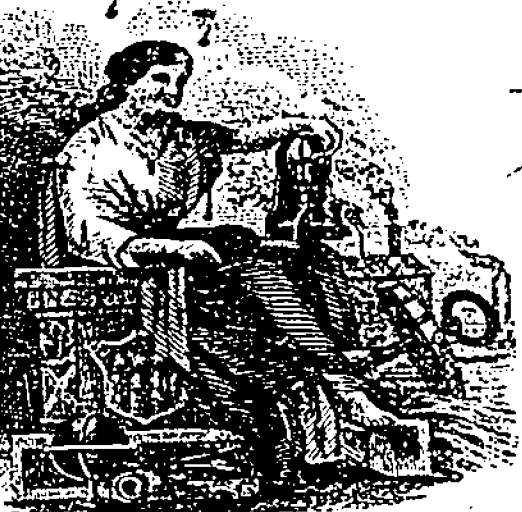
The said Conran hereby agrees to devote his time and services to said business

III, This agreement shall continue in force and effect for a period of one (1) year from the date hereof unless earlier dissolved by mutual consent.

In virtue whereof we have hereunto set our hands and seals the day and year first above written

James F. Meagher  
John H. Conran

1096

 **ESTD** **New York** **May 1st 1885**  
60 days after date I promise to pay to  
the order of **John H. Couran Esq**  
~~Five hundred and twenty~~ **Twenty** Dollars  
Value received. **James J. Meagher**  
No. Due  
W. Reid Gould, Stationer, 160 Nassau St. N.Y.

1097

Law Offices of  
Remington Vernam,  
Mutual Life Ins. Building,  
Nassau, Cedar & Liberty Streets,

New York,

188

Telephone No. 694 Nassau.

Received of M. W. Meagher one hundred sixty (\$160.) dollars the amount handed to him by John H. Conran on or about May 1<sup>st</sup> 1886. In receiving this money there is however no agreement or understanding, express or implied, on the part of said Conran, to abstain from, discontinue or delay the prosecution on an indictment against said Meagher for the larceny of said money, or to withhold any evidence thereof.

July 3<sup>rd</sup> 1886.

John H. Conran  
by Fleischer & May  
his attorney at



New York, March 7th. 1886.  
Statement of Mr. W. Meagher.

About the 1st. of April 1886, a gentleman entered my office, and announced himself as Mr. Corvan, stating that he had been in conversation with me some eight months prior thereto, on a Broadway car, he being at that time the Conductor. He further stated that I told him to come to me if he should leave the employ of the Rail Road Co. and I would endeavor to obtain employment for him. He further added that when I left the car, a gentleman asked him if he knew who I was, and upon answering that he (Corvan) did not, the gentleman informed him that I was one of the leading Irish lawyers in New York. Whether I saw him or not as stated by him, I cannot say, as so long a time elapsed—from July or August 1885, to April 1886,—but very probably I did, as he had my card.

He stated that he had left the Rail Road and would like to obtain a situation. He spoke about going into the liquor business or something else that would not require any special training or experience.

I asked him if he would like the real estate business. He said he would, but thought he would not be capable of discharging the requisite duties. I informed him that my brother was then starting in that business, and that I would see him in the matter. I further stated that it required some capital to build up the business. He said he would call back in a day or two. He did so. He asked me if I had spoken to my brother about the real estate business. I told him I had not, but would do so. He further <sup>in</sup> required as to the amount of money he would be called upon to contribute. I stated, I think, about \$500. He then requested me to see my brother, and would call again. He did so. I had seen my



1099

at the time, I called him in and introduced him to Mr. <sup>Mr</sup> Moran. After some conversation Mr. Cor<sup>Mr</sup>van stated that he could pay at once \$150. and the balance in a short time. My brother said nothing, but I replied that that would be satisfactory. Mr. Cor<sup>Mr</sup>van said that he would be willing to work hard if he could only make enough to live on. I asked him how much that would require. He answered about \$12. per week. I told him that if the business should be attended to properly his share would amount to more than that. This statement was not made by way of inducement, as Mr. Cor<sup>Mr</sup>van had decided to enter the business, but as a conviction on my part. Mr. Cor<sup>Mr</sup>van left, and returned, I think, on the next day and gave \$150. He placed it on my desk, and I took it and put it for the time being in a drawer in my desk. <sup>Subsequently</sup> my brother took the money. Then he and my brother went into an <sup>ad</sup>joining office and my brother, so he informed me, gave Mr. Cor<sup>Mr</sup>van a receipt on account, acknowledging the payment of the \$150.

Sometime previous to this transaction, my brother had been on a protracted "spree." He was, and is, addicted to what is called "periodical drunks," but during the intervals does not taste liquor at all. From experience, I believed he would continue to remain sober for months, but in this I was mistaken; for he almost immediately started to drink, and wound up in the Presbyterian Hospital; which, of course, the hospital books will show. While my brother was away, I had to make excuses to Mr. Cor<sup>Mr</sup>van for my brother's absence. Upon his return, he asked Mr. Cor<sup>Mr</sup>van to pay in more money. This was in one of the other two offices. Mr. Cor<sup>Mr</sup>van came into <sup>my brother</sup> and informed me of that fact. I told him not to pay him anymore money; that he <sup>my brother</sup> was drinking and

1100

MA PROPER AND HONORABLE, but I believed that that would be  
 coming back at once \$100. and the balance to be paid at once.  
 CORVAN. After some conversation Mr. CORVAN stated that he  
 at the time I called upon him and introduced him to Mr.

he could do, would be to draw out of the co-partnership. He  
 went back to my brother and shortly thereafter returned to my  
 office and informed me that he had accepted a note payable 60  
 days from date for \$160. from my brother, the ten dollars in  
 excess of what he had paid my brother being a compromise for  
 lost time. I told him I was glad of it, and so I was, heart-  
 ily so. All this time I was not aware that my brother had  
 given Mr. Cor<sup>van</sup> a receipt for the \$150. nor did I know that  
 a co-partnership agreement in writing had been signed by both  
 both. As for the first, I have only my brother's word for it,  
 but as to the agreement I have it in my possession, but can-  
 not put my hand on it at present. When examined before the  
 Police Justice I was ignorant of both these facts. My case  
 was certainly prejudiced by reason of being mixed up in another  
 affair, but so was Amos Cotting Esq. the banker; Messers  
 Kelly and Little the bankers and a well known architect in  
 this City. When my brother gave Mr. Cor<sup>van</sup> the note, he had  
 no notes outstanding made by him, and no judgments against  
 him. The Cor<sup>van</sup> note was paid the day it became due. Mr.  
 Cor<sup>van</sup> now wants, I am credibly informed, \$80. from me. What  
 for, I don't know unless it be to indemnify himself for what  
 his lawyers mulcted him.

Neither that nor any other sum will he obtain from me, because  
 I don't owe him anything. My brother entered the employ of  
 P. F. Collier Esq. the book publisher about the 15th. of July  
 1886, and continued therein, as book-keeper until December  
 18th. when he was discharged for the same old failing--going  
 on a "drunk." I have stated, not argued my case.

*Have found the original agreement between Corvan and my brother is hereto annexed.*  
*W. W. Meagher*

Statement of

M. W. Mengher.  
L.

Donna

34 Mason St

Wt 1 1/2



1102

Law Offices of  
Remington Vernam.  
Mutual Life Ins. Building.  
Nassau Cedar & Liberty Streets.

Telephone No. 511, Nassau.

New York, March 11<sup>th</sup> 1887

Mr R. B. Mantue.

My dear Sir:

Herewith I send  
you Mr Meagher's statement together  
with a copy of Couran's agreement  
with his brother & also the note  
given by the brother to Couran &  
paid at maturity. -

It seems Couran contributed \$150.  
towards a Real Estate partnership with  
the brother. - The brother went on a  
spree & Couran was dissatisfied  
& demanded back his money but ac-  
cepted a note for the amount he paid  
in with \$10 additional for his trouble  
& the note was paid when due



1103

Curran demanded from my clerk  
\$80 & more lately to compensate  
him he said for his trouble & failing  
to get - which he said he would  
see you & press the matter:-

I can see nothing criminal  
in Meagher's part & hope you  
will come to the same con-  
clusion, as I would like to get  
the matter closed up & relieve  
my client who furnished the bail  
in the case

Yours very truly  
Remond L. Curran

McDonnell  
Meagher

It is an S.D. case, on calendar 8-  
 day, Cont I, sent off by  
 term by Defend-  
 ment, no other names, as  
 noted at the Courtroom

John H. Conner  
 251 W. 48th St

Respectfully  
 yours

As I am a bar man  
 I cannot afford to lose my  
 time. I beg to inform you that  
 M. A. Meagher is facing for  
 the last two months (at 84  
 East 90th) where in case you  
 desire a speedy settlement  
 of the trial it can be caught  
 easily

Hon. Arthur H. Hester  
 Attorney at Law

Jan 13 1887

For the Court  
 to be sent to the  
 Courtroom  
 in the morning  
 at 10 o'clock

1105

The People  
to  
W. A. Menzies

1106

Police Court— District.

Affidavit—Larceny.

City and County } ss.:  
of New York, }John Henry Conner  
of No. 251 West 45th Street, aged 20 years,  
occupation \_\_\_\_\_ being duly sworndeposes and says, that on the 12 day of April 1886 at the City of New  
York, in the County of New York, was feloniously taken, stolen and carried away from the possession  
of deponent, in the day time, the following property viz:One hundred and fifty dollars, lawful  
money of the United States in bills

the property of This deponent

and that this deponent  
has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,  
and carried away by ~~William~~ Richard Charles Magleyunder the following circumstances, said  
Magley accepted this deponent on a street  
and asked him to call upon him & where deponent did  
call in this City, he related to him that if deponent  
could give him five hundred dollars, he, said Magley,  
would give him a quarter interest in a real estate  
business, which he said was being managed by his  
brother in the same Office. Deponent said he was at  
231 Broadway in this City. He further  
stated that said business was large & well established  
& was then earning enough to make deponent  
4 interest from fifteen to twenty five dollars  
per week. Deponent replied that he could  
only give one hundred and fifty dollars.  
said Magley said he would accept that amount

Subscribed to before me this

1886

Police Justice



1107

upon the same conditions & for the same purpose and  
that he would pay Depo-ment twelve dollars per week  
and apply the difference between said weekly payment  
and the amount of Depo-ment's interest in said earnings  
to make up the five hundred dollars - that Depo-ment  
went into said office and remained there weekly, that  
during that time, no business whatever was done,  
not ~~with~~ there any indication whatever that any  
state business ever had been or ever was intended  
to be done. That said Mayher's brother who had been  
represented to be the manager of said business, was  
there but 3 days during <sup>the</sup> whole of said time, that  
Depo-ment never received a cent out of the promised  
weekly payments although said Mayher had promised  
to pay the same weekly. That said Mayher had further  
stated to Depo-ment, before he paid over said money that he could  
have it back whenever he desired to withdraw, that when at the  
end of said 3 weeks Depo-ment notified said Mayher that he  
would leave & demanded his money, said Mayher refused  
to give it to him and handed his said Mayher's promissory  
note for the amount  
from before me this  
9 day of Jan 1886

Police Justice

I have admitted the above named

There being no sufficient cause to believe the within named

Police Justice

188

Dated

I have admitted the above named

Police Justice

188

Dated

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

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

Police Court, District,

THE PEOPLE, &c.,

on the complaint of

John A. Conner

ss.

Offence - LARCENY.

1  
2  
3  
4

Dated

188

Magistrate.

Officer.

Clerk.

Witnesses,

No.

Street.

No.

Street.

No.

Street.

\$

Sealings.

to answer

1108

Sec. 198-200.

4 District Police Court.

CITY AND COUNTY { ss  
OF NEW YORK,

*Michael Angelo Meagher* 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 Angelo Meagher*

Question. How old are you?

Answer *33 years*

Question. Where were you born?

Answer. *NS*

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

Answer. *210 E 19 St 12 months*

Question What is your business or profession?

Answer *Lawyer*

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*  
*M. Meagher*

Taken before me this

day

188

Police Justice.

1109

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

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

Dated July 7 1886

Amos J. White 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.

Amos J. White

1110

BAILED,

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

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

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

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

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

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

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

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

Police Court District.

THE PEOPLE, &c.  
ON THE COMPLAINT OF

*John H. Lawrence*  
*251 West 48th*  
*Michael M. Mougha*

2 \_\_\_\_\_  
3 \_\_\_\_\_  
4 \_\_\_\_\_

Office *Lawrence*

Dated *Aug 9* 188 *6*

*A. J. White* Magistrate.

\_\_\_\_\_  
Officer.

\_\_\_\_\_  
Precinct.

Witnesses \_\_\_\_\_

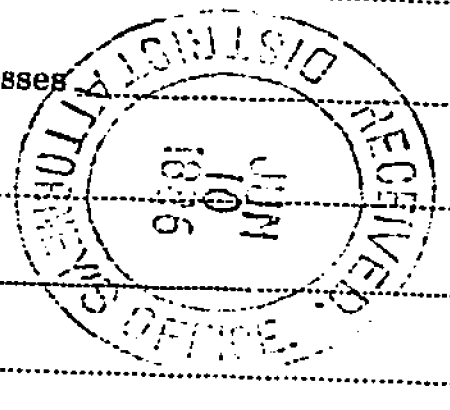
No. \_\_\_\_\_ Street.

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

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

\$ *500* to answer *h.s.*

*C. M.*





**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 A. Meagher~~

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

- Michael A. Meagher -

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

The said Michael A. Meagher,

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

the sum of one hundred and  
fifty dollars in money, lawful  
money of the United States of  
America, and of the value of  
one hundred and fifty dollars.

of the goods, chattels and personal property of one

John H. Roman, -

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.

Randolph B. Martin,  
District Attorney.

1112

SECOND COUNT—

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

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

The said

District Attorney's Office.

PEOPLE

vs.

Michael A. Meagher

G.L. 2d

It looks to me as if restitution had been fully made here and I doubt if a conviction could be had. Let this case be placed on calendar in Part 1 on 22<sup>d</sup> inst. to be then disposed of as may seem proper  
APR 18. 187 P.B.M.  
J

of the goods, chattels and personal property of one

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

unlawfully and unjustly did feloniously receive and have; the said

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.

1113

BOX:

223

FOLDER:

2192

DESCRIPTION:

Meagher, Patrick

DATE:

06/30/86



2192

1114

BOX:

223

FOLDER:

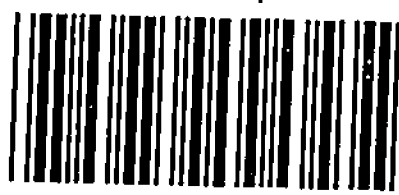
2192

DESCRIPTION:

Knowles, James

DATE:

06/30/86



2192



1115

230

Laurel

Laurel

Laurel

Counsel,

Filed 30 day of June 1886

Reads Mr. Gentry deft

THE PEOPLE

vs.

B

Patrick Meagher

and B

James Knowles

ASSAULT IN THE THIRD DEGREE.

(Section 219, Penal Code.)

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

Laurel

The within is read  
Foreman  
Special Session at Regard  
J. E. C. True of Counsel for  
deft.

Witnesses:

1116

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Estimada Smeagher*  
and  
*James Smeagher*

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

*Estimada Smeagher and James Smeagher*

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

The said *Estimada Smeagher and*  
*James Smeagher, both* —

late of the First Ward of the City of New York, in the County of New York  
aforesaid, on the *31st* day of *May* in the year of our Lord  
one thousand eight hundred and eighty-*six*, at the Ward, City and County  
aforesaid, in and upon the body of one *John Dorman*, —  
in the peace of the said people then and there being, with force and arms, unlawfully  
did make an assault and *injure* the said *John Dorman*,  
did then and there unlawfully beat, wound and illtreat, to the great damage of the  
said *John Dorman*, 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.**

1117

BOX:

223

FOLDER:

2192

DESCRIPTION:

Mertens, Jean B.

DATE:

06/21/86



2192

1118

BOX:

223

FOLDER:

2192

DESCRIPTION:

Lacroix, Nestor

DATE:

06/21/86



2192



OK 163

Witnesses:

Counsel, *Edm. G. Allen*  
Filed *Feb 1* day of *June* 1886  
Filed *with* *with*

THE PEOPLE  
*vs*  
*John B. Martens*  
*(2 cases)*  
*and*  
*Mertor Lacroix*  
[Section 282 - Penal Code]  
*Albany*  
*June 21. June of 1886*

RANDOLPH B. MARTINE,  
*July 9/86* District Attorney.  
*Not filed July 8 July 1886*  
A TRUE BILL *by* *Lawrence W. Weaver*  
*July 10/86*  
*No 2. Armed & Dangerous*  
*offense*  
*De W. m. 1886*

POOR QUALITY  
ORIGINAL

1120

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

The People  
against  
Jean B. Mertens and  
Nestor Jacroix.

BRIEF FOR THE PEOPLE.

STATEMENT OF THE CASE.

The prisoners are indicted for the abduction of a young girl named Marie Vermeulen, aged 15, on May 29, 1886, in violation of § 282 of the Penal Code as amended by Laws of 1886, Chap. 31. The history of the case, as detailed in the public prints at the time of the arrest, is as follows:

1121

About a year ago Martinez, who is an Englishman and was at that time living in London with his wife, met the girl Marie and fell deeply in love with her. Three months afterward she left London with her parents and came to this country. The family took up their residence on South Fifth avenue. About the 9th of May the girl went to work for Mme. Evelyn, a dressmaker, at No. 523 West Twenty-second street. She had been there only a few days when Martinez, who, it appears, had followed her from London, called on her. She made no objection to his visits, and they became so frequent that Mrs. Evelyn objected and requested the girl to have them stopped. They were not, however, and the girl was discharged. She went to her home and lived with her parents until last Monday, when she mysteriously disappeared. Her parents made inquiries about the city, but failed to find her.

Saturday her father went to the Jefferson Market Court and told Justice Duffy that he thought his child had been abducted by Martinez. A warrant was issued and placed in the hands of Detective Higgins of the Society for the Prevention of Cruelty to Children, and he proceeded in tracing the couple to No. 45 Horatio street. They had gone away that morning, however, and no trace of them could be found until the following day when they were traced to No. 106 Clinton place. Mr. McGuire, No. 106, told the detective that during the afternoon two young men came into his place and told him that they had a couple of friends who were going West and they would like to have a look at their trunk and luggage to see what they had. They had given him a list of their baggage and said they would come for it on Sunday and take it to their home in Jersey City. This was the only information he had and he told the detective that he would try to find out more about it. The detective was then sent to Martinez's home on Lexington avenue, where he found a man who said he had seen the couple. He said that her husband had been on Monday night and everything in the house there was to carry, including all of her dresses and all of her underclothing. This was another clue, and the Jersey City police officials were instructed to look out for suspicious baggage. Captain Farley of the first precinct, Jersey City, detailed Detective Shelworth to look out for the case and after four hours' work he found three trunks checked for Chicago at the Pennsylvania Railroad which the owners had not yet ordered sent. Another man traced the couple to No. 257 Washington street. From there they were traced to the Philadelphia Hotel, where they were arrested in company with five men, who are charged with being accomplices in the abduction. They were all taken to Police Headquarters. The trunks were opened

and proved to be full of women's clothing of all description, most of which, it is supposed, was stolen from Mrs. Martinez by her husband. When questioned as to whether she had gone with the man willingly, Marie said she had and that they were bound for Montana. Officers of the Society for the Prevention of Cruelty to Children brought all of the party to New York, where they were locked up in the Jefferson Market police station. They will be given a hearing to-day.

1122

EVIDENCE FOR THE PEOPLE.

MARIE VERMEULEN: - 15 years of age, and lives at 36 South 5th Avenue; has resided there since September, 1885, when she came to this country. Previous to that time she lived in London, having been in London some 14 years. Moved from Paris to London when only three months old. After she came to this country she was book-keeper for some time with the prisoner Mertens. While in London and only 7 or 8 years of age, her brother had sexual intercourse with her. After she came to this country, one night, about 9 P.M., while she was going to the Rockingham Hotel in West 56th Street, to collect a wash bill, and while on the way back, she was assaulted by a coachman, who attempted to have sexual intercourse with her. It was on the lower side of the street as she was going along. Witness did not scream because there was no one to hear her. The coachman threw her down and had intercourse with her. It lasted about 15 minutes. The coachman then left her and she went home. About three weeks after witness saw the coachman pass the laundry, and after that she told Mertens. She has known Mertens from infancy. When witness told Mertens about this outrage, the prisoner said it was rather strange that witness should allow him to do that. Witness told Mertens that she did not consent, and she described the man to him. Two months after that, Mertens came into her room before she was dressed, and had connection with her. The occurrence took place in the house, and his room was next to hers. It took place between 7 and 8 o'clock in the morning. While she was dressing, he came into her room, having only his under drawers and shirt on, and induced her to submit. He afterwards repeatedly had inter-



course with witness. He carried a loaded revolver, and put it on the shelf whenever he had connection with her. Witness knows the prisoner Iacroix. First saw him in Bleecker Street, while she was working in a dry goods store. He was with Mertens. She became acquainted with him before she left her parents' house. In the evening as she was going home to her supper, Mertens met Iacroix and Iacroix gave Mertens the key of his (Iacroix') room, and they went there to a furnished room, and she there had connection with Mertens. Witness next saw Iacroix when he came to 22 Bleecker Street, between 7 and 8 o'clock, to take her to Jersey. He said he came from Mertens and that Mertens was waiting for her in Washington Street. Witness went there with Iacroix, crossed the ferry and met Mertens at the station and then went to the Philadelphia Hotel, where they had beer together. Mertens said he had a friend in Montana, and he would call there on a friend named Blase. (Will produce and identify card marked John Blaise, Box 632, Helena, Montana). He said he wanted a better address, and Iacroix wrote the name of the house. Mertens was to go to Montana to open a house of prostitution with witness. They left the Philadelphia Hotel, and had two or three glasses of beer, and then Portablo and Iacroix went home and witness and Mertens went to a house in Washington Street and occupied the same room, and he had intercourse with her that night. Witness next saw Iacroix on Sunday afternoon, about 4 o'clock. He said he would be there at 12 o'clock with Portabo and perhaps he would bring with him John J. Peters, and Peters was to come but did not come. Just at that time the officers came in and made the arrest. Mertens' trunks were there. Mertens is a carpenter and chairmaker. Among his baggage were his tools in his trunk. He said he had a box of

tools, and he said his tools might be useful to them and he would take them with him. Mertens after having been intimate with witness for some time, tried to induce her to go to the premises 22 Bleecker Street, which was a house of prostitution. Witness was in the habit of meeting him in the street at night. This was while she was employed by Mrs. Lucy Evelyn, at dressmaking. Witness was induced by him to enter this house. She was there from 7 to 12 o'clock. She saw women go in there, two young girls, a young girl 26 years of age, and two girls. The women were dressed in chemises, with blue ribbons, false hair and powdered faces. Witness heard men ring, and the young women used to come back and hand the lady 50 cents and one dollar. Their language was obscene and profane. Witness refused to remain there. The woman wanted her to put on a night dress, which she declined to do. It was on the 9th of May that witness went to the dressmaker, who lives at 503 West 22nd Street and whose name is Lucy Evelyn. Witness went there to learn dressmaking. ~~While there every~~ evening

LUCY EVELYN: - Dressmaker, resides at 503 West 22nd Street. Mary Vermeulen came there to learn dressmaking. While there every evening there was a man who used to wait outside for Mary and when she came out they would walk away together. On the 18th or 19th of May the man came into the house and asked for Mary. Witness told her that this man coming around her house after her was becoming a nuisance, and she would have to discharge her, which she did. The girl told witness that it was her father, but she did not believe her. The girl remained home until the 24th of May when she disappeared. She left witness on the 12th of May.

She told witness she was between 15 and 16 years of age. Witness saw the prisoner put his arms around Mary in a very friendly way, and the next day she discharged her. They were in the street about 5.30 to 6 o'clock. They walked away from the house and witness saw them disappear in the distance on 10th Avenue. This was about Monday afternoon. Twice before she left at 12 o'clock and returned the following morning. Witness never saw the girl in company with any other man excepting Mertens, and no other person called for her.

LIZZIE FLANNIGAN: - Lives at 70 9th Avenue, knows Mrs. Evelyn. Is in her employment and has been in her employment about one month. Knows the girl Mary Vermeulen, and remembers her going out while she was there. One day she came as far as 20th Street and 9th Avenue with witness. The last day she went into a liquor store under 503 West 22nd Street in company with the prisoner Mertens, whom witness identifies. The second night she saw Mary walk down towards 10th Avenue and meet him, and they disappeared together. Witness saw prisoner every night meet her after that between 9th and 10th Avenue and 22nd Street, about 6 or 1-4 past 6 o'clock; they did not remain long, they walked away. This continued up to the time she left. She saw him call at the house one day.

LOUIS PETER: - Saloon keeper at 105 Clinton Place. Recognizes the prisoner Jacroix. About a month ago he came into witness' saloon, on the Saturday before the arrest, and wanted some liquor and cigars for the next morning. Witness did not give him any. He said he would come back next day. He ordered some liquor, and

1126

cigars, one bottle of cognac, one bottle of whiskey and a box of cigars. Saw Iacroix with Mertens in his house ten days before. Witness is not friendly towards the People, because both Iacroix and Mertens were customers of his.

JOHN VERMEUIEN: - 52 years of age, and lives at 36 South 5th Avenue. Left London in August and arrived here in the beginning of September, with his wife and daughter and this man Mertens. Has known Mertens 8 or 9 years, knew him in London. He told witness he would get a good place here. He visited in witness' house. Witness was living in his house in 55th Street about 6 months. Prisoner is married. Witness knows his wife. He lived in the house with witness. The child Mary is 15 years 7 months old, and has always lived with witness. Witness has heard her testimony. Witness was married in Paris in 1861 and had eight children. The girl was born October 29th, 1870, in the time of the war, and the birth was recorded in Belgium and entered on the passport, which witness will produce, dated November 2, 1871. Witness did not know that Mertens was after his daughter until informed by Mrs. Evelyn that a man was in the habit of calling for Mary every night, and she described the man to him and he made up his mind it was Mertens. Mertens had never visited him since they dissolved partnership. When witness found that his girl did not return home on the evening of the 24th, he applied to the Police but got no satisfaction. On Friday afternoon, May 28th, he went to the 2nd District Court and explained the case to Justice Duffy, who issued a summons for Mertens to appear in court, but he failed to appear. The Society then took hold of the case and caused the arrest of the parties. Witness never



1127

consented to the taking of his child away from him.

JANE VERMEULEN: - Mother of the witness Mary Vermeulen.  
Knows her daughter's age to be 15 years 7 months. Will identify  
the certificate of vaccination.

JOHN MC PHILLIPS: - resides at 42 Horatio Street, is a plasterer by occupation. Recognizes the prisoner and also the girl.  
Never saw them before May 24th. Prisoner came to the door and rang the bell and asked for a furnished room. He introduced Mary as his wife. Witness showed the room to him. He asked the rent and pulled out a ten dollar bill and witness took the rent out of it. Witness cannot tell whether he occupied the room or not. He got the key and used to go there. Witness gave him the key. Witness' daughter Margaret Sands asked the age of the child. Witness had the renting of the room, and took the money.

OFFICER STOCKING: - Officer of The New York Society for the Prevention of Cruelty to Children. Was present at the time the arrest was made at the Philadelphia Hotel in Jersey City, which was about 4 or 4.30 o'clock, Sunday afternoon, May 30th, 1886. Officer Higgins of 15th Precinct and witness were present. Besserre, Jacroix, Mertens and the girl Mary were sitting at a table drinking beer. Witness took possession of the baggage checks and saw the trunks. At the station house Mertens said he was going to Montana. Everything was found on the other side of the North River and brought here to this court.

POOR QUALITY  
ORIGINAL

1128

**N. Y. GENERAL SESSIONS**

**THE PEOPLE**

**AGAINST**

*Jean B. Bortens*

*and*

*Nestor Lacroix.*

PENAL CODE, § 282

**BRIEF FOR THE PEOPLE.**

1129

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

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

New York, June 9 1886

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

*The People*  
*against*  
*Levi B. Mesters*  
*Victor Harris*

Notice of Prosecution.

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

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

I have the honor to remain, with great respect,

Elbridge T. Gerry,  
President, &c.

1130

**N. Y. GENERAL SESSIONS**

CRUELTY TO CHILDREN.  
*Abduction*



**NOTICE OF PROSECUTION**  
BY THE SOCIETY.

ELBRIDGE T. GERRY,  
*President, &c.*



1131

State of New York.  
Executive Chamber.

ALBANY, Aug 1 1887,

SIR:

An application for Executive clemency having been made on behalf of Leam B. Mertens, who was convicted of Abduction in the County of N.Y., and sentenced July 15 1886, to imprisonment in the Sing Sing Prison for the term of 1 years and 5 months ~~and to pay a fine of \$~~ I am directed by the Governor respectfully to request that, in pursuance of Section 695 of the Code of Criminal Procedure, as amended in 1884, you will forward to him a concise statement of the facts and circumstances developed upon the trial or upon the preliminary examination, or before the Coroner's jury, if no trial was had, together with your opinion of the merits of the application. Will you also inform the Governor of any other matters having a bearing upon this case which have come to your knowledge since the conviction.

It is particularly requested that each letter of inquiry from the Executive Chamber should be separately answered.

I am,

Very respectfully yours,

William G. Rice,  
Private Secretary.

To Hon.

J. B. Hartman,  
Dist. Atty. N.Y. Co.,  
N. Y. City.

1132

State of New York.

Executive Chamber.

ALBANY, July 16, 1887.

SIR :

An application for Executive clemency having been made on behalf of  
J. Baptiste Mertens, who was con-  
victed of Abduction in the  
County of New York, and sentenced July 15 1886, to  
imprisonment in the Sing Sing Prison for the term of one  
years and six months ~~and to pay a fine of~~  
~~\$~~ I am directed by the Governor respectfully to request that,  
in pursuance of Section 695 of the Code of Criminal Procedure, as amended in 1884,  
you will forward to him a concise statement of the facts and circumstances developed  
upon the trial or upon the preliminary examination, or before the Coroner's jury, if  
no trial was had, together with your opinion of the merits of the application. Will  
you also inform the Governor of any other matters having a bearing upon this case  
which have come to your knowledge since the conviction.

It is particularly requested that each letter of inquiry from the Executive  
Chamber should be separately answered.

I am,

Very respectfully yours,

Wm. H. Rice  
Private Secretary.

To Hon. R. B. Martine  
District Attorney  
New York City,  
N. Y.

[Signature]

1133

Answered  
Sept. 9<sup>th</sup> 1887  
R. E. K.

1134

ACADÉMIE IMPÉRIALE DE MÉDECINE.

CERTIFICAT DE VACCINATION.

Je soussigné, Docteur en médecine, Membre de l'Académie impériale de médecine, Directeur du service de la vaccine, certifie que le nommé

*Maria Versnelin*, âgée de 4 mois, demeurant à *Paris*,  
rue *Lescaze* N° *3*, inscrite au  
registre général des vaccinations sous le n° *634*, a été vaccinée le  
*11 juillet*, et qu'elle s'est présentée le huitième jour  
suivant, ayant *trois* boutons sur le bras droit et *trois* boutons  
sur le bras gauche.

Je certifie, en outre, que tous ces boutons avaient le caractère d'une vaccination régulière et préservative.

En foi de quoi je lui ai délivré le présent certificat, pour lui servir et valoir ce que de raison.

A Paris, le *18 juillet* 1871.

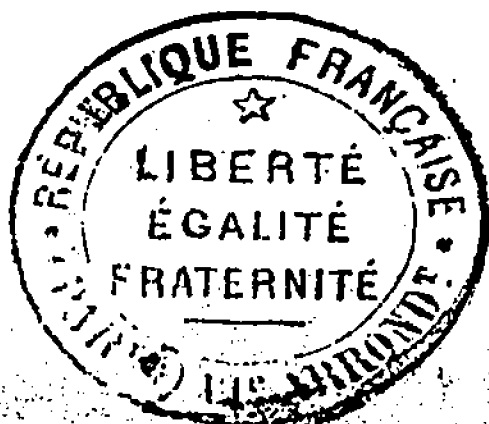
Le Directeur du service de la vaccine,



*Depaul*

Vu par nous, Maire du 6<sup>e</sup> arrondissement municipal de Paris,  
pour la légalisation de la signature de M. *Depaul*  
apposée ci-dessus.

En mairie, le *18 juillet* 1871.



*U. Minoy*



1135

Form 9.

STATE OF NEW YORK,  
CITY AND COUNTY OF NEW YORK,

Second District Police Court.

Henry E. Stocking  
of No. 100 East 23<sup>rd</sup>

street,  
Monday, 24<sup>th</sup> day of May 1886, and on  
that on the other days and dates between said 24<sup>th</sup> May and the 29<sup>th</sup> May 1886  
at the City of New York, in the County of New York,

being duly sworn, deposes and says,

as deponent is informed and has just cause to believe, one John Baptiste Merten now present, did triflingly and unlawfully take from her home N. 36 South Fifth Avenue said City, and did receive, employ harbor and use for the purpose of prostitution a female child under the age of sixteen years, to wit, one Mary Vermeulen who was then and there of the age of fifteen years, who was sent by said Merten to a house of prostitution known as N. 22 Bleeker Street said City and was about being taken West by said Merten for said purpose of prostitution.

Further, that the said Merten not being the husband of said Mary Vermeulen, did then and there triflingly and unlawfully take, receive, harbor, employ and use said Mary for the purpose of sexual intercourse at N. 45 Horatio Street said City in violation of Section 282 of the Penal Code as amended by Laws of 1886, Chapter 31.

Wherefore deponent prays said John Baptiste Merten may be dealt with according to law.

Henry E. Stocking,

Sworn to before me this 24 day of May 1886

Notary Public

1136

Form 9.

2

POLICE COURT-SIXTH DISTRICT.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Henry E. Stocking,

John Baptiste Herpin

AFFIDAVIT  
Herpin

Dated

31 May

1887

Kuffy

Magistrate.

Officer.

1137

Form 9.

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

Deborah

Sixth District Police Court.

Mary Vermulen aged  
15 years on 31<sup>st</sup> Decem<sup>r</sup> last past  
of No. 36 South Fifth Avenue

street,

being duly sworn, deposes and says,

Monday 24<sup>th</sup>  
that on the

day of May 1886

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

Deponent did meet by appointment one John Baptiste Mertens now present at the corner of West Fifteenth Street and Seventh Avenue said City between the hours of 8 and 9 o'clock in the morning - did accompany him to 41<sup>st</sup> 45<sup>th</sup> Locust Street said City, where he did then and there rent a furnished room on the first floor back, and did represent himself and deponent as M<sup>r</sup> and M<sup>rs</sup> Tignor, and did then and there have sexual intercourse with deponent, and did have further sexual intercourse with deponent on several other occasions during the week following said Monday the 24<sup>th</sup> May - further that on Saturday 29<sup>th</sup> May the said Mertens did send deponent to a house of prostitution kept by one Paul Sabour at N<sup>o</sup> 22 Bleecker Street said City, and did propose to deponent to accompany him to Montana to there keep and manage a house of prostitution.

Further deponent says that the said Mertens has known deponent since infancy, the said Mertens being a friend of deponent's father for many years until about two months ago  
Mary Vermulen.

Sworn to before me the  
24<sup>th</sup> day of May 1886

*[Signature]*

*[Signature]*

1138

STATE OF NEW YORK,  
CITY AND COUNTY OF NEW YORK, ss:POLICE COURT, 2 DISTRICT.John Vermaulan  
of No. 36 South 5<sup>th</sup> Avenue Street, being duly sworn, deposes and says,that on the 24<sup>th</sup> day of May 1886

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

Jean B. Mertens  
did unlawfully and willfully take  
receive harbor and use a certain  
female child named Marie  
Vermaulan, who is deponent's daughter  
said female then and there being under  
the age of sixteen years, to wit of the age  
of fifteen years and seven months.

for the purpose of prostitution and  
sexual intercourse <sup>without the consent of her parents.</sup> as deponent is informed  
by Lucy Evelyn of Nr 503 W. 22<sup>d</sup> St.  
and for the following reasons truly believe

that the said Marie Vermaulan was  
employed by the said Lucy Evelyn for  
some days and she was in the habit of leaving  
her premises every other afternoon on some  
pretext or other and on or about the 12<sup>th</sup> day  
of May 1886 she the said Lucy Evelyn  
discharged the said Marie for the reason  
that she saw the said Marie meet a man  
on the street near her Lucy Evelyn's  
residence who the said Lucy Evelyn has  
since identified as the aforesaid Jean B. Mertens.  
from a photograph shown her by deponent.  
Wherefore deponent prays the said Jean  
B. Mertens may be apprehended  
and dealt with according to law.

John Vermaulan

Sworn to before me  
this 20<sup>th</sup> day of May 1886

*[Signature]*  
Justice



1139

W

POLICE COURT— DISTRICT.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*John Vennaulan*  
*Gran B. Martins*

AFFIDAVIT.

Dated *May 28* 188 *6*

*Long* Magistrate.

Witness, \_\_\_\_\_ Officer.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Disposition \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

1140

Sec. 198-200.

2

District Police Court.

CITY AND COUNTY  
OF NEW YORK.

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

Question What is your name?

Answer *Jean B. Mertens*

Question How old are you?

Answer *36 years old*

Question. Where were you born?

Answer *Belgium*

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

Answer *579 Lexington ave 3 Mos.*

Question What is your business or profession?

Answer *Cabinet Maker*

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  
J. Mertens*

Taken before me this

*31*

day of

*August*

Police Justice.

1141

48

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 32 years, occupation Shoe maker of No.

503 W 42<sup>d</sup>

Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of

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

Sworn to before me, this

day of

188

Police Justice.

1142

Sec. 151.

Police Court 2 District.

CITY AND COUNTY } ss. *In the name of the People of the State of New York; To the Sheriff of the County*  
OF NEW YORK, } *of New York, or to any Marshal or Policeman of the City of New York, GREETING :*

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police Justices of the City of New York, by John Vermaulan

of No. 36 Smith St are 24 day of May

1886 at the City of New York, in the County of New York, Jean B. Mertens

did unlawfully and willfully take receive  
harbor and care a certain female child named  
Marie Vermaulan, who is depresso daughter. said  
female child being under the age of sixteen years to wit  
aged 15 years and seven months for the purpose of  
prostitution and sexual intercourse with out the  
consent of her parents

Wherefore, the said Complainant has prayed that the said Defendant may be apprehended and bound to answer the said complaint.

These are, Therefore, in the name of the PEOPLE of the State of New York, to command you the said Sheriff, Marshals and Policemen, and each and every of you, to apprehend the said Defendant, and bring her forthwith before me, at the 2 District Police Court, in the said City, or in case of my absence or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to be dealt with according to law.

Dated at the City of New York, this 30 day of May 1886  
J. J. Duffy  
POLICE JUSTICE.



1143

Police Court \_\_\_\_\_ District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*John Vermauer*  
vs

*John B. Mertens*

Warrant-General.

Dated *May 30* 1886

*Duffy* Magistrate.

*John B. Mertens*  
The Defendant

taken, and brought before the Magistrate, to answer  
the within charge, pursuant to the command con-  
tained in this Warrant.

*James Curry* Officer.

Dated \_\_\_\_\_ 188

This Warrant may be executed on Sunday or at  
night.

*J. G. Keefe*  
Police Justice

## REMARKS.

Time of Arrest, \_\_\_\_\_

Native of *Irish*

Age, *34*

Sex, ☒ Male

Complexion, \_\_\_\_\_

Color, *White*

Profession, *Chair Maker*

Married, *Yes*

Single, \_\_\_\_\_

Read, *Yes*

Write, *Yes*

*319 Lexington Ave*

1144

POOR QUALITY  
ORIGINAL

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

Edw. D. Nestors  
I order that he be committed to the custody of the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

Dated June 4 1886 W. J. Ruff Police Justice.

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

Dated \_\_\_\_\_ 1886 \_\_\_\_\_ Police Justice.

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

Dated \_\_\_\_\_ 1886 \_\_\_\_\_ Police Justice.

**THE PEOPLE, &c.,**  
ON THE COMPLAINT OF  
**Juan Antonio**  
vs.  
**36-15<sup>th</sup> Ave.**

**Juan B. Martinez**  
**Martin Serrano**

Office of Detention

District Police Court - 2  
863

6:00 fare for 3  
from 3:26. 2:30 PM

Court of General Sessions

The people of the State  
of New York

vs

Jean B Mertens

City and County of New York

Louis Peters being duly sworn  
says; he resides at No 105 Clinton Place  
New York City. And has known the above  
named defendant for the past years  
and has known him to be a hard  
working and industrious man and  
never knew or heard any one speak  
of him except as an honest man of  
good moral character.

Sworn to before me

this 12 day of July 1886

Optimus L. Brown

Notary Public

N.Y.C.



## Court of General Sessions

The People of the State of  
New York

vs.

Jean B. Mertens

City and County of New York fo;

Jean B. Mertens being duly sworn deposes and says; That he is the defendant in the above entitled action. That he has known the complainant Marie Vermeulin and her family for the last 12 years and assisted them from time to time and at their request advanced their expenses to this country. That after their arrival here the complainant followed deponent from place to place constantly annoying him and finally told him that unless he would leave the country with her she would take her life. That deponent was finally persuaded to leave the state with the said complainant although the same was against his will and although he first advised the said complainant to remain at home. That he always understood both from the appearance of the complainant and from conversations had with the complainant and her family that the said Marie Vermeulin was over

the age of sixteen years. That deponent denies absolutely the testimony given by the complainant that he induced her to accompany him for the purpose of entering a house of prostitution. That deponent is a cabinet maker by trade and commands a fair salary and has taken his tools with him for the purpose of working at said trade.

Deponent further says that he has never been arrested on any charge prior to the arrest on which he is now held.

Wherefore deponent prays that this Honorable Court will exercise its leniency towards him.  
 Done to before me this { J J Martin  
 day of July 1886 }

E. E. Price,  
 Notary Public  
 New York County  
 N.Y.

Court of General Sessions

The People of the State of  
New York.

vs.

Jean B. Mertens

City and County of New York, ss:

Thomas DeGreff being duly sworn deposes and says, That he resides at No. 156 E. 106<sup>th</sup> Street in the City of New York That he is well acquainted with the complainant and her family and also with the defendant in the above entitled action That shortly after the arrival of the complainant in this country he met her father who invited him to the house to see his wife and daughter On the way to the house the conversation drifted towards the complainant when her father exclaimed "You will be surprised to see how tall Marie has grown she is now tall as her mother"! When deponent asked him how old Marie then was he answered she is over fifteen years of age. That thereafter deponent invited the family of complainant to dinner at his house when the complainant's father exclaimed "I hope you will <sup>come</sup> to my house in a few

weeks as I intend giving a birthday party in honor of my daughter Marie's ~~birthday~~ birthday." Said conversation took place about five months prior to the arrest of the defendant.

Deponent has known the defendant for a number of years and has known him to be a hardworking and industrious man and never knew or heard anyone speak of him except as an honest man of good moral character.

Sworn to before me this } *Thomas DeGruy*  
12<sup>th</sup> day of July 1886

*John J. Cumming*  
Notary Public  
N. Y. Co



Court of General Sessions

The People of the State of N.Y.

- vs -

Jean D. Mertens

City and County of New York to:

(Elise Mertens being duly sworn deposes and says; That she is the wife of the defendant above named with whom she has been married for the last 12 years. That during that time he has always been a true and loving husband and hardworking man. That during all this time he has borne a good character and has never been in any trouble before. Deponent therefore prays that this Court will deal leniently with the defendant - as deponent truly believes that he has suffered enough on acc. of his folly - her  
 Sworn to before me { Elise + Mertens  
 this 12 day of July 1886 } mark

John J. Cumming

Notary Public  
 N.Y. Co

Court of General Sessions.

The People of the State  
of New York.

-v-

Jean B. Mertens.

Affidavits of defendants.  
vs. vs.

1153

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Jean B. Mertens

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

Jean B. Mertens  
of the CRIME OF Abduction, —

committed as follows:

The said Jean B. Mertens, —

late of the First Ward of the City of New York, in the County of New York aforesaid, on the twenty fourth day of — May, — in the year of our Lord one thousand eight hundred and eighty-six —, at the Ward, City and County aforesaid, did feloniously take, receive, harbor and use one Mary Vermeulen, who was then and there a female under the age of sixteen years, to wit: of the age of fifteen years, for the purpose of sexual intercourse, he, the said Jean B. Mertens not being then and there the husband of her the said Mary Vermeulen, 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.

164

Witnesses:

Counsel, *Wm. G. Leland*  
Filed *2.1* day of *June* 188 *6*  
Pleads *Not Guilty*

THE PEOPLE

vs.

*R*

*Jan B. Morten*

*(2 cases)*

*Abduction*

[Section 282 — Penal Code]  
*as amended by Chap. 31, Laws of 1886*

RANDOLPH B. MARTINE,

District Attorney.

*July 9/86*

*Heard a an. P.d.*

A TRUE BILL.

*J. L. Leland*

Foreman:

*July 6 July 9/86 on conviction*

*Went deft's pleas guilty*

*July 8/86*

*(H.D.)*



1155

STENOGRAPHER'S MINUTES.

Second District Police Court.

THE PEOPLE, &c., IN COMPLAINT OF

John Bermanian

vs.

John J. Mortens

Henry C. Stocking

vs.

A. Deserre and

N. Lacroix

APPEARANCES:

For the People,

For the Defense,

BEFORE HON.

J. P. Duffy

POLICE JUSTICE,

James J. 188

Connell, Perry  
McCallum  
188

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WITNESSES.

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Cross Ex.

Re-Direct.

Re-Cross.

Coylen  
Hannigan  
Bermanian (Mary)  
Peter  
Bermanian (John)  
" " Anne  
McPhillips  
Officer Stocking  
De Gaff  
Ben Nelson

1	3
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M. J. O'Neary  
Official Stenographer.

1156

2

DISTRICT POLICE COURT.

1

THE PEOPLE,  
ON COMPLAINT OF

agst.

Examination of

188

Before

Police Justice.

*A. J. Cheney*

Stenographer of the

District Police

Court, do hereby certify that the within testimony in the above case is a true and correct copy of the original Stenographer's notes of the testimony of *Eugene, Hannigan, McManis, Peter, Phillip, Stocking and all present* as taken by me on the above examination before said Justice.

Dated

188

Stenographer

Police Justice.

1157

New York June 3<sup>rd</sup> 1886

Second District Police Court  
Hon Patrick H. Duffy Presiding

John Cavanaugh

vs.  
Dean B. Mertens

Henry C. Stocking

vs.  
Frederick Besserre  
Nestor Racroix

Abduction.

Lucy Ogden, Age 32,  
Occupation Dressmaker, being  
duly sworn deposes and  
says:

Q Do you know Mary  
Cavanaugh, the daughter of  
the complainant?

A I do.

Q Was she at any time in  
your employ?

A For a part  
or portion of ten days.

Q When  
was that?

A She left about  
the 12<sup>th</sup> of May 1886.

1



Q

Ques Did you ever have any conversation about her age?

Ans She told me she was not 16 years of age, that she was between 15 and 16 years of age.

Ques Did you see her at anytime with a man in the Street?

Ans Yes Sir.

Ques What was she doing there?  
Ans He put his arms around her in a very friendly way and then the next day I discharged her. (Then the witness identified Jean Martens as the man who called at her door and asked for the girl Mary Samuelsen). The next day I discharged her, that was after I saw her in the Street.

Ques What time were they in the Street?

Ans About 5<sup>30</sup> to 6 o'clock.

Ques How long were they together?

Ans They walked away from the house, I saw them disappear in the distance on 10th Av.

Q



3

Ques. Have you ever used this girl while with you, leave the house?

Ans. She left there after supper in procession.

Ques. That was while she was in your employment?

Ans. Yes Sir.

Ques. How long previous to the time you came here with this woman, did she leave that way?

Ans. About Monday night again, about twice before, she left at 12 m, and returned the following morning.

Ques. Did you ever see this girl out company with any other man, other than this defendant, Mertens?

Ans. No Sir.

Ques. Did anyone else ever call for her?

Ans. Not that I am aware of.

Sworn to before me

this 3<sup>rd</sup> day of June

Wm. Beeby

Police Justice

Lizzie Cunningham being  
 of duty, sworn, depose and  
 say, I live at No. 40, 17th St.  
 I know the last witness  
 on the stand, I saw her  
 her employment at the  
 present time, working over  
 working at 503 West 22<sup>nd</sup>,  
 I am, I know well enough  
 in her employment, I know  
 the girl whose father is the  
 Captain here.

Ques

Do you  
 remember her going out  
 while she was there?

Ans

Yes. She  
 came up from us 20<sup>th</sup> St  
 and came with me, one  
 day before she left - then  
 she left me and went back

Ques

When do you remem-  
 ber her going out next?

Ans

The  
 last day she went into a  
 liquor store under 503 West  
 22<sup>nd</sup>.

Ques

Was she in company  
 with any man?

Ans

Tharman,  
 the Defendant Martens, Here  
 the Prisoner Martens stood up  
 and was identified by the

1154

STENOGRAPHER'S MINUTES.

Second District Police Court.

THE PEOPLE, &c., IN COMPLAINT OF

John Berman

vs.

James J. Mortens  
Henry C. Stocking

vs.

H. Bessene and  
N. Lacroix

APPEARANCES:

For the People,

For the Defense,

BEFORE HON.

J. H. Conroy

POLICE JUSTICE,

June 3rd 1886

Connelly, Perry  
McClannan  
June 3rd 1886

INDEX.

WITNESSES.

Direct Ex.

Cross Ex.

Re-Direct.

Re-Cross.

Coylen  
Hammigan  
Berman (Mary)  
Peter  
Berman (John)  
" " Anne  
McPhillips  
Officer Stocking  
De Gaff  
Ben Keller

	1	3		
	4	6		
	7	36		
37	-	39		
40		45		
46	-	46		
47	-	48		
49		50		
51	-	52		
53		54		

M. J. Conroy  
Official Stenographer.

1154

2

DISTRICT POLICE COURT.

1

THE PEOPLE,  
ON COMPLAINT OF

agst.

Examination of

Before

James J. Duffy

188

Police Justice.

M. J. Chancy

Stenographer of the

2 District Police

Court, do hereby certify that the within testimony in the above case is a true and correct copy of the original Stenographer's notes of the testimony of Levy, Hannigan, McManis, Peters, Phillip, Stocking and all others as taken by me on the above examination before said Justice.

Dated

June 14 188

James J. Duffy

Police Justice.

Stenographer



New York June 3<sup>rd</sup> 1886  
 Second District Police Court  
 Hon Patrick H. Duffy Presiding  
 John Cynamans  
 vs.  
 Jean B. Mertens  
 Henry C. Stocking  
 vs.  
 Frederick Desserre  
 Nestor Racroix

Abduction.

Lucy Crylen, Age 32,  
 Occupation Dressmaker, being  
 duly sworn deposes and  
 says:

Ques Do you know Mary  
 Cynamans, the daughter of  
 the complainant?

Ans I do.

Ques Was she at any time in  
 your employ?

Ans For a part  
 or portion of ten days.

Ques When  
 was that?

Ans She left about  
 the 12<sup>th</sup> of May 1886.

1155

Q

Qne Did you ever have  
any conversation about  
her age?

Ans She told me she  
was not 16 years of age,  
that she was between 15 and  
16 years of age.

Qne Did you  
see her at anytime with  
a man in the street?

Ans

Qne

Ans

Yes Sir.  
What was she doing there  
He put his arms  
around her in a very  
friendly way and then the  
next day I discharged her.  
(The witness identified  
Jean Martens as the man  
who called at her door and  
asked for the girl Mary  
Cammen). The next day I  
discharged her, that was after I  
saw her in the street.

Qne

What  
time were they in the street?  
About 5-30 to 6 o'clock

Ans

Qne

Ans

How long were they together?  
They walked away  
from the house, I saw them  
disappear in the distance  
on 10th Av. Q

3

Ques. How-often did this girl  
write with you, leave the  
house? She left there after

Ans. several in succession.

Ques. That was while she was  
in your employment?

Ans. Yes Sir.

Ques. How long previous to the  
time you saw her with  
this man, did she leave that  
day?

Ans. About Monday, after  
noon, about twice before, she  
left at 12 m, and returned  
the following morning.

Ques. Did you ever see this  
girl in company with  
any other man, other than  
this defendant, Mertens?

Ans. No Sir.

Ques. Did anyone else ever call  
for her?

Ans. Not that I am  
aware of.

Subscribed before me  
this 3<sup>d</sup> day of June

Wm. Beeby

Police Justice

Lizzie Cunningham being  
 of age, and of legal age  
 I know the last, witness  
 on the stand, I am in  
 her employment at the  
 present time, beginning about  
 working at 503 West 22<sup>nd</sup>,  
 I am to be well enough  
 in her employment, I know  
 the girl whose father is the  
 Complainant here.

Ques

Do you  
 remember her going out  
 while she was there?

Ans

She  
 came up here on 20<sup>th</sup> I  
 and after with me, all  
 day before she left - then  
 she left me and went back

Ques

When do you remem-  
 ber her going out next?

Ans

The  
 last day she was in a  
 liquor store under 503 West  
 22<sup>nd</sup>.

Ques

Was she in company  
 with anyone?

Ans

Tharman,  
 the Defendant Martens, Here  
 the Prisoner Martens stood up  
 and was identified by the



3-

- Ques Did she see the man she saw going into the Lignon Store in question, with the girl?
- Ans Yes, will you see how we connect up with the Lignon Store?
- Ques The day night she said she was a sweet girl she walked down to about 10<sup>th</sup> St. and met him.
- Ques Did she go away with him?
- Ans Yes, Sir.
- Ques Did you see where they went?
- Ans They disappeared together, I didn't see a very high street her after that between 7<sup>th</sup> and 10<sup>th</sup> St. and 2<sup>nd</sup> St.
- Ques About what time of night did you see them meet?
- Ans It is a 1/2 past one o'clock at night, they did not remain long, they walked away. That continued up to the time she left.
- Ques How long did they remain in the Lignon Store?

3-

1159

Ques  
Ans

I cannot say. Did you  
see him, at anytime call  
on the house?

Ques

Yes Sir, that  
was the day that the other  
girl sent him.

Ques

Who says the  
other girl sent him?

Ans


She is sick

now.

I was before me  
this 3<sup>rd</sup> day of June 1886

Wm. D. Justice

7


 Mary Cunningham being  
 sick, wrote letters and  
 says, April 13<sup>th</sup> James of age  
 but I live in Bloomsbury 5<sup>th</sup>

Ques How did you first  
 know me, David? I know  
 Mortimer?

Ans He kept me from  
 infancy, but I married, and  
 lived with him, until I  
 was here two or three months  
 in New-York.

Ques Has that your  
 first acquaintance with him  
 Ans Yes, I knew  
 him from infancy.

Ques Where was  
 that?  
 Ans In his house, where  
 he kept a Laundry.

Ques Where  
 did you live at that time  
 Ans In the same house  
 I was Book Keeper for him,  
 I was in his employ.

Ques How  
 long had you been in  
 his employ?  
 Ans About 2 or 3  
 months.

14

S

Ques You first formed his acquaintance about 3 months ago? When I was in New York

Ans I still had my acquaintance with him. When I was first here in the month of Sept 1855

Ques How long did you work for him? Three or four months, then I would bring it down to January the 1st.

Ques When for the first time did Mr. Neilson have any thing to do with you? In

Ans ~~the~~ house. When?

Ques While I was working there.

Ans You mean then he cohabited with you?

Ans Yes, before I went down stairs, in my room.

Ques At the first time he had sexual intercourse with you.

Ans In the house, but I cannot say it was past New Years.

Ques Was it in the month of January?



4

Ans. It was not just New York,  
 Ques. somewhere about it.

How many times bitwixt that time and now has he had connection with you? Several times.

Ans. How long have you been in this country since your

Ques. arrival September.

Ans. The first sexual intercourse was in his place of business?

Ans. Once, up stairs, before I came down.

Ques. When, for the first time in your life, did you learn your age?

Ans. When I was with him, that was the first time.

Ques. How did you learn it then?

Ans. Because then he began it.

Ques. Began what?

Ans. Sexual intercourse with me.

Ques. Do you know how old you were?

Ans. Yes Sir, I know

9

(10)

Ans I was 15 years of age  
 Ques When did you know you  
 arrived at the age of 15  
 years?

Ans When I was with  
 him. When did you know  
 for the first time your  
 age?

Ans I know it myself  
 Ques When did you know it  
 Ans I cannot say, I do not  
 recollect.

Ques You know nothing  
 about your age, but what  
 your parents told you?

Ans Yes Sir.  
 Ques Where did you live before  
 you came to this Country?

Ans Yes I came to this Country  
 in what month?

Ans Sept 1835  
 Ques How long did you live there  
 14 Years.

Ans Yes You say you lived there 14  
 years?

Ans 14 Years.  
 Ques Do you remember going  
 from France to London?  
 Ans No Sir, I was only  
 3 Months old.

11

Ques When were you, for the first time, married? When I

Ans was 17 years of age. You ~~Ques~~ have had your changes regularly since?

Ans Yes Sir, Every month. Ques Have you ever been treated by any Physician? No Sir,

Ans I had the measles. Ques anything else? No Sir I

Ans remember. Ques Did you ever tell anyone that you were 20 years of age? No, he

Ans told that to Margaret Sands. Ques You are quite sure you never told any one, or told her?

Ans He told her the first time, and I told her I was 22 I told no one else.

Ques Are you sure you did not tell anyone you were over 16 years of age?

11



12

Ans Yes Sir. I have  
 Ques always told my right age.  
 Have you ever taken  
 my medicine for the purpose  
 of bringing on your monthly  
 courses? No Sir.

Ans You have been sworn to tell  
 the truth? Yes Sir.

Ans Do you swear now, that  
 you never had connection  
 with any other man before  
 Mr Mertens?

Ans One, a coach-  
 man, when I worked at  
 Mr Mertens and before I  
 had it with Mr Mertens,  
 Ques what was his  
 name? I do not know.

Ans How many times did  
 he have connection with  
 you? Once.

Ans The statement that you  
 made before Justice Duffy, that  
 Mertens was the first man  
 you had connection with  
 was not true?

Ans I do not  
 wish to regard that state-  
 12



(13)

Ques -ment as true Did you  
get in the family way  
with the Coachman?  
No Sir.

Ans You have the usual  
periodical sickness?  
Yes Sir.

Ans Did you ever tell any-  
one that you were in  
the family way after the  
Coachman had Connection  
with you?

Ans I was afraid,  
then I told.

Ques Were your  
courses regular after your  
Connection with the Coach-  
man?

Ans Yes Sir. Do you  
know a woman by name  
"Bridger"?

Ans I told her of  
my Connection with the  
Coachman, when I told  
of my sickness, I told  
her that the Coach-  
man had to do with me.  
I told her about my  
courses.

13

(14)

Ques Do you remember a conversation you had with the woman Bridger?

Ans Yes I was in trouble and she told me to get a package of Salts. I took the Rochelle Salts.

Ques Did you tell Mortons what you did

Ans Yes I did not tell him that I took the Salts.

Ques Do you remember the day you put on the dress and three chemises that your mother and father made you take off the outside dress?

Ans Yes Because he told me to get my clothes.

Ques Did Mr Morton tell you to go home, and did you not say you were afraid to go home?

Ans No Sir.

Ques Did he not tell you to go home the day you went to New Jersey?

Ans No Sir, — I never said I was afraid —

(13)

I said I was afraid  
the first night in Toronto

Ques <sup>Sr.</sup> Do you remember  
meeting him in South 5<sup>th</sup>  
Av?

Ans Not there, but Sullivan

Ques <sup>Sr.</sup> How long did you  
wait?

Ans From 11 till 12 o'clock

Ques Why did you wait for  
him?

Ans Because he said  
he was coming there.

Ques You waited there  
a whole hour, why did  
you not go home?

Ans When I  
came back he was there,

Ques You had a chance  
to go home? Why did you  
not go home?

Ans Because he  
told me he was coming  
there.

Ques How old were you  
when you first had  
connection with the Coach-  
man?

Ans 15 Years.



(16)

Ques When month was that?  
 Ans About one year

Ques ~~ago~~ ago. Was it warm weather

Ans It was not warm

Ques How many months elapsed  
 between then and the time  
 you had connection with  
 the defendant Mertens?

Ans About 2 months.  
 Ques Anyone else you had  
 connection with?

Ans No Sir.  
 Ques Have you a brother?

Ans Yes Sir, he is  
 getting on for 23 years.

Ques Is he married?

Ans No Sir. Ques You ever  
 have connection with your  
 brother in London?

Ans Yes Sir, when I  
 was quite small, I was  
 getting on to 8 years of  
 age.

Ques Did you ever have  
 connection with him after  
 that?

Ans No Sir, my  
 father and mother never  
 knew that



Ques Do you remember your mother giving you medicine at that time?

Ans I was ill, but my Mother ~~not~~ never knew what it was from, I was sick once, I had not my courses.

Ques How do you mean you were sick?

Ans I did not feel well and my Mother got me Cough Drops.

Ques How old was your brother then?

Ans About 15 years of age, I was 8 years, - I am not sure.

Ques Were you not older?

Ans I am not sure.

Ques How old was he?

Ans He was quite small.

Ques Was he 14 or 15 years of age?

Ans I cannot exactly say.

Ques Did he hurt you; did he make you bleed, when he had connection with you?

18

No Sir.

Ans Do you know a woman  
by the name of Deeds?

Yes Sir.

Ans Did you ever go with your  
mother to her house?

Once.

Ans Do you remember there  
your mother speaking to  
Mrs Deeds about your age?

Ans Then I was getting  
on for 16 years of age. When

was that? About 3 weeks

ago. You were in a boarding  
house?

Ans I was at an  
English school?

Ans Did you hear  
your Mother tell this  
lady that you were 16  
years of age?

No Sir.

Ans Where was it, that you say  
your brother had, for the first  
time, intercourse with you?

In London—

Ans Whitfield, near Kent. Who

was you living with then

19

My parents.  
 Ques Were your rooms adjoining  
 Ans No Sir, only one  
 room, all living together in  
 one room, I had a bed  
 and my brother had a bed.  
 Ques How often did this  
 act (intercourse) occur?

Ans Once  
 Ques On the day time when  
 my mother and father  
 were out. I was alone  
 when he came in, he did  
 not have connection with me,  
 he only attempted. I was  
 quite young and did  
 not know what it was,  
 I did not tell my parents,  
 he never attempted it again.  
 Ques The act was not complete?

Ans No Sir.  
 Ques In regard to the coach-  
 man when did that take  
 place, about how long ago,  
 you say one year ago?  
 Ques What time of the day did  
 this occur?

Ans 9 O'clock in  
 Ques the evening State where  
 where and how-

19



20

Ans The lady sent me to  
get money in the Rocking-  
ham Hotel. I was coming  
on my way, the Coachman  
was behind me, he forced me.

Ques  
Ans

What did he do?  
He seized hold of me  
in the Street, 56<sup>th</sup> St between  
Broadway and 4<sup>th</sup> Av.

Ques

Do you  
remember on which side  
of the way? The lower side

Ans

as I was going along.

Ques

Is the Street  
built up or open?

Ans

Up — he seized  
hold of me, I did not  
know him before that,  
I had seen him once or  
twice.

Ques

Had you a con-  
versation with him?

Ans

He  
wanted me to go with  
him to New York. He said  
he was not going to be a  
coachman — he wanted  
me to go with him — I  
did not answer him,  
I said I would tell and  
he said he knew I would



(71)

Ques not tell. What did he do then?

Ans He seized hold of me I did not scream, because there was no body to hear me, that was the reason why I did not scream.

Ques Did he throw you down?

Ans Yes Sir in the river.

Ques Did he have intercourse with you at that time?

Ans Yes Sir, it lasted about fifteen minutes from the first to the end.

Ques When it was over what did you do?

Ans I went home; he left me.

Ques Did you see any Policemen?

Ans No Sir. — I will not tell my friends, — I was afraid to tell them.

Ques The next you told was the woman Bridger?

Ans Yes Sir, she is the woman in Mertens.

(221)

Ques And after that you told  
Mortens? Yes Sir.

Ans  
Ques

How long  
had you known him?

Ans

From infancy, -  
he knew me growing up  
up to the time - he knew  
me in London - and up to  
that time he never attempted  
anything with me.

Ques

What ~~time~~  
did he say when you told  
him about this charge?

Ans

He said it was rather  
strange that I should allow  
him to do that - I did not  
consent - I told Mortens that -  
and he said when he would  
see the coachman he would  
fix him - I told him who  
the man was.

Ques

How long  
after that did Mr Mortens  
have connection with you?

Ans

Two months after  
that.

Ques

Did he advise you  
to tell your parents?

Ans

He said  
he was going to tell them,

23

- ~~I told him not to, because~~  
~~it would <sup>give</sup> them too much~~  
~~trouble.~~ When for the first  
 time did he have anything to  
 do with you in the house—  
 When did the occurrence  
 first take place? In the  
 house, he had his room  
 next to us. How far was  
 his room from yours?  
 A short distance,  
 it took place before I went  
 down to work, between 7 and  
 8 o'clock, I was just dress-  
 ing—he was not dressed.  
 What did he have  
 on? Under drawers and  
 shirt—he came into my  
 room and induced me  
 to submit. Do you remem-  
 ber his having a loaded  
 revolver? I remember his  
 having it on him, but  
 not at that time, he  
 kept one and used to



24

put it on the shelf, in  
 Horatio St. he took it out  
 of his pocket and put it on  
 the shelf - whenever he had  
 intercourse with me, he took  
 it out of his pocket and  
 put it on the shelf - he  
 told me it was bad -

Ques

When did you have con-  
 =suetude with him, after this  
 happened with the coachman.

Ans

Two months after I  
 came here - about Nov-

Ques

Did you ever see  
 this coachman after this  
 act?

Ans

I met him once in  
 the street ~~XXXXXXXXXXXX~~

Ques

By appointment?

Ans

No Sir, as he was coming  
 out of the stable, I told  
 him to go his way and  
 I would go mine.

Ques

went out of the house  
 where he had intercourse  
 with you? Yes Sir.

Ans

Was it a vacant lot?

Ans

Yes Sir.  
 How near was the nearest  
 house - ?

24



(25)

Ans In 55<sup>th</sup> St.  
 Mrs How far from a dwelling  
 house were you?

Ans Not very  
 far, I could throw a  
 stone to it, I did not  
 make any noise. Q. And

Q. Did you resist him? A. I resisted

Ans all I could. Do you

Q. Know this Defendant  
 LaCroix? A. Yes Sir.

Q. How long have you  
 known him?

Ans Three times I went to see  
 him. When did you

Q. First see him with  
 Mertens? A. In Bleeker St.

Ans when I was working in  
 a dry goods store. How

Q. long do you know him?

Ans Some day last  
 week. When did you

Q. First become acquainted

26

- Ans with him? Before I left  
 Ques my parents. When did you  
 Ans leave home? Monday, last  
 Ques week - How long before  
 that did you know him  
 - a month? The week  
 Ans before I left my parents, I  
 became acquainted with  
 Lacroix. What time was it?  
 Ques In the evening, I was  
 Ans going home to my  
 supper, and Mr. Mer  
 Lacroix and Lacroix gave  
 Mertens the key of Lacroix  
 room and we went up there  
 to a furnished room with his  
 wife - I had connection  
 with Mertens there. Did  
 Ques you see Lacroix after  
 that? Ans Yes Sir, he came  
 up and opened the  
 door and went away.  
 Ques When was it?

26

D M

Ans While I was there.  
Lacroix went up and opened  
the door and then we went  
in the room.

Ques When did you  
next see him?

Ans When he came  
to Mr Bleeker Sr. Mortens  
told me to go there, Lacroix  
came there between 4 and  
8 o'clock to fetch me to go  
to Jersey, he said he  
came from Mortens.

Ques What  
else did he say about  
going to Jersey?

Ans He said  
Mortens was waiting for me  
in Washington St, he did  
not give the number—  
I stayed with Lacroix and  
Mr Corrado and crossed  
the ferry and over Mortens  
at the Stratton and then  
went to the Philadelphia  
Hotel. We ~~had~~ had a glass  
of Beer, — they had beer,  
I had soda, Mortens  
said he had a friend  
in Montana, then he  
would call to a friend  
named Blase



28

Ques Did you see that card?  
(Card marked for identification  
Witness examined it and  
said) Yes Sir. Lacroix

Ans wrote that card for Mouton  
Ques Did he write what this  
house was?

Ans He said it <sup>was</sup> a  
house like the one in  
Bleeker St.

Ques It was a first  
house - a house of prostitution  
Yes Sir.

Ques He gave you this card?  
Ans Yes Sir, and

Mouton put it away. Where  
Ques did he put it? In his

Ans pocketbook. Was this  
Ques card found on him?  
Ans I do not know.

Ques Did you see him write  
that card (card shown to  
Witness)

Ans That pencil mark  
he did not make or write  
the card came from Cornabo,  
he said he wanted a  
better address, and Lacroix

28



24

wrote that this was the name of the house; Mortons was to go to Montona to open a house of prostitution with me.

Ques And it was while you were all there in this place that the Officer made his appearance and you were arrested there? When did you go in Jersey City?

Ans We left the Philadelphia Hotel, and had two or three glasses of Beer, Porumbo and Lacroix went home and Mortons and I went to a house in Washington St, and occupied the same room, and he had intercourse with me that night.

Ques You next see Lacroix? When did you see him?

Ans Sunday after noon.

Ques What time of the day was it?

Ans About 4 o'clock he said he would be there at 12 o'clock with Porumbo and may be he would bring Peters with him - J. L. Peters - and J. Peters h.

(30)

(was) to come but he did not come. He came with Besseve at 11 O'clock in the afternoon. What then occurred?

Ques. between the three Defendants?  
Ans. They were saying why Peter did not come or why Porbello did not come, and Lacroix said his wife would not let him go; and Morten said to me, I will go away tonight - and then Mr. Stacking came in.

Ques. What was Besseve doing there?

Ans. He was going along.

Ques. Was there any conversation took place between them?

Ans. No Sir - there was no time - there was no conversation between Lacroix and Besseve.

Ques. What time was the arrest made?

Ans. About half past four o'clock.

Ques. Did you ever know this man Besseve?

Ans. No Sir.

31

Ques Was your baggage there  
at the time?

Ans No. Mertens trunk  
were there, I do not know  
whether they were checked or  
not, he wanted me to go  
to Montana and open a  
house of prostitution.

Ques What is Mr  
Mertens Trade?

Ans Carpenter  
and Chairmaker.

Ques Among his  
baggage were his tools in  
his trunk?

Ans He said he  
had a box of tools.

Ques He  
told you he had a box  
of tools - did you say a  
box?

Ans No Sir - he told me  
he had them.

Ques What do  
you suppose he had  
a box of tools for?

Ans That,  
maybe if he would go  
to work and his tools  
would be useful to him,  
or that as his tools were  
always useful, he would



(32)

Ques Take them with him.  
 Ques Do you know or not  
 whether the trunk and  
 tools were checked at  
 Mountain? I did not see

Ans The checks given him,  
 but I saw them. Do you

Ques know whether he bought  
 tickets or not?  
 Ans No.

Ques When store were you at  
 work in when you met  
 him and Lacroix in  
 Blecker St?

Ans I was not at  
 work in my store at  
 that time. Who was the

Ques proprietor? Mrs Decomb, I

Ans worked there. How long?

Ques Two weeks. You saw  
 Mrs Decomb frequently?

Ans Yes Sir.

Ques Do you remember on  
 your next examination  
 that you testified you met  
 her once. 32



(33)

Ans Yes Sir, I went once  
into the store to buy  
something that time, I  
asked if she would like  
to have a girl come and  
sew, or learn to sew.

Que Did  
not Mertens and Lacrait  
go to your room for the  
purpose of writing a  
letter?

Ans No.  
Que Did you not hear him  
ask to go to the room  
for the purpose of writing  
a letter?

Ans No.  
Que Did you hear him  
ask the room for that  
purpose?

Ans No.  
Que Did they write the  
letter there?

Ans No.  
Que Did you not hear  
Mertens ask permission  
of Lacrait to write a letter  
in his room?

Ans No Sir.  
Que Did you talk about  
your age to Lacrait

33

34

- Q. No Sir. Nor on the  
ferryboat?
- A. No Sir,  
Was, nor your age  
talked about?
- Q. Was trying to frighten  
me, he said he would  
take me, and, not  
Mr Mertens - he was  
trying to frighten me.
- Q. When you were  
in Alton St. you spoke  
about your age?
- A. Then I was getting on  
to 16 years.
- Q. How often  
had you been there?
- A. Twice with  
Mr Mertens.
- Q. How did  
you know it was a house  
of prostitution?
- A. He told me  
it was a house of prostitution  
- on -
- Q. Did you ever go  
there with anyone else  
than Mertens?

34

35

Ques No Sir  
 Where did you meet Mr  
 Weston before you went  
 to this house 44 Bleeker

Ans I met & met him  
 in the street

Ques How long did  
 you wait for him?

Ans I never waited, he was always  
 there - I only waited once  
 when he said; then I was  
 when he was to get me  
 to go away from my  
 parents.

Ques How often did you  
 see the man Bessie?

Ans He never spoke to  
 me - I saw him once.

Ques How long were you in  
 this house?

Ans 4 to 12 O'clock, &  
 saw women go in & out  
 there, two young girls, a  
 young girl 16 years of  
 age, and two girls -

Ques How were the women  
 dressed?

Ans Chemise on with  
 little blue ribbons, false hair  
 and powdered faces.

(36)

Ques Did you see them go  
 Mr with their girls men  
 ring and the young women  
 used to come back and they  
 would hand the Lady 50¢  
 and \$1.00.

Ques Was their language  
 obscene and profane?  
 Mrs Yes Sir, I refused to  
 remain there, the women  
 invited me to join in a night  
 mess

Sworn to before me }  
 this 3<sup>rd</sup> day of June 1886 }  
 J. H. P. Police Justice



34

Louis Oster, age 34 years  
 occupation Saloon Keeper  
 at 103 Clinton Place —

Ques

Do you know the defendant  
 Besbore?

No.

Ans

Have you never seen him

Ques

Do you know Mr. Lacroix?

Ans

I recognize him,  
 I do not know his name.

Ques

How long do you know  
 him?

Ans

About 1 month ago.

Ques

Where did you meet him?

Ans

He was in my Saloon  
 two or three times, he takes  
 beer and liquor.

Ques

Do you  
 know the prisoner Mertens?

Ans

18 months.

Ques

Do you remember Lacroix  
 coming to your Saloon the  
 Saturday before the arrest?

Ans

Saturday about  
 one o'clock, he wanted some  
 liquor and cigars for the  
 next morning he said for  
 himself.

Ques

Did he ask you or  
 any time for a friend going  
 West?

34

(38)

Ans. Yes Sir, this time I did not give him any, he said he would come back the next day and prepare for the men. What did he order?

Ques. Some liquor and cigars, one bottle of Cognac, one bottle of whiskey and a box of cigars. Did he tell you where his friend was?

Ans. No Sir.  
Ques. Did he request you to send them to Jersey? No.

Ans. What time was it?  
Ques. One o'clock Sunday morning.

Ques. Did you go to Morten's ~~with~~ house the next morning? No, I went the

Ans. next day. Did you see any one there? The boy and

Ans. Morten's wife. Did you learn from them where ~~where~~ Morten was? The boy told

Ans. me Morten was gone to

1192

(39)

Ques Jersey City. Have you sent  
any money or letters to  
Lucroix?

Ans No.  
Ques Do you remember to have  
seen Mertens with Lucroix  
before?

Ans Ten days before I  
saw them together in my  
house.

Ques Did they appear to  
know each other or did they  
speak to each other?

Ans I recognize Lucroix now, and he  
was the man that was  
in my house with Mertens  
ten days ago.

Ques I before me }  
this 3<sup>rd</sup> day of June 1886 }

Wm. J. Aldrich Justice

(39)



H O

John Tammam being  
 very much depressed with  
 age, I am 52 years of age,  
 and live on 36 South 5<sup>th</sup>.

Ques How long have you  
 been in this country?

Ans I left London in August,  
 I arrived here at the beginning  
 of September with my wife  
 and daughter and this  
 man Mertens came over  
 with me.

Ques When did you  
 arrive here?

Ans The last of  
 Aug or Sept.

Ques Have you  
 been engaged in business  
 in this city?

Ans Yes Sir. I know  
 the Mertens for 9 years, I  
 knew him in London, he  
 told me I could get a  
 good place here. He  
 visited in my house, I  
 was living in his house  
 in 55<sup>th</sup> St. about six  
 months, he is married.

Ques Do you know his  
 wife?

Ans Yes Sir.



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(H1)

Ques Did he live in the  
house with you?  
Ans Yes Sir, here in  
America.

Ques Have you had  
any business relations with  
him?

Ans No Sir.  
Ques Not engaged in the  
laundry business with  
him?

Ans No Sir.  
Ques How old is your child  
Mary?

Ans 15 years and 4  
months old. She has always  
lived with me.

Ques You heard  
her testify?

Ans Yes Sir.  
Ques When you were attracted to  
her at any time, was it by  
the attention of this man to  
her?

Ans I heard here of them, and  
of some friends of mine  
in a saloon - one said,  
to Morten "do not drink  
too much beer or you  
cannot do anything tonight"  
that was on the 24 of May  
1886.

H1

1195

42,

Ques It was that evening then  
you heard what caused your  
suspicion?

Ans Yes Sir. I was  
then suspicious - he had  
a feeling against me

Ques What did that  
feeling grow out of?

Ans He caused me  
trouble, I was suspicious  
when the girl was missing  
I saw her one Sunday  
morning in Jersey City -  
I gave the information in  
the Police Station -

(Cross Examination)  
Ques When were you married?

Ans In Paris, 1861

Ques How many children have  
you -?

Ans Eight -  
Ques When was the first born  
1838?

Ans What is its name?

Ans Joseph  
Ques Did you record the  
birth?

Ans In Belgium  
Ques Where?

Ans In the Hotel de  
Ville

42,

H.3

Ques When was the girl born?  
 Ans Oct 29<sup>th</sup> 1840 the time  
 of the War.

Ques Where was the  
 birth recorded?

Ans Belgium, I have  
 not a copy but I have a  
 Passport—

Ques Did your wife  
 have a book stating the births  
 of the children?

Ans I had  
 certificates, but I lost them  
 Ques Did your wife  
 have a book containing  
 dates ~~and~~ marriages and  
 births?

Ans No.  
 Ques It is the custom of Parisians  
 to keep a book recording  
 marriages and births, did  
 your wife ever have one?

Ans No. I did not  
 have a copy of it. I never  
 intended to go away, when  
 I did go away, it was  
 after the Commune—  
 (Passport No. 874 dated Nov  
 2<sup>nd</sup> 1871 introduced and  
 indented by the Witness)  
 and went to London to  
 work for Milcock and Gibbs  
 H.3



HH

- Ques Do you owe Mertens  
any money? Nor a cent.
- Ans You are not very friend-  
ly? I never try to see him.
- Ques You think he has done  
you wrong? Yes Sir.
- Ans How long have you known  
he has had to do with  
your daughter?
- Ans I never  
knew he had to do with  
my daughter, but he was  
not a live man now if  
I did.
- Ques Did you ever advise  
Mertens to leave his wife and  
marry your daughter?
- Ans Never in  
my life, I know his wife,  
my wife was a witness at  
his marriage.
- Ques You have not  
a very good opinion of his  
wife; have you said to many  
people that she had a bad  
character?
- Ans No.
- Ques Did you tell people she  
was a drunkard?

HH



1198

(43)

Ans No Sir, I never told  
anyone about that.  
Counsel - We reserve the right to  
(Continue to continue the  
further examination of this  
witness later on, and the  
Prosecution acquiesces)

Sperry & before me }  
this 3<sup>rd</sup> day of June 1886 }

J. J. Deffen  
Justice

(43)

H O

Jane Cormanlan being  
 duly sworn deposes and  
 says, my daughter Mary  
 is 13 years and 4 months  
 old,

Ques Do you record the  
 birth of this child? A Yes,

Ans I had one. Q Do you

Ques know Mrs DeCubert? A Yes,

Ans but not by name.

Ques You have  
 often spoken to her  
 about your daughter?  
 A Yes.

(Do you identify this  
 certificate of vaccination?  
 Witness identifies the cer-  
 tificate of vaccination, and  
 counsel for Defendants objected  
 to its admission)

Ques Do you tell people of your  
 daughters age?

Ans When they  
 asked me; I never told  
 them she was 16 years of  
 age.

Subscribed before me } All Suffy  
 this 3<sup>rd</sup> day of June 1886 }

H O Police Justice

1200

44

John M. Phillips being  
only sworn deposes and  
says, that he is 64 years  
of age, a Plasterer by occu-  
pation, and lives at 44  
Horatio St.

Ques

Do you recognize  
the Defendant Mertens and  
this girl Mary here present.

Ans

I never saw them  
before the 24<sup>th</sup> of May 1886,  
he came to the door and  
rang the bell at #5  
Horatio St and he asked  
me for a furnished room,  
he came up and introduced  
her as his wife, I showed  
the room to him, he asked  
the rent and pulled out  
a ten dollar bill and  
took the rent out of it.  
I cannot tell whether  
he occupied the room  
or not, he got the Key.  
He used to go there, I gave  
him the Key.

(Cross Examination)

Ques

Has there any mention  
made of her age?

Ans

My daughter  
asked it.

44



1201

(48)

Ques What is your daughter's name?

Ans Margaret Sands.  
Ques You had the wedding of the groom & took the money.

Ans Did you make any remarks about the girl's age?

Ans Not that I knew of, I did not make free with anyone.

Ques Did you not think at the time, she was rather young to be married?

Ans I did not make any remark, my conversation & her was with my daughter.

sworn to before

me this 3<sup>rd</sup> day of June 1886

Police Justice

HS



(49)

Officer Stocking of the  
Society for the Prevention of  
Cruelty to Children No 100  
East 23<sup>rd</sup> St, being duly  
sworn deposes and says

Ques You were present at the  
time when the Defendants  
were arrested in Jersey  
City?

Ans Yes, Sir  
Ques State when the arrest  
was made?

Ans At the Philadelphia House  
about 4 or 4-30 o'clock  
Sunday afternoon May  
30<sup>th</sup> 1876

Ques Who were present?  
Ans Officer Higgins of the 15<sup>th</sup> Pre  
an Officer of New Jersey and  
myself. Who were there?

Ques Who were there?  
Ans Bessere, Lacroix and  
Mertens and the girl  
Mary sitting at a table  
drinking Beer.

Ques Do you  
know anything about  
the baggage?

Ans Yes Sir, I  
took possession of the  
checks and saw the trunks.

1203

(50)

Ques Do you know any  
thing about this card  
(card marked for identification)

Ans Yes Sir, I found  
it in the pocket book of  
the defendant Mertens

Ques Was any statement made  
by Mertens as to where he  
was going?

Ans In the station  
house he said he was  
going to Montana.

Ques Anything else  
said?

Ans No Sir, I gave  
the checks and baggage  
to Mertens' wife by order  
of the court, everything was  
found on the other side and  
brought here to this Court.

Done before me }  
this 3<sup>rd</sup> day of June }  
J. G. Duffy }  
Police Justice

(50)

37

- Thomas De Gaff being  
 only sworn deposed and  
 says, that he is a Cabiner  
 Maker, 29 years of age  
 and lives at 33 1/2 East 39<sup>th</sup> St.  
 Ques How long have you known  
 the Father of this girl Mary  
 Barnard?  
 Ans for 8 years. Do you  
 Ques remember when he brought  
 his daughter to this country?  
 Ans Yes Sir.  
 Ques When was it?  
 Ans Last year  
 sometime in the fall or  
 summer. Did you have  
 Ques any conversation with him  
 then?  
 Ans The next morning  
 I went to see him because  
 we were friends together,  
 instead of seeing him  
 in the house, I met  
 him at 17<sup>th</sup> Av and  
 3-5 St waiting for Mr  
 Morten, we shook hands  
 together and I asked if  
 his wife and daughter  
 were over. He said



(52)

You will be quite sur-  
prised to see Mary; then  
we went to Morten's place,  
I knew Mary in London,  
we were good friends, He  
her father said "is she not  
changed," I said, "how  
old is she," and he said  
"she is 15 years of age,"  
that was September 1885.

Mrs Quid you have a con-  
-versation after that?

Ans After  
we came out of the house  
I cannot tell if we had  
Beer, we went out and  
took a "W" Car.

Mrs Come  
down to the conversation  
you had with the girl's  
father?

Ans He invited me  
to dinner, and he came  
to supper with me, his  
wife, and himself, we  
talked in French; and  
we enjoyed ourselves  
very much, and Mary's  
father said you will  
enjoy yourself in a  
few weeks at the Birth  
Day of my daughter—  
52



1206

(53)

Ques Mary; it was on a  
Friday evening; it is  
about 5 months ago  
Her father told you  
his daughter would have  
in a few days, a birth  
day party?

Ans Then he would  
have a Birth day party  
for his daughter.

Ques He told  
you she would have a  
birth day party, and then  
was 5 months ago?

Ans Yes Sir.

Sporn before me  
this 4 day of June

SSC  
J. J. J. J. J.

Police Justice

(53)

(54)

Albert Conkles being  
only sworn deposes and  
says, that he is 34 years of  
age, a Barkeeper, and  
lives at 193 Lincoln Place

Ques

How long do you know  
the defendant Mertens?

Ans

Me

4 Months.

Do you know the girl's  
father, Mr. Bernanlian?

Ans

Mes

Yes Sir.

Were you engaged by  
Mr Mertens in his Saloon?

Ans

Ques

Yes Sir.

While you were engaged  
there did you see the  
girl Mary Bernanlian  
going there frequently?

Ans

She  
came there and asked  
for the defendant, Mertens,  
and she was alone.

Mes

Did  
Mr Mertens say anything  
to you about her going  
there?

Ans

She came and  
asked for Mr Mertens, I  
answered, that my Boss  
told me he did not want  
to have anything to do

55

with the girl, and the  
 girl came back four or  
 five times in the even-  
 ing and passed from the  
 first floor to the basement;  
 he would not let her in,  
 I would not let her in  
 because I was so

instructed. Did Martins,  
 Mrs the Defendant, tell you  
 not to allow her in the  
 place? Nor to allow her

in, as he did not want  
 to have anything to do with  
 her.

Opportunity became  
 this day of June

pg 25  
 Police Justice



1209

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

POLICE COURT, 2 DISTRICT.

Henry C. Stocking  
of No. 100, East 28<sup>th</sup> Street, being duly sworn, deposes andsays that on the 29<sup>th</sup> day of May 1886

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

(now here) did unlawfully and  
willfully take harbor and use a  
certain female child named  
Marie Vermaulan who is under the  
age of sixteen years to wit: of the age  
of fifteen years and seven months.  
for the purpose of prostitution and  
sexual intercourse without the  
consent of her parents. in violation  
of section 282 of the penal code of  
the state of New York, as amended  
by laws of 1886. Chapter 31.

For the reason that deponent is  
informed by the said Marie Vermaulan  
that on the above mentioned date the said  
Nestor Lacroix came to the house No 22  
Bleecker St New York City where the said  
Marie Vermaulan was and took her  
from said house in company with one  
Paul Tabour over the Desbrosses Street  
ferry to Jersey City New Jersey. where they  
met Jean B. Mertens. they then went  
together to a house in Jersey City known  
as the Philadelphia Hotel. where they all  
drank beer. they then went to another  
resort the name of which is unknown  
to the said Marie. they had some  
refreshments in said place. when the  
said Paul Tabour and the defendant  
Lacroix parted from the said



12 10

Marie and the said Jean B Mertens and they the said Mertens and Marie then went to a house on Washington Street Jersey City and occupied a furnished room together for the remainder of night. And deponent further says that on the following day Sunday May the 30th 1886 he followed the defendant Lacroix from No 105 Clinton Place New York City to the Philadelphia Hotel Jersey City where he arrested the defendant in company with Jean B. Mertens Marie Vermaulan and one Frederic Bessemer. Wherefore deponent charges the said Nestor Lacroix with abduction and prays he may be held and dealt with according to law.

Conry. B. Stocking.

Sworn to before me  
this 4th day of June 1886

*[Signature]*  
Police Justice

Police Court District.

THE PEOPLE, &c.

ON THE COMPLAINT OF

vs.

AFFIDAVIT.

Dated

188

Magistrate

Officer.

Witness,

Disposition,

1211

Sec. 198-200.

2

District Police Court.

CITY AND COUNTY  
OF NEW YORK, { ss

*Nestor Lacroix* 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

*Nestor Lacroix*

Question How old are you?

Answer

*31 years old*

Question Where were you born?

Answer

*Belgium*

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

Answer

*23, West 3rd St. 3 weeks,*

Question What is your business or profession?

Answer

*Printer*

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

Answer

*I am not guilty*  
*Lacroix*

Taken before me this

day of *August* 1888

*Wm. C. Kelly*  
Police Justice.

12 12

CITY AND COUNTY }  
OF NEW YORK, } ss.

Marie Vermaulen

aged 15 years, occupation none of No.

96 South 5th Avenue Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Henry C. Stocking

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

Sworn to before me, this

day of

June 4<sup>th</sup> 1886

Marie Vermaulen.

P. J. Duffy

Police Justice.

1213

STATE OF NEW YORK.  
CITY AND COUNTY OF NEW YORK, ss:POLICE COURT, 2<sup>d</sup> DISTRICT.

of No.

100.6.23 = Street, being duly sworn, deposes and says,

that on the

9<sup>th</sup> day of May 1886

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

he caused the arrest of Ludovic Bessere and Nestor Lacroix both now here in the Franklin House Jersey City. for the reason that he found the two defendants in company with Jean B. Mertens and Marie Vermaulan, a female child under the age of sixteen years, who the said Mertens is charged with having abducted, and when deponent was about to arrest the said Mertens on a warrant which had been issued by Patrick J. Sully Esq. a Police Justice at the 2<sup>d</sup> dist Police Court, New York City on the above mentioned charge. And deponent further says that he followed the two defendants from No 105 Clinton Place New York City to Jersey City where they met the said Jean B. Mertens. and went with him Mertens to the Franklin House. where the said Marie Vermaulan was. and when deponent went into said House he found the defendants together with the aforesaid Jean B. Mertens and Marie Vermaulan, all sitting down together drinking beer, at a table. Wherefore deponent charges the said defendants after the commission of a felony, with aiding the offender, with the intent that he may avoid or escape from arrest having knowledge or reasonable ground to believe that such offender is liable to arrest. And prays they may be held and dealt with according to law. Henry C. Strickling,

Sworn to before me  
this 31<sup>st</sup> day of May 1886

Wm. C. Strickling  
Police Justice



12 14

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY  
OF NEW YORK, { ss

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

Question What is your name?

Answer

Frederick Besseur

Question How old are you?

Answer

36 years old

Question. Where were you born?

Answer.

Switzerland

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

Answer.

49. W 3rd St.

one month.

Question What is your business or profession?

Answer

Salesman.

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.

Frederick Besseur

Taken before me this

day of

4th

188

Police Justice.

12 15

Sec. 198-200.

2.

District Police Court.

CITY AND COUNTY  
OF NEW YORK, ss

*Nestor Lacroix* 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

*Nestor Lacroix*

Question How old are you?

Answer

*31 years old*

Question. Where were you born?

Answer.

*Belgium*

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

Answer.

*23 W. 8th St. 3 weeks*

Question What is your business or profession?

Answer

*Printer*

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*  
*forwards*

day of

Taken before me this

*31*

188

Police Justice.

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named James Earl Ray is the perpetrator thereof, I do hereby commit the within named James Earl Ray to the custody of the Sheriff of the County of Cook, Illinois, to be kept in the County Jail of Cook County, Illinois, until he is removed to the State Penitentiary at Joliet, Illinois, or until he is released by the Court.

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 11/11/18 188 6 D. Murphy 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 Frederic Bessie  
guilty of the offence within mentioned, I order h to be discharged.

Dated June 4 1886 W. G. Ruffalo Police Justice.

12 17

\*5,000 bail for Ex.  
June 3<sup>rd</sup> 86. 2.30 P.M.

Police Court-- 2 District.

THE PEOPLE, &c,  
ON THE COMPLAINT OF

Henry C. Storking

vs.

Fredric Besse  
Norton La Croix

3

4

Offence Accessory

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street

No. 4, by

Residence Street.

Dated May 31 1886

James C. Bury  
2<sup>nd</sup> District Precinct.

Witnesses

No. Street.

No. Street.

Mr. Richard

No. 3000 to answer G. S.

Opp



12 18

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Jean B. Mertens and  
Nestor Lacroix

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

Jean B. Mertens and Nestor Lacroix  
of the CRIME OF Abduction, —

committed as follows:

The said Jean B. Mertens and Nestor Lacroix, both

late of the First Ward of the City of New York, in the County of New York aforesaid, on the twenty-ninth day of May, — in the year of our Lord one thousand eight hundred and eighty-six —, at the Ward, City and County aforesaid, with force and arms, did feloniously take, receive, and harbor, and cause and procure to be taken, received, and harbored, one Mary Vermeulen, who was then and there a female under the age of sixteen years, to wit: of the age of fifteen years, for the purpose of sexual intercourse, neither of them the said Jean B. Mertens or Nestor Lacroix, being then and there the husband of her the said Mary Vermeulen; 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

12 19

Indictment do further accuse the said Jean B. Mertens and Nestor Lacroix of the crime of Abduction, committed as follows:

The said Jean B. Mertens and Nestor Lacroix, both 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, did feloniously take, receive and harbor, and cause and procure to be taken, received and harbored, one Mary Vermeulen, who was then and there a female under the age of sixteen years, to wit: of the age of fifteen years, for the purpose of prostitution; 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.

1220

BOX:

223

FOLDER:

2192

DESCRIPTION:

Middleburg, Eugene

DATE:

06/09/86



2192

1221

BOX:

223

FOLDER:

2192

DESCRIPTION:

Cooper, Charles

DATE:

06/09/86



2192



1222

No 38

Witnesses:

Counsel, *Mr. G. A. ...*  
Filed *9th* day of *June* 188*6*.  
Pleas, *Not guilty*

THE PEOPLE

vs.

*Engene Middleburg*  
and *B*  
*Charles Cooper*

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

*Lawrence McKee*

*Joseph H. March 25/87*  
Bail discharged  
Foreman

25 MAR 87

*MD*

upon the complainant's  
statement to me, I am  
convinced that his  
uncertainty as to the  
main fact would  
prevent conviction,  
I therefore recommend  
that defts be discharged  
upon their own recognizance

MAY 25/87

*W. M. Davis*  
*W. M. Davis*

1223

Police Court, 4<sup>th</sup> District.City and County  
of New York, ss.

George Schuman  
of No. 2231-4<sup>th</sup> Avenue Street, aged 31 years,  
occupation Doorman being duly sworn, deposes and says,  
that on the 28<sup>th</sup> day of May 1886, at the City of New  
York, in the County of New York,

Charles Cooper and Eugene  
Middleburg, both now here, did  
violate the Penal Code of the  
State of New York in the manner  
following, to wit:

That said de-  
pendants entered adjoining  
water closets in the Grand  
Central Depot at about the  
hour of 9<sup>1/2</sup> o'clock on the night  
of said day.

That they remained  
some time therein, and dependent  
went and looked through the  
windows of the doors of said  
water closets and saw that  
the dependant, Cooper, had a  
peris inserted through a  
hole in the partition dividing  
said closets and that the  
dependant, Middleburg, had  
the peris of said Cooper in  
his mouth and was sucking  
the same.

That dependent is the  
door-man in the Harlem  
Waiting Room, and has frequently  
seen the dependant, Cooper,  
loitering about said waiting  
room.

Sworn to before me this 29<sup>th</sup> day of May 1886. George Schuman

J. M. Patterson Police Justice

1224

Sec. 193-200.

CITY AND COUNTY  
OF NEW YORK, } ss

District Police Court.

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

Question. What is your name?

Answer. *Charles Cooper*

Question. How old are you?

Answer. *52 yrs*

Question. Where were you born?

Answer. *N. Y.*

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

Answer. *658 Broadway 41 yrs*

Question. What is your business or profession?

Answer. *Painter*

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

Answer. *I am not Guilty**Chas Cooper*

Taken before me this

*24*

day of

*Feb*188*8**John D. Williams*

Police Justice.

1225

Sec. 198-200.

CITY AND COUNTY OF NEW YORK, ss

District Police Court.

Eugene Middleburg 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.

Eugene Middleburg

Question. How old are you?

Answer.

32 years

Question. Where were you born?

Answer.

W.S.

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

Answer.

1874 - 3 Ave 7 months

Question. What is your business or profession?

Answer.

Printer

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

Eugene Middleburg

Taken before me this

28

day of

May

1886

J. M. Patterson  
Police Justice.



1226

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

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

Dated *May 29* 188 *J. M. Patterson* Police Justice.

I have admitted the above-named.....

*Charles Cooper and Eugene Middleburg*  
to bail to answer by the undertaking hereto annexed.

Dated *June 1* 188 *6* *Andrew J. Smith* 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.

1227

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

*George Schuman*  
*(2234 - 4th Ave.)*  
*Eugene Wiedelburg*  
*Charles Cooney*

3

4

Dated

1886

Magistrate.

Officer.

Precinct.

Witnesses

No.

Street.

No.

Street.

No.

Street.

\$1000.00 to answer

*No. 2. Bailed*

796  
*Offence*  
*Comme ligant*  
*Mature*

1228

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Charles Rooper and  
Eugene Widdellburg

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

Charles Rooper and Eugene Widdellburg  
of the CRIME ~~of~~ against nature, —

committed as follows:

The said Charles Rooper and Eugene  
Widdellburg, both —

late of the ~~Ward~~ Ward of the City of New York, in the County of New York afore-  
said, on the ~~twenty eighth~~ day of ~~May~~ — in the year of our Lord  
one thousand eight hundred and eighty- ~~five~~ , at the Ward, City and County aforesaid,  
with force and arms, did feloniously  
indecently and didactically, and against  
the order of nature have a general  
affair with each other, and did their  
and there feloniously, indecently and  
didactically, and against the order of  
nature carnally know each other, and  
then, and there feloniously, indecently  
didactically and against the order of  
nature did commit and perpetrate with  
each other that detestable and dam-  
nable crime of buggery and sodomy,  
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 Charles Cooper and Eugene Middleton of the crime against nature, committed as follows:

The said Eugene Middleton, 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, feloniously did carnally know the said Charles Cooper, who was then and there a male person, in a manner contrary to nature, and did then and there feloniously cause, suffer and permit the said Charles Cooper then and there to insert his person and private parts into the mouth of him the said Eugene Middleton. And the said Charles Cooper, late of the place aforesaid, then and there feloniously did knowingly submit to such carnal knowledge of himself by the said Eugene Middleton, and did then and there feloniously and voluntarily insert his person and



quite safe into the mouth of the  
said Eugene Middelburg.

And as the said John Middelburg  
do say, that the said Charles Foster  
and Eugene Middelburg, in manner  
and form aforesaid, did feloniously  
commit and perpetrate the detestable  
and damnable crime against nature  
with each other, 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. Smith,

District Attorney

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BOX