

0000

**BOX:**

**546**

**FOLDER:**

**4959**

**DESCRIPTION:**

**Scott, Webster K.**

**DATE:**

**12/15/93**



4959

0009

Witnesses

S. S. Carter

139

Imay

Counsel.

Filed,

15

day of

Dec

1893,

Pleads

Guilty

THE PEOPLE

vs.

In this case, the entire crime was committed and consummated in the State of New Jersey, and there is nothing on which to hang the venue here.

Restitution has been made & there seem to be circumstances which justify a recommendation that he be discharged on his own recognizance.

Jan 22/94 S. J. O'Hare  
D. A. Dristally

Concurs.  
Vernon M. Davis.

Deot.  
Jan 22/94.

Webster K. Scott

Part One

Part 3 - Jan 22/94  
DE LANCEY NICOLL  
District Attorney  
Beck des ch  
from Beck on the  
of West King N  
A TRUE BILL.

B. Lockwood

Foreman.

Part II Jan 16/94  
22/94 OK

LARCENY,  
(MISAPPROPRIATION.)  
(Sections 528 and 53 of the Penal Code.)



00 10

**PART III.**

THE COURT ROOM IS IN THE FIRST STORY.  
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.]

1703  
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 Shields S. Carter  
of No. 110 1012<sup>13</sup> 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 27 day of January 189 4 at half past ten o'clock 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

W. K. Scott

Dated at the City of New York, the first Monday of January

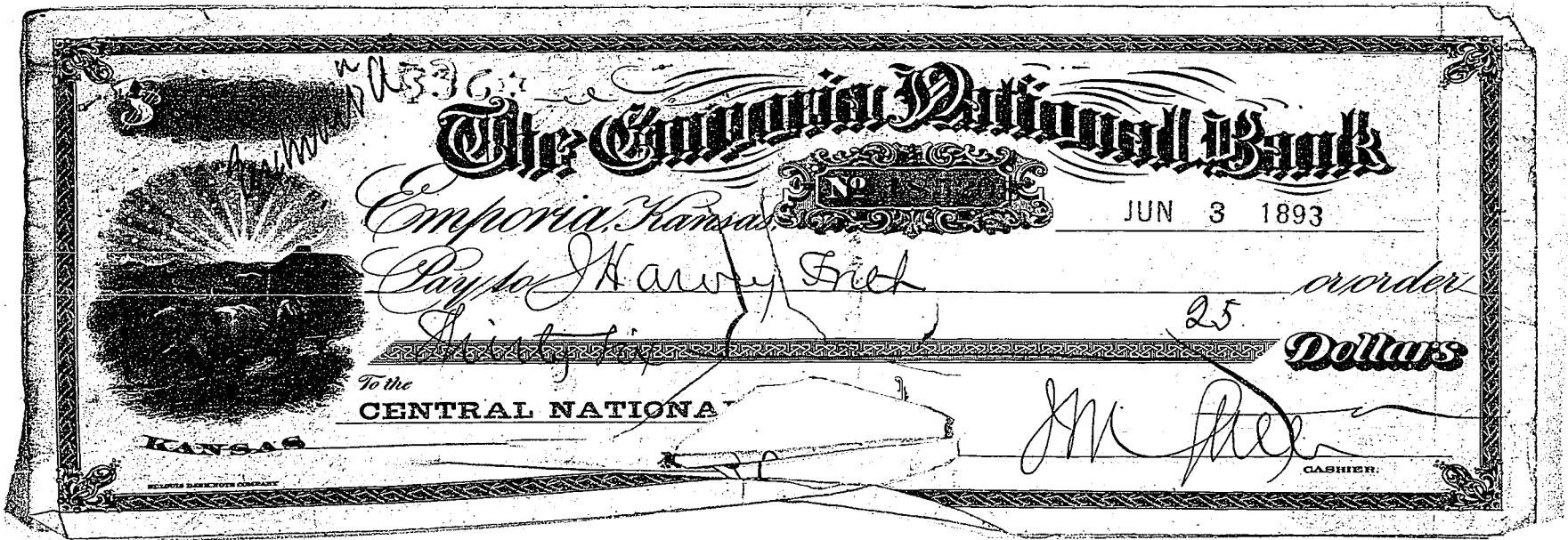
in the year of our Lord 189

JOHN R. FELLOWS  
DELANCEY NICOLL District Attorney.

**TORN  
PAGE(S)**

**POOR QUALITY  
ORIGINAL**

0011



**TORN  
PAGE(S)**

**POOR QUALITY  
ORIGINAL**

00 12

Pay to the order of  
Columbia Commercial Assn  
- Boston  
J. Harvey & Co.

Columbia Commercial  
Association  
W. H. Scott,  
Manager

Wm. W. Wm.

Pay ANY NATIONAL BANK,  
Or Order for Collection on Acct of  
PASSAIC NAT'L BANK N. J.  
ROBERT D. KENT, Cashier



0013

Sec. 151.

Police Court Fourth 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 any Marshal or Policeman of the City of New York:

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 Comeddo P. Carter of No. 321 West 124 Street, that on the 25 day of November 1893 at the City of New York, in the County of New York, the following article to wit:

And that Complainant money of the  
Property of the Columbia Commercial Association  
of the value of Twenty - five Dollars,  
the property of the Columbia Commercial Association  
was stolen taken, stolen and carried away, and as the said complainant has cause to suspect, and does suspect and believe, by W. H. Scott

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 every of you, to apprehend the body of the said Defendant and forthwith bring him before me, at the 4 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 17 day of November 1893  
Charles B. Burke POLICE JUSTICE.

00 14

137 West 21st  
Police Court District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

vs.

Warrant-Larceny.

Dated 188

Magistrate

Officer.  
Webster K. Scott

The Defendant taken, and brought before the Magistrate, to answer the within charge, pursuant to the command contained in this Warrant.

Officer.

Dated November 20 1893

This Warrant may be executed on Sunday or at night.

Police Justice.

having been brought before me under this Warrant, is committed for examination to the  
WARDEN and KEEPER of the City Prison of the City of New York.  
Dated 188

Police Justice.

The within named

apc 31 MS Rec 137, 1120 SE

00 15

Police Court—Fourth District.

Affidavit—Larceny.

City and County } ss.  
of New York,

of No. 371 West 124 Charles E. Carter  
Street, aged 22 years.

occupation Cashier  
deposes and says, that on the 9<sup>th</sup> day of June 1893 being duly sworn,

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 day time, the following property, viz:

Good and lawful money of  
the United States of the amount  
and value of Thirty-six <sup>25</sup>/<sub>100</sub> Dollars  
\$36.25/100

the property of Columbia Commercial Association  
and in deponent's charge as  
Cashier

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 Robert Scott from the

following facts, to wit: That on the 9<sup>th</sup> day of June 1893 the said deponent was employed by said Columbia Commercial Association as Manager and as such had access to all mail received by said Association, that the draft hereto attached was drawn by the Emporia National Bank, Emporia, Kansas, payable to the order of J. Herman Fritz and endorsed and made payable to the order of said Columbia Commercial Association by said Fritz was received by said deponent Scott and Manager and that said draft was the property of

Sworn to before me, this  
1893 day

Police Justice



said Columbia Commercial Association  
 defendant further says that said  
 draft was endorsed by said defendant  
 bank, that said defendant had no  
 authority to endorse said draft or any  
 other draft or check <sup>or check or draft</sup> belonging to  
 said Association and that neither the  
 said draft before payment nor the  
 proceeds thereof has at any time come  
 into the possession of the said  
 Columbia Commercial Association;  
 defendant therefore charges said  
 defendant with having taken, stolen  
 and carried away the aforesaid draft  
 for thirty-six <sup>25</sup> dollars and with  
 having unlawfully ~~and~~ endorsed the  
 said draft and collected the proceeds  
 thereof and with having appropriated  
 the proceeds thereof to his own  
 use and benefit and asks defendant  
 to say that said defendant may be  
 apprehended and dealt with as the  
 law directs.

Sworn to before me, this 7 day

of March 1893

Wm. C. Emke Police Justice

Fields J. Carter

0017

Sec. 193-200.

4 District Police Court.

CITY AND COUNTY  
OF NEW YORK ss.

Webster K. Scott

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.

Webster K. Scott

Question. How old are you?

Answer.

31 years

Question. Where were you born?

Answer.

W.D.

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

Answer.

No 137 West 20 Street Manhattan New York.

Question. What is your business or profession?

Answer.

Collector

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

Webster K. Scott

Taken before me this

day of

21

1897

Police Justice

00 18

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 Alfred

Twenty five ~~guilty~~ thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Twenty 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 Nov 2 189 5 Amos B. Burke Police Justice.

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

Dated \_\_\_\_\_ 189 \_\_\_\_\_ Police Justice.

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

Dated \_\_\_\_\_ 189 \_\_\_\_\_ Police Justice

001

*72*  
Police Court--- *4* District. *1241*

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Shields & Carter*  
*321 St. 13th*  
*Nebraska*

*Offence*  
*murder*

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

BAILED,

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

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

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

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

Dated *Nov 20* 189 *3*

*Barber* Magistrate.  
*Hartigan* Officer.  
*Gunn* Precinct.

Witnesses \_\_\_\_\_

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

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

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

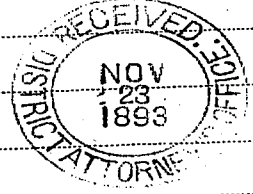
No. \_\_\_\_\_ Street.

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

No. *2500* to answer *H.S.*

*Call*

*cf 2*  
*Carbary*  
*draft*  
*miss*



0020

538

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

THE PEOPLE OF THE STATE OF NEW YORK

against

*Webster K. Scott*

The Grand Jury of the City and County of New York, by this indictment, accuse  
*Webster K. Scott*  
of the CRIME OF *Grand LARCENY*, in the second degree, committed  
as follows:

The said

*Webster K. Scott*

late of the City of New York, in the County of New York aforesaid, on the *ninth*  
day of *June* in the year of our Lord one thousand eight hundred and  
ninety-*three*, at the City and County aforesaid, being then and there the *clerk*  
and servant of a certain corporation  
known as the *Columbia Commercial Association*

and as such *clerk and servant* then and there having in his  
possession, custody and control certain goods, chattels and personal property of the said

*Corporation*

the true owner thereof, to wit:

*one written instrument and*  
*evidence of debt, to wit: an order for the*  
*payment of money of the kind called drafts,*  
*for the payment of, and of the value of*  
*thirty-six dollars and twenty-five cents and the*  
*sum of thirty six dollars and twenty-five*  
*cents in money: lawful money of the United*  
*States of America, and of the value of thirty*  
*six dollars and twenty-five cents;*  
the said *Webster K. Scott* afterwards, to wit:

on the day and in the year aforesaid, at the City and County aforesaid, with force and arms,  
did feloniously appropriate the said *moneys, goods, chattels*  
and *personal property*

to his own use, with intent to deprive and defraud the said *corporation*

of the same, and of the use and benefit thereof; and the same goods, chattels and personal  
property of the said *corporation*

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

DE LANCEY NICOLL,

*District Attorney.*

0021

**BOX:**

546

**FOLDER:**

4959

**DESCRIPTION:**

Seebacher, Arthur

**DATE:**

12/22/93



4959



0022

Witnesses:

*Madder*  
*James H. Mather*  
*16th Precinct*

*285* *C. C. Lewis*  
*35 Hall st*

Counsel,

Filed *22* day of *Dec* 189*3*

Pleads *Not Guilty* *26*

THE PEOPLE

vs.

*Arthur S. Seebacher*

*James J. [unclear]*  
*17/94*

*Henry [unclear]*  
*17/94*

DE LANCEY NICOLL,

District Attorney.

Grand Larceny, second Degree.  
[Sections 528, 531, Penal Code.]

A TRUE BILL.

*B. L. Woodward*

Foreman.

*Elk of [unclear] 17/94*

0023

**NO ACCOUNT.**  
# 71

New York Dec 9<sup>th</sup> 1899

**ELTON NATIONAL BANK**

Pay to the order of William Schultz  
Twenty-three Dollars  
James Goodkind

\$ 73

818 838

LENHART & BROS. 86 & 88 FULTON ST. N.Y.

0024

TORN  
PAGE(S)

GLUED(S)  
PAGES

No. 864 New York Dec. 9, 1890

MARKET FULTON NATIONAL BANK

Pay to the order of William Schultz  
Twenty-three Dollars

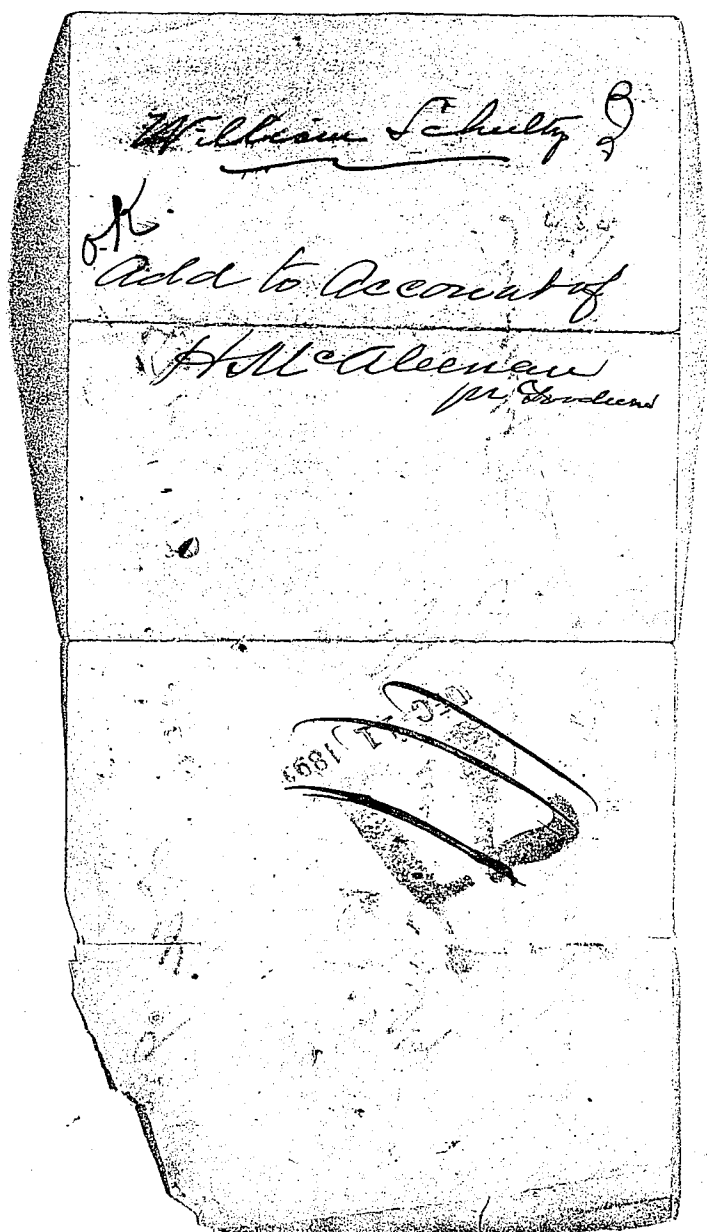
\$ 73

James Goodkind

818837

SCHWABER & CO. 66 & 68 FULTON ST. N.Y.

0025

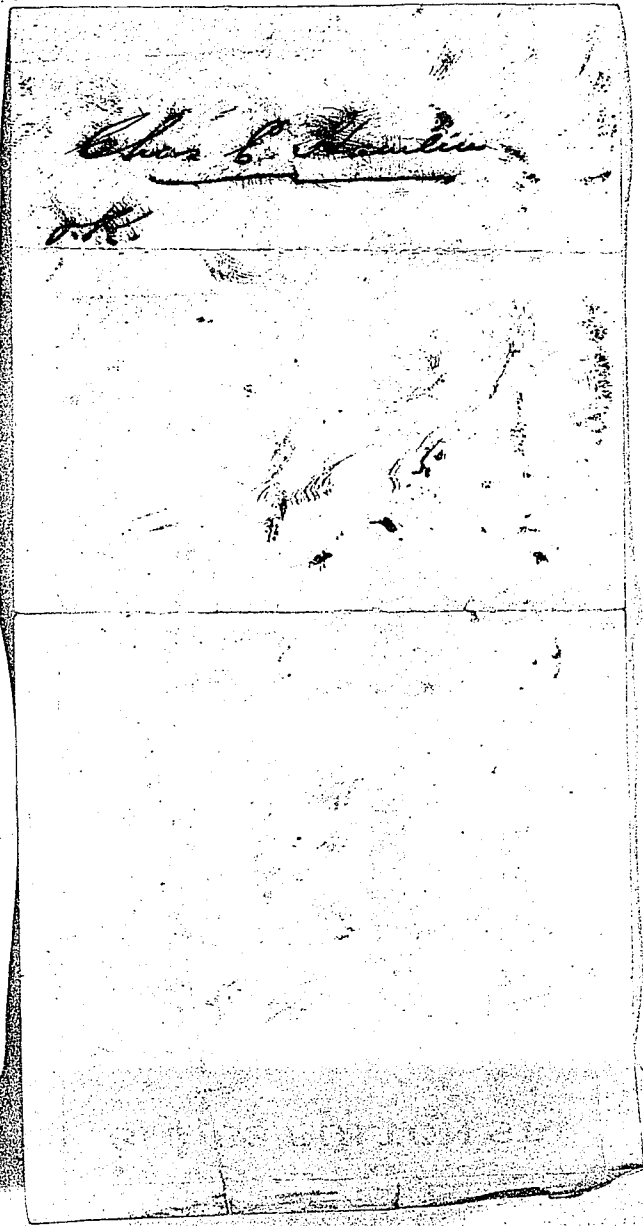


0026

81 & 83 FULTON ST.	No. 363	New York Dec 15 <sup>th</sup> 1893
	THE MARKET & FULTON NATIONAL BANK	
	Pay to the order of Charles E. Franklin	
	Seventy - two - - - Dollars	
	\$ 72	John M. McDonald

LENHAUER & BROS. 85 & 87 FULTON ST. N.Y.

0027





0028

Dec. 9/13

Friend Mr M<sup>r</sup> Allee

Will you kindly cash  
this check for me I am  
at the Hoffman House  
on some important business  
please put it in the  
large envelope thanking  
you very much

Very truly  
William Schultz

0029

Form No. 2.

**THE WESTERN UNION TELEGRAPH COMPANY.**  
 INCORPORATED  
 21,000 OFFICES IN AMERICA. CABLE SERVICE TO ALL THE WORLD.  
 THOS. T. ECKERT, President and General Manager.

Receiver's No:

Time Filed

Check

**SEND** the following message subject to the terms  
 on back hereof, which are hereby agreed to.

To

*Dec 18* 1893  
*Mr. F. and Mrs. K.*

*I am very sorry to trouble you  
 and am very short or I would not  
 trouble you*

*Very truly  
 Chas E. Hamilton*

☒ READ THE NOTICE AND AGREEMENT ON BACK. ☐



0030

**AMERICAN DISTRICT TELEGRAPH CO.**

Instruments, which are telegraphically connected with our offices, placed in Residences, Offices, Stores, &c., for calling MESSENGERS, POLICEMEN, and FIREMEN, whenever needed, day or night. Address AM. DIST. TEL. CO., No. 8 DEY ST., N. Y.

*Mr McAleny*  
*144-5th Ave*

Form 345.



0031

Mr John W. Kee  
Madison Sq Theatre  
Box 1 x 24<sup>th</sup> St  
Cuy

Answer

My J. Stein 3/1/32 P. R.  
Mr H. M. Albee  
194 — 8<sup>th</sup> Aug  
Cuy

0032

LAW OFFICE OF  
CLARENCE C. FERRIS,  
TELEPHONE 1425 CORTLANDT.

MILLS BUILDING,  
35 WALL STREET,  
NEW YORK,

January 12, 1894.

People  
vs.  
Seebacher

Mrs. Herman Claus,

No. 234 West 27th St.,

New York City.

Madam:

I have received notice from the Clerk of the Court that the defendant will be brought to Part 1, Monday the 15th inst. for sentence.

Unless, of course, I receive proper remuneration, I shall not be present. I wish that some of Seebacher's acquaintances would so inform the Court, and relieve me from further annoyance in the matter.

Yours

*Clarence C. Ferris*

# Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK  
AGAINST

*Arthur Seelacher*

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

*Arthur Seelacher*

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

The said *Arthur Seelacher*,

late of the City of New York, in the County of New York aforesaid, on the *ninth* day of *December*, in the year of our Lord one thousand eight hundred and ninety-*three*, at the City and County aforesaid, with force and arms, with intent to deprive and defraud *one Henry McQueen*,

of the proper moneys, goods, chattels and personal property hereinafter mentioned, and of the use and benefit thereof, and to appropriate the same to *his* own use, did then and there feloniously, fraudulently and falsely pretend and represent to *the said*

*Henry*.

That a certain paper writing in the words and figures following, to wit:  
No. 864 New York, Dec 9th 1893  
"After market and Union National Bank  
Pay to the order of William Schultz  
Seventy three ————— Dollars.  
X 73 James Goodkind  
and endorsed "William Schultz"  
which the said Arthur Seelacher



and there produced and delivered  
to the said Henry, was then and  
there a good and valid order  
for the payment of money  
and of the value of seventy  
three dollars,

By color and by aid of which said false and fraudulent pretenses and representations, the said

— Arthur —

did then and there feloniously and fraudulently obtain from the possession of the said

Henry, the sum of seventy  
three dollars in money,  
lawful money of the United  
States of America, and of  
the value of seventy three  
dollars,

of the proper moneys, goods, chattels and personal property of the said Henry,

with intent to deprive and defraud the said Henry,

of the same, and of the use and benefit thereof, and to appropriate the same to <sup>his</sup> own use,

Whereas, in truth and in fact, the said paper writing  
was not then and there a good  
and valid order for the payment  
of money, and was not of the  
value of seventy three dollars,

and was then and there wholly  
worthless,

And Whereas, in truth and in fact, the pretenses and representations so made as afore-  
said by the said Arthur

to the said Henry was and were  
then and there in all respects utterly false and untrue, as the the said

Arthur  
at the time of making the same then and there well knew;

And so the Grand Jury Aforesaid, do say that the said

Arthur  
in the manner and form aforesaid and by the means aforesaid, the said proper moneys, goods,  
chattels and personal property of the said Henry

then and there feloniously did STEAL, against the form of the statute in such case made and pro-  
vided, and against the peace and dignity of the said people.

DE LANCEY NICOLL,  
District Attorney.

0036

Witnesses:

officer James F. Madden  
16<sup>th</sup> Decmbr

Counsel,

Filed,

day of

189

Pleads,

286 C. C. Lewis  
35 Hall  
22 Dec 3  
not guilty 26

THE PEOPLE

vs.

Arthur Seebacher

(2nd)

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

B. H. Woodward  
Foreman.  
~~James F. Madden~~  
~~Arthur Seebacher~~



0037

Form 1829.

**Western Union Telegram**

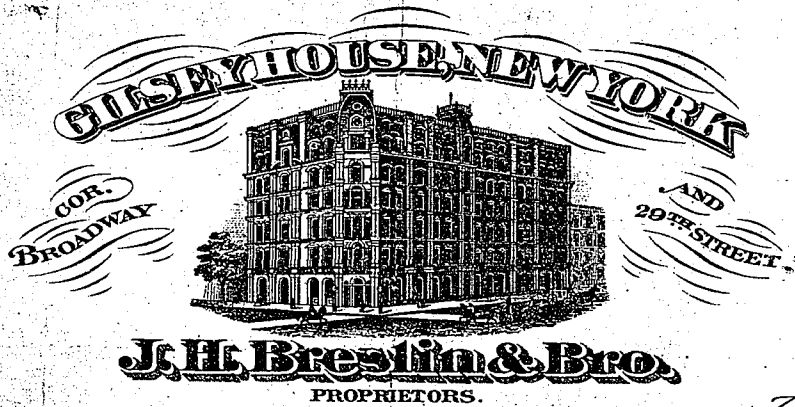
PAY NO CHARGES ON THIS MESSAGE

DELIVERED FROM CABLE OFFICE. 666 SIXTH AVE. OFFICE  
Bet. 38th and 39th Sts. DIR

No. *Mr M W*

PAID. *to Mr M W*

0038



New York, Nov 27<sup>th</sup> 1892

Friend Mr. Hawley

Will you please cash  
this check for me I left the office  
to-day in a hurry forgetting to draw  
some money, I do not like to ask  
the States people, I would call  
personal but have an engage-  
ment with Judge Burke please  
enclose the money in large envelope  
I will see you my self this eve-  
ing also Police Justice Burke,  
you want to take notice to Sunday  
Advertiser with Mr. Hargan's & your  
self. Kinley obligt me with the farm.



0039

A seal envelope I left my  
self short being in a hurry.

I remain with respects  
Col. John A. Cockerall

0040

Form No. 1.

**THE WESTERN UNION TELEGRAPH COMPANY.**

This Company TRANSMITS and DELIVERS messages only on conditions limiting its liability, which have been assented to by the sender of the following message. Errors can be guarded against only by repeating a message back to the sending station for comparison, and the Company will not hold itself liable for errors or delays in transmission or delivery of Unrepeated Messages, beyond the amount of tolls paid thereon, nor in any case where the claim is not presented in writing within sixty days after the message is filed with the Company for transmission.

This is an UNREPEATED MESSAGE, and is delivered by request of the sender, under the conditions named above.

THOS. T. ECKERT, General Manager.

NORVIN GREEN, President.

NUMBER	SENT BY	REC'D BY	CHECK
112	M. J. Swaney		

RECEIVED at 666 Sixth Avenue, N. Y.

Nov 29 1893  
 To Mr M. J. Swaney  
 My dear Mr Swaney  
 Could not get there received  
 OK much obliged send friends  
 instead J. A. Eckert

CABLE OFFICE.

666 SIXTH AVENUE, BETWEEN 38th & 39th STS.

DIRECT WIRES.

0041

Cor. Nassau & Beekman Sts

No. 434

NEW YORK, Nov 29<sup>th</sup> 1893

The Nassau Bank

Pay to the order of M. W. Hauley.

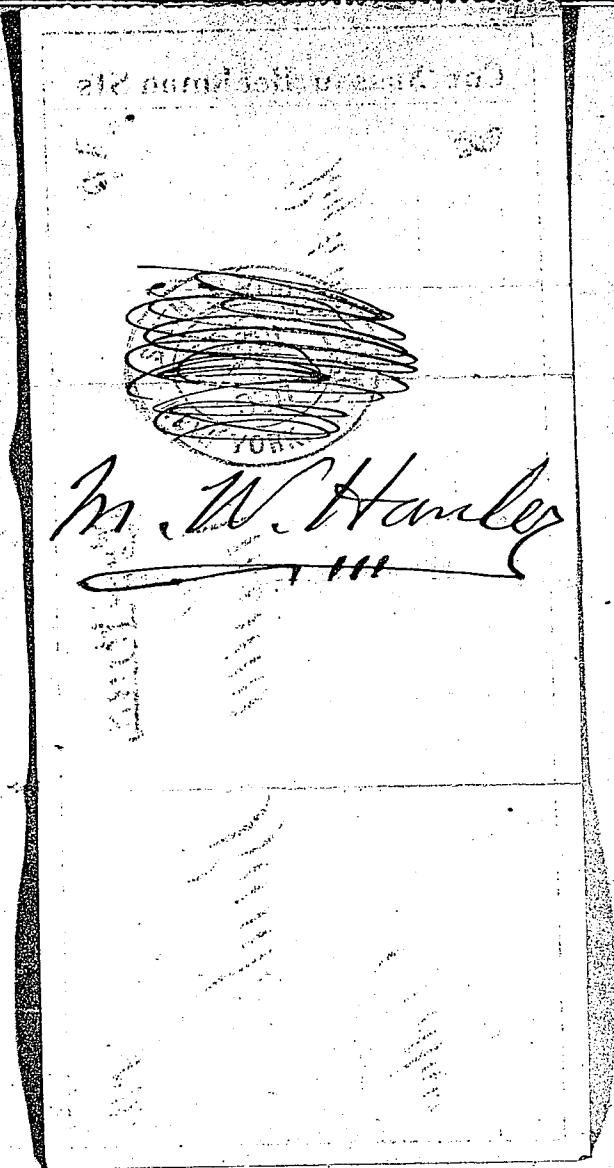
Seventy - five ——— Dollars

\$ 75.00

John A. Cochrane



0042



0043

No. 237

New York, December 5<sup>th</sup> 1893

The Chemical National Bank,

OF NEW YORK.

Pay to Louis S. Meyer, or Order,

Thirty-Seven Dollars.

\$37<sup>100</sup>/<sub>100</sub>

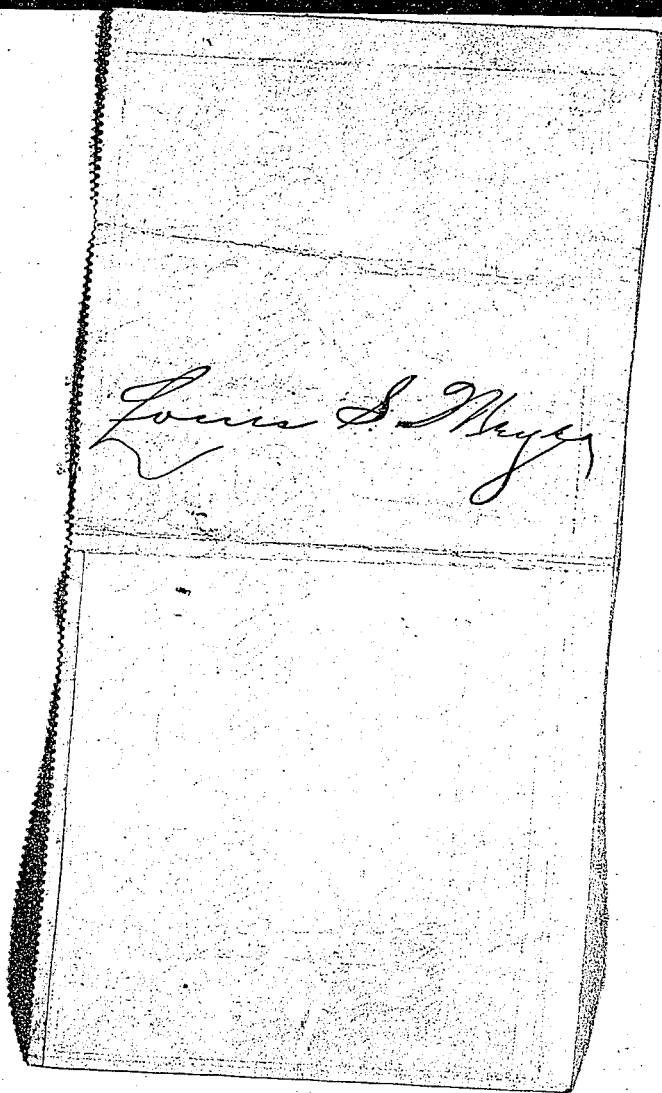
M. S. Raynor,



0044

No. 237— New York, December 5<sup>th</sup> 1893  
The Chemical National Bank,  
OF NEW YORK.  
Pay to Louis S. Meyer or Order,  
Thirty-Seven Dollars.  
\$ 37<sup>100</sup>/<sub>100</sub> M. S. Raynor..

0045



0046

Police Court 2<sup>nd</sup> District.

Affidavit—Larceny.

City and County }  
of New York, } ss:Henry M. Alenof No. 194-8<sup>th</sup> Avenue Street, aged \_\_\_\_\_ years,occupation Pawn Broker being duly sworn,deposes and says, that on the 9<sup>th</sup> day of December 1892 at the City ofNew 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:

Good and lawful money of the  
United States. of the amount  
of seventy three dollars  $\$73.00$

the property of Deponent

and that this deponent

has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen and carried away by Arthur Seebacher

(now here), from the following facts to wit:  
That about the hour of eight o'clock P. M.  
of said date, while deponent was in his place  
of business at the above address, a Messenger  
Boy, whom deponent recognizes as James Ledwith  
came into said place of business and handed  
him an envelope, and which is hereto annexed,  
and which envelope was addressed to him.  
and on deponent breaking said envelope,  
deponent found a note and Check in  
said envelope, and that said note purported  
to be signed by William Schultz, asking him  
to cash the Check which was enclosed in said  
envelope, and that deponent believing said note

Was in the handwriting of said Schults, and  
 that said Check was genuine, and of good  
 value, did then and there give said Messenger  
 by the aforesaid property in exchange for said  
 Check. And that Defendant is informed by  
 said James Sedwick and who is a Messenger  
 by attached the American District Company  
 at 8<sup>th</sup> Avenue and West 23<sup>rd</sup> Street. that about  
 the hour of 8 o'clock P.M. of said date, said  
 Defendant came into said Office, and asked  
 and requested him to take the envelope hereto  
 annexed to said Henry M<sup>rs</sup> Allen, and if  
 any questions were asked in reference to said  
 Envelope, to state that he came from the  
 Hoffman House, and that on receiving an  
 envelope from Defendant, and which envelope  
 said Messenger by saw Defendant place money  
 in - he was met and accosted by said  
 Defendant at the corner of 8<sup>th</sup> Avenue and  
 West 22<sup>nd</sup> Street, who immediately took said  
 Envelope containing said money from said  
 Sedwick. Defendant further says that in the  
 course of business - he deposited said Check  
 in the New York County National Bank, and  
 that said Check was returned to Defendant as  
 Worthless, and of no value - Defendant therefore  
 asks that said Defendant may be held to answer  
 from to before me  
 this 20<sup>th</sup> day of December 1893

Henry M<sup>rs</sup> Allen

J. A. G. M.  
 Police Justice

0048

CITY AND COUNTY }  
OF NEW YORK, } ss.

1877

aged 19 years, occupation James Ledwick  
Messenger boy of No.

235 West 24 Street, being duly sworn, deposes and

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

Sworn to before me, this

day of

20 } James Ledwick  
Decem }  
189

[Signature]  
Police Justice.



0049

Sec. 198-200

CITY AND COUNTY  
OF NEW YORK } ss.

District Police Court.

*Arthur Seebacher* 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 at present*

*Arthur Seebacher*

Taken before me this  
day of

189

Police Justice.

0050

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 Myendard

My guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of 100 Hundred Dollars, and be committed to the Warden and Keeper of the City Prison, of the City of New York, until he give such bail.  
Dated December 22 1893 Stogrow Police Justice.

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

Dated 18 Stogrow Police Justice.

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

Dated 18 Stogrow Police Justice.

005

Witness  
Charles E. Hamlin  
29-Park Row

Police Court---

1357 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Henry M. Allen  
194 1/2 Ave  
Arthur Seebach

Jacoby  
Officer

BAILED,

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

Dated

Dec 20

1893

Hogan  
Madden

Magistrate.

Officer.

Precinct.

Witnesses

Martin Henley  
Harrigan's Theatre

No. Francis O'Brien

No.

309 West 20th

Street.

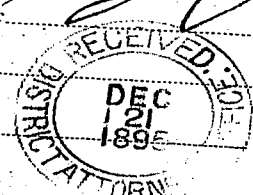
No. William Schultz

No. 434 West 20th

Street.

\$ 1000 to answer

Com



0052

N Y Dec. 6 - 1893

Friend Leoy

Kindly cash  
this check for me as  
I want to use the  
money immediately.  
I am short of cash.  
Hoping you will not  
disappoint me as it  
is a small one I am

Respect. Yours  
Louis S. Meyer  
748 Lexington

I have endorsed the  
check



0053

CITY AND COUNTY  
OF NEW YORK, } ss.

POLICE COURT

DISTRICT.

James T. Madden  
of No. 16 Grand Street, aged years,  
occupation Police Officer being duly sworn, deposes and says  
that on the 18 day of December 189

at the City of New York, in the County of New York, Arthur C.  
Detached (now here) on the Complaint  
of Henry M. Alceenan, charging him  
with having committed a Larceny  
thereupon asks that said  
Defendant may be held to enable him  
to procure further evidence -

Officer James T. Madden

Sworn before me, this

Alceenan

189

5

day

5

Police Justice

0054

Police Court, 293 District,

THE PEOPLE, Etc.,

ON THE COMPLAINT OF

Arthur G. Sebach vs.

AFFIDAVIT.

Ex Dec 20<sup>th</sup> 1893

3 P.M.

EGH

Dated

Dec 20 1893

Magistrate.

Officer.

Witness,

Disposition,

0055

CITY AND COUNTY }  
OF NEW YORK, } ss.

1877.

*Patrick Foster*  
aged \_\_\_\_\_ years, occupation *Store Keeper* of No. \_\_\_\_\_

*20 Chatham Square* Street, being duly sworn, deposes and  
says, that he has heard read the foregoing affidavit of *Josephine Randolph*  
and that the facts stated therein on information of deponent are true of deponent's own  
knowledge.

Sworn to before me, this

day of *December* 189*3*

*Patrick Foster*  
*J. J. H. Jones*  
Police Justice.

Police Court

2

District.

Affidavit—Larceny.

City and County  
of New York, ss:Josephine Randolph  
of No. 20 Chatham Square Street, aged 39 years,

occupation Boarding House being duly sworn,

deposes and says, that on the 31 day of May 1893 at the City of

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

from the possession of deponent, in the day time, the following property, viz:

one pair Amethyst Ear-rings. one pair  
fancy earrings with a diamond center,  
one diamond ring. horse shoe rings  
one child's ring. a silver cross. and  
three other gold rings. and a lady's  
gold watch and chain. in all of  
the amount and value of about one  
hundred and eighty dollars (\$180)

the property of Deponent

and that this deponent

has a probable cause to suspect, and does suspect, that the said property was feloni-

ously taken, stolen and carried away by Arthur C. Seetacher

(now here) from the following facts to wit:  
that said defendant was boarding with  
deponent at the above address, and that  
about the hour of 5.30 o'clock P.M. of said  
date, deponent saw the aforesaid property  
which at the time was in a drawer of a  
Bureau, in a room on the 2<sup>nd</sup> floor of the  
above mentioned premises, and that about the  
hour of 7.30 o'clock A.M. of the first day of June  
1893. deponent missed the aforesaid property  
from said drawer, deponent further says that  
on the 19<sup>th</sup> day of December 1893, said defendant  
admitted and confessed to her in presence of  
Patrick Foster of No 20 Chatham Square



that he had taken stolen and carried away the aforesaid property, and that he had pawned or pledged the aforesaid rings in the Pawn Office of Mr. Aileen in the City of Brooklyn, under the name of Brown, and that he had pawned or pledged the aforesaid Watch and Chain in a Pawn Office in Harlem, in the vicinity of Harlem Bridge, and that he had pawned said Watch and Chain under the name of Brown. Dependent therefore asks that said defendant may be held to answer.

Sworn to before me  
this 20<sup>th</sup> day of December 1943

Joise Waidolph

*[Signature]*

Police Justice

0058

Sec. 198-200.

CITY AND COUNTY  
OF NEW YORK, } ss

2 District Police Court.

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

Question. What is your name?

Answer

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

*I have nothing to say  
at present, until I see my  
Counsel*  
*Arthur Sebacher.*

Taken before me this  
day of November 1895

Police Justice.

0059

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

Ben guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of 100 Hundred Dollars, and be committed to the Warden and Keeper of the City Prison, of the City of New York, until he give such bail.  
Dated Decemr 1890 [Signature] Police Justice.

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

Dated \_\_\_\_\_ 18 \_\_\_\_\_ Police Justice.

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

Dated \_\_\_\_\_ 18 \_\_\_\_\_ Police Justice.

0060

Ex Dec 20<sup>th</sup> 1893

3 P.M.

*[Signature]*

Police Court

1356 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Stephen Randolph*  
*Arthur G. Deane*

*Gardner*  
Officer

BAILED,

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

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

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

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

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

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

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

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

Dated Dec 20 1893

*Morgan* Magistrate.

*Madden* Officer.

Witnesses *Abraham Levy*

No. 1691-30 Precinct.

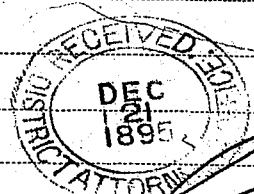
No. \_\_\_\_\_ Street.

No. 1000 Street.

\$ \_\_\_\_\_ to answer.

*Can*

*912*





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

THE PEOPLE OF THE STATE OF NEW YORK

against

*Arthur G. Seebacher*

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

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

The said

*Arthur G. Seebacher*

late 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  
*ninety-three*, at the City and County aforesaid, with force and arms,

*two pairs of earrings of the value  
of thirty dollars each pair, one finger  
ring of the value of thirty dollars,  
four other finger rings of the value  
of ten dollars each, one cross of  
the value of ten dollars, one watch  
of the value of thirty dollars, one  
chain of the value of fifteen dollars,  
two horseshoe rings of the value  
of two dollars each*  
of the goods, chattels and personal property of one *Josephine Randolph*

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.

*DeLancey McCall*  
District Attorney.

0062

**BOX:**

546

**FOLDER:**

4959

**DESCRIPTION:**

Seebeck, John R.

**DATE:**

12/08/93



4959

0063

Witnesses:

162  
COURT OF OYER AND TERMINER.

Counsel,

Filed,

8 day of

Dec 1893

Pleads,

Transferred to the Court of Sessions  
for trial and final disposal.

THE PEOPLE  
vs.  
Part 20... 1893

B  
John R. Deebach

General Sessions  
Dec 8th 93

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

R. J. Cross

Foreman.

VIOLATION OF THE EXCISE LAW.  
(Illegal Sales Without License.)  
[Chap. 401, Laws of 1892, § 31.]

0064

**Court of Oyer and Terminer**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*John R. Seebach*

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

*John R. Seebach*

of the CRIME OF SELLING STRONG AND SPIRITUOUS LIQUORS, WINE, ALE AND BEER, IN QUANTITIES LESS THAN FIVE GALLONS AT A TIME, WITHOUT HAVING A LICENSE THEREFOR, committed as follows:

The said

*John R. Seebach*

late of the City of New York, in the County of New York aforesaid, on the *11*  
day of *September* in the year of our Lord one thousand eight hundred and  
ninety-*three*, at the City and County aforesaid, certain strong and spirituous liquors,  
and certain wine, ale and beer, to wit: One gill of wine, one gill of brandy, one gill of rum, one  
gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of  
porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous  
liquor to the Grand Jury aforesaid unknown, unlawfully did sell, in quantities less than five gallons  
at a time, to

certain *other* *one Thomas Terrie and 4 others* persons whose names are to the Grand Jury aforesaid unknown, without  
having a license granted to him in pursuance of any law of this State permitting him to sell either  
strong or spirituous liquors, wines, ale or beer, contrary to the form of the statute in such case made  
and provided, and against the peace and dignity of the People of the State of New York.

DE LANCEY NICOLL,

District Attorney.



0065

**BOX:**

546

**FOLDER:**

4959

**DESCRIPTION:**

Seekamp, John

**DATE:**

12/13/93



4959

0066

Witnesses:

*423*  
COURT OF OYER AND TERMINER.

Counsel,

Filed, *13* day of *Dec* 189 *3*

Pleads, *guilty*

THE PEOPLE

vs.

*B*

*John Beckamp*

*General, Carsons*

*Dec 13th 93*

VIOLATION OF THE EXCISE LAW.  
Selling, etc., on Sunday.  
[Chap. 401, Laws of 1892, § 32.]

DE LANCEY NICOLI,

District Attorney.

A TRUE BILL.

*R. J. Cross* Foreman.

*sent to the Court*

*Dec 21 1893*

# Court of Oyer and Terminer

OF THE CITY AND COUNTY OF NEW YORK.

6131

THE PEOPLE OF THE STATE OF NEW YORK

against

*John Seekamp*

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

*John Seekamp*  
of the CRIME OF SELLING STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER ON SUNDAY, committed as follows:

The said

*John Seekamp*

late of the City of New York, in the County of New York aforesaid, on the 18 day of December in the year of our Lord one thousand eight hundred and ninety-three, at the City and County aforesaid, the same being Sunday, certain strong and spirituous liquors, wines, ale and beer, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did sell, to one

and to certain other persons whose names are to the Grand Jury aforesaid unknown, against the form of the statute in such case made and provided, and against the peace of the People of New York and their dignity.

## SECOND COUNT—

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

*John Seekamp*

of the CRIME OF OFFERING AND EXPOSING FOR SALE ON SUNDAY STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said

*John Seekamp*

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, the same being Sunday, certain strong and spirituous liquors, wines, ale and beer, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did offer and expose for sale to one

*Joseph Schermer*  
and to certain other persons whose names are to the Grand Jury aforesaid unknown, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

DE LANCEY NICOLL,

District Attorney.

0068

**BOX:**

546

**FOLDER:**

4959

**DESCRIPTION:**

Seesser, John

**DATE:**

12/13/93



4959



0069

Witnesses:

256  
COURT OF OYER AND TERMINER.

Counsel,

Filed, 13 day of Dec 1893

Pleads, *Wynne*

THE PEOPLE

vs.

*John Seesser*

*VIOLATION OF THE EXCISE LAW.  
Selling, etc., on Sunday.  
[Chap. 401, Laws of 1892, § 22.]*

*DE* LANCEY NICOLL,

District Attorney.

*General Sessions*  
*Dec 13 & 14 93*  
A TRUE BILL.

*R. S. Cross*

Foreman.

Complaint sent to the Court  
of Special Sessions,

Part III, Dec 20 1893

# Court of Oyer and Terminer

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK  
against

*John Seesser*

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

*John Seesser*

of the CRIME OF SELLING STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER ON SUNDAY, committed as follows:

The said

*John Seesser*

late of the City of New York, in the County of New York aforesaid, on the *second* day of *July*, in the year of our Lord one thousand eight hundred and ninety-*three*, at the City and County aforesaid, the same being Sunday, certain strong and spirituous liquors, wines, ale and beer, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did sell, to one

*William J. Hayden*

and to certain other persons whose names are to the Grand Jury aforesaid unknown, against the form of the statute in such case made and provided, and against the peace of the People of New York and their dignity.

## SECOND COUNT—

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

*John Seesser*

of the CRIME OF OFFERING AND EXPOSING FOR SALE ON SUNDAY STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said

*John Seesser*

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, the same being Sunday, certain strong and spirituous liquors, wines, ale and beer, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did offer and expose for sale to one

*William J. Hayden*

and to certain other persons whose names are to the Grand Jury aforesaid unknown, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

DE LANCEY NICOLL,

*District Attorney.*

0071

**BOX:**

546

**FOLDER:**

4959

**DESCRIPTION:**

Shephard, William

**DATE:**

12/08/93



4959

0072

**BOX:**

546

**FOLDER:**

4959

**DESCRIPTION:**

Somers, Henry C.

**DATE:**

12/08/93



4959



Witnesses:

Attest Sobrentz  
J. H. Olhausen

In view of the evidence  
with which I recom-  
mend the discharge  
of the defendant So-  
mers upon his own  
recognizance -

Respectfully  
Dep. Dist. Atty.  
July 9 - 1894

W. McElhenny

Counsel,

Filed,

Pleads,

day of Dec. 1893.  
at Albany, N. Y.  
before the Court of 14

THE PEOPLE

vs.

William Shephard

and

Henry C. Somers

W. A.

LARCENY, 2nd degree  
(False Pretenses,  
[Section 528, and 537, Penal Code.]

DE LANCEY NICOLL,

District Attorney.

TRUE BILL.

Thos Harris Foreman.

July 9/94

Discharged on his  
own recognizance

Trial stayed until Friday, Jan 19/94

0074

Walter Doherty  
J. H. Olhausen

in view of the <sup>1</sup>st <sup>2</sup>nd <sup>3</sup>rd <sup>4</sup>th  
with kind, & comm-  
mend the discharge  
of the defunct at & Co-  
mmittee when his name

Randolph B. Martine  
Dep. Sec. of State

**A TRUE BILL.**

*Thos Harris Foreman.*

*S<sup>r</sup>. Lady 9/94*

Dieckhoff & Sohn

trial stayed until Friday, June 19/92



0075

**PART II.**

THE OFFICE OF THE CLERK OF THE COURT 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.]

*Go See Mr Hartman*

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 *Walter Dobronitz*  
of No. *249 West 10th* 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 *14* day of *1894* 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

*Henry C. Summers*

Dated at the City of New York, the first Monday of  
in the year of our Lord, 189*4*

JOHN R. FELLOWS, District Attorney.

sworn, deposes and says: I reside at No. *279*

0077

# Court of General Sessions.

THE PEOPLE

vs.

*Nancy Somers*

City and County of New York, ss:

*John Hanna* being duly sworn, deposes and says: I reside at No. *213 E. 21st St* 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 *14<sup>th</sup>* day of *March* 189*4*, I called at *249 East 10<sup>th</sup> St.*

the alleged *residence* of *Walter Dobrontz* the complainant herein, to serve him with the annexed subpoena, and was informed by

*The housekeeper that he had moved to parts unknown to her. I inquired from two truckmen in the neighborhood but they did not move anybody from that house. I also asked some of the neighbors but they could give me no information of his whereabouts*

Sworn to before me, this *15<sup>th</sup>* day of *March* 189*4*

of

*Wm H. Bordenck*  
*Com of Deeds*  
*N.Y.C.*

*John Hanna*

Subpoena Server.



0078

**Court of General Sessions.**

**THE PEOPLE, on the Complaint of**

*vs.*

*Henry Somers*

*Geo. R. Fellows*

**DE LANCEY NICOLL,**

*District Attorney.*

*Affidavit of*

*John Hanna*

*Subpoena Server.*

**Failure to Find Witness.**

At a Term of the Court of General  
Sessions of the County of New York  
held in the General Session Court  
Room in the City of New York  
on the 28 day of December 1893  
Present Hon. Frederick Smyth  
Recorder

The People  
Henry C. Somers  
William A. Shepard

On reading and  
filing the affidavit of Henry J. Perry, verified the  
23 day of December, 1893, showing that the defendants  
are charged in this action with the crime of  
fraud & perjury, that they have been indicted for  
said crime, that the defendant Somers has  
pleaded not guilty to said indictment, and  
that an issue of fact has been joined in  
this action as to him, that the other defendant  
William A. Shepard's testimony is material to  
the said Somers' defence in this action, and  
that said Shepard resides out of the State of  
New York, to-wit, in the City of Philadelphia in  
the State of Pennsylvania, now on motion of  
Henry J. Perry for the defendant Somers it  
is Ordered, That a commission issue  
out of this Court and under its seal to the

At a Term of the Court of General  
Sessions of the County of New York  
held in the General Session Court  
Room in the City & County of New York  
on the 28 Day of December 1893  
Present Hon. Frederick Smyth  
Recorder

The People  
Henry C. Somers and  
William A. Shepard }

On reading and  
filing the affidavit of Henry J. Perry verified the  
23 day of December, 1893 showing that the defendants  
are charged in this action with the crime of  
fraud & conspiracy that they have been indicted for  
said crime that the defendant Somers has  
pleaded not guilty to said indictment, and  
that an issue of fact has been joined in  
this action as to how that the other defendant  
William A. Shepard's testimony is material to  
the said Somers' defense in this action, and  
that said Shepard resides out of the State of  
New York to-wit, in the City of Philadelphia in  
the State of Pennsylvania, now on motion of  
Henry J. Perry for the defendant Somers it  
is Ordered, That a commission issue  
out of this Court and under its seal as the

signature of the Clerk in this action directed to  
Thomas Diehl, Lawyer, of the City of  
Philadelphia in the State of Pennsylvania  
authorizing him to examine upon oath  
upon interrogatories annexed to said Commission  
William K. Shepard as a witness on behalf  
of the defendant in said action and to take  
and return his deposition with said Commission  
and that the people be permitted to join in  
said Commission and examine witnesses in  
support of the indictment and that the trial  
of the indictment be stayed till the third  
Friday in January 1894.



Court of General Sessions  
COURT

The People v

vs.  
Henry C. Somers Esq  
William C. Shepard  
Order for Committal  
Endorse of Entry

HENRY T. TERRY,  
Attorney for *Self Somers*  
116 CENTRE STREET,  
New York City

To  
ATTORNEY FOR  
DUE AND TIMELY SERVICE  
OF THE WITHIN  
IS ADMITTED  
DATED, NEW YORK, 189  
ATTORNEY FOR

Sir Please take notice that  
an order pursuant to the within  
was a copy was on the 28<sup>th</sup>  
day of December 1893 duly  
entered in the office of the  
Clerk of the Court of the  
General Sessions Court  
Housed in the City of New York  
Dated December 29 1893

Henry T. Terry  
Att'y for apts. Somers  
116 Centre St. N.Y. City

Delaney Powell Esq  
District Attorney

Court of General Sessions  
New York County.

The People v

Henry C. Somers and  
William A. Shepard

Sir. Please take notice that the interroga-  
tories of the defendant Henry C. Somers to  
be annexed to the commission issued in  
this action, will be presented for settlement  
to Hon. Frederick Smyth at Part III of the  
Court of General Sessions at the General  
Sessions Court House in the City of New York  
on the 2nd day of January 1894 at 11 o'clock  
in the forenoon of that day or as soon  
thereafter as counsel can be heard.

Dated December 29, 1893

Yours re

Henry J. Levy

Att'y for deft Somers

116 Centre St. N.Y. City

Delaney Lewis Esq  
District Attorney.

0084

For *Plaintiff* *vs.* *Defendant*  
New York County COURT.

*Mc Carle*

*vs.*  
*Henry C. Somers*

*Notice of Settlement*  
*in Pending Matter*

HENRY T. TERRY,

Attorney for *Def. Somers*  
116 CENTRE STREET,  
New York City

To *Mc Carle*  
*Subscribed* ATTORNEY ~~for~~

DUE AND TIMELY SERVICE

OF THE WITHIN

IS ADMITTED.

DATED, NEW YORK, 189

ATTORNEY FOR

## New York General Sessions.

PEOPLE ON MY COMPLAINT,  
VERSUSWilliam Shepherd  
vs  
Henry E. Somers

As complainant in the above case, I beg to recommend the defendant to such leniency and clemency as the Court and District Attorney may see fit to show; but I expressly assert that my reasons for so doing are not controlled by any advantage to myself. The defendant Shepherd was discharged by the Magistrate at the hearing before him. He was to my mind comparatively an innocent party. I understood that Somers has a wife and child who are dependent on him, and that they are very respectable people. Full restitution has been made to me and I do not wish to prosecute further, and freely forgive them for any injury they have done me. Somers has now been in prison since his arrest in November last, and I believe his punishment has been sufficient for any crime he may have committed. I have removed from this County and am constantly occupied at my work as clerk. I would ask that the indictment against the defendants be dismissed.

New York June 21<sup>st</sup> 1894

Witness: Henry H. Ashman

Walter Tabererty



0086

The People

vs:

William Shepherd

and

Henry C. Somers

Withdrawal

of

Complaint

0087

CITY AND COUNTY }  
OF NEW YORK, } ss.

J. H. Olhausen  
aged 55 years, occupation Gen Supt - N. J. Central R. R  
Central Building West Liberty Street, being duly sworn, deposes and  
says, that he has heard read the foregoing affidavit of Walter Doberentz  
and that the facts stated therein on information of deponent are true of deponent's own  
knowledge.

Sworn to before me this, 23  
day of Nov 1893

J. H. Olhausen

Edward Martin  
Police Justice.

00000

of Liberty and West Streets where he said he would introduce deponent to the ~~Superintendent~~ Superintendent of the New Jersey Central Rail Road deponent believing the representations of defendant to be true gave the said sum of money to the defendant Sommers - The (deponent) then ~~took~~ went with the defendant to the Cortlandt St Ferry House where they met the defendant Shepherd - the defendant Sommers introduced deponent to Shepherd representing that Shepherd was the Superintendent of the New Jersey Central Rail Road - Shepherd asked deponent several questions about his references and previous employment and said he (Shepherd) would give deponent employment on December 1<sup>st</sup> 1893 Deponent is informed J. H. Alhansen the General Superintendent of the Central Rail Road of New Jersey - that the defendant, Shepherd is not the Superintendent of said Rail Road nor in any way connected with said Rail Road and that neither of the defendants has any connection with said Rail Road nor authorized to secure employment for any person with said Rail Road company

Walter Doherty

Sworn to before me  
This 23 day of November 1893

Edward Martin  
Police Justice

0089

Police Court

District.

Affidavit—Larceny.

City and County } ss.:  
of New York,of No. 249-E-102 Walter Doberentz Street, aged 25 years,  
occupation clerk being duly sworn,deposes and says, that on the 22 day of November, 1893 at the City of New  
York, in the County of New York, was feloniously taken, stolen and carried away from the pos-  
session of the deponent, in the day time, the following property, viz:

Good and lawful money of the  
United States amounting to Fifty  
dollars -

the property of

Deponent

and that this deponent

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

William Shephard and  
Henry C. Sommers - both now here acting  
in concert. for the following reasons -  
Deponent answered an advertisement  
and received a reply to call at the  
Rogers House corner of Centre & Canal  
Street - deponent went there and met  
the defendant Sommers who represented  
to deponent that he (Sommers) could  
secure a position for deponent if he  
would pay "Fifty dollars cash down"  
and Fifty dollars in three months time  
deponent again met Sommers at the Cortland  
Street Ferry House and went with him in  
the Central Rail Road Building on the corner

Sworn to before me this

189

Notary Public

of Liberty and West Streets where he said he would introduce deponent to the ~~Superintendent~~ Superintendent of the New Jersey Central Rail Road deponent believing the representations of defendant to be true gave the said sum of money to the defendant Sominers - He (deponent) then ~~took~~ went with the defendant to the Cortlandt St Ferry House where they met the defendant Shepherd - the defendant Sominers introduced deponent to Shepherd representing that Shepherd was the Superintendent of the New Jersey Central Rail Road - Shepherd asked deponent several questions about his references and previous employment and said he (Shepherd) would give deponent employment on December 1<sup>st</sup> 1893 Deponent is informed J. H. Olhansen the General Superintendent of the Central Rail Road of New Jersey - that the defendant Shepherd is not the Superintendent of said Rail Road nor in any way connected with said Rail Road and that neither of the defendants has any connection with said Rail Road nor authorized to secure employment for any person with said Rail Road Company

Walter Doherty

Sworn to before me

This 23 day of November 1893

Samuel Martin  
Police Justice



0091

Sec. 198-200.

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*William Shepherd* 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 a waiver cannot be used  
against him on the trial.

Question. What is your name?

Answer.

*William Shepherd*

Question. How old are you?

Answer.

*59 years*

Question. Where were you born?

Answer.

*Ms.*

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

Answer.

*44 Montgomerie St. J.C.*

Question. What is your business or profession?

Answer.

*Broker*

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**Wm. Shepherd*

Taken before me this

*4th*

day of

1889

Police Justice.

0092

Sec. 198—200.

District Police Court.

CITY AND COUNTY } ss.  
OF NEW YORK, }

*Henry C. Jones* 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. *Henry C. Jones*

Question. How old are you?

Answer. *55 years*

Question. Where were you born?

Answer. *Mo*

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

Answer. *Rogers Hotel, Canal St.*

Question. What is your business or profession?

Answer. *Broker.*

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*  
*H. C. Jones*

Taken before me this  
day of *Apr* 188*9*

Police Justice.

0094

BAILED,

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

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

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

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

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

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

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

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

334 B.D. 1270  
Police Court--- District.

THE PEOPLE, &c  
ON THE COMPLAINT OF

Walter Doberenz  
vs. 249 E. 10  
1. William Shepherd  
2. Henry C. Summers

3. \_\_\_\_\_

4. \_\_\_\_\_

Dated, Nov 23 1893

Mark Magistrate.

John Officer.

2 Precinct.

Witnesses J. H. Olhausen

No. Central Building Street.

Liberty + West St

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

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

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

\$1000 to answer G. S.

Warrant of Nov 27-1893

Committed



0095

~~EXEMPTED~~  
484-490 BROOME STREET,  
NEW YORK.  
P.O. BOX 3785.

Astoria, March 26<sup>th</sup> 1894

Hon. John R. Fellows  
District Attorney  
New-York

Dear Sir:

On January 29<sup>th</sup> I took the liberty of addressing you in regard to my case against, Henry C. Gowers, (alias Watkins or Wilkins) who had been arrested Nov. 22<sup>nd</sup> Nov. 25<sup>th</sup> 1893 for knocking me of \$50 - and in your reply of February 9<sup>th</sup> you was kind enough to inform me that the relative papers were in the hands of Judge Fitzgerald, being ill at his home. I should not molest you once more in the matter unless I happened to read in some paper of Hon. Fitzgerald's recovery and presence in the Court and unless I was under the impression that the defendant, Gowers in the meantime pleaded guilty & so the case has been brought to some conclusion already. Should my case not been disposed of yet I beg once more to instantly ask you to have the matter brought to some conclusion and thus assist me in getting back the \$50 (my property) which amount was found on & taken from the prisoner at his arrest in the station house. -

Through the man's lapse I lost at the time, my position as a bookkeeper & I do not see why I should perhaps even lose my money which I am badly in



0096

need of.

Trusting to find compliance  
of my petition and thanking you in  
anticipation

I beg to remain

Yours respectfully

Walter Duberstein

42 Jamaica Ave.

Astoria, O. D.

0097

District Attorney's Office.

PEOPLE

28

Henry C. Sommer

My dear Mr Hartman:

I think this letter  
refers to the above  
case which I under-  
stand has been referred  
to you -

Yrs truly  
H. C. Sommer

0098

New-York, May 10<sup>th</sup> 94  
Hon. J. R. Fellows present

Dear Sir!

I herewith beg to  
notify you that I changed  
my residence & address  
from 42 Jamaica Ave.  
to:

**437** Ninth (9<sup>th</sup>) Ave.  
Astoria (L. I.)

of which kindly take  
notice for I am holding  
a case against  
Henry C. Gouner  
alias (Watkin or Wilkin)  
and oblige

Yours very respectfully  
Walter Dobrenitz  
437 Ninth Ave.  
Astoria (L. I.)

0099

Mr. James & Walter Dobereintz  
to-day agreed upon the  
following:

Mr. James obliges himself  
to procure Mr. Dobereintz a  
position in the office of the  
Central New Jersey R.R. with the  
salary of \$1500 - a year.

whereas  
Mr. Dobereintz promises to  
pay \$50 - down in cash  
and a balance of \$50 -  
payable after the first 3 months.

New York November 22<sup>nd</sup>  
1913.

249 E. 10<sup>th</sup> St.  
H. C. James

Walter Dobereintz

0 100

Received Fifty Dollars.  
in payment  
\$50 - for the said  
position being a  
part of \$100 - H. C. Gmurr  
Recd - Nicks Nov. 22<sup>d</sup> 93.



0101

JAMES H. RODGERS.

GEORGE B. RODGERS

# Rodgers House,

(FORMERLY EARLE'S HOTEL)

COR. CANAL AND CENTRE STS.

RODGERS BROS.  
PROPRIETORS.

New York, Nov 17<sup>th</sup> 1893

Mr. Walter Doherty  
Care John Boehme  
249 E 10<sup>th</sup> St

Dear Sir:

Call & see me to-morrow (Saturday)  
evening bet 6 & 8 O'clock at above address,  
in reference to your reply to Adm of Auditor

Yours k.  
H. B. Somers

Court of General Sessions  
of the Peace, New York County.

The People

Henry C. Somers.

A commission having been issued in the  
above entitled action for taking the testimony  
of William Shepard, a witness on behalf  
of the defendant, directed to Thomas Gible  
of Philadelphia, in the state of Pennsylvania;

It is stipulated that said commission  
may be executed by Edward L. Bordin Esq.,  
Attorney at Law, of no. 311 1/2 Market  
Street, in said Philadelphia, or if it had  
been directed to said Bordin, and that  
this stipulation be annexed to and re-  
turned with said commission.

Dated New York, February 7, 1894.

Stephen J. O'Hare  
Deputy Dist. Atty.

Henry T. Dwyer  
Sgt. at.

2

The People of the State of New York to  
Honor. Richd. E. Sawyer, of the City  
of Philadelphia in the State of  
Pennsylvania.

Know ye, that we,  
with full faith in your Prudence  
and competency, have appointed  
you Commissioner & by these  
presents do authorize you to  
examine William A. Shepard  
of the City of Philadelphia in

your said State as a witness in a  
criminal action pending in the Court of  
General Session of the Peace of the City of  
New York, in the State of New York, between  
The People of the State of New York, Plaintiff &  
Henry C. Somers, Defendant, on the part  
of the Defendant, under oath upon the  
interrogatories annexed to this Commission  
to take and certify the deposition of said  
witness & to return the same to this  
Commission according to the directions  
hereunto annexed.

Witness Hon. Frederick Smyth, Recorder of  
the City of New York & one of the Judges of  
the Court of General Session of the Peace  
of the City of New York the 29th day of January  
1894

John C. Carroll  
Clerk of Court

Extract from the Code of Criminal  
Procedure of the State of New York

§ 650.

The Commissioners, or any  
of them, unless otherwise specially directed, may  
execute the commission as follows:

1. They must publically administer an oath  
to the witness, that his answers given to the  
interrogatories shall be the truth the whole  
truth & nothing but the truth.

2. They must cause the examination of the  
witness to be reduced to writing.

3. They must write the answers of the  
witnesses, as nearly as possible in the  
language in which he gives them, & read  
to him each answer as it is taken down,  
& correct or add to it, until it is made  
conformable to what he declares is the truth.

4. If the witness declines answering a  
question, that fact, with the reason for  
which he declines answering it, as he gives  
it, must be stated.

5. If papers or documents are produced  
before them, & proved by the witness, they  
must be annexed to his deposition, & be  
subscribed by the witness, & certified by  
the Commissioner.

6. The commissioners must subscribe  
their names to each sheet of the deposition.

J.F.B.

And annex the deposition with the papers or  
document formed by the witness. The Commission  
must close it up under seal & address  
it as directed thereon.

7. If there be a direction on the Commission  
(to return it by mail, the Commissioners must  
immediately deposit it in the nearest Post-  
Office. If any other direction be made, by  
the written consent of the parties, or by  
the officer, or the commission, as to its  
return, they must comply with the direction.

Correct J. F. C.



Court of General Sessions  
New York County

The People

vs  
Henry C. Somers &  
William A. Shepard

Interrogatories to be put to William  
A. Shepard, a witness to be examined  
under the annexed commission in this  
action on behalf of the defendant Henry  
C. Somers.

- 1 What is your name, age, occupation and present residence
- 2 Do you know the defendant, Henry C. Somers? If so how long have you known him, when, where and how did you first become acquainted with him, and who introduced you to him?
- 3 Did you ever have an interview with him and the complainant or prosecutor in this action Walter Drberentz at one of the ferry houses in New York City? If so, on or about what day was

that interview what time in the day, and at what ferry house? How do you know that it was at that particular ferry house?

Had you gone to that ferry house on that occasion for the purpose of going anywhere out of the State of New York? If so, where were you going? Were you going by railroad? If so, by what railroad?

4 Had you had any interviews with the defendant Somers before such interview at the ferry house? If so how many? State as to each interview separately when and where it was, how long it lasted, and what, if any thing, was said by the defendant Somers and by you to him or in his presence and hearing at each interview relating to this case.

5 Was anyone else present at any of said interviews mentioned in the third and fourth interrogatories? If so, who, and at which of said interviews?

6 State what, if anything, was said by said Somers to you - or by you to or in the presence and hearing of said Somers at any of said interviews.

before said ferryhouse interview, about your having previously obtained situations for persons, about your obtaining a situation for said Somers, about your obtaining a situation for a friend of said Somers or a man whom he was to introduce to you, about the New Jersey Central Railroad Company or its Superintendant, and about there being places vacant in the service of or under that company.

7 State how you came to have the interview at the ferryhouse?

8 State all that took place at the interview at the ferryhouse, and exactly whereabouts in the ferryhouse that interview took place, how much of it, if any, in the outer room and how much, if any, in the inner room, stating all that happened in detail and as nearly as you can in the order in which it happened.

9 State whether or not at said ferryhouse interview anything was said by you or said Somers to or in the presence or hearing of said Doherenty or by said

Doherty to or in the presence or hearing of you or said Somers about the New Jersey Central Railroad Company, or its Superintendant or any place or places vacant or to be had in its service or under it. If so, what was said, by whom, to whom, in whose presence or hearing, what reply, if any, was made, by whom, to whom, in whose presence or hearing?

- 10 State whether or not said Somers introduced you to said Doherty as the Superintendant or as any officer of said railroad company, or as being in anyway connected with it or whether said Somers in your presence and hearing said to said Doherty or in his presence or hearing that you or he was the Superintendant of said railroad company, or an officer of it or in anyway connected with it. If any such thing was said in your presence and hearing, state to whom it was said, and in whose presence and hearing, and what was said and what said Doherty said, if anything in reply to it.

11

State what, if anything, was said at said Jerryhouse interview about you or said Somers getting a place for said Doherty, or trying to get one for him, either under the said railroad company or elsewhere, about your or said Somers' ability to do so or facilities for doing so, about any contract or bargain for such a place, about the terms on which it was to be got, about said Doherty's capacity or fitness for such a place, about his references, about the chances of getting such place, about how soon it would or might be got. If there was any such thing said, state as fully as you can and as nearly as you can in the order in which it was said, what was said, who said it, to whom or in whose presence it was said.

12

State whether or not you saw said Somers offer anything to said Doherty, if so, what was it, where did the offer take place, at what period in the interview: State whether the offer was accepted or refused, what the circumstances and attendant facts of the offer were, any facts within your knowledge tending to show why the offer was made, anything that you heard either said Somers or said Doherty say at the time of or in connection with said offer, and any facts



within your knowledge relating to said offer or its acceptance or refusal.

13 State whether at said ferryhouse interview you heard said Doberentz demand fifty dollars or any money which he had previously paid to said Somers or which he said that he had previously so paid. From said Somers. If so, state all that you heard said Doberentz say to said Somers and all that you heard said Somers say, if anything, in reply to said demand, or about it, and all the facts and circumstances within your knowledge relating to such demand.

14 State whether in connection with any offer which the said Somers made to said Doberentz or any demand which said Doberentz made on said Somers, or in any connection or at any time at or after said ferryhouse interview you heard said Doberentz demand of said Somers or say that he ought to receive from said Somers more than fifty dollars or more than he had previously paid, or said that he had paid to said Somers. If so, state what said Doberentz said, to whom he said it, how much he demanded and on what

grounds, when and where he said it, what said Somers said in reply, if anything, and all the facts and circumstances within your knowledge relating to said demand or statement by said Doherenty.

15 State whether at the end of said Perryhouse interview said Doherenty called or brought a policeman. If so, the name and number of the policeman, and what the policeman did, and what was said by or to the policeman by or in the presence of said Doherenty, and by whom it was said.

16 State whether you, said Somers and said Doherenty went anywhere with the policeman. If so, where, at whose suggestion and what if anything was said about your going and about what was to be done if you went.

17 If you say that you and either said Somers or said Doherenty or both went to a Station House with said policeman, state what took place on the way, whether or not said Somers made any offer or attempt while on the way to return or deliver anything to said Doherenty, if so, what, when, in what circumstances,

whether said Sabrentz accepted or refused what was so offered, any facts within your knowledge tending to show why he so accepted or refused it, and all the facts and circumstances within your knowledge relating to said offer.

18. Do you know of any thing concerning the matters in question that may tend to the benefit or advantage of the defendant Jones? If so declare the same fully and at large, as if you had been particularly interrogated concerning the same.

The foregoing eight interrogatories are ~~in substance~~ <sup>as above</sup> objected to later on the trial settled in above, January 25, 1894.

for

I consent to the <sup>Entry</sup> ~~Settlement~~ of order setting in-  
terrogatories herein as above, no Cross  
interrogatories

W. J. January 25/94

Stephen J. O'Hare  
Dep. Asst. Dist. Atty.

0114

*Law of General Sessions*  
*New York County* COURT.

*The People v*

*vs.*  
*Henry C. Somers*  
*Land*

*Interrogatory to be*  
*annexed to Commission*

HENRY T. TERRY,

Attorney for *deft. Somers*  
116 CENTRE STREET,  
New York City.

To.....

ATTORNEY FOR

DUE AND TIMELY SERVICE

OF THE WITHIN.....

IS ADMITTED.

DATED, NEW YORK,.....189

ATTORNEY FOR.....

0115  
Court of General Sessions of the Peace of the City of  
New York in the State of New York -

The People of the State of New York  
Plaintiff

<sup>vs</sup>  
Henry C. Somers  
defendant

Deposition of William A. Shepard a witness  
produced, sworn and examined the Ninth  
day of March Anno Domini 1894 at No. 311 1/2  
Walnut Street in the City and County of Phila-  
delphia in the State of Pennsylvania at eleven  
o'clock in the forenoon under and by virtue  
of a Commission issued out of the said  
the Court of General Sessions of the Peace  
of the City of New York in the State of New  
York in a certain Cause therein pending  
between the People of the State of New York,  
Plaintiff, and Henry C. Somers, defendant,  
on the part of the defendant, as follows -  
William A. Shepard at present a resident



of the City of Philadelphia, Broker and Commission Agent, sixty four years of age being duly and publicly sworn pursuant to the directions hereto annexed and examined on the part of the defendant does depose and say as follows:

In answer to  
first interrogatory  
He says =

My name is Wm A. Shepard, my age is sixty four years — my present occupation is that of a Broker and Commission Agent. My present residence Philadelphia - Pa.

In answer to  
second interrogatory  
He says =

I was first introduced to Somers, in the latter part of Nov' 1893, in the smoking room of a saloon in Thames St - New York City by a man whom I knew, named Dr. Boon, who said to Somers, "Mr Shepard knows a great many people, and he may be able to aid you in getting a position for your friend."

In answer to  
3rd Interrogatory  
He says

I did have an interview with Somers and a young man whom he introduced to me by the name of Doherty — (I think) though I would not have remembered it, if it had not been written in the questions. The interview was at the Ferry house of the Control  
Edw. L. Norden Commissioner

W.A. ✓

Rail Road of New Jersey, at about one o'clock I think. Somers had <sup>at the morning</sup> asked to introduce his young friend for whom he was seeking a position, and I had told him I would not have time to meet him, as I was going to Jersey City and thence to Newark, unless he could bring him to the Ferry, at about one o'clock, when I could give him a few minutes. (I think it was one o'clock) for I was going to Jersey City, & thence to Newark that day. I do not remember the date, but I know it was a few days <sup>the morning of</sup> after I first saw Somers, and I think that day was the ~~third~~ time I ever had seen Somers.

W.A. ✓

Ans<sup>r</sup> to 4<sup>th</sup>  
Interview  
Mc says -

I had three interviews with Somers before that at the Ferryhouse, which I remember distinctly. The first was when he was introduced to me in the saloon at Thomas St. where he sat down by me, and told me he was anxious to obtain a situation for a young German friend of his who was a very bright young man and competent to fill almost any position. He said his young friend had some money and was willing to pay anyone who would aid him in getting a place. Edw. L. Bodine Commissioner

3d/

He said that he Somers would give me 50% - if I could find a position for him. I told him that in these times - there were very many seeking positions, and few to be had, and that I did not think I could be of any service to him at that time. Somers said - "Joe Bodin says you know many people, perhaps you may learn of some place where can I find you if I wish to see you again?"

I replied - it is hardly worth while to make any appointment but I <sup>was</sup> generally in this smoking room at 12 Every day, & you will be as likely to see me here as anywhere at that hour.

We were sitting in the midst of a number of people, but I suppose no one paid any attention to our conversation, tho' they might have heard every word.

The second interview was a day or two afterwards in the same place. Somers came in and ~~sat down~~ sat down by me  
Edw. L. Bodin Commissioner

Yes ✓

Am<sup>n</sup> to 5<sup>th</sup>  
interview  
He says =

Yes ✓

Am<sup>n</sup> to 6<sup>th</sup>  
interview  
He says ✓

44 ✓  
 and asked me if I <sup>had</sup> thought of his proposition, and if I could give him any encouragement as to finding a place for his friends.

I said it is possible I may do something for your friend, for I have just heard this ~~that~~ that there are some vacancies in the Office of the New York Central R. R. Co' and I will see what can be done for him. Somers asked me if I could attend to the matter right away, saying his friend was very anxious to get immediate employment.

I told Somers I would attend to it as soon as I could, tho' I could make no definite promise, as I was busy working on another matter.

I did not say anything about the Superintendent of the New York R.R., except that I would try to see him, and inquire as to any vacancies in the Office of that Co'.

I certainly said nothing about ~~getting~~ trying to get a situation for Somers, or any other persons, except the young German.

Edw. L. Woodin Commissioner over

WAS

(5/14/51)  
 In answer to  
 7th Interrogatory  
 He says -

Was ✓

Was ✓  
 In answer to  
 8th Interrogatory  
 He says -

Somers wanted to introduce his young friend  
 to me, and I named the Ferry House,  
 because I was very hungry, and as I was  
 going over that Ferry at about one  
 o'clock <sup>the next day</sup> I was convenient to  
 meet him there and then.

I went down to the Ferry House <sup>the next day</sup> at  
 about the time I had intended to  
 viz - about one o'clock, and went  
 into the first or outer room. As  
 I did not see Somers, I took in  
 newspaper from my pocket  
 & was reading it for perhaps two or  
 three minutes, when Somers came  
 in with a young man. He came  
 up to me, and said Mr Shepard  
 this is the young man I spoke of  
 to you, who desires to get a citation.  
 You can get him one by the first  
 of the month - Can't you?  
 I said - I don't know about that,  
 or whether I can get him one  
 at all, but I will try and  
 see what can be done.

Then I turned to <sup>the</sup> young man, and  
 asked him what he wished to do, and  
 he said he wished to be a book keeper,  
 I asked him if he understood book keeping,  
 and he said he did. I asked him to  
 give me if he had good references.

Chas. L. Fordin Commissioner

Was ✓



- He said he had. I then asked him to write his address and his name, and told him I would send for him to come down and bring his references, in case I found any position for which he could make application.

The young man seemed, to me,  
to be very much disappointed.  
He ~~talked~~ <sup>walked</sup> away <sup>and</sup>  
to each other, and he then and  
asked me if I would see  
the R. R. Superintendent.

I said yes, and he turned back to Samer again. I said, good day and passed into the inner room, Samer. Almost immediately came into the inner room, and coming up to me said, - That young man is dissatisfied with what you said to him, and wants his money back. I said, What? has he paid you any money, and he said yes, (\$500), fifty dollars. I said of course he has a right to ask his money back, as you have not yet given a position yet, and you margin it to him. Samer said, I will give it back, and ~~turned~~ <sup>walked</sup> out.

Edw. L. Bodin Commission (over)

WAS ✓

Yes ✓

was ✓

7/1  
 to the outer room. I followed him out to see what Somers did, I saw him go up to the young man, and take something out of his pocket, and hold it out to him, but the young man shook his head, and I heard him say to Somers, "As I approached near to him, - 'I won't take that now, I want more'". Somers back was towards me, but I supposed he was offering the 50K-beak. I distinctly heard Somers say to the young man, "Why won't you take it, it is all I can do; and he (Somers) turned to me, and said he won't take it now, he wants more."

While Somers was speaking to me, the young German went to the door, and spoke to a Policeman, and called him into the room, and pointing to Somers & myself - said those two men <sup>are the</sup> ~~that~~ have kidnapped me, ~~and my son~~.

I think those were the words. The Policeman said you two men must go up to the Police Station with me. I said - There is no reason for my going up -  
 Chas. L. Robin Commissioner

WCS ✓

was ✓  
WCS ✓

gmk

I have nothing to do with anything between these two men; I never saw this Goings man until 5 minutes ago in my life. But the Policeman said - You had better come off and make your statement to the Capt. at the Station; and I followed the Partner off to the Station.

At the Station House Samers & myself were taken in charge of two officers, (I think they were detectives) and brought before some one who seemed to have authority, and he questioned us, and then Samers <sup>myself</sup> ~~myself~~ <sup>in the station house</sup> with to say that on the way up to the Station house - Samers again offered the money to the young German and I heard Samers say - <sup>here is your money</sup> It is all I've got, what more do you want? But the young man kept saying I want more, and we went on with the Policeman.

I did not notice the number of the Policeman, nor did I know his name.

Nothing was said by me to Dolan, about the F. N. Jay P.R. or the Superintendent except - in reply to Dolan's question - if I would see the Superintendent - I said yes. I did not hear Samers say anything about either the road or its Superintendent. Edw. L. Bodin Commissioner

Was ✓

Was ✓

In answer to 9<sup>th</sup> Interrog he says =

(9th)

In answer to  
10th Interrogatory  
he says =

Somers did not introduce me to  
Doherty as any officer of the road  
or in any way connected with  
it. Nothing was said in my  
presence about the N. J. Central  
R.R. except Doherty's question <sup>as stated</sup>  
I should surely have noticed any fellow  
on Somers' part to introduce me as an officer of the R.R.

W.A.V.  
In answer to  
11th Interrogatory  
he says =

Nothing whatever was said at the Ferry  
House about any contract or  
bargain to get Doherty a place  
or about anything except what I  
have fully stated in answer to  
8th Interrogatory.

In answer to  
12th Interrogatory  
he says =

I have answered this interrogatory  
fully - in my answer to 8th Interrogatory.  
I saw Somers offer something  
to the German, & he said I want  
more now, and this I have already stated.

W.A.V.  
In answer  
to 13th Interrogatory  
he says =

I did not hear Doherty <sup>demand</sup> \$504 of Somers,  
I only heard him say when Somers  
was offering him something (which  
I supposed was the money  
Doherty had given him) "I want  
more now." I did not hear  
all that Somers and Doherty  
said - when they were talking at  
one side of the Ferry house -  
while I was standing alone at the middle.  
Edw. L. Hodin Commissioner

10th Interrogatory  
 McInnes to  
 14th Interrogatory  
 he says

Was ✓

= On the way to the Station house, I saw Somers,  
 (who was walking just behind Dolan) go up to him and offer him a roll of bills.  
 I had come up close behind him, while  
 Somers was doing that, and I heard  
 him say to the German — ~~and then~~  
 "here is your money, it is all I  
 have got, what more do you  
 want?"

The young man said "no, I want  
 more now," just as he had  
 said in the ferry house.

(I heard nothing <sup>about</sup> about 50%.

McInnes to  
 15th Interrogatory  
 he says

= Dolan did ~~call~~ a Policeman, as  
 I stated before; I do not <sup>know</sup> and did not  
 notice his number, nor do I know  
 his name. The Policeman said —  
 "this young man says you men —  
 have scammed him out of his  
 money — and you must go up to  
 the Police Station with me."

Somers said — "I have offered  
 him back his money but he won't  
 take it," and I said to the

Policeman, I don't see  
 why I should go up to the  
 Station house. I have nothing to  
 do with the business of these two men. I never saw

Edw. L. Polin

Edw. L. Polin  
 This young man — an old 5 remember ago in my life



11th

In answer to  
16th Interrogatory  
he says

We all went up to Police Station, at the  
demand of the Policeman.

In answer to  
17th Interrogatory  
he says

On the way to the Station house, as I have  
said before - Samuels offered money  
to Doherty, & said in my hearing - "here  
is your money, it is all yours,  
what more do you want?"  
Doherty said, as before, "I  
want more".

In answer to  
18th Interrogatory  
he says

I know nothing more than I  
have already stated in the  
foregoing answers to Interrogatories.

Jm. A. Shepard

Edw. L. Podin  
Commissioner

State of Pennsylvania  
County of Philadelphia

I, Edward L. Rodin do certify  
that William A. Shepard the witness personally appeared  
before me on the Ninth day of March Anno Domini 1894  
at eleven o'clock in the forenoon at No. 311½ Walnut  
Street in the City and County of Philadelphia in the State  
of Pennsylvania and after being duly sworn to testify  
the truth, the whole truth and nothing but the truth,  
did depose to the matters contained in the foregoing  
deposition and did in my presence subscribe the same.  
And I further certify that I have subscribed my name  
to each half sheet thereof.

Edw. L. Rodin  
Commissioner.

Court of General Sessions  
of the Peace of the City of New  
York

The People vs  
Henry C. Somers

Deposition of William  
A. Shepard.

The execution of this  
Commission appears in  
certain schedules hereto  
annexed. Edw. L. Bodin  
Commissioner

Court of General Sessions

The People

v  
Henry C. Somers  
et al

City and County of New York ss

Henry T. Terry, being duly sworn says:  
I am the attorney for the defendant  
Somers in the above entitled action.

The defendants, Somers and W. A.  
Shepherd, were arrested on November  
22<sup>nd</sup>, 1893, on the complaint of one  
Sobrentz, who accused them of the  
larceny of \$50 from him. They were  
brought before Justice Martin in the  
Tombs Police Court on November  
23<sup>rd</sup>, 1893, and their examination  
was postponed to November 27, 1893,  
at their request, on which last  
named day the examination of both  
defendants was had before said Justice.  
I was present during the whole  
of said examination, acting as counsel  
for the defendant Somers. Mr.  
Chas. J. Brock was counsel for the de-  
fendant Shepherd. The examination



was oral, and I believe that no stenographer was present and no notes taken of the testimony. I looked for a stenographer, but did not see one; and I heard the said Justice ask where the stenographer was and some one reply that he was not present.

The examination was short. Sobrentz, the complainant and the witnesses were examined. It was developed that Sobrentz expressed dissatisfaction with his bargain, and Somers threatened him with his money, which Sobrentz refused to receive, demanding more for his trouble.

The Justice discharged Shepard and held Somers in \$1000 bail. I was much surprised to hear afterwards that Shepard as well as Somers had been indicted, Shepard having been, on a presentment, discharged by the Justice at the examination. The evidence against Somers was so obviously insufficient that I supposed on hearing it that the Justice must and did discharge him on that ground.

Sworn to before me this  
13 day of March, 1894

Harry T. Terry.

Attest all as above.

Notary Public.

New York County.



0131

*Gen. Sessions* COURT.

*The People*

*vs.*  
*H. C. Loomis*  
*et al.*

*Affid. of*  
*H. T. Terry*

HENRY T. TERRY,  
Attorney for *Sept*  
116 CENTRE STREET,  
New York City.

To.....  
ATTORNEY FOR

DUE AND TIMELY SERVICE  
OF THE WITHIN.....  
IS ADMITTED.  
DATED, NEW YORK,.....189

ATTORNEY FOR.....

# Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

AGAINST

*William Shepherd, and  
Henry R. Somers.*

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

*William Shepherd and Henry R. Somers*

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

The said *William Shepherd and Henry R. Somers, both —*

late 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 ninety-*three*, at the City and County aforesaid, with force and arms, with intent to deprive and defraud *one Walter Doherty*

of the proper moneys, goods, chattels and personal property hereinafter mentioned, and of the use and benefit thereof, and to appropriate the same to *their* own use, did then and there feloniously, fraudulently and falsely pretend and represent to *the said*

*Walter Doherty. —*

That *the said Henry R. Somers was then connected with a certain corporation called the Central Railroad of New Jersey; that the said corporation then desired to employ in its office a young man at a salary of fifteen hundred dollars a year; that the said Henry R. Somers was then authorized by the said corporation to make such appointment, and that he had authority to secure such position for the said Walter Doherty; that the said Walter*

Boherenty was qualified to such position and could secure the same upon his paying to said Henry C. Somers then and there the sum of fifty dollars, and upon his agreeing to pay to said Henry C. Somers, the further sum of fifty dollars, after he had held such position for the period of three months; that the said William Shepherd was, the superintendent of the said corporation and approved the selection of the said Walter Boherenty to fill such position,

By color and by aid of which said false and fraudulent pretenses and representations, the said William Shepherd and Henry C. Somers did then and there feloniously and fraudulently obtain from the possession of the said

Walter Boherenty, the sum of fifty dollars in money, lawful money of the United States of America and of the value of fifty dollars,

of the proper moneys, goods, chattels and personal property of the said

Walter Boherenty with intent to deprive and defraud the said Walter Boherenty, —

of the same, and of the use and benefit thereof, and to appropriate the same to their own use.

Whereas, in truth and in fact, the said Henry C. Somers was not then connected with the said corporation, and the said corporation did not then desire to employ in its office a young man at a salary of fifteen hundred dollars a year; and the said

Henry C. Somers was not then authorized by said corporation to make such appointment, and ~~he~~ had not then authorized authority to secure such position for the said Walter Bohrentz; and the said Walter Bohrentz was not qualified for such position and could not secure the same upon his paying the said sum of fifty dollars to the said Henry C. Somers and agreeing to pay such further sum as aforesaid; and the said William Shepard was not then the superintendent of the said corporation, and ~~he~~ was not in any way connected with it.

And Whereas, in truth and in fact, the pretenses and representations so made as aforesaid by the said ~~Walter William Shepard and Henry C. Somers~~ to the said ~~Walter Bohrentz~~ was and were then and there in all respects utterly false and untrue, as ~~they~~ the said William Shepard and Henry C. Somers at the time of making the same then and there well knew;

And so the Grand Jury Aforesaid, do say that the said William Shepard and Henry C. Somers in the manner and form aforesaid and by the means aforesaid, the said proper moneys, goods, chattels and personal property of the said ~~Walter Bohrentz~~.

then and there feloniously did STEAL, against the form of the statute in such case made and provided, and against the peace and dignity of the said people.

DE LANCEY NICOLL,  
District Attorney.

0135

**BOX:**

546

**FOLDER:**

4959

**DESCRIPTION:**

Sichel, Gustovus

**DATE:**

12/12/93



4959



0136

POOR QUALITY  
ORIGINAL

Counsel,

Filed

Pleads,

*J.G. Bway*  
*12/12*  
*Day of Dec 1893*

THE PEOPLE

*66 are vs.*  
*209 in maker*  
*I*  
*Gustavus Sichel*

*Assault, 2nd degree.*  
*[Section 218, Penal Code]*

DE LANCEY NICOLL,

District Attorney.

*Part 3 Dec 21.93 B.S.C.W.*

A TRUE BILL.

*Ther Harris*

Foreman.

*Part 3 January 3/94*  
*Tried & convicted*  
*By 6 Jurors*  
*Jan 5/94*

0137

POOR QUALITY  
ORIGINAL

Witnesses

*Ther Harris Gable*

Counsel,

Filed

Pleads,

THE PEOPLE

*66 ave  
209  
inches*  
*Gustavus Sichel*

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

*Ther Harris*

Foreman.

*Part 3 January 3/94*

*Ind & Connected*

*By 106 N. 5th St  
Jan 5/94*

*102*  
*Assault, 2nd degree.*  
*[Section 218, Penal Code]*

0138

Police Court Third District.

1081

City and County } ss.:  
of New York,of No. 604 E 14th Street, aged 38 years,occupation Merchant being duly sworn,deposes and says, that on the 2 day of December 1893 at the City of New

York, in the County of New York,

he was violently and feloniously ASSAULTED ~~AND INJURED~~ by

Gustavus Dickel (now  
here, who feloniously  
and with intent to do  
grievous bodily harm  
threw a brick at him  
at 42 209 Ave C

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

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

Sworn to before me, this

day

189

Fritz Lum

John Ryan Police Justice.

0139

Sec. 198-200.

30 District Police Court. 1882

City and County of New York, ss:

*Gustavus Sichel* 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 in the trial.

Question. What is your name?

Answer. *Gustavus Sichel*

Question. How old are you?

Answer. *66 Years of age*

Question. Where were you born?

Answer. *Germany*

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

Answer. *209 W. E.*

Question. What is your business or profession?

Answer. *Shoe 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**Gustavus Sichel*

Taken before me this

day of

189

Police Justice.





would arrange to have him leave. I came back in an hour and went to his door. I lit the gas light in the hall and knocked at the door ; he didn't open it. I knew that he was inside and I knocked with my shoe against the door; then he commenced to say that he will fix me. He said, "Since I don't open the door I will fix you. I was outside the door. As soon as I tried to open the door, I pushed against it and saw that I couldn't open it. He tried to push the door back from the above and I then saw that he had a bottle in his hand. Then w he went in to one of the windows , opened the shutters and fired the contents of the bottle which he had in his hand, over my neck. It fell on my head and over my ear and down on my neck and on my shoulders. The marks that are on my neck now are caused by the burning of that fluid. I do not know how many times he threw this stuff at me. I had the defendant arrested the following day.

Cross examination:

I was very kind to the defendant while his business was poor and didn't press him for the rent. I didn't come to his door on that occasion for the purpose of putting him out. I simply went to tell him that he would have to get out. It was out of one of his windows that the defendant threw this stuff at me.

ERNEST J. SEDERLE, a witness for the People, sworn testified:

I am an expert chemist. I have examined the contents of this bottle which is now shown me. The bottle contains a strong solution of oil of vitriol, otherwise known as sulphuric acid. This acid has a very corrosive effect on all organic matter including skin and flesh; it burns the skin.

JAMES LEMLER, a witness for the People, sworn testified:

I am an officer of the Municipal Police Force attached to the 13th precinct. I arrested the defendant on the 23rd day of December in the neighborhood of 11 o'clock. I asked him if he threw vitriol at the complainant and he said "Yes I did. If I had a pistol I would have shot him. I did it in self defense. He attempted to nail the door on me." I picked up a bottle that was there". I asked him if it was vitriol and he said "Yes, that was the bottle that contained the vitriol, to be very careful of it or it would burn my hands.

WANDEL GABEL, a witness for the People, sworn testified:

I live at 209 Avenue C. I know the complainant and I know the defendant. I saw the defendant open his shutters and throw something at the complainant out of a bottle. He said, "I will blind you, if I had a pistol I would shoot you".

GUSTAVUS SICHEL, the defendant, sworn testified:

I am 66 years of age. I manufacture inks. In my business I use sulphuric acid. I have been living in the house of the complainant a little over eighteen months. I pay him my rent regularly up to the last few months when business was so bad I could not pay him. On the day of this trouble the complainant came and said, "Why aint you out yet, I gave you notice to be out". I said, I couldn't go out until I found a place. He says? "I will persecute you wherever you go, and if you aint out withon an hour, I will go and m nail the door". I says, "Why don't you take a dispossess if you want to get me out that way". We had been intimate friends before this. He said, "I will not trouble to take out a dispossess, if you don't get out I will nail up the door whether you are in or out. He came back with a hammer in his hand, The door was open and he was about to nail up the door. I went over to him and he made a strike at me. He is a big powerful man and I am an old man. I pushed as hard as I could at the door and he pushed. The first thing that was at my hand was a bottle containing vitriol and I threw some of it out at him. I did this because he was assaulting me and using vile and terrible language against me. I have always been a peacable and quiet man and have never been arrested before.

Cross examination:

I was talking with the complainant in the yard on that morning, and he told me I would have to get out: I never said I would fix the complainant. He had a hammer in his hand at the time he came to my door and I was afraid he would fire it at me. I threw the vitriol out of the window because I couldn't throw it out of the door.

DANIEL H. OVERTON, a witness for the defendant, sworn, testified:

I am a Presbyterian Clergyman I know the defendant. He has been an attendant at my church. His character for peace and quietness is good.

The Jury returned a Verdict  
Convicting the Defendant of Assault  
in the Second Degree.

0145

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  
*100* Hundred Dollars, and be committed to the Warden and Keeper of  
the City Prison, of the City of New York, until he give such bail.  
Dated *Dec 11* 189 *J. M. Ryan* Police Justice.

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

Dated 189 Police Justice.

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

Dated 189 Police Justice.



0146

BAILED,

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

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

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

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

Police Court---

3rd District.

THE PEOPLE &c.,  
ON THE COMPLAINT OF

*John L. ...*  
*John L. ...*  
*John L. ...*  
*John L. ...*

2

3

4

Dated

189

Magistrate.

Officer.

Precinct.

Witnesses

No.

Street.

No.

Street.

No.

Street.

\$

to answer



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

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Augustus Sidel*

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

indictment, accuse *Augustus Sidel* -

of the crime of *Assault in the second degree,*

committed as follows:

The said *Augustus Sidel*, -

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

*second* day of *December*, in the year of our Lord one thousand

eight hundred and ninety- *three*, at the City and County aforesaid,

in and upon *one Fritz Dux*, then

and *there being*, feloniously did

willfully and unlawfully make

an assault, and a quantity of

a certain corrosive fluid known  
 as oil of vitriol, the same being a  
 thing intended to produce grievous  
 bodily harm, to, and against and  
 upon him the said Fritz Dux, then  
 and there feloniously did wilfully  
 and wrongfully cast and throw,  
 and him the said Fritz Dux, with  
 the oil of vitriol aforesaid, so cast  
 and thrown as aforesaid, then and  
 there feloniously, did wilfully  
 and wrongfully burn and wound,  
 against the form of the Statute  
 in such case made and provided,  
 and against the peace of the People  
 of the State of New York, and  
 their dignity

Wm. H. Miller,

~~Attorney~~

0149

**BOX:**

546

**FOLDER:**

4959

**DESCRIPTION:**

Sinclair, William

**DATE:**

12/22/93



4959

0150

Witnesses:

Thomas P. Summers

Property Accused  
12

Subpoena  
affixed  
compl'd  
28th

305

J. O'Keefe a

Counsel,

Filed 22 day of Dec 1893

Pleads, Not Guilty 26

THE PEOPLE

23  
920 460th vs.  
blacksmith's helper

William Sinclair  
Part 2 - Dec 26, 1893  
Pleads Petit Larceny

Grand Larceny, second Degree.  
[Sections 528, 531, Penal Code.]

DE LANCEY NICOLL,  
District Attorney.

A TRUE BILL.

B. Lockwood  
9 Mrs. Lewis Foreman.  
Dec. 28/93



0151

Police Court 17 District.

Affidavit - Larceny.

City and County } ss.:  
of New York,of No. 789 10 Ave Street, aged 40 years,  
occupation Superintendentdeposes and says, that on the 20 day of Dec 1893 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of the deponent, in the day time, the following property, viz:Two pieces of steel rail  
of the value of about thirty  
dollars. \$30.00

the property of

The Buffalo RR and in  
Depment's Chargeand 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 Duclair (nowhere) and an unknown man, not  
arrested, for the following reasons.  
That the said property was in West 53  
Street & 10 Ave. That Depment is  
informed by Francis Sommers,  
that he, Sommers, saw the defendant  
Duclair (now here) and the said unknown  
man, while acting in concert and in  
company with each other feloniously  
take, steal and carry away the said  
property. Therefore Depment prays  
that the defendant be dealt with  
as the law directs.John Sittler

Sworn to before me, this

of

Notary Public for the City of New York.

0152

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 47 years, occupation Driver of No. 550 West 53 Street, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of John Little and that the facts stated therein on information of deponent are true of deponent's own knowledge.

Sworn to before me, this 20 day  
of Dec 1893

Francis P. Sommers

Wm. F. Brady Police Justice.

0153

Sec. 198-200.

14 District Police Court.

CITY AND COUNTY OF NEW YORK

*William Sichel*  
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 sees 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 -*  
*William Sichel*  
*Munk*

Taken before me this

day of

189

Police Justice.

0154

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, Dec 29 189 Wm. H. Brady Police Justice.

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

Dated, ..... 189 ..... Police Justice.

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

Dated, ..... 189 ..... Police Justice.

0155

1355  
1894

Police Court---

District.

THE PEOPLE, &c.,  
IN THE COMPLAINT OF

*John Little*  
*McGuire*

*James Lawrence*  
Officer

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

Dated,

189

Magistrate.

Officer's

Precinct.

Witness

No.

Street.

No.

Street.

No.

Street.

\$

to answer

BAILED,

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

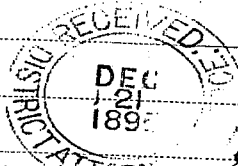
Residence

Street.

No. 4, by

Residence

Street.



*Francis P. Brown*  
*550 West 53*  
*G.S.*  
*Omney*



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

THE PEOPLE OF THE STATE OF NEW YORK

against

*William Sinclair*

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

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

The said

*William Sinclair*

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

*two pieces of steel rail, (a more  
particular description whereof  
is to the Grand Jury aforesaid  
unknown, of the value of  
sixteen dollars each piece*

of the goods, chattels and personal property of ~~one~~ a certain corporation  
*known as The Metropolitan Cross-town Railway Company*

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.

*He Lancey Nicoll*  
*District Attorney*

0157

**BOX:**

546

**FOLDER:**

4959

**DESCRIPTION:**

Sisson, George

**DATE:**

12/22/93



4959

0158

Witnesses

Charles Grass

Counsel,

Filed 22 day of Dec 1893

Pleads,

Not Guilty 26  
b. h. y. state  
single

THE PEOPLE

19  
336 h 49  
Butcher

vs.

George Sisson

Part 2 - Jan 2, 1894

Pleads Guilty  
Amura

Grand Larceny, second Degree.  
[Sections 528, 534, Penal Code.]

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

B. Lockwood

Foreman.

0159

Dec 13<sup>th</sup> 1893

Dear Mimi

I will send you these  
things down what I  
took up Monday  
afternoon I would not  
have taken them had  
I say so but I was  
fuller than a goat  
Monday I will send  
them down to you  
I poured those things and

0160

pretty well solar  
 up now the money  
 is gone I suppose  
 I will be going down  
 to sell you can  
 only sell once  
 and I wish I was  
 dead for there  
 is the way I will  
 now Yours Respe  
 G. Wm. Lison



0161

Police Court

District.

Affidavit—Larceny.

City and County }  
of New York, } ss:Charles Goso  
of No. 482 W 24<sup>th</sup> Street, aged 51 years,  
occupation Butcher being duly sworn,deposes and says, that on the 12<sup>th</sup> day of December 1897 at the City of  
New York, in the County of New York, was feloniously taken, stolen and carried away  
from the possession of deponent, in the day time, the following property, viz:Two Dress Coats and two vests  
valued at about seventy five dollars  
\$ 75<sup>00</sup>/<sub>100</sub>

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 George Kesson (where

in the manner following—said property  
was a bureau on the second floor of said  
premises. Deponent had been in the employ  
of deponent. That he left deponent's employ  
and that deponent subsequently missed  
said property. Officer Corrigan arrested  
the defendant and said Officer informs  
deponent that the defendant admitted  
to have taken said property. Deponentbeing informed of his rights says  
that he is guilty

Charles Goso

Sworn to before me, this 12<sup>th</sup> day

of December 1897

Police Justice.

0162

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

*George Lissou* 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.

*George Lissou*

Question. How old are you?

Answer.

*18 years*

Question. Where were you born?

Answer.

*New York*

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

Answer.

*No 336 W 49 St*

Question. What is your business or profession?

Answer.

*Clerk*

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;**George Lissou*

Taken before me this

day of *December* 188*7*

Police Justice.

0 163

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 *Dec 18* 18..... *[Signature]* Police Justice.

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

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

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

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

0164

1357

Police Court--- 2 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Charles Gross  
George Lissou

Officer Larceny

2  
3  
4

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Dated Dec 20 1885

Hogan Magistrate.

Brogan Officer.

16 Precinct.

Witnesses Call the Officer

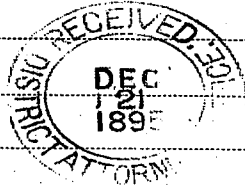
No. Street.

No. Street.

No. Street.

\$ 5.00 to answer G.S.

Can ghr



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

THE PEOPLE OF THE STATE OF NEW YORK

against

*George Sisson*

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

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

The said

*George Sisson*

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

*two coats of the value of  
thirty dollars each, and two  
vests of the value of ten  
dollars each*

of the goods, chattels and personal property of one

*Charles Gross*

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.

*Wm. Hancay Nicoll*  
*District Attorney.*



0 166

**BOX:**

546

**FOLDER:**

4959

**DESCRIPTION:**

Skiffington, Valentine

**DATE:**

12/22/93



4959

0167

**BOX:**

546

**FOLDER:**

4959

**DESCRIPTION:**

Fanelli, Domenico

**DATE:**

12/22/93



4959

0 168

**BOX:**

546

**FOLDER:**

4959

**DESCRIPTION:**

Brennan, Peter

**DATE:**

12/22/93



4959

0169

POOR QUALITY  
ORIGINAL

Witnesses:

officer Andrew Nugent  
Chief of Police

278

Counsel,

Filed

day of

1893

Pleas

1. Amos Evans  
3. M. J. [unclear]

27 day of Dec 1893  
1. M. J. [unclear]  
3. [unclear]

THE PEOPLE

vs.

Valentine Skiffington  
Dominico Panelli  
and  
Peter Brennan

Grand Larceny, second Degree  
[Sections 528, 531, 532 Penal Code.]

DE LANCEY NICOLL,

District Attorney.

At term of court at [unclear] [unclear]  
July 2, 1894

A TRUE BILL.

B. J. [unclear]

Part 3 February 12/94  
No 1 & 3. Deft. discharged on  
their verbal recogn.

In this case the state  
promised immunity to  
defendants 1 & 3 upon the  
condition that they would  
testify against defendant  
No 2. Defendant No 2 has  
pled the jurisdiction. The  
people are anxious to convict  
No 2 as he is a notorious  
criminal. Defendants have  
been (No 1 & 3) in prison for a  
long time. I suggest that the  
defendants No 1 & 3 be discharged  
upon their own recognizance. The  
Complainant joins in this &  
commends them.  
I expect that defendant No 2 will  
be apprehended again & then the  
defendants No 1 & 3 will testify as  
agreed.  
July 12, 1894  
What is the  
next step?

0170

City and County of New York, ss.

I, Dermot J. Martin the Police Justice  
named in the annexed writ, do certify and make return to the Supreme Court that on the  
16th day of August 1893

Valentine Shiffington  
charged with acting in concert with Dominick Fenwick  
named in said writ, was brought before me at the 1st District Police Court in said  
City, and then and ~~then~~ there were together  
charged before me, as one of the Police Justices aforesaid, upon the oath of

Philip E. Toland  
for that ~~the~~ the said Valentine Shiffington Dominick Fenwick and  
Peter Bremen did, on the 15th day of August 1893, at the City and County aforesaid  
while acting in concert with each other  
commit the crime of Grand Larceny and  
that I held the said defendants to bail in sum  
1500 each, and at the request of Mr. House who appeared  
for the defendants the examination was adjourned to  
August 18-1893 and again adjourned to August 20th  
that thereafter Robert Racey was substituted as counsel  
for the said defendants in place of Mr. House and  
at his request, the examination was adjourned from time  
to time until November 8th 10 am '93. Said Racey  
waving all the right as to the detention of said Shiffington  
who was unable to get bail and that Racey the arrest  
of said Shiffington he has voluntarily confessed to the  
crime he is charged with confession more fully  
appear and is annexed to the said complaint

And I, the said Police Justice, having in due form of law examined the said complainant and  
the witnesses before me produced, and the said Valentine Shiffington

and it appearing that an offence has been committed, and that there is probable cause to believe the  
and at the request of counsel who appeared for the defendants  
and prisoner aforementioned to be guilty thereof, I fixed the amount of bail to be given by the said  
prisoner at the sum of Fifteen hundred dollars; and he having failed and  
neglected to find surety in the sum of Fifteen hundred dollars I did thereupon  
commit the said Valentine Shiffington  
until the day set for his examination at the request  
of his counsel, until November 8th 10 am 1893  
to the City Prison, to answer the said complaint until he be thence delivered by due course of law.  
The complaint is hereto annexed and made a part of this return.

Dermot J. Martin Police Justice.



0171

Sec. 192.

District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY }  
OF NEW YORK, } ss.

An information having been laid before August F. Martin a Police Justice  
of the City of New York, charging Peter Brennan Defendant with  
the offence of Grand Larceny

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

We, Peter Brennan Defendant of No. 439 W 16  
439 W 16 Street; by occupation a Book  
and James Hannan of No. 439 W 16  
Street, by occupation a Cyclist Surety, hereby jointly and severally undertake  
that the above named Peter Brennan Defendant  
shall personally appear before the said Justice, at the 1 District Police Court in the City of New York  
during the said examination, or that we will pay to the People of the State of New York the sum of Fifteen  
Hundred Dollars.

Taken and acknowledged before me, this 14

day of August

18 9

August F. Martin POLICE JUSTICE.

Peter Brennan  
his  
James Hannan  
mark

0172

CITY AND COUNTY } ss.  
NEW YORK, }

Sworn to before me, this  
11th day of April 1893  
at New York City, New York.  
Justice.

James Hammond  
the within named Bail and Surety being duly sworn, says, that he is a resident and  
holder within the said County and State, and is worth Twenty Hundred Dollars,  
exclusive of property exempt from execution, and over and above the amount of all his debts and liabilities,  
and that his property consists of House and lot

429 West 16th Street  
the full value of Three  
thousand dollars

James Hammond  
mark

District Police Court.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

Undertaking to appear  
during the Examination.

Taken the ..... day of ..... 18

Justice.



0174

1912

Police Court—

District,

Affidavit—Larceny.

City and County } ss.  
of New York,of No. 96 Franklin St / Julius Ballin Street, aged 35 years,  
occupation Porter being duly sworn,deposes and says, that on the 15 day of August 1893 at the City of New  
York, in the County of New York, was feloniously taken, stolen and carried away from the possession  
of deponent, in day time, the following property, viz:

One roll of cloth of the value  
of One hundred and thirty-  
two Dollars

the property of Stiegler & Ballin in  
deponent's charge and care  
and that this deponent

has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen  
and carried away by Valentine Skiffington

Dominico Fenelli and Peter Brennan  
(all now free) from the fact that  
deponent being requested by his  
employers to watch said premises  
did so in company with  
Detective Andrew Nugent of the  
Central Office and while in  
said premises at about the  
hours of 6.30 am of said date  
detected said Skiffington in the  
act of carrying away said  
property said acting in  
concert and assisting  
him were said Fenelli and  
Brennan who were watching  
as deponent believed that said Skiffington was

Sworn to before me, this

189

Police Justice.

not detected that after the  
 arrest of the defendants  
 they <sup>scull</sup> ~~enough~~ confessed to  
 having arranged to ~~hand~~ <sup>hand</sup> ~~the~~ <sup>the</sup> ~~theft~~ <sup>theft</sup> being supplied by  
~~Shiffington~~ Philip Loran

Spoken before me  
 this 16<sup>th</sup> day of August 1893

Wm. H. Hart  
 Justice



0176

(1885)

Sec. 198-200.

District Police Court.

CITY AND COUNTY } ss.  
OF NEW YORK, }

*Valentine Shiffington* 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. *Valentine Shiffington*

Question. How old are you?

Answer. *22 years*

Question. Where were you born?

Answer. *MS*

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

Answer. *245 E 101<sup>st</sup> St (231 E. 107<sup>th</sup>)*

Question. What is your business or profession?

Answer. *Legioner*

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

Answer. *I have nothing to say at present**Valentine Shiffington*

Taken before me this

day of

Police Justice.

0177

Five weeks ago I entered  
Mey Steigletz and Ballins Store  
corner of Church & Franklin Street  
and took out 8 pieces of  
cloth, I entered it 3 times  
the price of cloth were  
taken out on 2 different  
occasions, There were three  
other persons with me at  
these times Peter Brennan  
and Alexander Shepperton  
Sommers Funnell, myself  
and after they were taken  
out they were sent to  
Sommers Funnell's place  
one of the men who was  
with me to 169 Thompson St

and were sold there. I received  
 \$11.00 dollars as my share  
 of the proceeds from Peter  
 Breunen. Breunen received  
 the money from Tuller, I  
 saw him receive money from  
 him once in my presence  
 I don't know how much it  
 was. I don't know how  
 much Breunen got for  
 the <sup>the boxes of cloth</sup> stuff. He gave me \$11.00  
 which was my share.

I saw Breunen give the  
 goods to the Comman and  
 saw Breunen pack them  
 in cases and take them out.  
 I don't know who the Comman  
 was. I was caught in the  
 cellar on the 3<sup>rd</sup> time!

The evening before I opened  
 the cellar ~~door~~ window at 5 P.M.  
 The engineer Alexander  
 Skirrington was my step  
 brother, and he was as

3

much interested in this  
 as anybody else, he was  
 the first one to speak about  
 it. I don't know what  
 he received after the proceeds  
 I was present once in the  
 engine room where the  
 goods were packed in the  
 cases, & I stood in the engine  
 where the goods were.

Valentine Shipfington

Sworn to before me this  
 28<sup>th</sup> day of August 1893.

Mary Martin  
 Alice Justice

0180

Sec. 192.

District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY }  
OF NEW YORK, } ss.

An information having been laid before Dominic Fenucci a Police Justice  
of the City of New York, charging Francis L. L... Defendant with  
the offence of ...

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

We, Dominic Fenucci Defendant of No. ...

169 Thompson Street; by occupation a Long Goods

and Vincent De Vito of No. 83 Chambers

Street, by occupation a ... Surety, hereby jointly and severally undertake

that the above named Dominic Fenucci Defendant

shall personally appear before the said Justice, at the ... District Police Court in the City of New York,

during the said examination, or that we will pay to the People of the State of New York the sum of Twenty

Hundred Dollars.

Taken and acknowledged before me, this 21 Dominic Fenucci

day of August 18 93 Vincent De Vito

... POLICE JUSTICE.



0181

CITY AND COUNTY } ss.  
OF NEW YORK,

*James De Vito*  
Justice  
81

*James De Vito*  
I, *James De Vito*, being duly sworn, says, that he is a resident and  
holder within the said County and State, and is worth *Twenty* Hundred Dollars,  
exclusive of property exempt from execution, and over and above the amount of all his debts and liabilities,  
and that his property consists of *Twenty* *thousand* *dollars*

*To 44 Mulberry Street*  
*the full value of*  
*Four thousand dollars*  
*over all debts and*  
*incumbrances*

*James De Vito*

District Police Court.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Undertaking to appear  
during the Examination.

vs.

Taken the *18* day of *18*

Justice.

0 182

(1885)

Sec. 198-200.

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Domenico Fenelli* 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.

Taken before me this 16  
day of December 1893

Police Justice.

0183

(1885)

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

*Peter Brennan* 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*  
*Peter Brennan*

Taken before me this

day of June 189

Police Justice.

0184

Ex adj. Nov 20 - 9am

55  
Police Court---

1834  
District.

THE PEOPLE, &c.,

-ON THE COMPLAINT OF

Philip C. John

vs.

Valentine Skiffington  
Domenico Frulli  
Chas. Brennan

Officer  
Marcelo S. S. S.

BAILED,

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

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

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

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

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

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

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

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

James Harmon  
415 - N - 17 - Street.

Dated,

August 16, 1893

Martin \_\_\_\_\_ Magistrate.

August & Heidellings \_\_\_\_\_ Officer.

Witnesses J. D. McGinnis \_\_\_\_\_ Precinct.

Reuben D. \_\_\_\_\_ Street.

George Watson \_\_\_\_\_ Street.

No. 46 \_\_\_\_\_ Street.

No. 715 \_\_\_\_\_ Street.

No. 715 \_\_\_\_\_ Street.

No. 715 \_\_\_\_\_ Street.

No. 715 \_\_\_\_\_ Street.

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No. 715 \_\_\_\_\_ Street.

No. 715 \_\_\_\_\_ Street.

No. 715 \_\_\_\_\_ Street.

No. 715 \_\_\_\_\_ Street.

No. 715 \_\_\_\_\_ Street.

No. 715 \_\_\_\_\_ Street.

0185

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

*Defendants*

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

Dated, *Nov 20* 189 *3* *James Martin* Police Justice.

I have admitted the above-named.....

*Peter B. Freeman*

to bail to answer by the undertaking hereto annexed.

Dated, *Nov 20* 189 *3*

*James Martin* Police Justice.

There being no sufficient cause to believe the within named.....

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

Dated,..... 189.

Police Justice.



0181

1275

Police Court---

District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Philip E. Folan

Valentine Skiffington

Dominico Fenelli

Peter Brennan

Offense: Larceny

BAILED,

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

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

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

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

No. 3, by James Harmon

Residence 415-N-17 Street.

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

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

Witness for the People  
Naul Com Lasseel  
Same A Watson  
50 Photo St

Dated, August 16 1893

Martin

Magistrate.

Heidelberg Urgent

Officer.

C. O

Precinct.

Witnesses

J. D. McGinness

300 Mulberry

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

George Watson 46 White

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

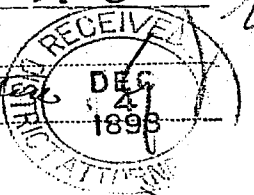
No 2 Bond forfeited

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

no 1 \$1,500 each to answer G. S.

no 3 Bailed

no 1 Committed



0 187

# The People of the State of New York.

To . . . . . The . . Justice Presiding at the First District Police Court  
and to all and every person and persons, officer and officers having in his or their custody or control any  
complaint, affidavit, indictment, charge, or written or printed paper or document of any kind touching  
the imprisonment and detention of the prisoner hereinafter named ;

## GREETING :

We command you that you certify fully and at large to the Supreme Court of The State of New  
York, at a Special Term thereof to be held at Chambers in the Court House of the City and County of  
New York on . . . . . Tues . day, the . . 24th day of . . . . . October . . . . . A. D. 18. 93, at . . . . . 10.30 . . . . .  
o'clock in the . . . . . fore noon, the time and cause of the imprisonment of . . . . .

Valentine Skippington

by you detained, as it is said, by whatsoever name the said . . . . . Valentine Skippington . . . . .  
shall be called or charged, and that you then and there return to the said Supreme Court fully and at  
large all and every complaint, charge, affidavit, indictment, commitment, written or printed document  
or paper, and the . . . . . proceedings, evidence, conviction and judgment in the premises, together with  
all things touching or in any manner concerning the same. And have you then there this writ.

But if, at the time when this writ is returnable, a Court of Oyer and Terminer in and for the City  
and County of New York shall be actually sitting at the Court House of the City and County of New  
York, then you shall make return to this writ, according to the precept thereof, at the time and in the  
manner hereinbefore specified and commanded, before the said Court of Oyer and Terminer.

Witness the honorable CHARLES H. VAN BRUNT, Presiding Justice of our said Supreme Court  
in and for the First Judicial Department, at the Court House of the City and County of New York, the  
23d day 20 October . . . . . in the year of our Lord one thousand eight hundred and ninety . . three

By the Court.

Henry D. Purroy  
COUNTY CLERK.

PURDY & EVANS,  
Attorneys for Relator,  
No. 116 Centre Street,  
New York City.

0188

New York Supreme Court.

The People, &c.

*copy*

Ex rel... Valentine Skiffington.

vs:

.... The Justive Presiding at the  
Respondent.  
1st District Police Court

Writ of Certiorari.

PURDY & EVANS,  
ATTORNEYS FOR RELATOR,  
No. 116 Centre Street, New York City.

The within writ is al'owed this. 23d....  
day of. October. 18 93

Geo. C. Barrett

Justice of the Supreme Court of the State  
of New York.

0 189

L. DRYFOOS & COMPANY  
41-43 GREENE ST.

New York, January 3<sup>rd</sup> 1894

To whom it may concern

This is to certify that Peter Brennan  
has been in our employ nearly ten years as Porter  
& left on his own accord.

L. Dryfoos

## COURT OF GENERAL SESSIONS

THE PEOPLE  
VS.  
PETER BRENNAN

CITY AND COUNTY OF NEW YORK, SS:

JAMES W. MC LAUGHLIN, being duly sworn deposes  
and says:

That he is counsel for the above named defendant.  
That during the early part of November the above named defendant kindly volunteered to take the place of a clerk, who was home sick with pneumonia. From that day until the present day, the above named defendant has been in my employ, taking care of the general business of the office and depositing in the Bank such sums as was taken in; paying bills &c., He was honest, careful and alive to the interest of his employer. So pleased was I with his services notwithstanding the present charge I will continue him in my employ as long as he desires to remain or when he can better his circumstances of going elsewhere.

Sworn to before me this  
10th day of February 1894

Sworn to before me this  
10th day of February 1894  
Jacob M. ...  
Notary Public  
N.Y.C.



0191

COURT OF GENERAL SESSIONS.

THE PEOPLE

VS.

PETER BRENNAN

X  
X  
X  
X  
X  
X  
X  
X  
X

CITY AND COUNTY OF NEW YORK, SS:

THOMAS F. BRENNAN, being duly sworn deposes and says:

That he is Ward Detective in the 9th Precinct,  
(Charles Street Station House, Police Department N. Y. C.)

That he has known the above named defendant for twenty five years, and that he knows other people who know the defendant and that his reputation for honesty is good. That as a police officer and as a citizen he has never heard a single word against the character of the defendant except the present charge of larceny.

He has worked steady except during the time he was sick, and I obtained for him his present situation with James W. Mc Laughlin of 280 Broadway, New York City, to whom I vouch for his good conduct; and I am satisfied that in the future Peter Brennan will remember the lesson taught by his arrest in the present case.

Sworn to before me this  
3rd day of February 1894

*Thomas F. Brennan*

*Annie R. Angus*  
*Notary Public*  
*New York Co.*

0192

COURT OF GENERAL SESSIONS.

THE PEOPLE

VS.

PETER BRENNAN

CITY AND COUNTY OF NEW YORK, SS:

ABRAHAM ACKERMAN, of 184 West 10th Street in the City of New York, being duly sworn deposes and says:

That he has known the above named defendant for fifteen years, and that he has known other people who know him and his reputation for honesty up to the time of his present trouble has been good. During the number of years that I have known him I have never heard one single word against him; I also know the defendant's family and connections. He is a married man and the father of one child. He has a good home and has always provided well for his family.

Sworn to before me this  
1st day of February 1894.

:  
:  
A:  
:

*A. Ackerman*

*M. H. Reed*  
Notary Public  
New York County.

## COURT OF GENERAL SESSIONS.

THE PEOPLE

VS.

PETER BRENNAN

CITY AND COUNTY OF NEW YORK, SS:

WILLIAM KEYES of 46 Jane Street in the City of New York, being duly sworn deposes and says:

That he has known the above named defendant for twenty years. That he knows other people who know him and his reputation for honesty is good, and during the number of years he has known him he never heard a word against his character for honesty. He has a wife and child depending upon him for support. He has always taken good care of his family. The present arrest is the only trouble I ever heard against the defendant.

Sworn to before me this  
1<sup>st</sup> day of February 1894

*William Lodge*

*Commissioner of Records  
New York City*

0194

COURT OF GENERAL SESSIONS.

-----X  
THE PEOPLE  
VS.  
PETER BRENNAN  
-----X

CITY AND COUNTY OF NEW YORK, SS:

WILLIAM GODFREY of 51 Jane Street, being duly sworn deposes and says:

That he has known the above named defendant for about eleven years. That he knows the people who know him and that his reputation for honesty is good, and during all the years he has known the defendant he has never heard anything against his character for honesty. Every one in the immediate neighborhood that knows the defendant speaks well of him.

Sworn to before me this  
1<sup>st</sup> day of February 1894

: William Godfrey  
:

William Hodge  
Commissioner of Records  
New York City

## COURT OF GENERAL SESSIONS.

THE PEOPLE

VS.

PETER BRENNAN

CITY AND COUNTY OF NEW YORK, SS:

HENRY BARNES of 10 Gansevoort Street in the City of New York, being duly sworn deposes and says:

He has known the above named defendant for about fourteen years and that his reputation for honesty up to the present trouble has been good. He has always been an honest industrious young man.

Sworn to before me this  
1<sup>st</sup> day of February 1894

Henry <sup>his</sup> Barnes  
Mark

William Lodge

Commissioner of Records  
New York City



0196

COURT OF GENERAL SESSIONS.

THE PEOPLE

VS.

PETER BRENNAN

CITY AND COUNTY OF NEW YORK, SS:

DANIEL DILLON, of 319 West 13th Street being duly sworn deposes and says:

That he has known the above named defendant Peter Brennan for six years and has known him to be an honest, steady, hard working young man. His reputation in the immediate neighborhood is good. He has a wife and family depending upon him for support.

Sworn to before me this —

2<sup>nd</sup> day of February 1894

*Henry Mauser*  
*Recorder of Deeds*  
*NY City*

*Daniel Dillon*

0197

COURT OF GENERAL SESSIONS.

## THE PEOPLE

**VS.**

**PETER BRENNAN**

CITY AND COUNTY OF NEW YORK, SS:

CLARENCE J. IRVING of 67 Liberty Street in the City of New York, being duly sworn deposes and says:

That he has known the above named defendant for about six years. That he met him frequently during that time almost weekly in \_\_\_\_\_

other people who knows the defendant and that his reputation for honesty is good.

Sworn to before me this

2nd day of February 1894

Jacob Van Hook  
Notary Public  
N.Y.C.

0 198

U. S. General Sessions

The People &

Plaintiff

against

Peter Brennan

Defendant

Affidavits

JAMES W. PURDY & McLAUGHLIN,

Attorneys for

No. 280 BROADWAY, New York City

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

Attorney.

To

0199

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

THE PEOPLE OF THE STATE OF NEW YORK

*Valentine Skiffington,  
Domenico Fanelli  
and  
Peter Brennan*

The Grand Jury of the City and County of New York, by this indictment, accuse  
*Valentine Skiffington, Domenico  
Fanelli and Peter Brennan*  
of the CRIME OF GRAND LARCENY IN THE *second* DEGREE, committed  
as follows:

The said *Valentine Skiffington, Domenico  
Fanelli and Peter Brennan*, all  
late of the City of New York, in the County of New York aforesaid, on the  
day of *August* in the year of our Lord, one thousand eight hundred and  
ninety-~~three~~ *fifteenth* at the City and County aforesaid, with force and arms,

*one piece of cloth of the  
value of one hundred and  
thirty dollars.*

of the goods, chattels and personal property of one

*Julius Ballin*

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

## SECOND COUNT—

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

*Domenico Tanelli and Peter Brennan*  
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows:

The said

*Domenico Tanelli*  
*and Peter Brennan, both*

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

*one piece of cloth of the*  
*value of one hundred and*  
*thirty dollars*

of the goods, chattels and personal property of one

*Julius Ballin*  
*by one Valentine Sheffington and*  
*other*  
by a certain ~~person or~~ persons to the Grand Jury aforesaid unknown, then lately before feloniously stolen, taken and carried away from the said *Julius Ballin*

unlawfully and unjustly did feloniously receive and have; the said

*Domenico*  
*Tanelli and Peter Brennan*

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

DE LANCEY NICOLL,

*District Attorney.*



0201

**BOX:**

546

**FOLDER:**

4959

**DESCRIPTION:**

Smith, Charles

**DATE:**

12/08/93



4959

0202

**BOX:**

546

**FOLDER:**

4959

**DESCRIPTION:**

Lane, Frank

**DATE:**

12/08/93



4959

Witnesses:

*Officer*  
*Richard Barry*

Counsel,

Filed.

Pleads.

Day of

189

THE PEOPLE

#1

491

Plaintiff

*Charles Smith*

*and*  
*Frank Lane*

*committed as*  
*Frank A. Lane*

DE LANCEY NICOLL,

District Attorney.

*Both*

*See 2 of r*  
*Jan 5/94*

A TRUE BILL.

*Thos Harris*

Foreman.

*Part 2 - Dec. 14, 1893*

*not Pleads Burg 3rd deg.*

*Part 3. Jan 3/94*

*#2. Pleads Burg 3rd deg 5*  
*Jan 5/94*

*Burglary in the Third Degree*  
*Section 498, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000*

0204

Police Court— District.

City and County } ss.:  
of New York,

*Elias Greenberg*  
 of No. *193 1<sup>st</sup> Avenue* Street, aged *33* years,  
 occupation *Cuts Ladies Hair* being duly sworn  
 deposes and says, that the premises No. *193 1<sup>st</sup> Avenue* Street,  
 in the City and County aforesaid, the said being a *Store and dwelling*

and which was occupied by deponent as a *Store*  
 and in which there was at the time a *hasan* being, by name

were BURGLARIOUSLY entered by means of forcibly

*breaking*  
*and forcing open a rear*  
*shutter of the store leading from*  
*deponent's premises into the yard*

on the *3* day of *December* 18*93* in the *night* time, and the  
 following property feloniously taken, stolen, and carried away, viz:

*One pair of trousers. One*  
*shirt. One pair of drawers*  
*& 11 other parts together*  
*of the value of Thirty-four*  
*dollars*

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

*Charles Smith and Frank Ahern*  
 for the reasons following, to wit: *that between the hours of*  
*12 o'clock midnight and 1 o'clock*  
*am of December 3<sup>rd</sup> 1893 said*  
*premises were broken and said*  
*property stolen and carried away*  
*deponent is now informed by Officer*  
*Richard Barry of the 6<sup>th</sup> Precinct*  
*that he arrested the defendants as*  
*suspicious persons in Matter Street*

0205

On examining to dispose of a number  
of pair of women shoes etc, that  
defendant has seen the property  
found in the possession of the  
defendants and fully identifies  
the same as a portion stolen  
from his said broken premises  
Elias Greenberg

Sworn to before me this  
3rd day of December 1933  
M. J. Martin  
Police Justice

Police Court District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

Degree.

Burglary

Dated

188

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of \$ Bail.

Bailed by

No. Street.



0206

CITY AND COUNTY }  
OF NEW YORK, } ss.

1921

*Richard Barry*  
*Police Officer*  
aged *62* years, occupation *Police Officer* of No. *62*  
*Princeton* Street, being duly sworn, deposes and

says, that he has heard read the foregoing affidavit of *Oliver Greenberg*

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

Sworn to before me this *20* day  
of *December* 189*2*

*Richard Barry*

*James Martin*

Police Justice.

0207

Sec. 198-200.

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

*Charles Smith*  
Police Justice.

0208

Sec. 198-200.

District Police Court.

CITY AND COUNTY } ss.  
OF NEW YORK,

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

Question. What is your name?

Answer. *Frank Ahern*

Question. How old are you?

Answer. *18 years*

Question. Where were you born?

Answer. *MS*

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

Answer. *181 1st Avenue*

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 guilty*  
*Trk. Lane*

Subscribed and sworn to before me this

Police Justice.

0209

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

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

Dated, Dec 9 189 James Martin Police Justice.

I have admitted the above-named

to bail to answer by the undertaking hereto annexed.

Dated, \_\_\_\_\_ 189 \_\_\_\_\_ Police Justice.

There being no sufficient cause to believe the within named

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

Dated, \_\_\_\_\_ 189 \_\_\_\_\_ Police Justice.

02 10

16 (17th Ward), 1281  
Police Court--- District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Charles Gumbert*  
*193. 100e*  
*Paula Smith*  
*Frank Chen*

Officer *Barry*

BAILED,

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

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

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

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

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

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

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

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

3 \_\_\_\_\_

4 \_\_\_\_\_

Dated, *Dec 3* 189

*Walter* Magistrate.

*Barry* Officer.

*Barry* Precinct.

Witnesses \_\_\_\_\_

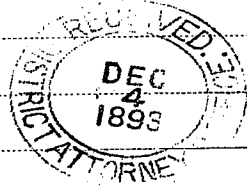
No. \_\_\_\_\_ Street.

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

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

\$ *200.00* to answer *G.S. 3*

*Barry*  
*Comm.*





0211

**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 Smith*  
*and*  
*Frank Lane*

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

*Charles Smith and Frank Lane*

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

The said

*Charles Smith and Frank Lane, both*

late of the *17th* Ward of the City of New York, in the County of New York, aforesaid, on the  
*third* day of *December*, in the year of our Lord one  
thousand eight hundred and ninety-*three* in the *night*-time of the same day, at the  
Ward, City and County aforesaid, a certain building there situate, to wit, the *store* of  
one

*Elias Greenberg*

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

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

## SECOND COUNT—

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

*Charles Smith and Frank Lane*  
of the CRIME OF *Grand* LARCENY in the second degree, committed as follows:

The said

*Charles Smith and Frank Lane, 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, in the *night* time of said day, with force and arms,

*eleven pairs of trousers of the value of three dollars each pair, seven shirts of the value of one dollar each, three pairs of drawers of the value of one dollar each pair, four pairs of knee trousers of the value of one dollar each pair*

of the goods, chattels and personal property of one

in the

*store*

of the said

*Elias Greenberg*  
*Elias Greenberg*

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

0213

THIRD COUNT:

And the Grand Jury aforesaid, by this indictment, further accuse the said  
*Charles Smith and Frank Lane*  
of the CRIME OF RECEIVING STOLEN GOODS, committed as follows:

The said

*Charles Smith and Frank Lane, both*

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

*the same goods, chattels and  
personal property described  
in the ~~first~~ second count of  
this indictment*

of the goods, chattels and personal property of

*Elias Greenberg*

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

*Elias Greenberg*

unlawfully and unjustly did feloniously receive and have: (the said

*Charles Smith and Frank Lane*

then and there well knowing the said goods, chattels 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.

DE LANCEY NICOLL,

*District Attorney.*

02 14

**BOX:**

546

**FOLDER:**

4959

**DESCRIPTION:**

Smith, Frank

**DATE:**

12/06/93



4959

02 15

**BOX:**

546

**FOLDER:**

4959

**DESCRIPTION:**

Walker, Eugene

**DATE:**

12/06/93



4959



02 16

Witnesses:

officiated by Brett Central Office

Deen in S.P. 7 yrs

There is no evidence  
against the de-  
fendant - Walker  
named in this indictment.  
and two for 2  
recommenced in  
miserable of this  
indictment against  
Walker  
June 27/93

John W. Osborne  
Deputy

Part 2 - Jan 2, 1894.  
Indictment as to No. 2  
Dismissed on motion of D.A.

Counsel,

Filed

day of

189

Pleads, 7

THE PEOPLE

vs.

Frank Smith

and

Eugene Walker,

all

(over)

Dec 6/93

DE LANCEY NICOLL,

District Attorney.

Not. Read J. C. 2 day

A TRUE BILL.

off Dec 2nd 93.

B. Lockwood

Not.

S. P. 3 years - Darryl

Foreman.

Grand Larceny, second Degree.  
[Sections 538, 541, Penal Code.]

0217

Police Court—J. District.

1912

Affidavit—Larceny.

City and County } ss.  
of New York,of No. 142 East 32 Street, aged 26 years.occupation (Waiter) being duly sworn,  
deposes and says, that on the 9 day of November 1893 at the City of New  
York, in the County of New York, was feloniously taken, stolen and carried away from the possession  
of deponent, in day time, the following property, viz:

Three Coats One Overcoat  
One Pair of Pants and repair of  
Shoe and together of the value  
of Forty dollars

the property of Deponent

and that this deponent  
has a probable cause to suspect and does suspect, that the said property was feloniously taken, stolen  
and carried away by Frank Smith and Eugene Walker  
(both now here) and acting in concert)  
for the following reasons to wit that on  
said date deponent left said property  
in a room in the above premises  
and on deponent's return deponent missed  
the said property. Deponent is informed  
by Officer William H. Murphy and John J. Flanagan  
of the 23 Precinct Police that they arrested  
the said defendants and found in room  
occupied by the said defendants at 155  
East 26 Three One Over Coat and  
Wool Coat, which property deponent has  
since seen and fully identifies as part  
of the property taken stolen and carried away

Sworn to before me, this  
1893 day

Police Justice.

02 18

from said premises. The said Officer further  
informs Applicant that the said Defendant  
Admitted and confessed that they did  
steal said property and returned to  
said Defendant from vehicle representing  
said property. Applicant therefore notes  
that said Defendant may be dealt  
with as the law directs.

Shown before me this } Samuel A. Hegg  
21 day of November 1943 }

James C. Burke  
Notary Public

02 19

Sec. 198-200.

CITY AND COUNTY }  
OF NEW YORK, } ss.

44 District Police Court.

*Eugene Walker* 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 Walker*

Question. How old are you?

Answer.

*25 years*

Question. Where were you born?

Answer.

*England.*

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

Answer.

*No. 185 E. 26<sup>th</sup> Street New York*

Question. What is your business or profession?

Answer.

*Cook*

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 Walker*

Taken before me this

day of

189

Police Justice

0220

Sec. 193—200.

H? District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

Question. What is your name?

Answer.

*Frank Smith*

Question. How old are you?

Answer.

*27 years*

Question. Where were you born?

Answer.

*My City*

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

Answer.

*No 155 E. 26th Street 1 Week*

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*  
*Frank Smith*

Taken before me this

day of

1893

*James W. [Signature]*

Police Justice.



0221

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

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Twenty 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 1893 Am H Burke Police Justice.

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

Dated \_\_\_\_\_ 189 \_\_\_\_\_ Police Justice.

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

Dated \_\_\_\_\_ 189 \_\_\_\_\_ Police Justice

0222

BAILED,

No. 1, by .....

Residence ..... Street

No. 2, by .....

Residence ..... Street.

No. 3, by .....

Residence ..... Street.

No. 4, by .....

Residence ..... Street.

Police Court--- 4 District. 1240

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Mumukh A. Singh

143 vs. C. 350

1 Frank Smith

2 Eugene Walker

3

4

Offence Grand Larceny

Dated Nov. 21<sup>st</sup> 1893

12 Burke Magistrate.

Murphy & Son Officer.

23 Precinct.

Witnesses Mrs. White

No. 147 East 22<sup>nd</sup> Street.

Mrs. Jackson

No. 146 East 58<sup>th</sup> Street.

Off. B. B. B.

No. 23rd Precinct.

\$ 7500 to master

NOV 23 1893

CLERK

GR

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

THE PEOPLE OF THE STATE OF NEW YORK

*against*

*Frank Smith*  
*and*  
*Eugene Walker*

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

*Frank Smith and Eugene Walker*  
of the CRIME OF GRAND LARCENY IN THE *second* DEGREE, committed  
as follows:

The said

*Frank Smith and Eugene Walker, both*

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

*three coats of the value of eight  
dollars each, one overcoat of the  
value of fifteen dollars, one pair  
of trousers of the value of  
four dollars, and one pair  
of shoes of the value of four  
dollars,*

of the goods, chattels and personal property of one

*Manuel A. Perry*

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

## SECOND COUNT—

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

*Frank Smith and Eugene Walker*  
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows:  
The said *Frank Smith and Eugene Walker, both*

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,

*three coats of the value of eight dollars each, one overcoat of the value of fifteen dollars, one pair of trousers of the value of four dollars, and one pair of shoes of the value of four dollars*

of the goods, chattels and personal property of one

*Mannuel A. Nery*

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

*Mannuel A. Nery*

unlawfully and unjustly did feloniously receive and have; the said

*Frank Smith and Eugene Walker*

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

DE LANCEY NICOLL,

*District Attorney.*

0225

**BOX:**

546

**FOLDER:**

4959

**DESCRIPTION:**

Smith, Frank

**DATE:**

12/15/93



4959



0226

**BOX:**

546

**FOLDER:**

4959

**DESCRIPTION:**

Kell, Josephine

**DATE:**

12/15/93



4959

0227

**BOX:**

546

**FOLDER:**

4959

**DESCRIPTION:**

Jones, Mamie

**DATE:**

12/15/93



4959

0228

Witnesses:

Robert J. Sweeney  
officer Allen Hay  
20th Precinct

Counsel,

Filed 15 day of Dec 1893

Pleads, Guilty 18

THE PEOPLE

33 W 49  
2nd floor vs.

Frank Smith,

Josephine Kell,

Mamie Jones

No 1. 4 7 6 Wds o.P.  
No 2 2 4th 5th 6th 7th 8th 9th 10th 11th 12th  
No 3 3 4th 5th 6th 7th 8th 9th 10th 11th 12th  
DE. LANCEY NICOLL, 4th  
District Attorney.

Part 3 January 4/94  
Nos 1 + 2 Tried + Convicted

A TRUE BILL.

B. Lockwood  
Part 3. January 9/94  
No 3. Tried and Convicted.  
Foreman.

Part 4 - San Francisco

Grand Larceny, Second Degree  
[Sections 528, 531, 533 Penal Code.]



if I would go in the room with her. I went in the room with her. I took off my trousers and threw them under the bed. The Kell woman chided me for f doing it and I then took my trousers and put them on a chair. The chair was about seven or eight feet from the door sitting of the ~~xxx~~ room. While the Kell woman and I were in the bed I saw the door opened and this woman Mamie Jones crept in and took the money out of my trousers. I did not see her take the money out of the trousers but I saw her go up to the trousers and go out. She crept in on her hands and knees. As soon as I got up I realized that the money was taken, and that it was no use asking for it there so I ran right downstairs and saw an officer standing on the same corner. I started to tell him what had happened, when Officers Hay and Curry came along and took charge of the matter and arrested these people. I am certain I had this money in my trousers pocket at the time I went into the room with the Kell woman. I went upstairs with the Officer afterwards and we made a search of the room. We found the Kell woman in bed in the furthest room of the three. The officers made a search and found two hundred dollars under the mattress in the bed where I had been with the Kell woman. After d finding the money we went downstairs and the officer picked up ten dollars bill where Smith had been standing. I didn't remain in the room with the Kell woman more than ten



minutes. When we came into the room first Smith introduced me as a friend of his, and then went out to get something to drink. While I was in the room with the Kell woman, Smith was in the outer room in company with Mamie Jones.

Cross examination:

This happened on Saturday. I didn't work on that day. I went to the bank at half past ten and drew \$350.00 The bank is at the corner of 23rd Street and Sixth Avenue. I walked from there to 42nd Street and Sixth Avenue, and went into Wakely's saloon on that corner; and had a glass of beer in there. I then walked across to Third Avenue and went into a saloon there. I spent most of the time that day in different saloons and eventually reached the saloon in which I met the defendant Smith, about 11 o'clock in the night. He was a stranger to me when I met him in that saloon but he spoke to me first. I was not under the influence of liquor at the time I met him though I had taken several glasses of beer. I was in company with a friend part of that day but left him at Seven o'clock in the evening. The saloon in which I met the defendant Smith was in 33rd Street between 7th and 8th Avenues. While I was with him he saw some of this money with me as I took it out to pay for some drinks. I didn't see either of the women before I came up into the house. I didn't s meet either of them on the street.

ALLEN HAY, a witness for the People sworn, testified:

I remember the night of the 9th of December last. I am a police officer assigned to detective duty in the Twentieth Precinct. I saw the complainant on the northwest corner of 33rd Street and Seventh Avenue. He went to speak to an officer. I saw the officer start to run and I started down after him. When I got to the door of 201 West 30th Street, this man was pointing to Mamie Jones, and Smith, and said "These people have got my money". I says, "Where were you robbed?". He says, "In the top floor of this house." I said to Mamie Jones, "Did you get any of this man's money, if you have you better give it back to him." and she says "I aint got any; I don't know anything about it." I said to her, "Do you rent this house" and she says, "Yes it is my house". I says, "Come upstairs with me". I turned Smith over to the Officer and we started upstairs, Jones and I. When we got to the door she says, "I haven't got the key; he has the key, meaning Smith, so he came up and the key was given to Jones. I says to Jones, "Is this your house?" She says "Yes, that is my house". I says "If you have got any money you better give it back to that man". She says, "I haven't got any money." Smith and the other officer followed up behind me. Jones and I got up first. They opened the front door and went into the front room. It was c dary. The light was in the Third room towards Eighth Avenue.

I went in and she says, pointing to Josephine Kell who was lying in the bed pretending to be asleep, "this is the woman that robbed him". Kell says, "I had nothing to do with it; I don't know anything about it". I took Kell out of the bed and told her I was going to search her; she says, "All right you can search me; I have no money". I searched her and felt in the stocking to see if there was any money there; there was none there. I went and searched the rooms, and I says to Sweeney, "Where is the bed you were in" and he says "here", pointing to the bed in the bedroom. I started and lifted the mattress and under the top mattress I found \$200 in twenty dollar bills. I have it in my possession now. I says to Kell and Jones, both of them together, "Where's the rest of this man's money, and Josephine Kell says, "Here Officer, I will tell you the whole thing. I did the loving with this man; Jones was to do the creeping and Smith was to get his whack. They wouldn't whack up square and that's what the fight started about". I made a thorough search of the rooms but could find no more money. . We searched the stairs all the way f down and down on the step where I first put Jones and Smith under arrest I found this ten dollar bill all crumpled up. I could hardly recognize what it was. I then went upstairs again and told them I had found ten dollars. Josephine Kell says, "Well if I go to prison she will go too; I will tell the truth and she will not tell any lies about it".

She says, "Officer, just as I told you, I was to do the loving, she was to do the creeping and Smith was to get his whack". She repeated the same story at the Jefferson Market Police Court in the presence of the two defendants Smith and Jones, in front of Judge Hogan I believe. I found the Kell woman in a big bed but it wasn't the bed that Sweeney pointed out as the one that was occupied by himself and the Kell woman.

D E F E N S E .

Josephine Kell, one of the defendants being sworn, testified:

I met Sweeney the complainant in this case on Seventh Avenue. I just don't know the date; it was about three weeks ago last Saturday night. I was at that time talking to Mr. Smith. Mr. Sweeney walked up and asked us if we wouldn't take a drink; we accepted. Mr. Sweeney, myself and Mr. Smith went over to the corner to what they call Bob Nelson's where Miss Jones was standing; she joined us; we went in and sat down and had some drinks there. We went over to Miss Jones house together. When we got to the door, I says, "I will go up and make some light. We went in and sat down in the front room and it was proposed that we have something to drink. Sweeney drank ale; he sent out for some ale and also some whiskey; we all drank of the ale and we didn't touch the whiskey. A few moments afterwards I was in the room with Mr. Sweeney alone. Miss Jones said she was going to take some money out

of Mr. Sweeney. I knew about that. As the detective said, that is just what I told him. After the money was taken Mr. Sweeney got up and missed his money. I never met Mr. Sweeney before. I went to the door with Mr. Sweeney and said good night. When I came back upstairs again Jones and Smith were there and I says "Where's the money?" She said nothing. They wouldn't share the money with me. She denied he had been in the house; I then said I would get an officer. When the officer came he found \$200.00 in the bed under the mattress in the room we occupied. I knew she was going to take some money but I didn't know the money was under the mattress of the bed in which I slept.

Cross examination:

We drank about a pint of ale before I went into the room with this Mr. Sweeney. Sweeney didn't give me any money at all. I never got any share of the money that was taken from Mr. Sweeney. We had no previous conversation about taking the money. The gentleman w said he would recompense me before we went into the rooms I have known Jones by sight for some time but never met her until that night. I didn't know Mr. Smith before that night, and just happened to be talking with him at the door when Mr. Sweeney came along. I received no part of this money at all. I have never been arrested before charged with any crime.



FRANK SMITH, one of the defendants sworn, testified:

I am 33 years of age and waiter by occupation. I have never been convicted of any crime. I have lived in this city twenty years. I met Mr. Sweeney on the night in question on Seventh Avenue between 30th and 31st Streets. I was talking with the Kell woman. He came along and says, "Hallo, come and have a drink". We went across to Nelson's saloon and had something to drink. We there met this other lady and asked her to drink. While we were in the saloon it was proposed that we go over to Mamie KJones house. We went across the street and went into the house; while there I was sent out for something to drink, and came back and found that Kell and the Sweeney man were in the room. Mamie Jones and I sat there a little while and I started downstairs to get something more to drink. When I got to the door this woman came down with Sweeney and bids him good night. I was arrested on the sidewalk. I know nothing about the robbery of this man. it. I had nothing whatever to do with Mr. Sweeney 'told the officer that he had been robbed. I told the officer that I knew nothing whatever about it. I didn't have any of the money in my possession. The ten dollar bill which was found on the sidewalk where I was arrested, I knew nothing about. I didn't drop that.

Cross examination:

I have known Kell since that night I met her on Seventh Avenue between 30 and 31st Street. I didn't know Mamie Jones before; I saw her for the

0237

9

first time that night. Kell and the man Sweeney were in the room together. I saw Sweeney come out of the house as I was going downstairs. I deny the story of the Kell woman that I was to share in anything that was stolen from this man.

THE JURY RETURNED A VERDICT CONVICTING

BOTH DEFENDANTS OF GRAND LARCENY  
IN THE SECOND DEGREE.

Billie M. Kelly, 29

James M. Kelly, 31

James M. Kelly, 31

James M. Kelly, 31

James M. Kelly, 31

James M. Kelly, 31

James M. Kelly, 31

James M. Kelly, 31

James M. Kelly, 31

James M. Kelly, 31

COURT OF GENERAL SESSIONS.

P A R T   I I I .

-----x  
The People of the State of New York :  
 :  
 : Before Hon.  
 : Frederick Smyth  
 : and a Jury.  
 :  
 Mamie Jones, impleaded with Josephine :  
 Kell and Frank Smith. :  
-----x  
Indictment filed December 10th, 1893.  
Indicted for Grand Larceny in the Second degree.

New York, January, 8th, 1894.

APPEARANCES For the People, Assistant District Attorney Stephen J. O'Hare.

For the defendant, W. E. Morris, Esq.

ROBERT J. SWEENEY, a witness for the People being sworn, testified:

I am a painter by trade and live at 222 East 33rd Street. On the 19th of December last I took \$350.00 out of the Excelsior Savings Bank. It was all in twenty dollar bills except one ten. I went to 42nd Street and from there to 33rd Street, and met the defendant Smith in 33rd Street between 7th and 8th Avenue in a saloon. I drank with him. It must have been about 11 o'clock at night when I met him. He asked me to take a walk and I was foolish enough to take a walk up Seventh Avenue to 30th Street. I went upstairs in a house on the corner of Seventh Avenue and Thirtieth Street with him. When we got in the room there this man Smith proposed that we have a drink. He went out and got some beer at my expense. In the room were Mamie Jones and Josephine Kell as I know them now. After we drank the beer the Kell woman asked me

if I would go in the room with her. I went in the room with her. I took off my trousers and thrrw them under the bed. The Kell woman chided me for f doing it and I then took my trousers and put them on a chair. The chair was about seven or eight feet from the door sitting of the ~~saxa~~ room. While the Kell woman and I were in the bed I saw the door opened and this woman Mamie Jones crept in and took the money out of my trousers. I did not see her take the money out of the trousers but I saw her go up to the trousers and go out. She crept in on her hands and knees. As soon as I got up I realized that the money was taken, and that it was no use asking for it there so I ran right downstairs and saw an officer standing on the same corner. I started to tell him what had happened, when Officers Hay and Curry came along and took charge of the matter and arrested these people. I am certain I had this money in my trousers pocket at the time I went into the room with the Kell woman. I went upstairs with the Officer afterwards and we made a search of the room. We found the Kell woman in bed in the furthest room of the three. The officers made a search and found two hundred dollars under the mattress in the bed where I had been with the Kell woman. After d finding the money we went downstairs and the officer picked up ten dollars bill where Smith had been standing. I didn't remain in the room with the Kell woman more than ten

minutes. When we came into the room first Smith introduced me as a friend of his, and then went out to get something to drink. While I was in the room with the Kell woman, Smith was in the outer room in company with Mamie Jones.

Cross examination:

This happened on Saturday. I didn't work on that day. I went to the bank at half past ten and drew \$350.00. The bank is at the corner of 23rd Street and Sixth Avenue. I walked from there to 42nd Street and Sixth Avenue, and went into Wakely's saloon on that corner; and had a glass of beer in there. I then walked across to Third Avenue and went into a saloon there. I spent most of the time that day in different saloons and eventually reached the saloon in which I met the defendant Smith, about 11 o'clock in the night. He was a stranger to me when I met him in that saloon but he spoke to me first. I was not under the influence of liquor at the time I met him though I had taken several glasses of beer. I was in company with a friend part of that day but left him at Seven o'clock in the evening. The saloon in which I met the defendant Smith was in 33rd Street between 7th and 8th Avenues. While I was with him he saw some of this money with me as I took it out to pay for some drinks. I didn't see either of the women before I came up into the house. I didn't see either of them on the street.



ALLEN HAY, a witness for the People sworn, testified:

I remember the night of the 9th of December last. I am a police officer assigned to detective duty in the Twentieth Precinct. I saw the complainant on the northwest corner of 33rd Street and Seventh Avenue. He went to speak to an officer. I saw the officer start to run and I started down after him. When I got to the door of 201 West 30th Street, this man was pointing to Mamie Jones, and Smith, and said "These people have got my money". I says, "Where were you robbed?". He says, "In the top floor of this house." I said to Mamie Jones, "Did you get any of this man's money, if you have you better give it back to him." and she says "I aint got any; I don't know anything about it." I said to her, "Do you rent this house" and she says, "Yes it is my house". I says, "Come upstairs with me". I turned Smith over to the Officer and we started upstairs, Jones and I. When we got to the door she says, "I haven't got the key; he has the key, meaning Smith, so he came up and the key was given to Jones. I says to Jones, "Is this your house?" She says "Yes, that is my house". I says "If you have got any money you better give it back to that man". She says, "I haven't got any money." Smith and the other officer followed up behind me. Jones and I got up first. They opened the front door and went into the front room. It was dark. The light was in the Third room towards Eighth Avenue.

I went in and she says, pointing to Josephine Kell who was lying in the bed pretending to be asleep, "this is the woman that robbed him". Kell says, "I had nothing to do with it; I don't know anything about it". I took Kell out of the bed and told her I was going to search her; she says, "All right you can search me; I have no money". I searched her and felt in the stocking to see if there was any money there; there was none there. I went and searched the rooms, and I says to Sweeney, "Where is the bed you were in" and he says "here", pointing to the bed in the bedroom. I started and lifted the mattress and under the top mattress I found \$200 in twenty dollar bills. I have it in my possession now. I says to Kell and Jones, both of them together, "Where's the rest of this man's money, and Josephine Kell says, "Here Officer, I will tell you the whole thing. I did the loving with this man; Jones was to do the creeping and Smith was to get his whack. They wouldn't whack up square and that's what the fight started about". I made a thorough search of the rooms but could find no more money. . We searched the stairs all the way f down and down on the step where I first put Jones and Smith under arrest I found this ten dollar bill all crumpled up. I could hardly recognize what it was. I then went upstairs again and told them I had found ten dollars. Josephine Kell says, "Well if I go to prison she will go too; I will tell the truth and she will not tell any lies about it".

She says, "Officer, just as I told you, I was to do the loving, she was to do the creeping and Smith was to get his whack". She repeated the same story at the Jefferson Market Police Court in the presence of the two defendants Smith and Jones, in front of Judge Hogan I believe. I found the Kell woman in a big bed but it wasn't the bed that Sweeney pointed out as the one that was occupied by himself and the Kell woman.

JAMES PRENDERGAST, a witness for the People, sworn testified:

I am a police officer attached to the 20th Precinct. On the 9th of November last my post was at 7th Avenue to 30th to 38th Street. I saw the complainant Robert J. Sweeney on that night; he complained to me that he had been robbed. I started to investigate the charge he made, and when I struck 201 West 30th Street Mamie Jones and a man came out of the house and he accused this woman and man of taking \$350.00 out of his pocket. We went upstairs then and Officer Hay made a search of the room and found \$200.00 under the mattress in one of the rooms. Josephine Kell told Officer Hay that she was to do the loving and Mamie Jones was to do the creeping, and Smith was to get a share of whatever money was got. I was the first officer who had charge of this matter and afterwards turned it over to Officer Hay, who is a detective in our precinct.

Josephine Kell a witness for the people, sworn testified:

I met Sweeney the complainant in this case on Seventh Avenue. I just don't know the date; it was about three weeks ago last Saturday night. I was at that time talking to Mr. Smith. Mr. Sweeney walked up and asked us if we wouldn't take a drink; we accepted. Mr. Sweeney, myself and Mr. Smith went over to the corner to what they call Bob Nelson's where Miss Jones was standing; she joined us; we went in and sat down and had some drinks there. We went over to Miss Jones house together. When we got to the door, I says, "I will go up and make some light. We went in and sat down in the front room and it was proposed that we have something to drink. Sweeney drank ale; he sent out for some ale and also some whiskey; we all drank of the ale and we didn't touch the whiskey. A few moments afterwards I was in the room with Mr. Sweeney alone. Miss Jones said she was going to take some money out

of Mr. Sweeney. I knew about that. As the detective said, that is just what I told him. After the money was taken Mr. Sweeney got up and missed his money. I never met Mr. Sweeney before. I went to the door with Mr. Sweeney and said good night. When I came back upstairs again Jones and Smith were there and I says "Where's the money?" She said nothing. They wouldn't share the money with me. She denied he had been in the house; I then said I would get an officer. When the officer came he found \$200.00 in the bed under the mattress in the room we occupied. I knew she was going to take some money but I didn't know the money was under the mattress of the bed in which I slept.

Cross examination:

We drank about a pint of ale before I went into the room with this Mr. Sweeney. Sweeney didn't give me any money at all. I never got any share of the money that was taken from Mr. Sweeney. We had no previous conversation about taking the money. The gentleman w said he would recompense me before we went into the rooms I have known Jones by sight for some time but never met her until that night. I didn't know Mr. Smith before that night, and just happened to be talking with him at the door when Mr. Sweeney came along. I received no part of this money at all. I have never been arrested before charged with any crime.



## D E F E N S E .

MAMIE JONES, the defendant, being sworn testified:

I live at 201 West 30th Street. I keep house for Thomas Jones. I remember the night of the ninth of December last. I was in Bob Nelson's saloon across the way from my house; I had a market basket under my arm. While I was in that saloon Mr. Sweeney the Kell woman and Smith came in. I sat down at a table and had a drink with them. He asked me if he could go across to my house. I said "Yes. I went across home ahead of them and lit the light. They all came upstairs. Sweeney sent out for some mixed ale. After we had a drink the Kell woman and Sweeney went into the small room; Smith and I stayed in the outer room. I didn't go into the room on my hands and knees. I didn't take any money from the possession of Mr. Sweeney or from his trousers. When they were going out I started downstairs after them to see that the door was locked. When we got on the sidewalk the officer came up and placed us under arrest. I told the officer that I had nothing to do with the stealing of this man's money, that he could go upstairs and search my rooms if he wished. He came upstairs and found two hundred dollars under the mattress of the bed in which the Kell woman and Sweeney had been sleeping. I told the officer if this man lost any money this old woman took it from him because she was in bed with him. I never had any of the money; the money was found in the bed where these people were. I have never done anything of

this kind, and did not know that this woman intended robbing Mr. Sweeney or I wouldn't have allowed her into my house.

Cross examination:

I am not a married woman. I rent my rooms out to different colored men. I have been keeping house for Thomas Jones for some time. I do not pass as his wife although his is the same name as mine. I have known Josephine Kell to see her for about a year. I have never been intimate with her. I had been out for groceries at the time I met these people in the saloon. I had no intention of robbing this man when he came up into my house. I deny the statement of the J Kell woman that she was to the loving, I was to do the creeping, and that Smith was to share in whatever was obtained from this man.

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FRANK SMITH, one of the defendants sworn, testified:

I am 33 years of age and waiter by occupation. I have never been convicted of any crime. I have lived in this city twenty years. I met Mr. Sweeney on the night in question on Seventh Avenue between 30th and 31st Streets. I was talking with the Kell woman. He came along and says, "Hallo, come and have a drink". We went across to Nelson's saloon and had something to drink. We there met this other lady and asked her to drink. While we were in the saloon it was proposed that we go over to Mamie KJones house. We went across the street and went into the house; while there I was sent out for something to drink, and came back and found that Kell and the Sweeney man were in the room. Mamie Jones and I sat there a little while and I started downstairs to get something more to drink. When I got to the door this woman came down with Sweeney and bids him good night. I was arrested on the sidewalk. I know nothing about the robbery of this man. I had nothing whatever to do with Mr. Sweeney 'told the officer that he had been robbed. I told the officer that I knew nothing whatever about it. I didn't have any of the money in my possession. The ten dollar bill which was found on the sidewalk where I was arrested, I knew nothing about. I didn't drop that.

Cross examination:

I have known Kell since that night I met her on Seventh Avenue between 30 and 31st Street. I didn't know Mamie Jones before; I saw her for the

first time that night. Kell and the man Sweeney were in the room together. I saw Sweeney come out of the house as I was going downstairs. I deny the story of the Kell woman that I was to share in anything that was stolen from this man.

THOMAS JONES, a witness for the defendant sworn, testified:

I reside at 145 West 27th Street. On the ninth of December last I lived in Mamie Jones' house. I am not married to her nor is she any relation to me. I remember the night that this woman was arrested. I gave the key to the officer to open the door. Smith had no key to these premises that I knew anything about.

The Jury returned a verdict convicting the Defendant of Grand Larceny in the Second Degree.

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

////////////////////////////////////  
The People, etc., /

VS. /

Mamie Jones, /  
////////////////////////////////////

City and County of New York SS:

William E. Morris, being duly sworn says that he is the  
counsel for the above named defendant.

That one Kelly, who was a bar-keeper at the corner of  
30th street and seventh avenue, New York City, on the day  
upon which this alleged larceny is said to have been committ-  
ed, ~~that said Kelly~~ is a necessary and material witness to  
the defense, without whose testimony defendant cannot safe-  
ly proceed to trial, and that deponent expects to prove by  
said witness the following material facts. That on the said  
day in question ~~the~~ complaining witness was in company with  
the defendants, Smith and Kell, in said saloon and was drink-  
ing with them for a considerable time, when the defendant  
Jones came unto said place, and became one of the party, and  
that the said complaining witness left said saloon accompanied  
by said defendants, and that said testimony is offered to im-  
peach the credibility and competency of the ~~testimony~~ <sup>testimony</sup> of the  
said complaining witness, he having testified upon the trial  
of the other defendants that he first met said defendant  
Jones at her house upon the night in question.

Deponent further says that he issued a subpoena for  
said bar-keeper on the 4th day of January, 1894, returnable



2

this morning, and delivered it to Thomas Jones, the husband of said defendant, for service, and that he is informed by said Jones, and verily believes it to be true, that said Jones went to the said saloon for the purpose of serving said subpoena, and that he was informed that said bar-keeper had left the place seven days ago, and that he was unable to find him before the opening of Court; but will probably be able to find him if the case is adjourned until Monday.

Deponent further says that he is informed and believes it to be true that said defendant was arrested by one officer Prendergast, of the 20th Precinct, and that he questioned the defendant Jones at the time of said arrest and prior to the arrival of any other officers and that the statements then made by the defendant Jones to said officer and the information furnished by her to him will tend to corroborate the testimony she expects to give, and that said Prendergast is a necessary and material witness <sup>for the defense</sup> as deponent verily believes.

Deponent further says that he is informed and verily believes that officer Killeavy was the only officer that was present at the time the money was found upon the side walk, and that the defendant Jones was not present at the time, and that fact is necessary and material to be proven by defendant and that she cannot safely proceed to the trial of this cause without the testimony of said Kelly, Killeavy and Prendergast, and that deponent issued subpoenas for the said officers but that he is informed and believes that they are off duty to-day and cannot with due diligence be served in time to be present.

Sworn to before me this

5th day of January, 1894.

*Julia A. Gaine*  
Notary Public  
N. Y. C.

*Wm. Morris*

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

////////////////////////////////////  
The People, etc., /

VS. /

Mamie Jones, /  
////////////////////////////////////

City and County of New York SS:

Thomas Jones being duly sworn says that he has heard read the affidavit of William E. Morris, counsel for the defendant, Mamie Jones, and that the same is true of his own knowledge, wherein it relates of the delivery to deponent of a subpoena for service upon one Kelly, a bar-keeper at 30th street and Seventh Avenue, New York City, <sup>Jan'y 4<sup>th</sup> 1894</sup> and that deponent went to said saloon and was informed by the proprietor that said Kelly had left there, seven days ago, and that he did not know where he could be found.

Sworn to before me this

5th day of January, 1894.

*Prosper P. Ferrari*  
*Comm. of Deeds*  
*N. Y. City & Co.*

*his*  
*Thomas E. Jones*  
*mark*

0253

Please take notice that the within is a true  
copy of an .....  
his day duly ..... in the office of the  
Clerk of this Court in this action.

Dated N. Y. .... 189 .....

Yours, &c.,

WILLIAM E. MORRIS,

Attorney for .....

To: ..... Esq.  
Atty for .....

Mahon Grant  
to be read down  
for recovery  
By

*General Sessions Court.*

*The People* *v.*  
Plaintiff,  
AGAINST

*Minnie Jones*  
*et al* Defendant.

*Affidavits to*  
*obtain an ad-*  
*judgment*

WILLIAM E. MORRIS,

*Counsel for Deft. Jones*  
23 Chambers Street, N. Y. City.

Due and timely service of a copy within .....  
..... is hereby admitted.

Dated N. Y. .... 189 .....

Atty.

To ..... Esq.

Atty.

*Filed Jan 5/94*

Sworn to before me this  
day of ..... 189 .....

Dependent further says that he knew the persons so served to be .....

0254

Sec. 322. Penal Code.

CITY AND COUNTY }  
OF NEW YORK, } ss.

District Police Court.

of No. 222 East 33d Street, in said City, being duly sworn, says  
that at the premises known as Number 201 West 30th Street,  
in the City and County of New York, on the 9 day of March 1899, and on divers  
other days and times between that day and the day of making this complaint

*now here*  
did unlawfully keep and maintain and yet continues to keep and maintain 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 willfully 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 Mamie Jones  
and all vile, disorderly and improper persons found upon the premises occupied by said Mamie Jones  
may be ~~apprehended and~~ dealt with as the law in such cases made and provided may direct.

Sworn to before me, this 10day of March 1899

Robert J. Sweeney  
Police Justice.

(1924)

0255

Sec. 198-200.

District Police Court.

CITY AND COUNTY  
OF NEW YORK,

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

Taken before me this

day of

*Paul H. [Signature]*

Police Justice.



0256

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.....

*Thomas Jones*

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 *Dec 10* 18 *77* *Charles H. [Signature]* Police Justice.

I have admitted the above-named.....

to bail to answer by the undertaking hereto annexed.

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

There being no sufficient cause to believe the within named.....

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

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

0257

\$500 bail  
Exp. adv. to 11 Dec. at 9 AM

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

Robert P. Breen  
222 E 36th St  
Mann Jones

2  
3  
4

Offence  
Breach of Arrrest

Dated Dec 10 1899

Koch Magistrate.

Hay & Curry Officer.

20 Precinct.

Witnesses \_\_\_\_\_

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

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

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

\$ 500 to answer G.S.

Corn



# Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

AGAINST

*Mamie Jones*

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

*Mamie Jones*

(Sec. 322,  
Penal Code.)

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

The said

*Mamie Jones*

late of the *20th* Ward of the City of New York, in the County of New York aforesaid, on the *ninth* day of *December* in the year of our Lord one thousand eight hundred and ninety-*three*, 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 said house divers ill-disposed persons, as well men as women, and common prostitutes, on the days and times aforesaid, as well as 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

*Mamie Jones*

on the days and times aforesaid, there did commit whoredom and fornication; whereby divers unlawful assemblies, disturbances and lewd offenses 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

*Mamie Jones*

(Sec. 385,  
Penal Code.)

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

The said

*Mamie Jones*

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

ninety-*three*, 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 *her* said house for *her* 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

(Sec. 323,  
Penal Code.)

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

The said

late of the Ward, City and County aforesaid, afterwards, to wit: on the *twenty three* day of *December* in the year of our Lord one thousand eight hundred and ninety-*three* 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 *her* 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 *her* 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.

DE LANCEY NICOLL,

*District Attorney.*

Witness:

Robert G. Mcenery  
officer Allen Hay  
10th Precinct

Counsel,

Filed, day of

1893

Pleads,

THE PEOPLE

vs.

KEEPING A HOUSE OF ILL-FAME, ETC.  
(Sections 822 and 885, Penal Code.)

Mame Jones  
(2 cases)

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Foreman.

jury: Aggitation and one another  
in which



0261

Police Court

2

District.

Affidavit—Larceny.

City and County  
of New York, } ss:Robert J. Sweeney  
of No. 222 East 33<sup>rd</sup> Street, aged 28 years,  
occupation Sign painter being duly sworn,deposes and says, that on the 9<sup>th</sup> day of December 1893 at the City of  
New York, in the County of New York, was feloniously taken, stolen and carried away  
from the possession of deponent, in the night time, the following property, viz:About three hundred and forty five  
dollars lawful money of the  
United States.

the property of deponent

and that this deponent

has a probable cause to suspect, and does suspect, that the said property was feloni-  
ously taken, stolen and carried away by Frank Smith,Josephine Kell and Mamie Jones  
(all now here), for the reasons that  
the defendants were acting in concert  
under the following circumstances:  
Deponent met the defendant Smith  
in the saloon at ~~257~~ West 34<sup>th</sup> Street  
and was in the said Smith's company.  
Deponent and said Smith visited premises  
261 West 30<sup>th</sup> Street where deponent met  
the defendants Kell and Jones and  
deponent had said sum of money  
in the left hand pocket of deponent's  
pantaloons, which deponent removed from his person after having laid on a chair  
with defendant Kell, and when deponent

had finished, deponent russed said said money from said pocket. Deponent caused the defendants arrest and in company with Officer Allen Hay searched the said room and found the sum of Two hundred dollars concealed under and between the mattress of said bed. That said Hay in company with deponent found said Smith and Jones standing on the sidewalk in front of said premises and Hay arrested them and found a ten dollar bill lying on the sidewalk immediately in front and between said Smith and Jones.

Defendant Kell has in open Court acknowledged and confessed to deponent that she and her co defendants had conspired to commit said larceny and that she was to keep deponent's attention by acts of affection so as to permit the said Jones to creep into the room and steal said money from deponent's parlour. That said Smith knew of said intention and connived at its commission and did share in the proceeds of said larceny.

I Swore to before me  
this 10<sup>th</sup> December, 1893

Wm. H. Lee

Police Justice

Robt. W. W. W.

0263

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY } ss.  
OF NEW YORK, }

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

Question. What is your name?

Answer.

Frank Smith

Question. How old are you?

Answer.

23 years

Question. Where were you born?

Answer.

Poughkeepsie NY

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

Answer.

241 W 29 St - 3 months

Question. What is your business or profession?

Answer.

Writer

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

Answer.

I am not guilty

Frank Smith

Taken before me this

day of

Dec 1893

Police Justice.

0264

Sec. 198—200.

2 District Police Court.

CITY AND COUNTY }  
OF NEW YORK, }

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

Question. What is your name?

Answer. Josephine Kell

Question. How old are you?

Answer. 28 years

Question. Where were you born?

Answer. U.S.

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

Answer. 265 7th Avenue

Question. What is your business or profession?

Answer. Domestic

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

Josephine Kell  
(initials)

Taken before me this

day of

1883  
July 27

Police Justice.

0265

Sec. 198—200.

2

District Police Court.

CITY AND COUNTY } ss.  
OF NEW YORK, }

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

Question. What is your name?

Answer. *Marie Jones*

Question. How old are you?

Answer. *22 years*

Question. Where were you born?

Answer. *N. S.*

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

Answer. *201 Beach Avenue 3 months*

Question. What is your business or profession?

Answer. *Domestic*

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**Marie Jones*

Taken before me this

10

*John J. Jones*

Police Justice.



0266

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

~~Joseph Red~~ Frank Smith, Herman Jones

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of twenty five 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 Dec 10 1897 Joseph A. Smith Police Justice.

I have admitted the above-named

to bail to answer by the undertaking hereto annexed.

Dated \_\_\_\_\_ 18 \_\_\_\_\_ Police Justice.

There being no sufficient cause to believe the within named

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

Dated \_\_\_\_\_ 18 \_\_\_\_\_ Police Justice.

026

\$1000 bail

Exp. only. to 12 hrs at 9am

1328

Police Court District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Robert J. Sweeney  
2122 East 36th

Josephine Kell  
Frank Smith  
Minnie Jones

Office  
Sweeney

BAILED,

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

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

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

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

Dated Dec 10 1893

Kell Magistrate.

Hay & Curry Officer.

26 Precinct.

Witnesses \_\_\_\_\_

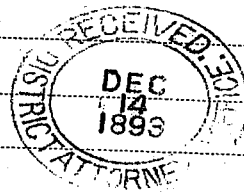
No. \_\_\_\_\_ Street.

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

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

\$2500 to answer J.S.

Com 12



0268

COURT OF GENERAL SESSIONS OF THE PEACE.

1767  
SUBPOENA.

COUNTY OF NEW YORK } ss. To

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

*Thomas Kelly*

YOU ARE COMMANDED to appear before the Court of General Sessions of the Peace, to be holden in and for the said City and County of New York, at the City Hall of the said City, on *Mon* day, the *8th* day of *January* instant, at the hour of ELEVEN O'CLOCK 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 *Mamie Jones*

Dated at the City of New York, *8th* day of *January* 189 *4*

By order of the Court.

JOHN F. CARROLL, Clerk of Court.

*W. E. Morris*

Counsel for Defendant.

Part 3-  
The Court is held in the Court House, 32 Chambers St.

0269

To

*Mr Thomas Kelly*

No. .... Street.

This subpoena is issued in behalf of the defendant on his application.

On appearing in Court you will enquire for the Counsel for defendant, so that he may be aware of your presence.

If you do not obey this subpoena or do not explain your absence, the Court will enforce your attendance and *fine* you.

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

.....  
THE PEOPLE ETC. :  
VS. :  
MAMIE JONES. :  
.....

City and County of New York SS:

Edward D. Barney of said city being duly sworn says that he is twenty-one years of age and upwards. That on the 8th day of January, 1894, at John McAvoy's saloon, on the south west corner of 24th street and 7th avenue in the city of New York, he served the annexed subpoena upon Thomas Kelly, the person therein named, by delivering to and leaving with said Kelly a true copy thereof.

Deponent further says that he knew the person so served to be the person named in said subpoena.

Deponent further says that at the time of such service as aforesaid, said Kelly was under the influence of liquor and denied his identity and refused to accept or obey said subpoena served as aforesaid.

Sworn to before me this  
8th day of January, 1894.

*Edward D. Barney*

*Julia A. Gaine  
Notary Public  
N.Y.C.*



0271

Please take notice that the within is a true  
copy of an  
his day duly  
in the office of the  
Clerk of this Court in this action.

Dated N. Y. 189

Yours, &c.

WILLIAM E. MORRIS.

Attorney for

Esq.

Atty for

Application made  
at 4/4 past 12 P.M.  
make it of being  
made at no other  
other Courts  
- he has attached  
the necessary  
documents  
Fy

<i>General Sessions Court.</i>
<i>The People vs.</i> AGAINST <i>Minnie Jones</i> Plaintiff. Defendant.
<i>affidavit of service</i>
WILLIAM E. MORRIS, <i>Defendant</i> Attorney.
23 Chambers Street, N. Y. City.
Due and timely service of a copy within is hereby admitted.
Dated N. Y. 189
Atty.
To. Esq.
Atty.
<i>Filed January 8/94</i>

Sworn to before me this  
day of 189

Dependent further says that he knew the persons so served to be

0272

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

THE PEOPLE OF THE STATE OF NEW YORK

against

Frank Smith, Josephine  
Kell and Marnie Jones

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

Frank Smith, Josephine Kell and Marnie Jones  
of the CRIME OF GRAND LARCENY IN THE second DEGREE, committed  
as follows:

The said

Frank Smith, Josephine  
Kell and Marnie Jones, all  
late of the City of New York, in the County of New York aforesaid, on the ninth  
day of December, in the year of our Lord, one thousand eight hundred and  
ninety-three, at the City and County aforesaid, with force and arms,

the sum of three hundred  
and forty-five dollars in  
money, lawful money of the  
United States of America, and  
of the value of three hundred and  
forty five dollars,

of the goods, chattels and personal property of one

Robert J. Sweeney

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

## SECOND COUNT—

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

*Frank Smith, Josephine Kell and Marnie Jones*  
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows:

The said

*Frank Smith, Josephine Kell and Marnie Jones, all*

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,

*the sum of three hundred and forty-five dollars in money, lawful money of the United States of America, and of the value of three hundred and forty-five dollars*

of the goods, chattels and personal property of one

*Robert J. Sweeney*

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

*Robert J. Sweeney*

unlawfully and unjustly did feloniously receive and have; the said

*Frank Smith, Josephine Kell and Marnie Jones*

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

DE LANCEY NICOLL,

*District Attorney.*

0274

**BOX:**

546

**FOLDER:**

4960

**DESCRIPTION:**

Smith, James

**DATE:**

12/06/93



4960

0275

Witnesses:

43  
COURT OF OYER AND TERMINER.

Counsel,

Filed,

6<sup>th</sup> day of Dec 1893

Pleas,

THE PEOPLE

vs.

B

James Smith

General Sessions

Dec 8<sup>th</sup> 93.

LANCEY NICOLL,

District Attorney.

VIOLATION OF THE EXCISE LAW.

Selling, etc., on Sunday.

[Chap. 401, Laws of 1892, § 32.]

A TRUE BILL.

R. J. Cross

Foreman.

Complaint sent to the Court  
of Special Sessions,

Part III, Dec 22, 1893



# Court of Oyer and Terminer

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*James Smith*

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

of the CRIME *James Smith* OF SELLING STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER ON SUNDAY, committed as follows:

The said

*James Smith*

late of the City of New York, in the County of New York aforesaid, on the *13* day of *August* in the year of our Lord one thousand eight hundred and ninety-*three*, at the City and County aforesaid, the same being Sunday, certain strong and spirituous liquors, wines, ale and beer, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did sell, ~~to one~~

and ~~to~~ certain other persons whose names are to the Grand Jury aforesaid unknown, against the form of the statute in such case made and provided, and against the peace of the People of New York and their dignity.

## SECOND COUNT—

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

*James Smith* of the CRIME OF OFFERING AND EXPOSING FOR SALE ON SUNDAY STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said

*James Smith*

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, the same being Sunday, certain strong and spirituous liquors, wines, ale and beer, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did offer and expose for sale to one

*George Smith*

and to certain other persons whose names are to the Grand Jury aforesaid unknown, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

DE LANCEY NICOLL,

*District Attorney.*