

0008

**BOX:**

383

**FOLDER:**

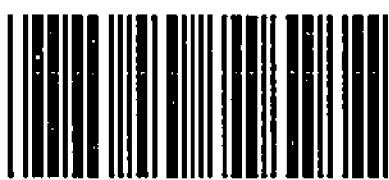
3570

**DESCRIPTION:**

Shanahan, Daniel

**DATE:**

01/08/90



3570

Joseph Taranian

The crime committed was really petit larceny. The complainant is the defendant's sister & with-  
draw the charge. I respectfully recommend that a plea of petit larceny be accepted.

Part 3 Jan'y 14/90 W<sup>m</sup> Lawrence  
Wm. Ash.

48<sup>2</sup>  
Resting

Counsel,  
Filed 8 day of Jan 18 90  
Pleads, Not Guilty 91

**THE PEOPLE**

*v. Christy  
P. Smith*

*H*

*Daniel Shanahan*


*[Sections 528, 531 - Penal Code].*

*Grand Larceny Second Degree.*

JOHN R. FELLOWS,  
*District Attorney.*

Jerry in Paris  
 1872

**A True Bill.**


 Rufus W. Foreman.

Part of January 1890  
Pillsbury.

10 Mayo C. J. J. J.

0010

Police Court- 2 District.

Affidavit—Larceny.

City and County } ss.:  
of New York,

of No. 91 Christopher Street, aged 17 years,  
 occupation work in a factory being duly sworn  
 deposes and says, that on the 23 day of Dec, 1887 at the City of New  
 York, in the County of New York, was feloniously taken, stolen and carried away from the possession  
 of deponent, in the day time, the following property, viz:

One suit of clothes  
of the value of thirty dollars.  
(\$30.00)

the property of William Shanahan and in  
deponent's care and custody

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 Daniel Shanahan (now fug)

from the fact that upon the  
 said date deponent saw the  
 defendant feloniously enter  
 steal and carry away the  
 said property from a Ward Robe  
 which he had forced open at  
 the said premises.

Wherefore deponent prays  
 that the said defendant may be  
 held and dealt with according  
 to law

Joseph Shanahan

Sworn to before me, this

day

1887

Police Justice.



0011

Sec. 198-200.

CITY AND COUNTY  
OF NEW YORK } ss.

District Police Court.

*Samuel Shanahan* 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.

*Samuel Shanahan*

Question. How old are you?

Answer.

*21 years*

Question. Where were you born?

Answer.

*Brooklyn*

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

Answer.

*91 Christopher Street - 6 months*

Question. What is your business or profession?

Answer.

*Longshore man*

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*

*Samuel Shanahan*

Taken before me this  
day of Jan 188

Police Justice.



00 12

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.....

*Refundant*  
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 *Jan 1* 18 *90* *[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.

0013

BAILED,

No. 1, by .....

Residence ..... Street.

No. 2, by .....

Residence ..... Street.

No. 3, by .....

Residence ..... Street.

No. 4, by .....

Residence ..... Street.

Police Court---2--- District. 17

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Jos. Shanahan*  
*91 Christopher*  
*Shanahan*

2.....  
3.....  
4.....

*Shanahan*  
*Shanahan*  
Offence

Dated *Jan 1* 18*90*

*Hogan* Magistrate.

*Proctor* Officer.

*9* Precinct.

Witnesses.....

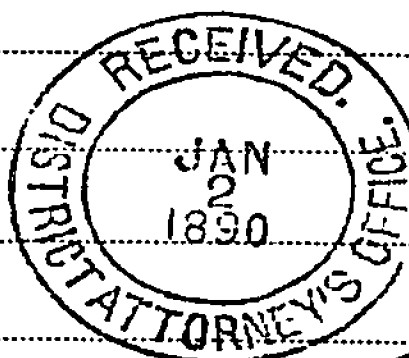
No. .... Street.

No. .... Street.

No. .... Street.

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

*Com.*



0014

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Daniel Shanahan*

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

*Daniel Shanahan*

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

The said

*Daniel Shanahan*

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

*two coats of the value of seven  
dollars each, two vests of the  
value of three dollars each and  
two pair of trousers of the value  
of five dollars each pair*

of the goods, chattels and personal property of one

*William Shanahan*

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

*John R. Follows,  
District Attorney*



00 15

**BOX:**

383

**FOLDER:**

3570

**DESCRIPTION:**

Shanahan, Patrick

**DATE:**

01/27/90



3570

00 16

367

Counsel,  
Filed 27 day of Jan 18 90  
Pleads,

THE PEOPLE

vs.

Patrick Shanahan

Jan 27 90

VIOLATION OF EXCISE LAW.  
(Selling to Minor).  
(The Rev. Stat. (Ch. 134) p. 1892, § 12.  
(Section 290 Penal Code)

JOHN R. FELLOWS,  
District Attorney.

A True Bill

G. J. Haven  
Foreman.

S.P.C.

Witnesses;

W. H. Young

0017

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Patrick Shanahan*

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

*Patrick Shanahan*

of a MISDEMEANOR, committed as follows:

The said

*Patrick Shanahan*

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

*seventeenth* day of *January* in the year of our Lord  
one thousand eight hundred and *ninety* 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

*and cause & procure to be sold*  
aforesaid unknown, unlawfully did sell to one *Welia Ford*  
*child actually & apparently*  
who was then and there a *minor* under the age of *fourteen* years, to wit: of the age of

*ten* years, as ~~the said~~

~~then and there well knew and had reason to believe;~~ against the form of the statute in such  
case made and provided, and against the peace of the People of the State of New York,  
and their dignity.

JOHN R. FELLOWS,  
District Attorney.



0018

**BOX:**

383

**FOLDER:**

3570

**DESCRIPTION:**

Shay, Patrick

**DATE:**

01/24/90



3570

Witnesses:

James H. Charlton

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

244

Counsel,

Filed 24-day of Jan 1890

Plends

*Chiquella*

THE PEOPLE

vs.

*F*

*Patrick Shay*

*John R. Fellows*

JOHN R. FELLOWS,

District Attorney.

INJURY TO PROPERTY.

[Section 651, Penal Code.]

A True Bill.

*W. J. Starn*

Foreman.

*Feb 6/90*

*George Seelye*

*as a witness*

*Pen 6 Mrs*

*Feb 7/90 B.M. 7*

0019

0020

Sec. 198-200.

4 District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Patrick Shea* 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.

*I am guilty of the  
Charge*

*Patrick Shea*

Taken before me this

day of

1891

Police Justice.



0021

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 Nine 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 Jan 20 1880 Johnston Police Justice.

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

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

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

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

0022

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 132

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*James H. Charlton*  
*724 St. 11 Ave*  
*Patrick Shea*

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

Dated *July 20* 188*8*

*Ford* Magistrate  
*Graf* Officer.

*22* Precinct.

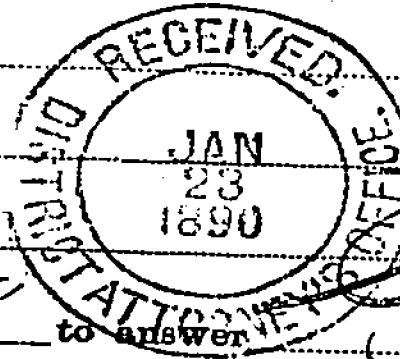
Witnesses \_\_\_\_\_

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

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

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

\$ *500* to answer \_\_\_\_\_



*[Signature]*



0023

CITY AND COUNTY } ss.  
OF NEW YORK,

POLICE COURT, 4 DISTRICT.

James B. Charlton  
of No. 724 11th Ave Street, aged 26 years,

occupation Liquor dealer being duly sworn deposes and says,

that on the 19 day of January 1896

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

(working) did wilfully and maliciously  
~~break~~ the sash and twenty two  
 panes of glass in the store door  
 window of premises No 724 Eleventh  
 Avenue in said City with a cart  
 rung destroying and doing damage  
 to the same to the amount and  
 value of three hundred dollars the  
 property of deponent. Wherefore deponent  
 prays that said defendant may be dealt  
 with according to law J. H. Charlton

Sworn to before me, this 20 day

of Jan

1896

Police Justice,



0024

**Court of General Sessions of the Peace**

IN AND FOR THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

*against*

*Patricia Shany*

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

*Patricia Shany*  
of the CRIME OF UNLAWFULLY AND WILFULLY *destroying*  
PERSONAL PROPERTY OF ANOTHER, committed as follows:

The said *Patricia Shany*

late of the *22nd* Ward of the City of New York, in the County of New York  
aforesaid, on the *nineteenth* day of *January*, in the year  
of our Lord one thousand eight hundred and *eighty ninth*, at the Ward, City and  
County aforesaid, with force and arms, *twenty two* *panes* of  
*glass* of the value of *fifteen* *dollars*  
*each pane*, and *one* *window sash*,

of the value of *twenty* *dollars*,  
of the goods, chattels and personal property of one *James M. Shannon*,  
then and there being, then and there feloniously did unlawfully and wilfully *break*

*and destroy;*

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.

0025

SECOND COUNT.

And the Grand Jury aforesaid, by this indictment, further accuse the said  
Patricia Strong  
of the CRIME OF UNLAWFULLY AND WILFULLY destroying  
REAL PROPERTY OF ANOTHER, committed as follows:

The said Patricia Strong  
late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year  
aforesaid, at the Ward, City and County aforesaid, with force and arms, Twenty  
two games of cards of the value of  
fifteen dollars each game, and  
one window pane,

of the value of Twenty dollars.  
in, and forming part and parcel of the realty of a certain building of one James  
St. Charles,  
there situate, of the real property of the said James St. Charles,

then and there feloniously did unlawfully and wilfully break and  
destroy,

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

**JOHN R. FELLOWS,**

District Attorney.

0026

**BOX:**

383

**FOLDER:**

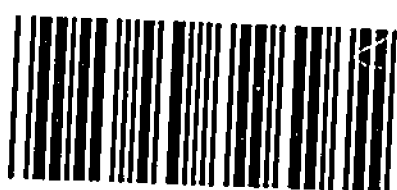
3570

**DESCRIPTION:**

Shields, Henry F.

**DATE:**

01/28/90



3570



0027

POOR QUALITY  
ORIGINAL

Witnesses:

Officer McCord  
Central office

Set out of  
Business for  
Seymour. First  
Conclusion

Counsel

Filed

day of

Pleads

THE PEOPLE

JOHN R. FELLOWS

District Attorney

A True Bill

Part 3 May 1934

Filed & Committed

Reed & Wells

VIOLATION OF EXCISE LAW  
(Selling on Sunday, Etc.)  
Sec. 104 (1934) page 104  
page 104 (Sec. 104)



0028

POOR QUALITY  
ORIGINAL

Witnesses:

Officer McCord  
Central office

With out of  
Rearranging for  
Seymour. Part  
Accounting

Counsel,

Filed

day of

Pleads,

THE PEOPLE

vs.

27  
330  
Newry F. Shields

VIOLETION OF EXCISE LAW

(Selling on Sunday, Etc.)

(III Rev. Stat. (7th Edition), page 183, Sec. 21 and  
page 180, Sec. 5.)

JOHN R. FELLOWS

District Attorney.

A True Bill.

G. L. Farnham

Foreman.

Part 3 May 16/92

Ined. & Corrupted  
Best Proof. LV

0029

Excise Violation—Selling on Sunday.

POLICE COURT—2 DISTRICT.

City and County } ss.  
of New York, }

of No. 300 Mulberry Street,  
of the City of New York, being duly sworn, deposes and says, that on SUNDAY the 13<sup>th</sup>  
of May 1888, in the City of New York, in the County of New York, at  
premises No. 29 S Hudson Street,

Henry S. Shields (now here)  
did then and there SELL, CAUSE, SUFFER and permit to be sold, and GIVEN A WAY under his  
direction or authority strong and spirituous liquors, wines, ale and beer, being intoxicating liquors,  
to be drunk as a beverage contrary to and in violation of the statute in such case made and provided.

WHEREFORE, deponent prays that said Henry S. Shields  
may be ~~arrested~~ and dealt with according to law.

Sworn to before me, this 14 day  
of May 1888  
[Signature]  
Police Justice.

Louis McLeod



0030

Sec. 198-200.

CITY AND COUNTY  
OF NEW YORK

District Police Court.

Henry L. Shields 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. Henry L. Shields

Question. How old are you?

Answer. 22 years old

Question. Where were you born?

Answer. New York

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

Answer. 586 Broun St. Ours

Question. What is your business or profession?

Answer. Salon keeper

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

Answer.

I am not guilty and  
I feel I demand a trial by  
jury.

Henry L. Shields

Taken before me this

day of

March 1888

Police Justice.

0031

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*

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

Dated

*May 14* 188

*W. J. Duffy*

Police Justice.

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

*Defendant*

to bail to answer by the undertaking hereto annexed.

Dated

*May 14* 188

*W. J. Duffy*

Police Justice.

There being no sufficient cause to believe the within named \_\_\_\_\_

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

Dated

188

Police Justice.

0032

BAILED

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court--

District

THE PEOPLE, &c..

ON THE COMPLAINT OF

Louis Wickard

vs.

Henry L. Shultz

1

2

3

4

Offence

W. L. Wickard

Dated

188

Magistrate.

Officer.

Precinct.

Witnesses

No.

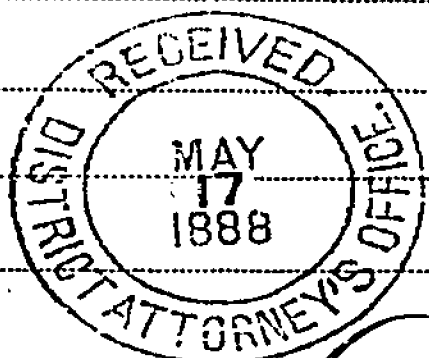
Street.

No.

Street.

\$

to answer



Street.

*[Signature]*



0033

**Court of General Sessions of the Peace,**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Henry F. Shields*

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

*Henry F. Shields*  
of the CRIME OF SELLING INTOXICATING LIQUORS AND WINES AS A BEVERAGE, ON SUNDAY, committed as follows:

The said

*Henry F. Shields*

late of the City of New York, in the County of New York aforesaid, on the *thirteenth* day of *May* in the year of our Lord one thousand eight hundred and *eighty-eight* at the City and County aforesaid, the same being the first day of the week, commonly called and known as Sunday, with force and arms, certain intoxicating liquors and certain wines, 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 intoxicating liquor to the Grand Jury aforesaid unknown, unlawfully did sell as a beverage to one

*Louis Mc Card*

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.

SECOND COUNT—

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

*Henry F. Shields*  
of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said

*Henry F. Shields*

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, the same being the first day of the week, commonly called and known as Sunday, being then and there in charge of and having the control of a certain place there situate, which was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place so licensed as aforesaid unlawfully did not close and keep closed, and on the said day the said place so licensed as aforesaid unlawfully did then and there open, and cause and procure and suffer and permit, to be open, and to remain open, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

**JOHN R. FELLOWS,**

District Attorney.

0034

**BOX:**

383

**FOLDER:**

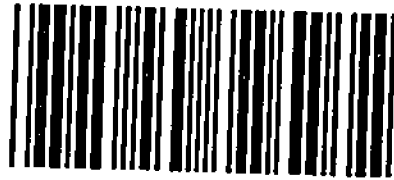
3570

**DESCRIPTION:**

Silberstein, Louis

**DATE:**

01/13/90



3570

0035

Sec. 151.

Police Court 4/5 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 Timothy Maxwell

of No. 3 Centre Street Street, that on the 10 day of December 1889 at the City of New York, in the County of New York, the following article to wit:

Eight gross rubber Combs

of the value of Eighteen <sup>75</sup>/<sub>100</sub> Dollars,  
the property of Complainant

was taken, stolen and carried away, and as the said complainant has cause to suspect, and does suspect and believe, by Louis Suberstein

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 Third 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 20 day of Dec 1889

Do J. C. Russell POLICE JUSTICE.



0036

Police Court 1<sup>st</sup> District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Timothy Maxwell  
vs.

Louis Silberstein

Warrant-Larceny.

Dated Dec 26 1889

O'Reilly Magistrate

Fitzpatrick Officer.

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

John Fitzpatrick Officer.

Dated Jan 15 1889

This Warrant may be executed on Sunday or at  
night.

J. J. O'Reilly 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

27 ms  
10  
ms

188

Prodan

S  
yes

Co Bowery Hester St

The within named

Police Justice.

0037

New York, N. Y. Dec. 10, 1847.  
Mr. Maxwell Dear Sir, I have been  
in the of course, this will be the last time that  
he will ever get any goods from me, I have  
that I must keep a helping hand to you  
and I am sure to be this will be the last time  
that I will be to him and I have been  
giving him goods as cheap as I can, as he has  
that the goods are not cheap as I can do  
to you and I am sure to be and  
I am sure to be  
1847-1848. I am sure to be

0038

Police Court—First District.

Affidavit—Larceny.

City and County }  
of New York, } ss.

Timothy Maxwell  
of No. 3 Centre Market Place Street, aged 65 years,  
occupation Merchant being duly sworn  
deposes and says, that on the 10 day of December 1889 at the City of New  
York, in the County of New York, was feloniously taken, stolen and carried away from the possession  
of deponent, in the day time, the following property, viz:

Eight gross of rubber combs of the  
value of Eighteen dollars &  
seventy five cents

the property of deponent

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

That said defendant came to deponent's  
place of business and inquired if he  
received the postal card (number shown  
and attached which is made part  
of this affidavit and complaint.) That  
deponent replied "Yes". The defendant  
then stated that his Father sent him for  
the aforesaid property. Deponent relying upon  
the truth of said false and fraudulent  
representation gave to said defendant  
the aforesaid property. Deponent says that  
he is informed by Morris Silberstein  
that he never wrote the aforesaid Postal  
Card or authorized said defendant who is

Sworn to before me, this 10th day of December 1889

Police Justice



0039

Born to obtain or receive said property  
Seperant further says that on the  
18th day of December thereafter said  
defendant came again and received  
from him Five gross of rubber of Combs  
of the value of \$17.50 on the aforesaid  
representations.

Wherefore defendant charges  
said defendant with feloniously  
taking, stealing and carrying  
away said property as aforesaid  
with intent to deprive the true owner  
of the same.

J. H. Huxford

Brought before me

this 26 day of Dec 1889

La. J. H. Huxford, Police Justice

0040

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Morris Sillerstein*  
aged *48* years, occupation *Nothing* of No.  
*192 Madison* Street, being duly sworn deposes and  
says, that he has heard read the foregoing affidavit of *Timothy Maxwell*  
and that the facts stated therein on information of deponent are ~~true~~ of deponents' own  
knowledge.

Sworn to before me, this *26* *Morris Sillerstein*  
day of *Dec* 188 *9*

*D. J. C. Kelly*  
Police Justice.

0041

Sec. 198-200

CITY AND COUNTY  
OF NEW YORK,

District Police Court.

*Louis Silberstein* 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 ~~h~~ *him*; that the statement is designed to  
enable ~~h~~ *him* if he see fit to answer the charge and explain the facts alleged against ~~h~~ *him*  
that ~~he~~ *he* is at liberty to waive making a statement, and that ~~h~~ *his* waiver cannot be used  
against ~~h~~ *him* on the trial.

Question. What is your name?

Answer. *Louis Silberstein*

Question. How old are you?

Answer. *27 Years*

Question. Where were you born?

Answer. *New York*

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

Answer. *Home*

Question. What is your business or profession?

Answer. *Peacemaker*

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

Answer. *I am guilty of the Charge  
announced by Jury  
Louis Silberstein*

Taken before me this

*August 1892*

*Wm. M. Jackson*

Police Justice.



0042

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 Cleburn

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

Dated Jan 5 1889 W. M. Jackson Police Justice.

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

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

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

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

0043

BAILED,

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

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

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

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

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

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

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

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

Police Court--- 1<sup>st</sup> 34<sup>th</sup> District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Timothy Maxwell

vs.  
1 Louis Silberstein

2 \_\_\_\_\_

3 \_\_\_\_\_

4 \_\_\_\_\_

Offence *Carrying*

Dated *January 7* 18*99*

*H. O. Reilly* Magistrate.

Officer.

Precinct.

Witnesses *Morris Silberstein*

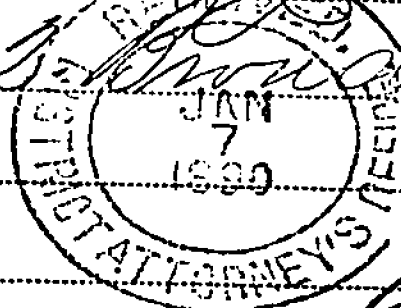
No. *192 Madison* Street.

*Edward Meyer*

No. *395 Broadway* Street.

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

\$ *1000* to answer *P.S.*



0044

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Louis Silberstein*

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

*Louis Silberstein*

of the CRIME OF PETIT LARCENY committed as follows:

The said

*Louis Silberstein*

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

*Eleven hundred and fifty-two combs  
of the value of two cents each*

of the goods, chattels and personal property of one

*Timothy Maxwell*

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

*John R. Fellows*  
District Attorney



0045

**BOX:**

383

**FOLDER:**

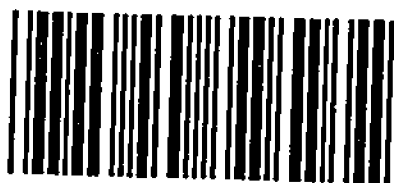
3570

**DESCRIPTION:**

Sinclair, William W.

**DATE:**

01/10/90



3570

0046

Witnesses:

C. Hoffmeister

The evidence in this case amply shows the guilt of deft. at the same time the small amount of the forged \$4.86 & other circumstances would seem to favor an extension of clemency upon deft's behalf. He has a wife & four small children. His wife claims he had been drinking about the time he passed the check, on com-  
 Plaintiff The fact that the present herewith is signed by reputable persons shows that prior to this charge his character had been good. I understand from his wife that he has never before been charged with a criminal act. I would recommend acceptance of a plea of attempted forgery in the 3rd degree. Respectedly,  
Ben J. D. Jones  
Asst. Dist. Atty.  
 Jan 22/90.

Counsel,

Filed,

day of

1890

Pleads,

THE PEOPLE,

34  
Adamsville

William W. Sinclair

 Forgery in the Second Degree.  
 (Sections 511 and 521, Penal Code.)

JOHN R. FELLOWS.

District Attorney.

Jan 15<sup>th</sup> Part 2  
addedA True Bill. Jan 20<sup>th</sup> Part 2Glyk arm

Foreman.

Part 11 January 28/90  
Pleads. Attempt at forgery in  
the third degree.

Sutner Surpo

0047

Jan'y 31<sup>st</sup> 1898

On such information  
as I have been able  
to obtain about this case  
I would earnestly urge  
the Court to consider the  
propriety of a Suspension  
of Sentence. The crime  
seems to have been  
wholly motiveless. The  
defendant did not need  
the trifle of money obtained  
& could easily have got  
a much greater amount  
from honest sources had he  
deeded it. He was drunk  
& I think the act was  
that of a man crazed with  
drink. As his previous  
character was good &  
he has a family who will  
be the sufferers by his  
act I urge upon the  
Court the course above  
suggested.

Respectfully  
J. H. Ballenger  
Dist. Atty.



0048

COURT OF GENERAL SESSIONS OF THE PEACE.

----- "   
The People of the State of New York, :

-- against -- "

WILLIAM H. SINCLAIR. :

----- "   
TO THE HONORABLE

The Judges of the Court of General Sessions:

The Petition of *Frederick S. Massey, Henry H. Smythe - H C Ward, James F. Randolph, L. Lithauer, Samuel R. Catly, William A. Brook, E C Phelps & A. S. Kerson Jr, Edward Elberam, C. Vandoren, E O Roachman, Edward Butler Jr, & G. Menzie.*

respectfully shows unto your Honors:-

That your petitioners are and each of them have known the above named defendant for many years past.

He is a married man, up to the time of his arrest herein residing with his wife, they having four children; the eldest nine years of age and the youngest a little over one year.

That your petitioners are informed that the defendant was arrested and thereafter indicted on the charge of having forged and passed or attempted to pass a forged check for the sum of about four dollars.

That your petitioners are not only well acquainted with the defendant, but also with his family,

0049

all of whom are persons of excellent reputation and standing with their neighbors, and with all persons who are acquainted with them.

That your petitioners are informed and verily believe that the offence for which the defendant has been arrested, is the first offence for which he has ever been indicted.

That the said defendant has been as your petitioners are informed and believe in actual confinement in the Tombs since the first day of January inst, and they believe that in view of the family, circumstances and surroundings of said defendant, that the punishment and disgrace inflicted upon him by reason of his confinement in the Tombs for so long a period is felt by the defendant to be punishment as severe as actual confinement in a States Prison would be to persons of different family, education and surroundings.

And your petitioners verily believe that if the clemency of the Court can be consistently exercised to such an extent as to suspend sentence being passed upon the defendant, that he, the said defendant, will become a respectable member of the community.

And your petitioners will ever pray, &c.

Dated New York, January 20, 1890.

*Frederick S. S. S. S.*

*109 Tenth Avenue*

*Brooklyn*

*Henry H. H. H. 62 Pine St.*

*W. H. H. 58 Wall St*

*John F. H. H. 111 Broadway*

0050

Lithauer  
of W. Sweet & Co.  
24 College Place

Wm B. Burck  
47 Murray St  
Wm B. Burck & Co

Ed Phelps of  
Boston Amos & Clock Co  
37 Warren St

S. Dickinson Jr  
Bridge Arch #17

Edwin T. Tamm  
New York City  
J. T. Tamm  
313 W. 11th St. N.Y. City

Ed Rosenham of  
Rosenham Bros N.Y.

Edward Rutley Jr.  
74 College Place N.Y.

A. G. Monroe  
of  
Baker & Osborn



0051

Court of General Sessions

The People vs

vs

William H. Sinclair

Petition vs

Amos W. Vercombe & Co. Agents  
96 Broadway  
N.Y.

0052

District Attorney's Office.

Part 8  
Jan'y 27/90  
PEOPLE

vs.

Wm. W. Sinclair

Forgery

The evidence in this case  
amply shows the guilt  
of deft. At the same time  
the small amount of the  
forgery \$4.86 & other cir-  
cumstances would seem  
to favor an extension of  
clemency upon deft's behalf.  
He has a wife & four small  
children. His wife claims  
he had been drunk about  
the time he passed the check  
on complainant. The petition  
which she presents is signed  
by reputable persons &  
shows that prior to that time  
her character had been  
good. I understand from  
his wife that he has never  
before been charged with  
a criminal act.

Respectfully submitted.

Wm. W. Sinclair

Attest District Atty.

Jan'y 32/90.

0053

LAW OFFICES  
FREDERICK STERLING MASSEY,  
FRANKLIN BUILDING,  
186 REMSEN STREET,

1889  
January 22  
Dover, N.H.

John J. R. Sullivan  
District Attorney  
Dover, N.H.

My Dear Sir  
One William N. Sullivan is to be  
tried upon Thursday having been indicted for  
forgery. I have shown him the necessity for  
a long time & do not believe he would have com-  
mitted such an act had he been in his right  
mind. His character has been long known  
to be a deep & careful man & the law  
of his family & as it goes to do so the  
to see this fact is to be a great  
disgrace to the community that Sullivan may  
be successful. I beg of you to do what  
you can in the circumstances. I will be  
grateful to you for any help you can give  
in this matter.



0054

DONOHUE, NEWCOMBE & CARDOZO,  
COUNSELORS AT LAW.

CHARLES DONOHUE,  
RICHARD S. NEWCOMBE,  
ALBERT CARDOZO JR.

SCHERMERHORN BUILDING,  
96 BROADWAY.

NEW YORK.

Jan 22<sup>nd</sup> 1890

Hon. John R. Fellows:

Dear Sir:

In the matter of  
Wm. Sinclair which is on the Calendar  
for to-morrow, I will be unable  
to proceed. Will you kindly  
adjourn it to Monday of  
next week? - respectfully

Yours Sincerely,

Richard S. Newcombe  
R.

0055

NEW YORK Jan'y 31<sup>st</sup> 1889 No. \_\_\_\_\_

**THE BANK OF HARLEM.**  
241 WEST 125<sup>TH</sup> STREET.

Pay to the order of W. M. Sinclair \$ 486  
Four 86 Dollars.

J. J. Martin

Dunham & Brown, Lith., 21 Liberty St., N.Y.

0056

W. H. H. H. H.

102 DO 92m  
2nd floor



0057

Police Court, 2 District.City and County } ss.  
of New York,

of No. 1544 9th Avenue Street, aged 26 years,  
 occupation Shoe dealer being duly sworn, deposes and says,  
 that on the 31 day of December 1889, at the City of New  
 York, in the County of New York,

Christian Hofmeister  
William W. Sinclair  
 (now here) did feloniously make  
 utter and forge with the intent  
 to cheat and defraud the  
 instrument in writing hereto annexed  
 which purports to be a check on the  
 Bank of Harlem for sum of \$85.00  
 dollars payable to the order of W. W.  
Sinclair this defendant signed  
J. J. Martin and dated January  
27, 1889, as deponent truly  
 believes from the fact that said  
 deponent came to deponent's place  
 of business and purchased a  
 pair of shoes and gave deponent  
 said check in payment thereof.  
 Deponent accepted said check  
 from the said defendant in  
 payment for said shoes which  
 amounted to the sum of one  
 dollar and fifty cents and gave  
 him the said defendant the  
 sum of three dollars and thirty  
 six cents in change.

Deponent further says that the  
 said defendant has since admitted  
 and confessed in open court in  
 the presence and hearing of  
 deponent and Officer Michael  
Baummeister of the 26th Precinct  
 Police that said check is worthless  
 and that he made said check  
 and forged and signed the name  
 to said check. Wherefore deponent

0058

prays the said defendant may  
be held and dealt with according  
to law

Arrive before me } Christian Hoffman  
this 14th day of July 1880 }  
H. M. Hoffman  
Police Justice

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named  
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of  
Hundred Dollars, and be committed to the Warden and Keeper of the City  
Prison of the City of New York, until he give such bail.  
Dated 1880  
Police Justice.

I have admitted the above named  
to bail to answer by the undertaking hereto annexed.  
Dated 1880  
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 1880  
Police Justice.

Police Court-- District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

vs.

1  
2  
3  
4

Offence,

Dated 1880

Magistrate.

Officer.

Clerk.

Witnesses,

No. Street,

No. Street,

No. Street.

\$ to answer Sessions

0059

Sec. 198—200.

5

District Police Court.

CITY AND COUNTY } ss.  
OF NEW YORK,

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

Question. What is your name?

Answer.

*William W. Sinclair*

Question. How old are you?

Answer.

*34 years*

Question. Where were you born?

Answer.

*New Jersey*

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

Answer.

*Adamsville Long Island, 3 months*

Question. What is your business or profession?

Answer.

*Salesman*

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

Answer.

*I have nothing to say at present*

*W. Sinclair*

Taken before me this

1st

1890

Police Justice.



0060

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 *May 1st* 18 *90* *John J. [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 h to be discharged.

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

0061

BAILED,

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

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

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

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

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

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

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

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

Police Court--- 5 <sup>2</sup> District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

*Christian Hoffmeister*

*1644 1/2 Ave*

*William W. Mendenhall*

2 \_\_\_\_\_

3 \_\_\_\_\_

4 \_\_\_\_\_

Offence

Dated *Jan 2* 18*90*

*Murray* Magistrate.

*Baumwester* Officer.

*36* Precinct.

Witnesses \_\_\_\_\_

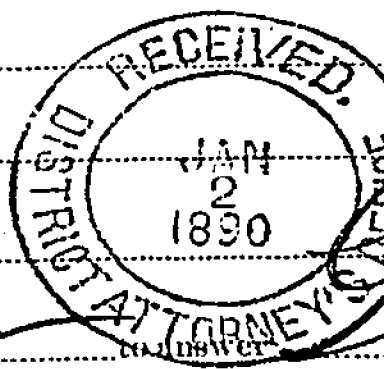
No. \_\_\_\_\_ Street.

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

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

\$ *1000* \_\_\_\_\_

*Chase*





0062

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 W. Sinclair*

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

*William W. Sinclair*  
of the CRIME OF FORGERY IN THE SECOND DEGREE, committed as follows:

The said

*William W. Sinclair*

late of the City of New York, in the County of New York aforesaid, on the  
*thirty first* day of *December* in the year of our Lord  
one thousand eight hundred and eighty-*nine*, with force and arms, at the City and  
County aforesaid, feloniously did forge, and cause and procure to be forged, and willingly  
act and assist in the forging a certain instrument and writing, *to wit: an*

*order for the payment of money*  
*of the kind called bank cheques*  
which said forged *bank cheque*  
is as follows, that is to say:

*New York, Jan'y 31<sup>st</sup> 1889 No.*

*The Bank of Harlem.*

*241 West 125<sup>th</sup> Street*

Pay to the order of *W.W. Sinclair* *\$4.86*  
*x 4 Four* *86*  
*100* dollars

*J. G. Martin*

with intent to defraud, 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.



0063

SECOND COUNT:—

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

*William W. Sinclair*

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

The said

*William W. Sinclair*

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, did feloniously utter, dispose of and put off as true, a certain forged instrument and writing, *to wit:*

*an order for the payment of money of the kind called bank cheques*

which said forged bank cheque

is as follows, that is to say:

*New York, Jan'y 31<sup>st</sup> 1889 to  
The Bank of Harlem.  
241 West 125th Street  
Pay to the order of W. W. Sinclair \$4.<sup>86</sup>/<sub>100</sub>  
\$ 4 Four <sup>86</sup>/<sub>100</sub> Dollars*

*J. F. Martin*

with intent to defraud

*he  
Sinclair*

the said

*William W.*

then and there well knowing the same to be forged, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

0064

**BOX:**

383

**FOLDER:**

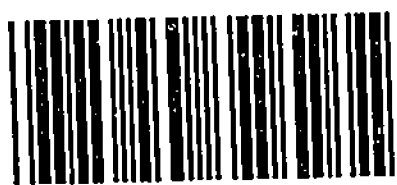
3570

**DESCRIPTION:**

Slocum, James J.

**DATE:**

01/30/90



3570



POOR QUALITY  
ORIGINAL

0065

455

*Bergelman v*

Counsel,

Filed

Pleads

*Do* *May 31 1890*

*Murphy*

THE PEOPLE

vs.

*7*

*James J. Stoen*

*5 o'clock P. M.*

MURDER IN THE FIRST DEGREE  
[Section 188, Penal Code.]

JOHN R. FELLOWS

District Attorney.

*Mar 5*

*John R. Stoen*

*Arrested*

*March 11 1890*

*A True Bill*

*of death some day during*

*of death some day during*

*of death some day during*

*of death some day during*

*of death some day during*

*of death some day during*

*of death some day during*

*of death some day during*

*of death some day during*

*of death some day during*

*of death some day during*

Witnesses:

*Alice Kennelly*

*Officer Cunningham*

*X<sup>n</sup> Recusant*



0066

STATE OF NEW YORK.

CITY AND COUNTY OF NEW YORK, ss.

AN INQUISITION,

Taken at the house of Coroners Office  
No. 67 Park Row Street, in the 4<sup>th</sup> Ward of the City of  
New York, in the County of New York, this 22<sup>d</sup> day of January  
in the year of our Lord one thousand eight hundred and ninety before

Louis W. Schultz, Coroner,  
of the City and County aforesaid, on view of the Body of Ellen Slocum

lying dead at  
Nine good and lawful men of the State of New York, duly chosen and  
sworn, or appointed and charged to inquire, on behalf of said people, how and in what manner the said

Ellen Slocum came to her death, do  
upon their Oaths and Affirmations, say: That the said Ellen Slocum  
came to her death by.

Injuries received by being struck on the  
head with a hatchet in the hands of  
James J. Slocum, at 114 Roosevelt Street  
January 2<sup>d</sup> 1890.

In Witness Whereof, We, the said Jurors, as well as the CORONER, have to this Inquisition,  
set our hands and seals, on the day and place aforesaid.

JUROS.

Michael M. Eganey 51 Sixth Ave.  
J. Mulley 68-6-Prv.  
Ch. A. Anger 46-6-Prv.  
Prace Dreyer 83-6-Prv.  
Chas. J. Nowak 149 W. 4 St.

Henry C. Metzinger 81-6-Prv.  
Alfred Streuolenhammer 55-6-Prv.  
Charles Bock 119-6-Prv.  
J. Kalms 86-6-Prv.

Louis W. Schultz

CORONER, T. S.

0067

Coroner's Office.

TESTIMONY.

Alice Kennedy being sworn  
 this 21st of November 1890  
 I heard the woman in William's  
 room & ordered her out  
 The prisoner slapped her face  
 & asked why she was in  
 William's room. & she  
 replied Kerosene  
 I had not seen the people  
 before that day

Alice Kennedy

Taken before me

this 22nd day of January 1890

Loan - W. Schlegel

CORONER.

0068

Coroner's Office.

TESTIMONY.

Officer Michael Neville of Green  
 Hampshire.

On January 21<sup>st</sup> about 9<sup>30</sup> am  
 I was informed that there  
 was a dead woman  
 lying up & found Ellen  
 Slocum dead in bed.

I inquired & was informed  
 that there had been quarrelling  
 Mrs Slocum put out Mrs  
 McKnight.

I was informed that John  
 Williams was in Mrs  
 Slocum's room -  
 Michael Neville

Taken before me

this 22 day of January 1889

Louis P. Schuyler

CORONER.



0069

Coroner's Office.

TESTIMONY.

John Williams being duly sworn says:  
 I reside at 140 Roosevelt Street.  
 I worked to 9<sup>th</sup> - I was paid for  
 a drink. I went up stairs at 11<sup>th</sup> &  
 met Mrs. Stocum - I went  
 to get water, somebody rapped  
 at the door & was asked for Kerosene.  
 Her husband came in & gave  
 deceased a couple of slaps  
 on the face - The prisoner was  
 drunk & I heard some noise  
 in the Stocum's rooms, they  
 were quarrelling his  
 John T. Williams  
 mark

Recalled.

When the prisoner tried  
 to break in the door, he said  
 "God help you John when I get  
 hold of you" - The prisoner  
 knocked his wife down. There  
 was noise in Stocum's rooms.  
 Deceased hollered out.  
 When deceased came in my  
 room I think she had a few  
 drops taken. The prisoner was  
 drunk. (his)

John T. Williams  
mark

Taken before me

this 22<sup>nd</sup> day of January 1889

John T. Williams  
 CORONER.

0070

Coroner's Office.

TESTIMONY.

John Canavan Special Officer  
on Jan'y 2, a report was  
made that the body of deceased  
had been found.

We found deceased in bed  
covered with cloths.

I learned that while deceased  
was in the rooms of Williams,  
the prisoner kicked deceased  
& pulled her across the  
hall.

That Williams heard blows  
& noise in Alocenus rooms.  
Went to 105 & 107 Greenwich St.  
2 officers were there previous  
we found the prisoner in the  
rear of 105 Greenwich St.

I asked the prisoner why  
he had killed his wife & he  
replied that he was drunk  
& did not know what he  
was doing. There was a pool  
of blood on the floor.

John Canavan

Taken before me

this 22 day of January 1889

Louis J. Schaefer

CORONER.



0071

## TESTIMONY.

Autopsy.

At Morgue Jan'y 28/89.

Body that of a well developed woman about medium height &amp; figure.

The face is discolored & covered with dried blood. There is a lacerated wound one inch long on the left side of the upper lip, one about the same size under the left eye, and an irregular wound over the left eye about  $1\frac{1}{2}$  in. long. There is also a lacerated wound of the scalp 3" above the left ear about  $1\frac{1}{2}$  in. length.

There is ecchymosis of the scalp over almost the entire left side of the head.

There are comminuted fractures of the maxilar & superior maxillary bones of the left side, there is also a fracture of the squamous portion of the temporal bone extending into the base of the skull.

There is hemorrhage into the membranes of the brain at this point.

Lungs oedematous.

Heart normal.

Kidneys &amp; Liver congested.

Cause of death = Shock & concussion of brain - fracture of skull above described.

N. J. Watson M.D.

Sworn to before me,

this

29 day of

Jan'y 28/89

L. J. Schindler

CORONER.



0072

TESTIMONY.

Albert H. Weston M. D., being duly sworn, says:  
I have made an autopsy of the body of  
~~Alma Thomas~~ now lying dead at  
Leona and from such autopsy  
and history of the case, as per testimony, I am of opinion the cause of  
death is Homicide by blows  
on head & face with some  
blunt instrument. Fracture  
of skull. Concussion  
of brain & shock.

A. H. Weston M. D.

Sworn to before me,

this

2 day of Jan'y 1893

James W. Shultz

CORONER.

0073

MEMORANDA.

AGE			PLACE OF NATIVITY	WHERE FOUND	Date When Reported
25 Years			U.S.	114 Roosevelt St.	Jan. 22

Police Hq. Port. have  
reasons of belief  
LH

L. W. S.

Sp. 17  
4th Dec. 1990

AN INQUISITION

On the VIEW of the BODY of

Alvin Karpis,

whereby it is found that he came to  
his death by

Inquest taken on the day  
of 18 before  
LOUIS W. SCHULTZ, Coroner.

✓ 17

0074

L. W. S.

No. 17  
H. H. Douch.  
1890

AN INQUISITION  
On the VIEW of the BODY of

Ellen H. H. Douch,

whereby it is found that he came to  
his death by

Inquest taken on the day  
of 18 before  
LOUIS W. SCHULTZE, Coroner.

✓ 17

Rec'd H. H. Douch. H. H. Douch.  
1890

25  
Years Months Days  
PLACE OF NATIVITY  
WHERE FOUND  
Date When Reported

MEMORANDA.



0075

Coroner's Office,

CITY AND COUNTY }  
OF NEW YORK, } SS.

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

Question—What is your name?

Answer—

*James J. Slocum*

Question—How old are you?

Answer—

*22*

Question—Where were you born?

Answer—

*New York City*

Question—Where do you live?

Answer—

*114 Bowdoin St*

Question—What is your occupation?

Answer—

*Book Binder*

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

*I have nothing to say  
James J. Slocum*

Taken before me, this 22 day of January 1880  
*Louis W. Sledge*

CORONER.

# MEMORANDA

AGE			PLACE OF NATIVITY	WHERE FOUND	DATE When Reported
23 Years	Months	Days	U.S.	114 Roosevelt St.	Jan'y 2/90

0077

Alice Kennelly 120 Cherry  
Michael Kerle 4th Precinct  
John William 140 Roosevelt  
John Canavan 4th Precinct  
Mary M Knight 114 Roosevelt  
Jeremiah Kennelly, Perry  
John Kennedy 114 Roosevelt  
Peter D. Carter 4th Precinct  
Zabrooke Mullen 4th Precinct

1st Quar. 17 16 1890  
**HOMICIDE.**

AN INQUISITION.

On the VIEW of the BODY of

Ellen Sloan

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

James J. Sloan  
Peoples

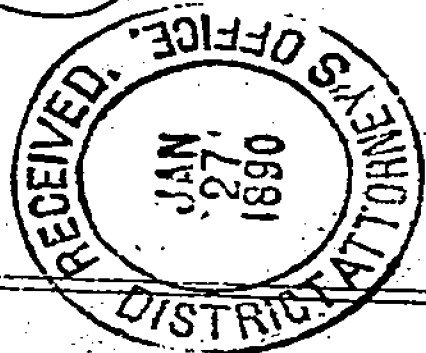
Inquest taken on the 22<sup>nd</sup> day  
of January 1890  
before  
Louis W. Schutze  
Coroner.

Committed

Bailed

Discharged

Date of death





0078

District Attorney's Office,  
City & County of  
New York.

March 14, 1892.

People

v

Docum

murder.

The wretch John Williams was  
confined in the House of Detention  
for a period of some two months.  
During that time he has lost his em-  
ployment, needs clothing, & is now ab-  
solutely destitute.

I recommend that an al-  
lowance of \$20 be made him by  
the court.

\$20 allowed  
to above named  
witness (P.B.) J. D. Barker  
J. App.

0079

Hear

Sir i am a Winter in  
a murder case - and am lying in  
Charity Hospital and my cloth  
and my Furniture is about to  
be thrown on the street and if  
you will be kind enough to  
look after them as i am not able  
to do so. untill i am through  
with the trials. i will take  
care of them as soon as i get out  
~~at~~ No 14 Garrison St Brooklyn  
I Live I Remain Yours Truly

John Williams

0080

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

James J. Slocum

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

James J. Slocum

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

The said James,

late of the City of New York, in the County of New York aforesaid, on the second day of January, in the year of our Lord one thousand eight hundred and eighty-ninety, at the City and County aforesaid, with force and arms, in and upon one

Ellen Slocum,

in the peace of the said People then and there being, wilfully, feloniously, and of his malice aforethought, did make an assault, and he the said James, her,

the said Ellen, with a certain instrument to the Grand Jury aforesaid unknown, which he the said James in

his right hand then and there had and held, in and upon the head of her the said Ellen,

then and there wilfully, feloniously, and of his malice aforethought did strike, beat, stab, cut and wound, and fracture, giving unto her the said Ellen,

then and there with the instrument aforesaid, in and upon the head of her the said Ellen,

and fracture one mortal wound of the breadth of one inch, and of the length depth of six inches, of which said



0001

mortal wound and fracture, the said Ellen then and there died.  
at the City and County aforesaid, from the day first aforesaid, in the year aforesaid, until the  
day of \_\_\_\_\_ in the same year  
aforesaid, did languish, and languishing did live, and on which said  
day of \_\_\_\_\_ in the year aforesaid, \_\_\_\_\_ the said  
at the City and County aforesaid,  
of the said mortal wound did die.

And so the Grand Jury aforesaid do say: That the said James, her,

the said Ellen, \_\_\_\_\_ in the manner and form, and by  
the means aforesaid, wilfully, feloniously, and of \_\_\_\_\_ his malice aforethought, did kill,  
and murder, against the form of the Statute in such case made and provided, and against the  
peace of the People of the State of New York and their dignity.

SECOND COUNT—

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

\_\_\_\_\_ James J. Sloun \_\_\_\_\_  
of the same CRIME OF MURDER IN THE FIRST DEGREE, committed as follows:

The said James, \_\_\_\_\_

late of the City and County aforesaid, afterwards, to wit: on the said second \_\_\_\_\_  
day of \_\_\_\_\_ January, — in the year of our Lord one thousand eight hundred  
and eighty-nine, at the City and County aforesaid, with force and arms, in and  
upon the said Ellen Sloun, \_\_\_\_\_

in the peace of the said People then and there being, wilfully, feloniously, and with  
a deliberate and premeditated design to effect the death of \_\_\_\_\_ her \_\_\_\_\_ the said  
Ellen, \_\_\_\_\_, did make another assault, and  
the said James, \_\_\_\_\_ her, the said

Ellen, \_\_\_\_\_, with a certain instrument  
to the Grand Jury aforesaid unknown, \_\_\_\_\_  
which \_\_\_\_\_ he \_\_\_\_\_ the said James, \_\_\_\_\_ in

0082

~~his~~ right hand then and there had and held, in and upon the ~~head~~  
of ~~her~~ the said Ellen, \_\_\_\_\_,  
then and there wilfully, feloniously, and with a deliberate and premeditated design to effect  
the death of ~~her~~ the said Ellen, \_\_\_\_\_ did strike, <sup>beat,</sup> ~~stab, cut and~~  
~~wound,~~ <sup>and fracture,</sup> giving unto ~~her~~ the said Ellen, \_\_\_\_\_ then  
and there, with the ~~instrument~~ aforesaid, in and upon the ~~head~~  
of ~~her~~ the said Ellen, \_\_\_\_\_  
one mortal wound, <sup>and fracture,</sup> of the breadth of one inch and of the <sup>length</sup> ~~depth~~ of six inches, of which said  
~~mortal wound and fracture,~~ the said Ellen ~~then and there died,~~ at  
the City and County aforesaid, from the said ~~day of~~  
in the year aforesaid, until the ~~day of~~ \_\_\_\_\_ in the  
same year aforesaid, ~~did languish, and languishing did live, and on which said~~  
~~day of~~ \_\_\_\_\_ in the year aforesaid,  
the said \_\_\_\_\_, at the City and County  
aforesaid, ~~of the said mortal wound did die.~~

And so the Grand Jury aforesaid do say: That the said ~~James,~~ <sup>her,</sup>  
the said Ellen, \_\_\_\_\_ in the manner and form, and by  
the means aforesaid, wilfully, feloniously, and with a deliberate and premeditated design  
to effect the death of ~~her~~ the said Ellen \_\_\_\_\_,  
did kill and murder, against the form of the Statute in such case made and provided, and  
against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

0083

**BOX:**

383

**FOLDER:**

3570

**DESCRIPTION:**

Smith, Ann

**DATE:**

01/20/90



3570



0004

252 176

Counsel,

Filed

Pleas,

THE PEOPLE

vs.

Ann Smith

KEEPING A HOUSE OF ILL FAME, ETC.  
[Sections 322 and 385, Penal Code]

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Glykaren

Foreman.

Complaint sent to the Court  
of Special Sessions.

Part III, Vol. 13, 1890.

Off No date. Papers

Returned

Witnesses:

Officer Branagan

10 Precinct

J. J. Norton

0085

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Ann Smith*

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

*Ann Smith*

(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

*Ann Smith*

late of the *14th* Ward of the City of New York, in the County of New York aforesaid, on the *first* day of *December* in the year of our Lord one thousand eight hundred and eighty-nine and on divers other days and times, as well before as afterwards, to the day of the taking of this inquisition, at the Ward, City and County aforesaid, a certain common bawdy house and house of ill-fame, unlawfully and wickedly did keep and maintain; and in the said house divers evil-disposed persons, as well men as women, and common prostitutes, on the days and times aforesaid, as well in the night as in the day, there unlawfully and wickedly did receive and entertain; and in which said house the said evil-disposed persons and common prostitutes, by the consent and procurement of the said

*Ann Smith*

on the days and times aforesaid, there did commit whoredom and fornication; whereby divers unlawful assemblies, disturbances and lewd offences on the days and times aforesaid, as well in the night as in the day, were there committed and perpetrated; to the great damage and common nuisance of all the good people of the said State there inhabiting and residing, in manifest destruction and subversion of and against good morals and good manners, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

**SECOND COUNT—**

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

*Ann Smith*

(Section 385,  
Penal Code.)

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

The said

*Ann Smith*

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

0086

and eighty-*nine*, 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

(Section 322  
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 *first* day of *December* in the year of our Lord one thousand eight hundred and eighty-*nine* 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.

JOHN R. FELLOWS,

District Attorney.



0087

**BOX:**

383

**FOLDER:**

3570

**DESCRIPTION:**

Smith, Frank C.

**DATE:**

01/08/90



3570

Witnesses;

*H. C. Lindsay*

*Officer Robinson*  
*16 Precinct*

said for  
*Lawrence J. Carroll*  
*Worked + 22nd*  
*Brooklyn E.D.*

*William Crossed*

*Wright & Fildes -*  
*Brooklyn E.D.*

Counsel,

Filed

day of

Jan 18 90

Pleas, not guilty

*THE PEOPLE*  
*vs*  
*William Crossed*  
*82nd St.*  
*Brooklyn E.D.*

*Frank C. Smith*

JOHN R. FELLOWS,

District Attorney.

*Jan 13 1890*

**A True Bill.**

*John R. Fellows*

Foreman.

*Part III January 13/90*

*Lied and convicted*  
*at New York 3rd day*

*Ed. R. Fellows*  
*Jan 14/90*

00000

0089

ANDREW J. POST.

WILLIAM H. McCORD.

POST & McCORD,  
CIVIL ENGINEERS AND CONTRACTORS,  
Iron Work for Buildings and Bridges,

WORKS:  
NORTH 8th & DRIGGS STS.,  
BROOKLYN, E. D.  
TELEPHONE, 819 JOHN.

102 BROADWAY,

New York,

Jan 15 1890

Mr. Frank Smith  
at Tombs Prison

Sir: In reply to your note  
of 14<sup>th</sup> inst. to which it  
may concern, I would say  
that during your  
employment by me I found  
you efficient, trustworthy & honest  
and believed you to be such,  
therefore it is a matter  
of surprise <sup>to me</sup> that you are  
concerned in or suspected of  
a breach of the law. Trusting  
you may be able to clear  
yourself & character, in your  
predicament.

Yours truly  
Wm. H. McCord  
Engl & Hornum



0090

Police Court—2 District.City and County }  
of New York, } ss.:of No. 299 Eighth Ave Street, aged 43 years,  
occupation Clothier being duly sworndeposes and says, that the premises No 299 Eighth Ave Street,  
in the City and County aforesaid, the said being a three story brick  
building in part  
and which was occupied by deponent as a clothing store  
and in which there was at the time no human being, by name

were BURGLARIOUSLY entered by means of forcibly

breaking  
a pane of plate glasson the 20 day of Nov 1889 in the night time, and the  
following property feloniously taken, stolen, and carried away, viz:Two cardigan jackets, one pair  
of pantaloons and clothing boxes  
together of the value of about  
Ten Dollars(A/O.s)

the property of

Deponent and his co-defendants  
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 byFrank Smith (now here) and  
two others not yet arrested

for the reasons following, to wit:

Deponent is informed  
by Police Officer Thomas Coleman of  
the 6th Precinct Police that at about  
the hour of 4 1/2 O'clock AM on said date  
he, the Officer, heard the noise of breaking  
glass, and on going to said premises  
he found said window broken as aforesaid  
and the said defendants and said two  
others not yet arrested together and

0091

in company with each other at said window.

That on the approach of the officer they ran away, he the officer pursued and caught this defendant, the other two making their escape. And when he the officer brought this defendant back he the officer found the said property lying outside of said premises.

Wherefore depones charges the said defendant and the two others not yet arrested with being together and acting in concert with each other with feloniously entering said premises as aforesaid and feloniously taking stealing, and carrying said property.

Sworn to before me this } Henry E. Lindsay  
25<sup>th</sup> Day of December 1889 }  
John J. Lorman  
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.



0092

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Thomas Coleman*

aged 26 years, occupation Police Officer of No.

16th Precinct Police

Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of

*Henry B. Lindsay*

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

Sworn to before me, this

25

day of

Sept

1887

*Thomas Coleman*

*John Morrison*  
Police Justice.



0093

Sec. 103-200.

CITY AND COUNTY  
OF NEW YORK, } ss.

2 District Police Court.

*Frank 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. *Frank Smith*

Question. How old are you?

Answer. *24 years*

Question. Where were you born?

Answer. *Ohio*

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

Answer. *1087 Smith 2<sup>nd</sup> St. Wm.burgh - one year*

Question. What is your business or profession?

Answer. *Houseworker*

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 C. Smith.*

Taken before me this

*15*

day of *Nov*

188*9*

*John J. Connelley*  
Police Justice

0094

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

Dated *Dec 18* 89 *John J. [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.

0095

\$1000 bail for Ex  
Secr 28<sup>th</sup> 9 Ave

BAILED,

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

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

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

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

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

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

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

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

Police Court--- 2 18<sup>th</sup> District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

*Nancy B. Lindsay*  
vs  
*Frank Smith*

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

*Offence*

Dated *Dec 25* 188 *9*

*Symon* Magistrate.

*Thomas Coleman* Officer.

*16<sup>th</sup>* Precinct.

Witnesses \_\_\_\_\_

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

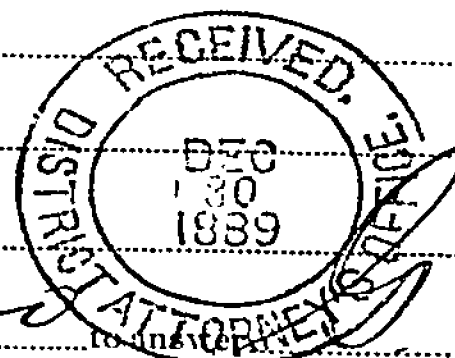
No. \_\_\_\_\_ Street.

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

\$ \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_



*Wm. H. ...*  
*Carr*



0096

**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 C. Smith*

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

*Frank C. Smith*

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

The said

*Frank C. Smith*

late of the

Ward of the City of New York, in the County of New York, aforesaid, on the *twenty-fifth* day of *December* in the year of our Lord one thousand eight hundred and *eighty-nine*, with force and arms, at the Ward, City and County aforesaid, a certain building there situate, to wit: the *store* of one

*Henry E. Lindsay*

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

*Henry E. Lindsay*

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.

0097

SECOND COUNT—

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

of the CRIME OF *Petit* LARCENY

committed as follows:

The said

*Frank C. Smith*  
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 the said day, with force and arms,

*two jackets of the value of  
two dollars each, one pair  
of trousers of the value of  
five dollars*

of the goods, chattels and personal property of one

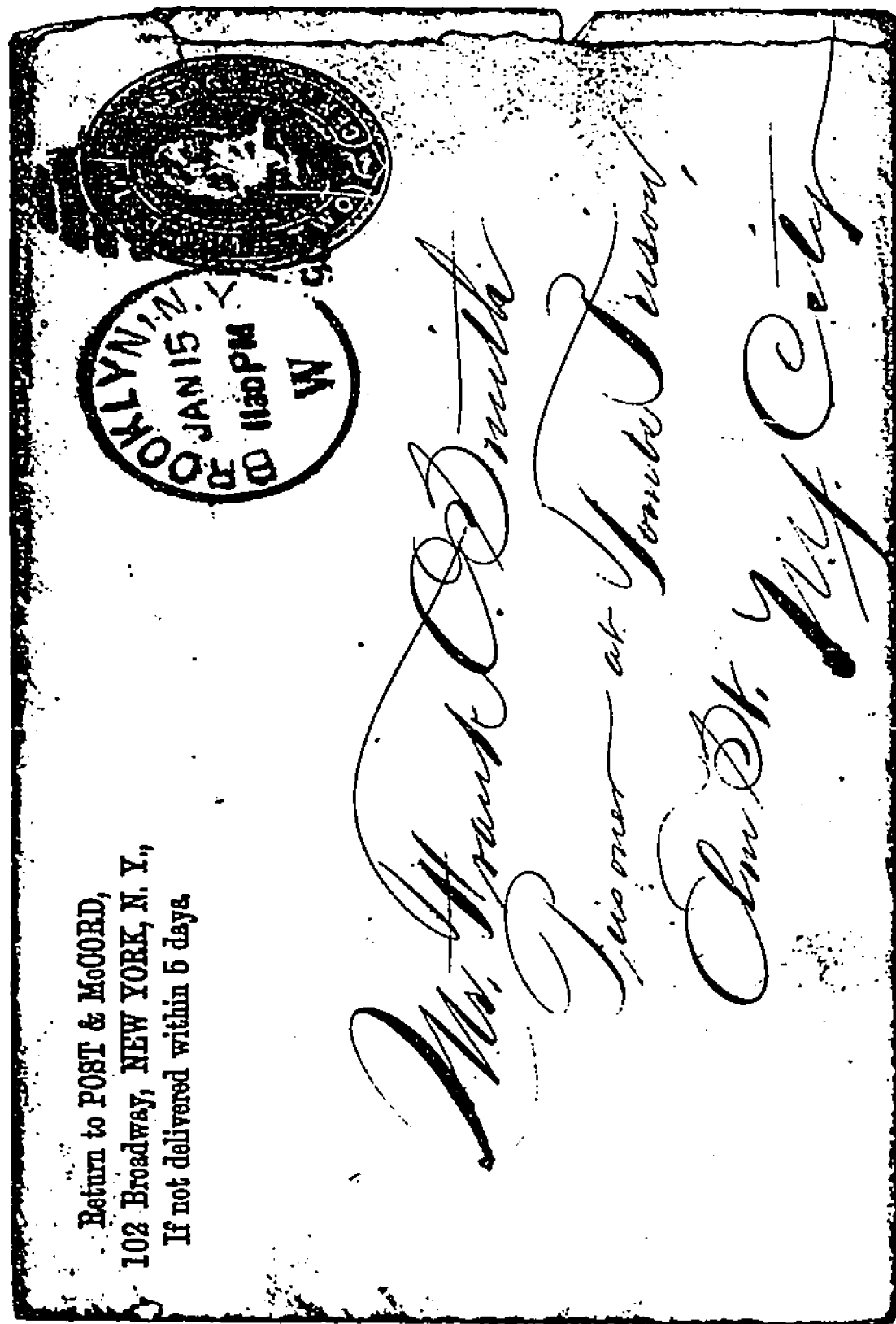
in the store

of the said

*Henry E. Lindsay*  
*Henry E. Lindsay*  
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.

*John R. Fellows,*  
*District Attorney*

0098





COURT OF GENERAL SESSIONS.

P a r t I I I .

P a r t I I I .

The People of the State of New York :

against.

: Before Hon. James  
: Fitzgerald, and  
: a Jury.

F r a n k C. S m i t h .

Indictment filed January 8th, 1890.

Indicted for Burglary in the Third Degree.

New York, January 13th, 1890.

APPEARANCES: For the People, Assistant District Attorney, W. T. Jerome.

For the Defendant Mr. Hugh Coleman.

HENRY E. LINDSAY, a witness for the people , sworn  
testified:

I am a clothing merchant at 299 8th Avenue in this city. On the night of December 24th I closed my store at about 11 o'clock. The two windows were closed when I left it on that night. There was a large amount of clothing in the windows, and among other things in there were some cardigan jackets. On the morning of the 25th I was awakened by a gentleman, and we went to my store. When I got there I found that one of the windows had been broken to pieces, and several coats were hanging out of the window. There were two cardigan jackets and a number of pants missing; their

0100

2.

value was about \$6.50. The glass which was broken was worth about \$70.. I do not know the defendant.

No cross-examination.

THOMAS COLFMAN, a witness for the people, sworn testified:

I am an officer of the Municipal Police of this City. On the night of the 24th of December my post was on 8th Avenue from 21st to 27th streets; both sides of the street. I know the premises described by the last witness. I was in 21st street and I heard a plate glass window break at about half past four o'clock in the morning. I ran up to see where it was broken. When I got to 25th Street I saw three men at the window. I crossed over and the men ran away, but I caught this fellow and he had two clothes hooks in his hands. The other men got away and I was unable to catch them. When I arrested him he threw the clothing hooks down a basement. I ran after this man and when he got near 7th Avenue I tapped with my stick and the defendant turned around and fell. I then put him under arrest. I took him back to the window. When I got back I found his coat laying there; he said it was his and put it on. He said he broke the window, "what can you make of it?". He was not drunk.

Cross-examination.

When I first heard this noise I was about four blocks away from the store. I ran about as rapidly as I could. At that distance I could not tell how

far away the noise was. Smith was right at the window when I got there and when he saw me he ran.

Q What do you mean by the clothing hooks you saw in his hand? A. Two clothing hooks on which they hang clothes in a show window.

Q Did he have anything else in his hand?

A No sir, his hat and coat were off.

Q Where was the coat? A. On the sidewalk.

Q Did you lose sight of this man at any time?

A No sir.

Q Did you ask him to stop?

A I did but he kept right along

Q Was it daylight at this time? A. No sir, it was half past 4 o'clock.

Q Was there gas light on the street? A. Yes sir, there was gas light on the corner.

D E F E N S E .

FRANK C. SMITH, the defendant, sworn testified.

Q Are you guilty of breaking into this store?

A No sir.

Q You didn't break into it? A. No sir.

Q Did you have anything to do with the breaking into it? A. No sir.

Q The officer says he caught you standing by the window explain what you were doing there? A. I started up to 49th Street and 9th Avenue to see a man who works at 15th Street and 5th Avenue. I didn't see him. On



0102

4

the way back I met a couple of boys in a saloon and we had a couple of drinks together. I left them and on my way down I went o into three or four saloons. I finally got to 25th Street and 8th Avenue, and went into a saloon on the corner opposite from where I was arrested. I stayed in there quite a while and had several drinks. Some people whom I didn't know came in there and asked me to have a drink and I did. We had about four drinks together. I had a brand new hat on my head, which I bought on the Saturday night before, and I walked out with these men. When I got out my head felt very dizzy, and I sat down on a stoop. I felt quite sick. I went to the gutter and my hat fell off. I dont know whether somebody stole it or not. I stayed there for a little while, and I saw some fellows coming along, and then I went to the corner, and I found my hat laying there. I picked it up and when I put it on my head the officer came around after me and arrested me. The officer told me that I had broken this window and I said I had nothing do with it. He brough~~me~~ around and showed me~~the~~ the window and I saw that the window was broken. He asked me if I had broken the window and I said "No". We started to walk to the corner. I broke away from him and I ran but he caught me again. When we got to the cor~~er~~ he went down into a basement and he found a cardigan jacket there and he made me carry it to the station house. I told him that if I carried it, he would go and say

0103

5

that I stole it. I didn't steal any jackets or anything else on that night. I had no clothing hooks as the officer says I had.

Cross examination.

My right name is Frank C. Stewart. I have never gone by any other name but that, except until this time. I gave that name for the reason that I didn't want my friends to know I was in this trouble. I visited several saloons on this night, after coming over the 23rd Street Ferry from Williamsburg. I was going to see a man who works in Post & McCord's about getting some work. I was told that I could see him at 49th Street and 9th Avenue. I could not tell the names of the different saloons I was in on that evening.

The Jury Returned a Verdict of " Guilty of  
an Attempt at Burglary in the Third Degree".

Indictment filed Jan. 8-1890

COURT OF GENERAL SESSIONS

Part III.

THE PEOPLE &c.

against

FRANK C. SMITH.

Abstract of testimony on

trial New York January 13th

1890.



0105

**BOX:**

383

**FOLDER:**

3570

**DESCRIPTION:**

Smith, Henry

**DATE:**

01/17/90



3570

0106

**BOX:**

383

**FOLDER:**

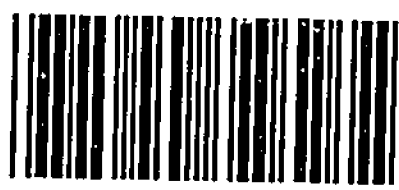
3570

**DESCRIPTION:**

Perry, William

**DATE:**

01/17/90



3570

Wm. J. Fegemeer

Officer Fitzgerald

~~SECRET~~ SECRET

Harry - Peterson

Small blue butterfly  
13572  
+ offspr.

I have made a careful  
examination of the witnesses in  
the within case. I am  
satisfied that the defendant  
Wm Perry cannot be convicted  
on his case in within the  
decision in the Grimesby  
case. I respectfully recom-  
mend that the defendant  
Wm Perry be discharged  
upon his own recognizance.  
Sent 2 Feb'y 24<sup>th</sup> /90

Wm. Travers Sewell,  
Deputy Asst.

210

Bedingen<sup>a</sup>

## Counsel,

**Filed**

**Pleads,**

# THE PEOPLE

2. (over the US.

42  
104  
W. #1  
Levey Smith

and A1

William Perry

Grand Larceny, 5th Degree.  
(From the Person.)  
[Sections 528, 580 — Penal Code].

JOHN R. FELLOWS,  
*District Attorney.*

# A True Bill.

YdH even

Part III January 22/Foreman.

No. of heads g. h. / 2<sup>d</sup> deg.

3. vol. 2

P2 Feb 51.7800 (P2 1.79)

Each episode in the novel  
is a company as in one volume  
of the British Library of



0108

Police Court— District.

Affidavit—Larceny.

City and County }  
of New York, } ss.

*William Fitzmeyer*  
 of *Penn R.R. Courthouse St. Baggage Dept* Street, aged *27* years,  
 occupation *Work in Baggage Dept.* being duly sworn  
 deposes and says, that on the *9<sup>th</sup>* day of *January* 189*7* at the City of New  
 York, in the County of New York, was feloniously taken, stolen and carried away from the possession and  
 person of deponent, in the *night* time, the following property, viz:

*One watch and chain of the  
 value of Twenty 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 *Henry Smith and William*

*Perry* (both now here) for the reasons  
 that at about the hour of three a.m.  
 deponent was a passenger on the  
 ferry boat "Hudson City" of the Pennsylvania  
 Railroad, on its journey from *Pennsylvania*  
*Street New York to Jersey City* and  
 deponent had said watch in a  
 pocket of the vest then worn on his  
 person and part of his bodily clothing  
 and attached to a chain fastened  
 to said vest. Deponent while on said  
 boat went to asleep and was awakened  
 when said boat was on its return  
 trip to New York and deponent missed

Sworn to before me, this  
 18 day

Police Justice.

said property. Deponent is informed by Harry Redmond (now here) that he Redmond saw deponent in the cabin of said boat while waiting to make her journey to Jersey City. Deponent was then asleep. Said Redmond saw the defendants in company with each other and in conversation coming on said boat and enter the said cabin. Said Redmonds watched the defendant during the trip and saw them conversing. When the boat landed on Jersey shore, deponent was still asleep and remained aboard and the defendants likewise remained and said boat made its return trip to New York. Said Raymond watched the defendants and as the boat was leaving Jersey City the defendant Perry left the said Smith in said cabin and went out side and was looking into the cabin and looking about as if watching <sup>Said Raymond</sup> ~~deponent~~ saw said Smith go over to where deponent was sitting and rest his head upon deponents' shoulder and saw him take said watch and chain from deponents' person and place it in his Smith's pocket where it was found by Officer Fitzgibbon.

Wherefore deponent charges the defendants with acting in concert in the commission of said larceny.

Done before me

this 9<sup>th</sup> January, 1890

W. T. Fitzgibbon

Police Justice

W. T. Fitzgibbon



0110

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Harry Redmond*  
aged *24* years, occupation *Deck Hand* of No. *Pen RR, Courthouse* *Ferry* Street, being duly sworn deposes and  
says, that he has heard read the foregoing affidavit of *William Fitzmeyer*  
and that the facts stated therein on information of deponent are true of deponents' own  
knowledge.

Sworn to before me, this

day of *January* 18*96*

*W. W. Mahon*

Police Justice.

*Harry Redmond*



0111

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Philip Fitzsimmons*  
aged 30 years, occupation Police officer of No.

*# 2nd Precinct* Street, being duly sworn deposes and  
says, that he has heard read the foregoing affidavit of *William Fitzganyer*  
and that the facts stated therein on information of deponent are true of deponents' own  
knowledge.

Sworn to before me, this 9<sup>th</sup>  
day of January 1890 *Philip Fitzsimmons*  
*W. W. McMahon*  
Police Justice.

0112

Sec. 198-200.

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Harry 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. *Harry Smith*

Question. How old are you?

Answer. *21 years*

Question. Where were you born?

Answer. *Hungary*

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

Answer. *42 Forsyth St. 3 months*

Question. What is your business or profession?

Answer. *Seam 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*

*Harry Smith*

Taken before me this

*9*

day of *January* 189*0*

*W. M. Jackson*

Police Justice.

0113

Sec. 198-200.

CITY AND COUNTY } ss.  
OF NEW YORK, }

District Police Court.

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

Question. What is your name?

Answer.

*William Perry*

Question. How old are you?

Answer.

*28 years*

Question. Where were you born?

Answer.

*Tenney Island*

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

Answer.

*278 Willobery St. Bklyn 8 years*

Question. What is your business or profession?

Answer.

*Laborer*

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

Answer.

*I am not guilty. I  
demand an examination.*

*Wm Perry*

Taken before me this

day of *August* 189*2*

*W. H. Harrison*

Police Justice.



0114

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 they be held to answer the same and they be admitted to bail in the sum of Ten Hundred Dollars, Each and be committed to the Warden and Keeper of the City Prison, of the City of New York, until he give such bail.

Dated Jan 9 1890 W. J. McMahon Police Justice.

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

to bail to answer by the undertaking hereto annexed.

Dated.....188.....Police Justice.

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

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

Dated.....188.....Police Justice.

0115

Police Court---

72 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*William T. Gemeny*

*Henry Smith*  
*William Perry*

3

4

*James J. Gemeny*  
*James J. Gemeny*

BAILED,

No. 1, by .....

Residence ..... Street.

No. 2, by .....

Residence ..... Street.

No. 3, by .....

Residence ..... Street.

No. 4, by .....

Residence ..... Street.

Dated *Jan 9<sup>th</sup>* 1890

*McMahon* Magistrate.

*T. Gemeny* Officer.

Precinct.

Witnesses *Officer*

No. .... Street.

*Harry Redmond*

No. *Courthouse St* Street.

or *275 1/2 Washington St* Street.

*Chas H. McMahon* Street.

No. *Courtland* Street.

\$ *1.00* to the power



*COM*

0116

My dear Frances -

Will you take this  
package up to Fanny, if  
she isn't coming out home -  
but, if she is coming, then  
please bring out to Eliza  
with you.

Truly

with love

Mum

Thurs night

Fri -



0117

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against  
*Henry Smith*  
*and*  
*William Perry*

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

*Henry Smith and William Perry*  
of the CRIME OF GRAND LARCENY in the *first* degree, committed as follows:

The said

*Henry Smith and William Perry, both*

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

*one watch of the*  
*value of fifteen dollars and*  
*one chain of the value of*  
*five dollars*

of the goods, chattels and personal property of one  
on the person of the said *William*

then and there being found, from the person of the said *William*

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.

*William Fitzmeyer*  
*Fitzmeyer*  
*William Fitzmeyer*

0118

SECOND COUNT—

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

of the CRIME OF RECEIVING STOLEN GOODS, committed as follows:

The said

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,

of the goods, chattels and personal property of one

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

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

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

JOHN R. FELLOWS,  
*District Attorney.*

0119

**BOX:**

383

**FOLDER:**

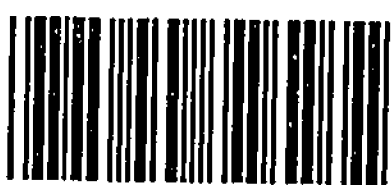
3570

**DESCRIPTION:**

Smith, John

**DATE:**

01/09/90



3570



0120

**BOX:**

383

**FOLDER:**

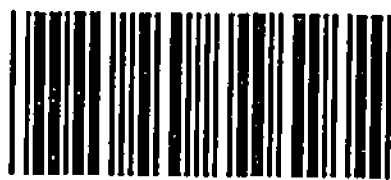
3570

**DESCRIPTION:**

Grant, James

**DATE:**

01/09/90



3570

0121

Witnesses

*Arch. H. Graham*

*Deputy appraiser*  
*Cornwall*

*Massen*

Counsel,

Filed

day of

Jan 18 90

Pleids,

THE PEOPLE

vs.

*John Smith*  
*and*

*James Grant*

JOHN R. FELLOWS,

District Attorney.

A True Bill

*Glynn and*

For chain

*Arch. H. Graham*  
*Deputy appraiser*  
*Cornwall*

*Burglary in the Third Degree.*  
*Second Degree*  
*Section 488, sec. 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100*



0122

2  
The People  
vs.  
James Grant.

{ Court of General Sessions, Part I.  
Before Recorder Smyth.

Thursday, January 30, 1890.

Jointly indicted with John Smith for burglary in the third degree and grand larceny in the second degree.

Joseph Abrams sworn and examined.

I live at 8 Baxter Street and I am superintendent of a clothing establishment, I know the premises 176 Park Row, they are occupied by Louis Silverstone, he occupied them on the first of January, I am manager of both his stores, one at 176 Park Row and another at 188 Park Row and had charge of them on the first of January. On that day I know that the store 176 Park Row was closed on or about five o'clock, I gave orders on leaving to close it up, I went home to eat my supper and I was notified afterward that the place was getting robbed. The store 176 Park Row is three story brick building and the store is on the ground floor off the street, it is the third building from the corner of Baxter Street; the store is something like 110 feet deep and the entrance is on Park Row and is about 23 feet front, it has double doors and there is glass in each door, there is a show window in the store and the back of the store is all covered up with the exception of two windows and they are fastened from the inside by two large wooden shutters and a wooden bar across; there is one door leading into a sort of away like a small yard about ten feet long and five feet wide; that yard does not join the other yard; Mr. Mellingthal closed the store that night about a quarter to five. There was clothing in there consisting of trousers, coats, vests and overcoats, about \$15000 worth of



0123

goods. I came back when I was notified that the place was broken and as near as I can get to it it was a quarter after five in the evening, it was dark. When I got there I saw Jacob Friedman upstairs on the first floor, I found a lot of goods on the first floor, I saw a large pile of overcoats. There is a hall entrance, I did not go into the store then, the doors were all right and the lock was on the door, there is an entrance from the hall leading upstairs. When I got in I saw the door was the same as it always was but it was open. The floors above are vacant. I was notified by Friedman, he was ahead of me, I went towards the window, it was all dark and I stumbled up against a pile of clothing, overcoats, Friedman said the place had been getting robbed. I looked out of the window from the first floor, I then kicked over some straw, old straw and underneath this straw was a lot of goods, coats, vests, pants, overcoats; we gathered them all together; I looked out of the window which was open and I saw a ladder which was tied to a string from this window from the first floor down into this yard. Then I ran down stairs and I asked somebody to bring me the keys of the store and the first thing I knew I saw two officers bringing me up these two men (Grant and Smith), the first I saw of them was in the street; I did not hear the defendant or the other one say anything at the time, they walked peaceably with the officers, Smith wore one of the coats which was stolen, this Defendant did not have any of the property on him, I did not hear him say anything. I had never seen this ladder that I speak of before; the clothing which I found on the first floor belonged to Mr.

Silverstone, I don't know whom put it where it was found, I never stored any of the clothing up there and nobody belonged to the store did. When I came down stairs and went into the store I made an examination to see if there was any clothing missing and I found there was, I found the shutter which was closed up, from the inside broken open, the covering of one of these windows, it looked as if it was broken open with a hammer, there was a pretty large aperture made, about a foot, and the bar was taken off which fastened the shutters, the window was left up and I found a lot of clothing in the yard, I found about two hundred dollars worth consisting of about ten pea coats, about seven or eight overcoats, half a dozen pantaloons and the same amount of vests. We left the clothing we found in the yard until the officers returned from the Station House and then they counted it; we secured the place then and let one of the men sleep there and we went home. This building 176 Park Row is in the Sixth Ward.

Cross Examined. It was the shutter in the rear that was broken; the ladder was standing in the same yard where these coats were found, I had been in that yard every day, I don't know when the ladder was put there but I know it was not there before that day; the first and second floor above the ground floor had nothing to do with the store; there is no connection between the ground floor and the floor above, there is no entrance from the hallway into the store, the floor above was vacant and was not under our control, there were two vacant floors above the store.

0125

George Mellingthal sworn and examined.

I live in 79th Street and am a salesman for Louis Silverstone at 176 Park Row, I was salesman there on the first of January and closed the store that evening about five minutes past five, I always closed the back shutters, put the bar towards the shutters, across it, and then closed the front doors after putting out the gas. I left property in there, clothing amounting to \$15000; I went back to the other store, left the keys there and then I went home, I next saw the store about half past eight when somebody told me that the place was robbed, I could not go into the yard, I did not see the window that night but I saw it in the morning, the window was closed then but the shutter was broke, when I closed it up it was all sound.

Jacob Freedman sworn and examined.

I live No. 7 Baxter Street and am a salesman for Samuel Barnet, I know Louis Silverstone and his place 176 Park Row, it is near the place where I work, my father is landlord of that building. On the first of January I was in the premises 176 Park Row of Mr. Silverstone about half past five, a friend of mine who works with me named Breckstein was with me, I found that the lock was broken off the hall door adjoining which leads to the lofts upstairs and the door was open, I sent around to notify my father, he came and said he locked the door and that somebody must have broken in. I went upstairs with a match thinking that somebody might have went up, I saw somebody walking across the store in the back loft where the windows are, I saw two persons walking, I was kind of afraid and I



went down stairs and got a candle and went upstairs again and I saw a lot of clothes lying on top of the straw. So I went down to notify the officer on post, he came up and we heard somebody in the back of the building halloo, stop thief. The officer ran down stairs and I stayed upstairs with the candle, I seen him bring those two prisoners Smith and Grant. When I saw those two persons upstairs it was dark and I could not identify them. When you and the officer got upstairs did you see any persons in the loft walking about the straw then? I saw two jump from the window; the officer ran around the adjoining building No. 5 Baxter Street and it was after that I saw them brought back by the officer.

Cross Examined.

The door that I speak of as being broken was the door at the head of the stairs going into the first floor above the ground floor, that door was locked about five o'clock by my father, I was not present when it was locked and I only know this by hearsay; the first floor above the store is a loft, you go up one flight of stairs before you enter the loft, I seen two men walking across the loft right in the back where the window are, I went and examined that window and found it open and I found the window adjoining No. 5 Baxter Street, broken; there was a ladder up at the window with a piece of cord attached to it, that window was one story from the ground.

There was nothing on this floor where I saw the men, I mean no furniture it was empty, there was straw there only.

It had been a lodging house and the straw of the old mattresses was left in there, the people had moved out of there two days before New Years. I saw this Defendant arrested, he was taken out of No. 5 Baxter Street by the

0127

officer on post; there was a window joining 5 Baxter St. where he could drop out and he broke the window right through, I seen the two men jump through the window and heard them break it, I mean they jumped out of the window adjoining No. 5 Baxter Street but that was not the window that had the ladder on it, it was one of the rear windows in this place that was burglarized, there is a window on each side of the building in the yard. The distance from the window that they jumped out of to the yard is about twenty-five feet. The two men were standing in the loft when I first saw them, I saw the policeman put his hand upon this Defendant when he arrested him, he was in the adjoining yard No. 5 Baxter Street, the defendant Grant was lying flat on the closet and I saw the officer take Smith out of the closet, he was inside and had an overcoat on him, this closet was about twenty-five feet from the window they jumped through, the closet is about three or four feet high from the yard. This house 176 extends back further than the adjoining house and the windows are on the side of the wall, looking out over No. 5 Baxter Street, there are three windows there and one of them was open and that was the one through which I saw them go and it was not the window where the ladder was. The water-closet where these defendants were was near the window where I saw them go out of. That is, if you went out of that window you would drop into the yard where that closet was? Yes, and this closet was close up to the wall of 176 and the distance between the top of the closet and the window was about twenty-five feet, I heard the glass break of the window through which they jumped.

0128

Th

John Farrington sworn and examined.

I am an officer of the 6th precinct and arrested the defendant on the evening of the 1st of January; I left the station house about five minutes past six to go to supper and went down Park Row and when I got to the corner of Mulberry Street I saw quite a crowd in front of 176 Park Row, I made some inquiries and was told that there was a burglary committed there; while I was making inquiry somebody sung out, "they jumped into 5 Baxter Street." Officer Degan got around to 5 Baxter Street into the yard, we first got Smith behind the water-closet and somebody sung out, "there is somebody lying on the closet" and I said to Degan "pull that man down" and the man who was pulled down was this Defendant. When I brought the Defendant to the Station House he said he was drinking that afternoon and some people brought him up in that place and when he woke up he felt something being thrown on top of him. I asked him why he ran? He said somebody hollered police and he ran with the rest; on Smith we found one of the overcoats which was identified by the owner. I searched the Defendant and did not find anything on him. His pedigree was taken in the Station House and he answered all the questions, he was afterwards taken to the Tombs Police Court, Judge McMahon presiding, the complainant Joseph Abrams was there and he made the complaint in the presence of this Defendant; it was reduced to writing but the prisoner was not there when the writing was done, it was read to him afterwards by the Magistrate and he signed it. The Defendant had been drinking but was not drunk when I arrested him.



0129

James E. Grant sworn and examined in his own behalf, testified:

I am twenty years of age and live three miles from Nashville, Tenn. with my mother, four sisters and a brother, I left home on the 27th of September, my mother gave me six hundred dollars and I sold my horse for fifty dollars, I went to Dr. Robinson of Buffalo, N.Y. to get my hearing treated. I left Nashville and stopped a few days in Cincinnati and then went to Buffalo, I remained fifteen days under Dr. Robinson's treatment and came to New York. At the place where I was stopping the people told me the doctor could not do me any good, that I should go to New York for in the hospitals there were the best doctors in the world. When I came to New York I had forty dollars, I reached here about December 2nd, I stopped a few days in the Palmer House somewhere down on the Bowery where I got put out of the bar-room on New Years day and then I stopped in the Philadelphia House on Park Row, I don't know the number. I went down to 41 Bowery on New Years Day and had a hot milk punch, I changed a five dollar bill, came out of the door and stood in the door for a while and two young fellows came up and got talking, one of them handed me a cigar, I treated the two fellows and they treated me back, I remember paying for five hot milk punches and when I had the last one taken I could not stand on my feet, I never was drunk before in my life; the bar-keeper put me out and I asked those two young fellows to take me to the Palmer House and put me to bed, they said they would and instead of taking me to the Palmer House it seems they

0130

took me up where this burglary was committed, I was awakened by two men up in this vacant building about dusk on New Years night, the smallest of them says, "hello, look at this in the corner", and the big man came over and I went to get up off the straw and he said, "how long are you in there?" I told him I was fetched in at noon time. I started to go down stairs and the smallest of the two said "don't get down out of here, wait till we get out of here" and with that somebody came up with a light. I stood in the middle of the floor and one of them came back and halloed to me, "come, kid, don't stay in there", and they jumped out on the roof; I followed the tallest man, I don't know where the other two went, when I was caught I was not sober, I could not hardly stand up. It must have been about nine o'clock in the morning when I changed the five dollar bill and it must have been about twelve when I asked the young men to take me to the Palmer House. When I woke up in the Station House the next morning out of the thirty-nine dollars I had \$1.80. I had nothing to do with the burglary or with the moving of the clothes, I never seen the two men before, I never saw this man Smith before in my life.

Cross Examined. I never saw Smith till I was arrested that night, I came on the Central Road from Buffalo to New York, I bought a scalper's ticket at Buffalo for which I paid \$1.75; if I did not use it that day it would have been no good at all, I don't know what the regular fare is from Buffalo to New York, the scalper told me that the regular fare was \$3.75, I don't know that the regular fare is at least \$9.00 by the Central Road.

I was in Buffalo fifteen days but was not acquainted much

with the city, I had a furnished room on the lower end of Canal Street, I went three times a week to Dr. Robinson, I bought the ticket outside the depot, which is a very large one. I always lived at home and worked for my mother, I studied the moulding business but had to give it up on account of my hearing. I was nearly sober when I jumped out of the window of this empty building. I remained on the top of the water-closet in the yard because some man had a pistol and said if I moved he would kill me.

John Smith sworn and examined.

I am willing to testify in this case; the first time I saw James Grant was when he was lying on the straw in this empty lodging house about half past four in the afternoon, he was asleep and I was alone at the time, I saw him again when I was locked up with him. I got pretty full in the afternoon and went up there to lie down for a few hours to get straightened up, I laid down a little ways from him and about half past four I heard some noise and woke up and saw some man going through the window, I heard someone say cheese it, I jumped up and said to the Defendant, "young fellow, you had better get up, you might get yourself in trouble" --- so he got up and he followed me, at least I do not know whether he followed me but I seen him in the yard when he got there. I have already pleaded guilty to the charge in this indictment. I saw this coat on the windowsill and I grabbed it as I went out.

The Jury rendered a verdict of guilty of burglary in the third degree with a recommendation to mercy.



SISMA IV AND OTHER COBALT-60 AND C-14 COMMISSIONS TO DENRA.

[illegible]

Q Did you see him go back to the room?  
A Yes.  
Q And he was alone?  
A Yes.  
Q Did you hear him say anything?  
A No.

[illegible]

0133

Police Court— District.

City and County } ss.:  
of New York,of No. 176 Park Row Street, aged 25 years,  
occupation Manager being duly sworndeposes and says, that the premises No. 176 Park Row Street, 6<sup>th</sup> Ward  
in the City and County aforesaid the said being a vacant buildingexcept the store  
~~and which was occupied by deponent as a~~ Louis Silverstone as a  
~~clothing business~~  
~~and in which they were at the time a business being by name~~were BURGLARIOUSLY entered by means of forcibly breaking panes  
of glass and breaking the inside  
shutters of a window on the side of said  
house leading into said storeon the 1<sup>st</sup> day of January 1890 in the night time, and the  
following property feloniously taken, stolen, and carried away, viz:A quantity of clothing of the  
value of about Four hundred  
and Seventy five dollarsthe property of Louis Silverstone and in case 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 byJohn Smith and James Grant  
(back now here)for the reasons following, to wit: Deponent is informed by  
George Millenthal (now here) that he,  
George, at about the hour of five  
o'clock P.M. securely fastened said  
window and shutter and securely  
locked said store and the above  
property was therein. Deponent shortly  
thereafter found said store broken  
into in the manner aforesaid and



0134

entered and said property removed  
Deponent is informed by Detective John  
Farrington (now here) that he Farrington  
saw some excitement about said premises  
and learned that a burglary had been  
committed and that the parties were  
escaping through adjoining buildings. Said  
Farrington with other officers entered the  
premises 5 Baxter the rear of which  
adjoins said premises burglarized  
and there found the defendant Smith  
in the water closet and had a coat  
worn on his person which deponent  
identified as stolen from his possession  
and part of the proceeds of said burglary.  
Said Farrington also at the same time found  
the defendant Grant concealed upon the roof  
of said water closet endeavoring to hide himself.  
Deponent found said property in various  
parts of said building and ready for removal  
Suborn to Depose  
this 2<sup>nd</sup> January 1890 } Joseph. Adams.  
R. McMahon  
Police Justice

Police Justice. 188

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

Police Justice. 188

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

Police Justice. 188

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

Hundred Dollars and be committed to the Warden and Keeper of the City Prison

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

committed, and that there is sufficient cause to believe the within named

It appearing to me by the within depositions and statements that the crime therein mentioned has been

Police Court,	District,
THE PEOPLE, vs., on the complaint of	
1. _____	
2. _____	
3. _____	
4. _____	
Offence—BURGLARY.	
Dated	188
Magistrate.	
Officer.	
Clerk.	
Witnesses.	
No.	Street.
No.	Street.
No.	Street.
\$ to answer General Sessions.	



0135

CITY AND COUNTY }  
OF NEW YORK, } ss.

*George Millett*

aged *28* years, occupation *Salesman* of No.

*29 City Hall Place* Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of *Joseph Abram*,

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

Sworn to before me, this *2*

day of *January* 18*98*

*George Millett*

*W. J. McMahon*

Police Justice.

0136

CITY AND COUNTY }  
OF NEW YORK, } ss.

*John Farrington*  
aged \_\_\_\_\_ years, occupation *Detective* of No.  
*6<sup>th</sup> Precinct* Street, being duly sworn deposes and

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

Sworn to before me, this *2*

day of *January* 18*90*

*John Farrington*  
*W. T. McMahon*  
Police Justice.

0137

Sec. 198-200.

CITY AND COUNTY  
OF NEW YORK, } ss.

District Police Court.

*John 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.

*John Smith*

Question. How old are you?

Answer.

*23 years*

Question. Where were you born?

Answer.

*New York*

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

Answer.

*Chatham Sq. 2 weeks*

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 guilty*

*John Smith*

Taken before me this

day of

*September 1889*  
*William H. Hudson*  
Police Justice.



0138

Sec. 108-200.

CITY AND COUNTY  
OF NEW YORK, } ss.

District Police Court.

*James Grant* 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. *James Grant*

Question. How old are you?

Answer. *20 years*

Question. Where were you born?

Answer. *Tennessee*

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

Answer. *2 Chatham Sq. 2 weeks*

Question. What is your business or profession?

Answer. *Murderer*

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

Answer. *I am not guilty*  
*James E. Grant*

Taken before me this

*James E. Grant*  
*James E. Grant*

Police Justice.

0139

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 Fifty 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 Jan 2 1889 W. J. Mahon Police Justice.

6<sup>th</sup> I re 130/90  
I have admitted the above-named.....

to bail to answer by the undertaking hereto annexed.

Dated.....188.....Police Justice.

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

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

Dated.....188.....Police Justice.

0140

Police Court---

33  
District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Joseph Abrams*  
*176<sup>th</sup> Park Row*  
*John Smith*  
*James Grant*

8

4

Offence

*Burglary*

BAILED,

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

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

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

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

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

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

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

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

Dated *Jan 2* 18*90*

*McMahon* Magistrate.

*Crystal Farrington* Officer.

*6* Precinct.

Witnesses *George Mellingham*

No. *29 City Hall* Street.

*John Farrington*

No. *6<sup>th</sup> Precinct* Street.

*James Foreman*

No. *7 Bay* Street.

*5000* to answer *G. S. M.*

*See*

*98*



0141

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

Against  
*John Smith and  
James Grant*

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

*John Smith and James Grant*

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

The said

*John Smith and James Grant, both*

late of the

New York, aforesaid, on the

our Lord one thousand eight hundred and

Ward, City and County aforesaid, a certain building there situate, to wit: the

Sixth Ward of the City of New York, in the County of

first day of

January in the year of

ninety, with force and arms, at the

store of one

*Louis Silverstone*

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

*Louis Silverstone*

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:

John Smith and James Grant  
of the CRIME OF Grand LARCENY in the second degree committed as follows:

The said

John Smith and James  
Grant, bothlate 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 the said day, with force and arms,divers articles of clothing  
of a number and description  
to the Grand Jury aforesaid  
unknown of the value of  
four hundred and seventy-five  
dollars

of the goods, chattels and personal property of one

in the

store of the said Louis Silverstone

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.John R. Fellows,  
District Attorney