0008

BOX:
513

FOLDER:
4670

DESCRIPTION:
Labelson, Adolph

DATE:
02/09/93

4670

Witnesses:

Nicholson Healy

Thos L Brannan

#43 A H Sangster
A J Rosenthal

Counsel,

Filed 9 day of Feby 189 3

Pleads, Guilty 16

THE PEOPLE

vs.

Adolph Labelson

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

DE LANCEY NICOLL,

District Attorney.

Mar. 9. 1893

Mar 16. 1893 - Part 2, V. M. D
Mar 20. 1893. (MD)

A TRUE BILL.

Geo. Edgell

Foreman.

Part 2
March 20 1893
Tried and acquitted

$ 89 00/100

Baltimore January 10 1893

One day after Sight Pay to

the order of The National Exchange Bank

Eighty Nine Dollars

Value received and charge the same to account of

To Adolph Labelson
172 Suffolk Str
New York

No.

A. Jorchman

For Collection for Account of
The National [illegible] Bank
[illegible]

Rep

First Natl Bank

call down

0012

New York, July 20 1893

Received from Italy Ebell

Eighty nine Dollars

in full settlement of Claim against Adolph Lanson for 2 cases Cognac

$89.00

R. Goodman Sons & Co

R. Goodman

0013

Baltimore January 9 /93

Mr. Adolph Labelson
172 Suffolk Str. New York

Sold to R. Goodman Sons & Co
Tobacco & Cigarettes Manufacturers

2 Cases Cigarettes		
50,000/10	Carnival Mixed	$89 00

New York Jany 30/93

In consideration of Eighty nine dollars to me in hand paid this twentieth day of January 1893. I hereby assign to Wilson Healy & Earl our right and title to claim of Eighty nine dollars against one Adolph Larlson said to reside or do business at 172 Suffolk St. in the City of New York same being value as per copy of invoice attached. ~~for~~ Two (2) Cases Cigarettes shipped by us at Baltimore Md Jany 9/93 as per Bill of Lading attached and marked as follows.

One case [L] & one case [J].

He (Larlson) having received said cases and refused payment of sight draft

R. Goodman Sons & Co
R. Goodman

Attyes
McConnell

Form 210. 50,000—12-3-92.

BALTIMORE & OHIO RAILROAD COMPANY

C. S. WIGHT, General Freight Agent, Pittsburgh, Pa. C. E. WAYS, General Freight Agent, Baltimore, Md.

FRANK HARRIOTT, General Freight Traffic Manager, Baltimore, Md.

Bill of Lading No. *189*

RECEIVED FROM ..... the property described below, in apparent good order except as noted (contents and condition of contents of packages unknown) marked, consigned and destined as indicated below, which this Company agrees to carry to the said destination, if on its road, otherwise to deliver to another carrier on the route to said destination.

IT IS MUTUALLY AGREED, in consideration of the rate of freight hereinafter named, as to each carrier of all or any of said property over all or any portion of said route to destination, and as to each party at any time interested in all or any of said property, that every service to be performed hereunder shall be subject to all the conditions, whether printed or written, herein contained, and which are hereby agreed to by the shipper and by him accepted for himself and his assigns as just and reasonable.

Upon all the conditions, whether printed or written, herein contained, it is mutually agreed that the rate of freight from ..... **to** ..... **Station is to be in cents per 100 lbs. in accordance with classification.**

If Four times First Class	If First Class	If Second Class	If Third Class	If Fourth Class	If Fifth Class	If Sixth Class	If SPECIAL CLASS	RATE
68								

And advanced charges at ..... $.....

Marks, Consignee, Address and Route.	DESCRIPTION OF ARTICLES.	WEIGHT. (Subject to Correction.)
Order R Goodman Jones & Co		
Notify Adolph Jacobson		
172 Suffolk St		
New York	Cigarettes	

CONDITIONS

No carrier or party in possession of all or any of the property herein described shall be liable for any loss thereof or damage thereto, by causes beyond its control or by floods or flames from any cause or wheresoever occurring; or by riots, strikes or stoppage of labor; or by leakage, breakage, chafing, loss in weight, exposure to weather, heat, frost, wet or decay; or from any cause if it be necessary or usual to carry such property upon open cars.

No carrier is bound to carry said property by any particular train or vessel, or within any particular market, or otherwise than with as reasonable dispatch as its general business will permit. Every carrier shall have the right, in case of necessity, to forward said property by any railroad or route between the point of shipment and the point to which the rate is given.

No carrier shall be liable for loss or damage not occurring on its own road or portion of the through route, nor after said property is ready for delivery to the next carrier or to consignee. The amount of any loss or damage for which any carrier becomes liable shall be computed at the value of the property at place and time of shipment under this bill of lading, unless a lower value has been agreed upon or is determined by the classification upon which the rate is based, in either of which events such lower value shall be the maximum price to govern such computation. Claims for loss or damage must be made in writing to the agent at point of delivery promptly after arrival of the property, and if not paid for more than thirty days after the delivery of the property, or after due time for the delivery thereof, no carrier hereunder shall be liable in any event.

All property shall be subject to necessary cooperage and baling at owner's risk. Each carrier over whose route Cotton is to be carried hereunder, shall have the privilege, at its own cost, of compressing the same for greater convenience in handling and forwarding, and shall not be held responsible for unavoidable delays in procuring such compression. Grain in bulk consigned to a point where there is an elevator may [unless otherwise expressly noted herein, and then if not promptly unloaded] be there delivered, and placed with other grain of the same kind, without respect to ownership, and if so delivered shall be subject to a lien for elevator charges in addition to all other charges hereunder. No carrier shall be liable for differences in weights or for shrinkage of any grain or other carried in bulk.

Property not removed by the person or party entitled to receive it within twenty-four hours after its arrival at destination, may be kept in the car, depot or place of delivery of the carrier, at the sole risk of the owner of said property, or may, at the option of the carrier, removed and otherwise stored at the owner's risk and cost and there held subject to lien for all freight and other charges. The delivering carrier may make a reasonable charge per day for the detention of any car and for use of track after the car has been held forty-eight hours for unloading, and may add such charge to all other charges hereunder, and hold said property subject to a lien therefor. Property destined to or taken from a station at which there is no regularly appointed agent, shall be entirely at risk of owner when unloaded from cars, or until loaded into cars; and when received from or delivered on private or other sidings shall be at owner's risk until the cars are attached to, and after they are detached from trains.

6. No carrier hereunder will carry, or be liable in any way for any documents, specie, or for any articles of extraordinary value not specifically rated in the published classifications, unless a special agreement to do so, and a stipulated value of the articles, are endorsed hereon.

7. Every party, whether principal or agent, shipping inflammable, explosive, or dangerous goods, without previous full written disclosure to the carrier of their nature, shall be liable for all loss or damage caused thereby, and such goods may be warehoused at owner's risk and expense, or destroyed without compensation.

8. Any alteration, addition or erasure in this Bill of Lading, which shall be made without the special notation hereon of the agent of the carrier issuing this Bill of Lading, shall be void.

9. If the word "order" is written hereon immediately before or after the name of the party to whose order the property is consigned, without any condition or limitation other than the name of a party to be notified of the arrival of the property, the surrender of this Bill of Lading properly endorsed shall be required before the delivery of the property at destination. If any other than the aforesaid form of consignment is used herein, the said property may, at the option of the carrier, be delivered without requiring the production or surrender of this Bill of Lading.

10. Owner or consignee shall pay freight at the rate above stated, and all other charges accruing on said property, before delivery, and according to weights as ascertained by any carrier hereunder; and if upon inspection it is ascertained that the articles shipped are not those described in this Bill of Lading, the freight charges must be paid upon the articles actually shipped, and at the rates and under the rules provided for by published classifications.

11. If all or any part of said property is carried by water over any part of said route, such water carriage shall be performed subject to the conditions whether printed or written, contained in this Bill of Lading, including the condition that no carrier or party shall be liable for any loss or damage resulting from the perils of the lakes, sea or other waters; or from explosion, bursting of boilers, breakage of shafts, or any latent defect in hull, machinery, or appurtenances; or from collision, stranding or other accidents of navigation; or from the prolongation of the voyage. And any vessel carrying any or all of the property herein described shall have liberty to call at intermediate ports; to tow and be towed, and to assist vessels in distress, and to deviate for the purpose of saving life or property. And any carrier by water liable on account of loss or damage to any of said property shall have the full benefit of any insurance that may have been effected upon or on account of said property.

..... Agent.

Per .....

ALEX S. ROSENTHAL,
Counselor-at-Law,
No. 70 ESSEX STREET,
(Opposite Court House).
RESIDENCE } 40 SUFFOLK ST., **New York.**

0017

ALEX S. ROSENTHAL,

Counselor-at-Law,

No. 70 ESSEX STREET,

(Opposite Court House).

RESIDENCE } 40 SUFFOLK ST., **New York.**

0018

HEALY & HARL,
TRUCKMEN AND FORWARDERS,
Old Pier 41, N. R.

Pd 19

New York, _____ 1892

Received in good order, from the **Baltimore & Ohio R. R. Co.**

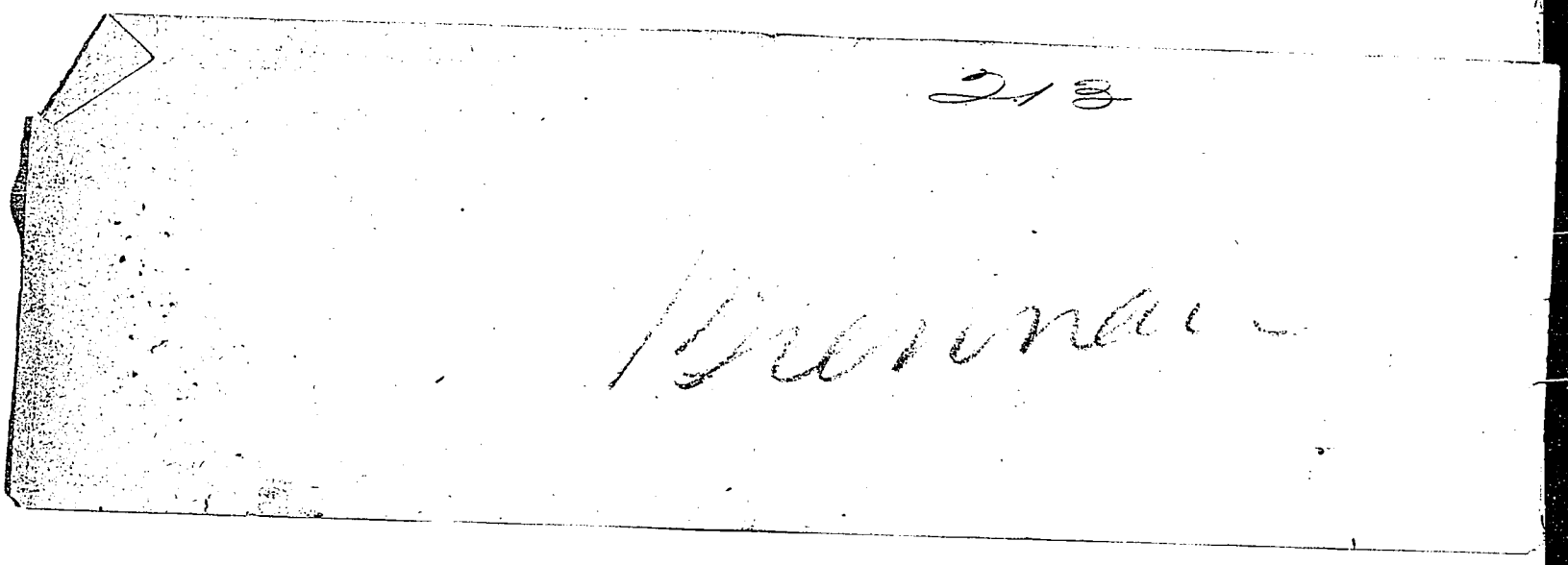
Two (2) Cases Cigarettes

Consigned to Order Goodyear Dods & Co

Notify Adolph Labelson

CHARGES 2 13 Rochester 172 Buffalo St

Take up 1317


213
Brennan

0020

1912

Police Court— 2 District.

Affidavit—Larceny.

City and County of New York, } ss.

Nicholas Healy

of No. 37 E. Washington Street, aged 63 years.

occupation Bricklayer being duly sworn,

deposes and says, that on the 11th day of January 189 3 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in day time, the following property, viz:

Two Cases of Cigarettes together of the value of Eight & Nine dollars

the property of In care and custody of deponent

and that this deponent has a probable cause to suspect, and does suspect that the said property was feloniously taken, stolen and carried away by Adolph Larelson (Fowler) from the premises of said Date Department Bureau his employee or driver Thomas L. Freeman of No 200 West 50th Street to deliver the above described two cases of cigarettes to defendant and said Freeman receiving the representations made to him by the defendant that the defendant had a bill of lading for said cases of cigarettes and said Freeman placed said cases in the hall of No 172 Duffield Street at the solicitation of defendant and said Freeman went up stairs to the 3rd floor to receive said bill of lading and said Freeman was informed by a woman

Sworn to before me this 9 day of [illegible] 189

Police Justice.

That he did not know anything about
said bill of lading and that said Newman
returned to said Hall in Wenatchee on 12
and found three said cases of cigarettes
were missing
Wherefore deponent charges said defendant
with making said false and fraudulent
representations that he deposited and
a bill of lading for said cases with
intent to cheat and defraud
Wherefore deponent prays he may
be dealt with according to law

Sworn to before me
this 26th day of Jan 1893
John R. Woodhis

N Stacey

Police Notice

1921

CITY AND COUNTY OF NEW YORK, } ss.

Thomas L. Brennan

aged 43 years, occupation Cartman of No. 260 West Houston Street, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of Nicholas Healey and that the facts stated therein on information of deponent are true of deponent's own knowledge.

Sworn to before me, this 26 *day of* January 1893 } Thos L. Brennan

John H. Voorhis *Police Justice.*

0023

Sec. 198—200.

2

1882

District Police Court.

City and County of New York, ss:

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

Question. What is your name?

Answer. Adolph Labelon

Question. How old are you?

Answer. 25 Jear

Question. Where were you born?

Answer. Germany

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

Answer. 122 Suffolk

Question. What is your business or profession?

Answer. Cigarette dealer

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

Adolph Labelon

Taken before me this 2 *day of* January *189*3

John Collins *Police Justice.*

0024

Sec. 198—200.

2

1882

District Police Court.

City and County of New York, ss:

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

Question. What is your name?

Answer. Adolph Labelon

Question. How old are you?

Answer. 25 years

Question. Where were you born?

Answer. Germany

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

Answer. 172 Suffolk

Question. What is your business or profession?

Answer. Cigarette dealer

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

Adolph Labelon

Taken before me this 26 *day of* January *189*8

John Addoldsen

Police Justice.

0025

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 Adolph Labelson

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

Dated, Jan 6 *189*7 ..... John R. Voorhis *Police Justice.*

I have admitted the above-named Sydney Lane

to bail to answer by the undertaking hereto annexed.

Dated, Jan 7 *189*7 ..... John R. Voorhis *Police Justice.*

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

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

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

1881

127

Police Court--- 2 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Nicholas Healy
575 Washington
Adolph Labelson

2
3
4

Offense Larceny felony

Dated, January 26 1893

Yoorhis Magistrate.

Gardner Officer.

Court Precinct.

Witnesses Hon L Brennan
No. 260 West Houston Street.

John J. Clark
No. 196 Monroe Street.
Brooklyn

J. M. ~~Rugh~~ Battelle
1st Nat Bank No 2 Wall St
No. Street.

$ 1000 to answer G J

Bailed JM G+

BAILED.

No. 1, by Adolph Flisser

Residence 274 Grand Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Adolph Labelson

The Grand Jury of the City and County of New York, by this indictment, accuse Adolph Labelson of the CRIME OF GRAND LARCENY IN THE second DEGREE, committed as follows:

The said Adolph Labelson

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

two cases of cigarettes, (a more particular description whereof is to the Grand Jury aforesaid unknown) of the value of forty five dollars each case

of the goods, chattels and personal property of one Nicholas Healy

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.

De Lancey Nicoll,
District Attorney

0028

BOX:
513

FOLDER:
4670

DESCRIPTION:
Lalley, James

DATE:
02/02/93

4670

Witnesses:

Robert Veller

N Veller

Counsel,

Filed 2 day of Feb 1893

Pleads, Guilty

THE PEOPLE

vs.

James Lalley

Grand Larceny, Second Degree.
(From the Person.)
[Sections 528, 53, Penal Code.]

23
15.1.10

DE LANCEY NICOLL,
District Attorney.

Feb. 14. Upon day's [illegible]

A TRUE BILL.

J. Cattin
Feb 23/93 *Foreman.*

Release P.

8 mos Pres Pg.

0030

(1365)

Police Court— 4 District.

Affidavit—Larceny.

City and County of New York, } ss.

Robert Teller

of No. 526 East 154 Street, aged 56 years,

occupation Lithographer being duly sworn,

deposes and says, that on the 24 day of January 189 3 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 day time, the following property, viz:

One gold chain and locket of the value of about Forty five 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 James Lally, now here, for the following reasons: That at about the hour of 5.30 O'clock A.M. on said date, deponent came out of the hall on 3rd avenue between 15th & 16th streets. That the said chain and locket were attached to the outside of deponent's vest. That the defendant came up to deponent and caught hold of the said chain and locket, tore and broke the said chain from the vest and ran away. That deponent immediately caused the defendant's arrest and prays that he be dealt with according to law

Robert Teller

Sworn to before me, this 24 day of January 189 3

Police Justice.

0031

Sec. 198—200.

4 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

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

Question. What is your name?

Answer. James Lally

Question. How old are you?

Answer. 23 years

Question. Where were you born?

Answer. New York City

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

Answer. 615 First Avenue — 11 years

Question. What is your business or profession?

Answer. Hack driver

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 Lally

Taken before me this 24th *day of* January *189*8

P. Mulber *Police Justice.*

0032

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

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

Dated, July 24 *189*3 _____ *Police Justice.*

I have admitted the above-named _____

to bail to answer by the undertaking hereto annexed.

Dated, _____ *189* _____ *Police Justice.*

There being no sufficient cause to believe the within named _____

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

Dated, _____ *189* _____ *Police Justice.*

1881

003

126

Police Court---14 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Robt Feller
526 E 134th St
James Kelly
2
3
4

Offense Larceny & Receiving

Dated, July 24 189 3
M. Mahon Magistrate.
Mullaney Officer.
18 Precinct.

Witnesses Wm Feller
No. 526 East 134 Street.

No. Street.

No. Street.

$ 500 to answer G.S.
500 bail July 26. 2 P.M.

BAILED,

No. 1, by
Residence Street.

No. 2, by
Residence Street.

No. 3, by
Residence Street.

No. 4, by
Residence Street.

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 Lalley

The Grand Jury of the City and County of New York, by this indictment, accuse James Lalley of the CRIME OF GRAND LARCENY in the second degree, committed as follows:

The said James Lalley, late of the City of New York, in the County of New York aforesaid, on the twenty-fourth day of January in the year of our Lord one thousand eight hundred and ninety-three, in the day-time of the said day, at the City and County aforesaid, with force and arms,

one chain of the value of twenty-five dollars, and one locket of the value of twenty dollars

of the goods, chattels and personal property of one Robert Teller on the person of the said Robert Teller then and there being found, from the person of the said Robert Teller 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.

De Lancey Nicoll,
District Attorney

0035

BOX:
513

FOLDER:
4670

DESCRIPTION:
Langsdorf, Anton

DATE:
02/09/93

4670

Witnesses:

Officer Farley
by the Prosecutor

Counsel,

Filed, 9 day of Feb 1893

Pleads, Not guilty

THE PEOPLE

vs.

B

Anton Langsdorf

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

Complaint sent to the Court of Special Sessions,
May 16 93

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Geo E Ogill

Foreman.

0037

2067

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against

Anton Langsdorf

The Grand Jury of the City and County of New York, by this indictment, accuse Anton Langsdorf of the CRIME OF SELLING STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER ON SUNDAY, committed as follows:

The said Anton Langsdorf

late of the City of New York, in the County of New York aforesaid, on the 15th day of January in the year of our Lord one thousand eight hundred and ninety-three, at the City and County aforesaid, the same being Sunday, certain strong and spirituous liquors, wines, ale and beer, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey. one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did sell, ~~to one~~

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

SECOND COUNT—

And the Grand Jury aforesaid, by this indictment, further accuse the said Anton Langsdorf of the CRIME OF OFFERING AND EXPOSING FOR SALE ON SUNDAY STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said Anton Langsdorf

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

Charles F. Farley

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

DE LANCEY NICOLL,
District Attorney.

0038

BOX:
513

FOLDER:
4670

DESCRIPTION:
Lawson, Thomas

DATE:
02/27/93

4670

0039

POOR QUALITY ORIGINAL

274

Witnesses:
W. J. Northrup
Thos Carey
Geo Quant

Bailed Feb. 3, 1893 by Thos Carey; 168, 7th Ave, Bklyn, $1000.
F. Feb. 1, 1894.
P. 3, Oct. 24, 1906
Bail fixed at $1,000.
by Judge Foster.

Bailed Oct. 25, 1906, by Peter J. Groll 145 E. 53 St., $1000. In view of age of indictment & the the enclosed affidavit & in view of the death of complainant & his failure to prosecute & of the strong reasons to believe defendant innocent of any crime the dismissal of this indictment is recommended.
Pf. I. Nov. 28.06 N. A. Smyth

57226

Counsel,

Filed 7 day of Feb 1893

Pleads, Not guilty

THE PEOPLE

vs.

Thomas Lawson

Part 1

Jany. 17/94

Forgery in the Second Degree.
[Sections 511 and 521, Penal Code.]
(Endorsement, etc.)

DE LANCEY NICOLL,
District Attorney.

Nov. 28/06
On motion of Dist Atty
Indictment Dismissed
Yeoh J.

A TRUE BILL.

Foreman.

Off. Doc. Jan 93

F. Feb. 1, 1894

art 1. Nov

Fol. 1 COURT OF GENERAL SESSIONS AND OF THE PEACE
IN AND FOR THE CITY AND COUNTY OF NEW YORK.

PEOPLE OF THE STATE OF NEW YORK
Plaintiff,

-against-

THOMAS LAWSON
Defendant.

IN THE MATTER
Of the Application of
THOMAS LAWSON
for the vacating of a judgment entered upon a forfeited recognizance.

COUNTY OF NEW YORK, ss:

JOHN CUMMINGS being duly sworn

" 2 deposes and says, that he resides at No. 2166 Lexington Avenue, Street, in the Borough of Manhattan, City of New York; that on the 5th day of November 1892 deponent was and for some time theretofore had been in the employ of William J. Northrup who then conducted a lumber yard and feed business at No. 519 West 21st Street in the City of New York; that on said day there was due to deponent for his wages for the week then ending, (said day falling on Saturday) the sum of Twelve dollars, and that the sum was paid to him by Thomas Lawson, the petitioner herein.

John Cummings

Sworn to before me this:
18th day of June, 1906.:

Stuart G. Gibboney
NOTARY PUBLIC, NEW YORK COUNTY.

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

PEOPLE OF THE STATE OF NEW YORK, Plaintiff,
against
THOMAS LAWSON, Defendant,

Fol. 1 STATE OF NEW YORK,)
) SS.
County of New York.)

DAVID H. BATES, being duly sworn deposes and says:

I reside at The Ansonia, 2109 Broadway, in the Borough of Manhattan, City of New York. During all the times hereinafter mentioned I was Vice President, and later President of the Tradesmen's National Bank, then located at
2 No. 260 West Broadway, in said Borough and City. I have known Thomas Lawson, the defendant above-named, more or less intimately since about 1896. About that year he entered the employ of said bank as superintendent of the Florence Building, a business building, at the corner of Second Avenue and First Street, in said Borough, which belonged to said bank. His duties included letting the rooms and collecting rents, besides having general charge of the building. About 1899 he was also made superintendent of the Wool Exchange Building, belonging to said
3 Bank, and located at No. 260 West Broadway, and from that time until 1902 he had charge of both buildings, with the duties, among others, of letting rooms and collecting rents. I found him always absolutely honest and upright in the performance of his duties. He faithfully accounted for all money received by him, amounting to many thousands of dollars annually, and was always truthful and straightforward. I would consider him to be incapable of committing forgery, or doing any other dishonest act in order to obtain money or for any other purpose.

David H Bates

Sworn to before me this
9th day of November 1906.
L. W. Bates
Notary Public Kings Co 39

Fol. 1

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

PEOPLE OF THE STATE OF NEW YORK,
Plaintiff,
against
THOMAS LAWSON,
Defendant.

COUNTY OF NEW YORK, SS:

John W. Jacobus, being duly sworn deposes and says: I reside at No. 209 West 55th Street, in the Borough of Manhattan, City of New York. I have known the above-named Thomas Lawson well for about thirty-five years, and have had from time to time business relations and transactions with him. I have always found him
2 strictly honest and square in all his dealings, and would consider him incapable of committing forgery or any other crime at any time during my acquaintance with him.

Sworn to before me this
20th day of November 1906.

J. W. Jacobus

Notary Public No. 72
N. Y. Co.

Fol. 1 COURT OF GENERAL SESSIONS AND OF THE PEACE
IN AND FOR THE CITY AND COUNTY OF NEW YORK.

PEOPLE OF THE STATE OF NEW YORK,
Plaintiff,

against

THOMAS LAWSON,
Defendant.

COUNTY OF NEW YORK, SS.

~~ARCHIBALD~~ Archey CROSSMAN, being duly sworn deposes and says:

I reside at No. 466 West 20th Street, in the Borough of Manhattan, City of New York. I have known the above-named Thomas Lawson well for twenty-five or thirty years, and have had business dealings with him
2 during that time. He and I were at one time both in the transportation business as owners of tug-boats, and our dealings consisted in part of his hiring my boats to do work for him. He has also borrowed money of me. I always found him absolutely straightforward and upright, and never knew him to do a dishonest act. I would consider him incapable of committing any crime.

Sworn to before me this 29 day of Nov, 1906.) Archey Crossman

Edward Gordon
Notary Public (65)
New York County

Fol. 1 COURT OF GENERAL SESSIONS AND OF THE PEACE
IN AND FOR THE CITY AND COUNTY OF NEW YORK.

PEOPLE OF THE STATE OF NEW YORK,
Plaintiff,
against
Thomas Lawson,
Defendant.

COUNTY OF NEW YORK, SS:
THOMAS LAWSON, being duly sworn, deposes and says:
I. I reside at No. 75 West 71st Street, in the Borough of Manhattan, City of New York.

II. Heretofore and in the month of November, 1892, I was and for some time theretofore had been in the employ of one William J. Northrup, a commission merchant handling lumber and hay, who then carried on business and had a lumber yard at No. 519 West 21st Street, in the Borough of Manhattan, City of New York, at a salary of twelve dollars
2 per week, and one-half commissions on sales of hay. I had exclusive management of the hay department, making all sales and collecting all bills, and Mr. Northrup gave no attention to this branch of the business whatever. I was also accustomed, as part of my duties, to act as bookkeeper, to pay off the help employed in the lumber yard, including myself, to endorse, in the name of said Northrup and deposit in his bank account, all checks which came in in both lumber and hay departments, all of which was done by direction and with the knowledge and consent of said Northrup.
3 He frequently told me to do anything, or sign any paper necessary in carrying on and promoting the business, that I need not consult him, but might act upon my own judgment. The hay business was taken on by him, at the time and because of my becoming connected with him, because I was an expert in hay and understood that business, and my salary was fixed at the low figure stated above because it was expected I would be compensated by my share of the commissions for my services in that Department, and the salary was to cover my services in the lumber department.

III. On the 5th day of November, 1892, which fell on a Saturday, the said Northrup sent word to the office that

his son was very sick and that he would not be at the office that day, and thereupon, as the cash was insufficient to pay off the help, I went out to endeavor to make some collections to secure sufficient cash for that purpose. In
4 so doing I called upon one H. J. Ruge, who carried on a hay and feed business at 55th Street and Broadway, in said City, to whom I had, as salesman as aforesaid, from time to time sold hay, for which the said Ruge then owed said Northrup the sum of Thirty-six and 08/100 dollars, and requested him to pay such bill. Said Ruge made out his check to the order of said Northrup for said amount and delivered it to me. A copy of said check is hereto annexed and marked "Exhibit A". It was then close to 12 o'clock, the hour for the closing of the banks. I stated to said
5 Ruge that I wished to use the money that day and asked him to make the check payable to bearer; said Ruge thereupon told me to endorse the check and that he would certify to the endorsement and I could then draw the money upon it. Whereupon I did so endorse the check in the name of said Northrup, in the belief that I had full authority to do so, and said Ruge did certify to my endorsement, and I did collect and receive the money upon said check. Said Ruge was accustomed to address me as Mr. Northrup and apparently did not know that my name was not Northrup.

6 IV. After having collected and received the money on said check as aforesaid, I returned to the office of said Northrup and there applied said money, being the identical currency so received, to the payment of the help in the lumber yard of said Northrup, paying to myself Twelve dollars for my own salary for the week then ending, and also paying to John Cummings and George Norton, who were both employed in said yard, each the sum of Twelve

dollars for their respective wages for said week. The affidavit of said Norton and Cummings are hereto annexed. The eight cents remaining was placed in the cash drawer.

7 No part of said money so taken was applied by me to my own use except the said sum of Twelve dollars which was then due to me for my salary as aforesaid, and that the whole thereof was applied to the use of and for the benefit of said William J. Northrup, under the authority by which, according to custom I had the right to apply the same. I entered the receipt and disposition of said money in the books of said Northrup. In doing the acts above specified I believed that I was acting with the full authority of said Northrup, and I did not intend to take, nor did I take said money or any part thereof for my own

8 use, except my salary to which I was entitled as aforesaid, nor did I intend to forge, nor consider that I had forged the name of said Northrup, nor did I intend to commit forgery or any other crime.

V. Thereafter and in the month of February, 1893, said Northrup caused me to be arrested upon a charge of forgery by reason of my endorsement of the check aforesaid and caused me to be incarcerated in the City Prison of the City of New York, and that thereafter and on or about the 23rd day of February, 1893, together with one

9 Thomas Carey, I executed and filed a bond in the sum of One thousand dollars, and thereupon I was admitted to bail and set at liberty. Thereafter and on or about the 27th day of February, 1893, an indictment for forgery in the second degree was found against me, and said indictment as, I am informed and believe, remains of record in this Court, but I have never been tried thereunder.

VI. Thereafter and in or about the month of April, 1893, said Northrup and myself had a settlement of all

our difficulties, and upon my paying said Northrup the
10 sum of about Eighty dollars, which said Northrup alleged
he had expended in connection with the prosecution afore-
said, the said Northrup agreed not to further press said
charge against me; I thereupon supposed and believed
that the matter was settled and disposed of and gave the
same no further attention and knew and heard nothing fur-
ther about said matter, until in the month of May or June
1905, when I was plaintiff in a certain suit brought by me
and one Morton Bishop against one Charles T. Tyler and
which was then on trial before George C. Lay, Esq., Referee.
11 The attorney for the defendant in said suit attempted to
introduce a record of the proceedings herein, from which
he claimed that it appeared that I had forfeited my bail
bond.

VII. I thereupon caused the matter to be
investigated and am informed and believe that it appears
from the records of this Court and from records in the
office of the County Clerk of the County of New York that
on the first day of February, 1894, an order was entered
forfeiting said bail bond and that on the 8th day of March,
12 1894, a certified copy of said order was filed in the office
of the County Clerk of the County of New York and judgment
thereon entered against me and the said Thomas Carey, in
favor of the People of the State of New York for the sum
of One thousand dollars.

VIII. During all of said time from, 1892, to the
present time I have been a resident of the City of New
York; my address has been in the City directory; I
never during said period was absent from said State for
more than a few weeks at a time. In June, 1893, I obtained
13 from the Police Department a license for a year to operate

a steam boiler at 12 and 14 East 125th Street, in said City and this was renewed in June, 1894. Thus at the very time of the alleged forfeiture of the said bond, my name and address were registered in the Police Department. I did not intend to forfeit said bond, nor to avoid nor evade any legal responsibility. I received no notice whatever of the said case being called for trial and I am informed and believe that it does not appear from the papers in this case that any such notice was given to the
14 surety upon said bond.

IX. I am informed and believe that said William J. Northrup is dead and that his books of account are lost, and I can produce no further evidence concerning the transactions above mentioned other than is herein referred to. Charles Northrup, whose affidavit is hereto annexed is a son of said William J. Northrup.

X. I beg to read herein and make part of this affidavit the aforesaid indictment on file with the
15 Clerk of this Court and the papers therewith filed, and also the papers on file in the office of the County Clerk in the County of New York above referred to.

I respectfully ask that said indictment be dismissed and the aforesaid bond and the said judgment be vacated and set aside.

Sworn to before me this)
1st day of November, 1906.)

Thos Lawson

L K Grant

Notary Public, Kings County, No. 25
Certificate filed in New York County

Fol. 1 COURT OF GENERAL SESSIONS AND OF THE PEACE
IN AND FOR THE CITY AND COUNTY OF NEW YORK.

PEOPLE OF THE STATE OF NEW YORK,
Plaintiff,
against
THOMAS LAWSON,
Defendant.

COUNTY OF NEW YORK YORK, SS:

CHARLES R. NORTHRUP, being duly sworn, deposes and says, that he resides at No. 44 West 44th Street, in the Borough of Manhattan, City of New York; that he
2 is a son of William J. Northrup, who in 1892 conducted a lumber yard and ~~hay~~ business as commission merchant at No. 519 West 21st Street in the then City of New York; that deponent worked for his father in said business and was familiar with the details thereof; that he knew Thomas Lawson, the defendant herein, who was bookkeeper, and salesman in the hay department; that said Lawson was accustomed, with the knowledge and consent of said William J. Northrup, to collect bills from those to whom he made sales, and also to endorse checks for deposit in the bank; that deponent
3 remembers the 5th day of November 1892 and remembers that the said Lawson did pay off the help in the lumber yard on said day, except the members of the family of said William J. Northrup who worked there, and also the brother of the said William J. Northrup.

Deponent further says that his father died in the year 1896; that deponent has searched diligently for his father's books of account in his last place of

business at No. 509 West 21st Street, in said Borough and City, but can find nothing except an old order book of a date subsequent to the transaction referred to in the foregoing ~~affidavit~~ affidavit; and that he believes that all of his father's books, except as aforesaid, have been destroyed or scattered and that deponent knows of no other place in which to look for the same.

Deponent further says that he believes that the charge of forgery which his father brought against the said Thomas Lawson was unjust and unfounded, and he makes this affidavit in order to remedy so far as possible said injustice done to said Thomas Lawson, and unites with him in asking that the indictment herein, mentioned in the annexed affidavit of said Thomas Lawson, may be dismissed and the judgment therein mentioned vacated, and set aside.

Deponent remembers his brother's being sick on November 5th, 1892, and that he died a few days later.

Sworn to before me this)
2nd day of ~~October~~ December, 1906.) Chas R Morthrop

Taylor Morse
Notary Public
New York Co.

Fol. 1 COURT OF GENERAL SESSIONS AND OF THE PEACE

IN AND FOR THE CITY AND COUNTY OF NEW YORK.

PEOPLE OF THE STATE OF NEW YORK
Plaintiff,

-against-

THOMAS LAWSON
Defendant.

IN THE MATTER

Of the Application of

THOMAS LAWSON

for the vacating of a judgment entered upon a forfeited recognizande.

COUNTY OF NEW YORK, ss:

" 2 GEORGE NORTON being duly sworn deposes and says, that he resides at No. 19 East 134th Street, in the Borough of Manhattan, City of New York; that on the 5th day of November 1892 deponent was and for some time theretofore had been in the employ of William J. Northrup who then conducted a lumber yard and feed business at No. 519 West 21st Street in the City of New York; that on said day there was due to deponent for his wages for the week then ending, (said day falling on Saturday) the sum of Twelve dollars, and that the sum was paid to him by Thomas Lawson, the petitioner herein.

Sworn to before me this: Geo Norton
18th day of June, 1906.

Stuart H. Gilchrist
NOTARY PUBLIC, NEW YORK COUNTY.

0052

To.....Esq.,

Attorney for.....

You will please take notice that the within is a copy of .....
this day duly entered herein and filed in the office of the Clerk of .....
in the County Court House in the Borough of....., New York City.

Dated New York,.....190

ARNON L. SQUIERS,

Attorney for

Due service of within is hereby admitted this
day of 190
Attorney for

COURT OF GENERAL SESSIONS.

PEOPLE OF THE STATE OF NEW YORK,

Plaintiff,

against

THOMAS LAWSON,

Defendant.

AFFIDAVITS.

ARNON L. SQUIERS,

MUTUAL LIFE BUILDING, No. 34 NASSAU ST., N. Y.

Attorney for Defendant

~~Plaintiff.~~

0053

No. 4 [illegible]

New York, Novbr. 5th 1892

RIVERSIDE BANK

8TH AVE. COR. 57TH ST.

Pay to W. J. Northrup or Order

Thirty six 08/100 Dollars

$ 36 08/100

H. J. Ruge

James A. Doyle, Mfg Stationer 112 Fulton St. N.Y.

0054

W. J. Northrup
507 St
F. J. Ruge

0055

Police Court, 1 **District.** (1352)

City and County of New York, } ss.

William J. Northrup

of No. 507 & 509 West 21 Street, aged 47 years, occupation Storage being duly sworn, deposes and says, that on the 5th day of November 1892 at the City of New York, in the County of New York,

Thomas Lawson (~~an hers~~ did feloniously make forge, utter and counterfeit with intent to defraud the name W. J. Northrup to a cheque purporting to be drawn on the Riverside Bank for the sum of Thirty-six ~~ten~~ 56/100 dollars in violation of Section 514 of the Penal Code for the reasons following to wit: on the said date this defendant who was in the employ of deponent as collector, collected the ~~cheque~~ amount of cheque Exc from W. L. Ruge whose name is signed to said cheque and collected the said sum of money from the said Bank and appropriated it to his own use. Deponent says that the name W. J. Northrup is not in his Northrup's handwriting nor did he authorize any person to sign his (Northrup's) name to any cheques. The said W. L. Ruge informed deponent that he was present when the defendant signed the name W. J. Northrup to said cheque. Therefore deponent prays that the said defendant be apprehended and brought to answer said complaint.

William J. Northrup

Sworn to before me this 14th day of November 1892 Frank Moss

Police Court

0056

CITY AND COUNTY OF NEW YORK, } ss.

POLICE COURT, 1 DISTRICT.

Henry J. Ruge

of No. 1728 Broadway Street, aged 34 years,

occupation Feed being duly sworn deposes and says,

that on the 5th day of January 1893

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

he saw the defendant the paid cheque and endorsed it in his defendants presence he defendant saying he wished to have the ~~paid~~ cheque cashed.

Henry J Ruge

Sworn to before me, this 25 day of January 1893

Police Justice

0057

Sec. 198—200.

1882

1 District Police Court.

City and County of New York, ss:

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

Question. What is your name?

Answer. Thomas Lawson.

Question. How old are you?

Answer. 53 years.

Question. Where were you born?

Answer. New York

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

Answer. 409 W. 30th St. 4 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 am not guilty.

Th. Lawson

Taken before me this 30 *day of* September *189* 3

John [illegible]

Police Justice.

0058

Sec. 151.

Police Court 1st **District.**

CITY AND COUNTY OF NEW YORK, } ss.

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

Whereas, Complaint in writing, and upon oath has been made before the undersigned, one of the *Police Justices* for the City of New York, by W. J. Northrup of No. 507 & 579 West 125th Street, that on the 5 day of November 1892 at the City of New York, in the County of New York,

Thomas Lawson did fraudulently make, forge, utter and counterfeit with intent to defraud the name W. J. Northrup to a check purporting to be drawn on the Riverside Bank for the sum of Thirty-six dollars $36.00/100

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

These are, therefore, in the name of the PEOPLE of the State of New York, to command you the said *Sheriff, Marshals and Policemen,* and each and every of you, to apprehend the said Defendant and bring him forthwith before me, at the 1 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 7th *day of* January 1893

Police Justice.

1893

0059

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

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, January 25 189 3 Police Justice.

I have admitted the above-named

to bail to answer by the undertaking hereto annexed.

Dated, 189 Police Justice.

There being no sufficient cause to believe the within named

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

Dated, 189 Police Justice.

1881

211.

Police Court--- 1st District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF
W. J. Kettrup
507 W. 30th St.
Thomas Hanson

2
3
4

Offense

Dated, January 25 1893

White Magistrate.

Friedberg & Frue Officer.

Precinct.

Witnesses

No. Street.

No. Street.

No. Street.

$ 1000 to answer

Jan 31 10 am
Feb 9 10 am
" 11 10 am
" 18 10 am

BAILED,

No. 1, by Thos Carey

Residence 168 - 9th Ave Bklyn Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

RECEIVED FROM POLICE COURT
FEB 28 1893
DISTRICT ATTORNEY

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Thomas Lawson

The Grand Jury of the City and County of New York, by this indictment, accuse Thomas Lawson of the CRIME OF FORGERY IN THE SECOND DEGREE, committed as follows:

The said Thomas Lawson

late of the City of New York, in the County of New York aforesaid, on the fifth day of November in the year of our Lord one thousand eight hundred and ninety-two, at the City and County aforesaid, having in his custody a certain instrument and writing, in the words and figures following, that is to say:

New York, Novbr. 5th 1892

Riverside Bank
8th Ave. cor 17th St.

Pay to W. J. Northrup or Order
Thirty Six 08/100 — Dollars
$36.08/100 W. J. Ruge

The said Thomas Lawson afterwards, to wit: on the day and in the year aforesaid, with intent to defraud, at the City and County aforesaid, feloniously did forge, on the back of the said instrument and writing a certain instrument and writing commonly called an endorsement which said forged instrument and writing commonly called an endorsement is as follows, that is to say:

W. J. Northrup

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

The said Thomas Lawson late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, having in his possession a certain instrument and writing, in the words and figures following, that is to say:

New York, Novbr. 5th 1892

Riverside Bank
8th Ave Cor. 57th St.

Pay to W. J. Northrup or Order
Thirty six 08/100 Dollars
$36 08/100 N. J. Ruger

on the back of which said instrument ~~[illegible]~~ there was then and there written a certain forged instrument and writing commonly called an Endorsement which said forged instrument and writing, commonly called an endorsement is as follows, that is to say:

W. J. Northrup

with force and arms, the said forged instrument and writing then and there feloniously did utter, dispose of and put off as true, with intent to defraud, he the said Thomas Lawson 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.

DE LANCEY NICOLL,
District Attorney.

0063

BOX:
513

FOLDER:
4670

DESCRIPTION:
Leach, Henry G.

DATE:
02/07/93

4670

Witnesses:

Officer Hallaman

Dr. Ch. Gore

by attempting

his father,

Jul Wheeler

Counsel,

Filed 1 day of Feb 1893

Pleads,

THE PEOPLE

vs.

Henry G. Leach

ATTEMPTING SUICIDE.

(Section 174, Penal Code.)

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

J. Cattin *Foreman.*

Feby 1/93

Plead guilty

Not Imp'd

Feb. 10/93

EDWARD C. WHITE. WM. D. MACQUESTEN.

EDWARD C. WHITE & CO.,
GLOBE IRON WORKS,
CAST CHILLED STREET CAR WHEELS FOR HORSE, CABLE AND ELECTRIC POWER,
556 WEST 34th STREET,
NEW YORK,

P

27th. January, 1893.

Mr. Leslie Miller,
16 W. 135th. St. New York.

Dear Sir:------

Regarding the man Leach who was formerly in our employ, and in reference to whom you called on us to-day, we can only say that he was employed by us for some ten or twelve months and during which time we found him a steady, sober and industrious man. He left of his own accord to accept a position with a concern for whom he formerly worked.

We would be willing to give him employment again at the first opportunity.

Yours respectfully,

W

Edward C. White & Co.

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

The People etc
vs
Henry G. Leach

Thomas J Farrell being duly sworn deposes and says - That he is over 21 years of age - That he has lived at 16 West 135th st in the City County and State of New York, in the same house with the defendant Leach for over a year preceding the 10th day of January 1893. That he has always regarded said defendant as a good neighbor - That he has never known said defendant to be a man addicted to the use of alcholic stimulants. That he has never known said defendant to take a drink of liquor nor seen him under the influence of liquor. That he has always regarded him as a model man of family and an industrious, hardworking

deserving man

Sworn to before me this
17th day of February 1893 } Thos J Farrell

James Connor
Notary Public #266
New York City & County

Court of General Sessions.

The People &c.

against

Henry. G. Leach.

Defendant.

Affidavit.

Jacob Berlinger
Defendants attorney
No: 23. Rhemelino Street.
New York City
N.Y.

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

The People etc
vs
Henry G Leach

Morton J Mayhew —— being duly sworn deposes and says that he is over the age of 21 years That he has resided at 14 west 135th St in the City and County and State of New York, for over a year preceding the 10th day of January 1893. That said defendant Leach has during said period resided in the ~~same~~ next house ~~with~~ to deponent. That deponent has always known the defendant Leach, as a steady, quiet, sober and industrious man during said period; that deponent has never seen the defendant under the influence of liquor and has never known him to be a man who was addicted to drink; that the defendant Leach has always borne a good character

among his neighbors for sobriety, honesty and theft.
Sworn to before me this 14th day of February 1873
James Lennon
Notary Public #366.
New York City & County

Notes of Mayhew

Court of General Sessions

The People &c.

against

Henry G. Leach

Defendant.

Affidavit.

Jacob Berlinger
Defendants attorney
No: 23. Chambers Street
New York City.
N.Y.

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

The People etc.
vs
Henry G. Leach.
} Affidavit

Leslie F. Miller, being duly sworn deposes and says; that he is over 21 years of age and that for over a year preceding the 10th day of January 1893, he has resided at 16 west 135th St. in the City, County and State of New York; That he has known the defendant Henry G. Leach, intimately as a fellow tenant at said address, and that he has always known and regarded said Leach as a steady, quiet, sober and industrious man; that he has never seen said defendant Leach drink intoxicating liquors; that he has never known said defendant to be a man who was addicted to the use of intoxicating liquors; that he has Never known the defendant to have been under the influence of

liquor; that said defendant has always borne the reputation among his neighbors of being a thoroughly respectable, industrious honorable and worthy man of family; that ~~Deponent~~ believes that said defendant Leach was suffering from from a temporary abberation of the mind when the circumstances occurred upon which the charge in the indictment in this case is based

Sworn to before me this 7th day of February 1893.
James Connor
Notary Public #266.
New York City & County

Leslie F Miller

Court of General Sessions

The People vs.
against
Henry G. Leach
Defendant.

Affidavit

Jacob Perlinger
Defendants attorney
No 213 Chambers Street
New York City
N.Y.

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

The People &c
against
Henry G. Leach
Defendant.

Answer.

Julia E. Leach being duly sworn deposes and says that she is the wife of the defendant Henry G. Leach: that they have been married for over nine (9) years. that their married life has been happy except for the unfortunate weakness of said defendant Henry G. Leach to periodically indulge in the excessive use of alcoholic liquors. that at such periods he loses all reason. but that at all other times is an affectionate husband, industrious and attentive to his responsibilities: that for over 1 year preceding the 10th of January 1893. said defendant Leach was sober and industrious. that on or about said 10th day of January 1893. he began to drink and shortly afterwards disappeared entirely and was not again heard from by deponent until the circumstances occurred upon which the indictment in this case is based.

That deponent has just recovered from a severe illness which confined her to her bed for the period of Three (3) months and which will

probably leave her crippled bodily for life. That she is wholly dependent on her husband for support and that she is at present unable to earn her own livelihood and if deprived of the support of her husband is liable to become a charge upon the County.

That she is informed and verily believes and so herein states the facts to be that said defendants Henry G. Leach's former employees "Edward C. White & Co." doing business under and known by the name of the "Globe Iron Works at Nos 530 to No 536. West 34th Street in the City of New York are ready and willing to give said defendant Henry G. Leach employment if sentence is suspended upon the said defendant by your Honorable court.

That the Defendant Henry G. Leach has assured your deponent that he will become a better man if the opportunity is afforded him that he will forever abstain from the use of intoxicating liquors and that he has not now. nor has he had at any time in his sober senses. any desire to commit suicide or end his life.

Sworn to before me this 7th day of February 1893 } Julia E. Leach

James Connor

Notary Public #266.

New York City and County

Court of General Sessions.

The People &c.

against

Henry G. Leach

Defendant

Affidavit

Jacob Berlinger

Defendant's Attorney

#23. Chambers Street

New York City

N.Y.

General Sessions.

The People
vs
-v-
Henry G. Leask.

City & County of New York ss:

Nathaniel H. Smith being duly sworn, deposes and says that he is the brother in law of the defendant. That for the year preceding January 1893, he has boarded with his sister and her husband (the latter being the defendant herein) at No 16 W. 135 Street said city. That said defendant has been a good, kind and affectionate husband to his wife during said period. That the defendant has worked industriously and continuously during the said period and previous to his getting on the protracted spree which culminated in the facts upon which the indictment in this case is based. That deponent believes that if the defendant can

be restored to his family, he will again become a good husband and a useful member of the community.

That deponent believes that the defendants mind was diseased and affected by the excessive use of alcholic stimulants at the time of the occurrence upon which the charge in the indictment in this case is founded. That said defendant is what is known "a periodical drinker" and that when his appetite for liquor is thoroughly satisfied that he loses self control and becomes irresponsible for his action.

Sworn to before me this 7th day of February 1893

James Connor.
Notary Public #266.
New York City & County.

Nathaniel H Smith

Trial Session

The People
vs.
Henry G. Leach

Affidavits

Jacob Berlinger
Attorn Dept.
23 Chambers St.
City

Jan 18th 93
The City will please
Bury me I am crazy
and tired of life
H. G. L

0079

The City will please
carry out I ask or any
with trouble brought
on by own doings

H. G. Leach
76 West 135th street
City

Please do not take my body home

0080

Jan 16th 1893

Dear Brotto

When you receive this I will be dead I have fought against the Pol troubles but it is no use the more the worse I hope you and Dear Wife will forgive me if not Now for perhaps eternity to come I am crazy it is the only excuse

Your Bro
Ted

0081

Police Court, 5th District. (1353)

City and County of New York, } ss.

Thomas W. Halloran

of No. 219 1st Precinct Police Street, aged years, occupation Police Officer being duly sworn, deposes and says, that on the 20 day of January 1893, at the City of New York, in the County of New York

Henry G. Leach (now here)

did, with the intent to take his own life feloniously commit upon himself an act dangerous to human life in violation of section 174 of the Penal Code of the State of New York as deponent verily believes. From the fact that at about the hour of 4.20 o'clock A.M. on said date this defendant was found by one John Farrell the Porter of the Mount Morris Hotel lying on a bed in room No 56 in said Hotel unconscious and at that time the ~~the~~ defendant had one end of a rubber tube in his mouth the other end of said tube being attached to the burner of the illuminating gas in said room and the gas was turned on. And there were several notes in said room which were either signed by the defendant's name or his initials wherein he said he was crazy and tired of life. Wherefore deponent charges the said defendant with attempted suicide and prays he may be held and dealt with according to law.

Sworn to before me this 21st day of Jan 1893

Thomas W. Halloran

Wm H. Rooke
Police Justice

0082

Sec. 198—200.

5 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss:

Henry G. Leach being duly examined before the undersigned according to law, on the annexed charge, and being informed that it is h right to make a statement in relation to the charge against h ; that the statement is designed to enable h if he sees 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. Henry G Leach

Question. How old are you?

Answer. 36 years old

Question. Where were you born?

Answer Charleston SC

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

Answer. 16 West 135 st 15 months

Question. What is your business or profession?

Answer. Pattern 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

Henry G. Leach

Taken before me this 21 *day of* January *1893*

Jno B Mc Kane

Police Justice.

0083

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, Jan 28 1893 Jas B Burke Police Justice.

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

Dated, 189 Police Justice.

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

Dated, 189 Police Justice.

008

P263 118

Police Court--- 5 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Thos. W. Hallanan
vs.
Henry G. Leach
2
3
4

Offense Attempted Suicide

Dated, January 21 1893
Burke Magistrate.
Hallanan Officer.
59 Precinct.
Witnesses John Farrell
No. Mount Morris Hotel Street.
5 Ave & 125 St.
No. Street.
No. Street.
$ 500 to answer
$500 Ct Jan. 28 9 AM

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

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. Beach

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

— Henry F. Beach —

of the CRIME OF ATTEMPTING SUICIDE, committed as follows:

The said Henry F. Beach,

late of the City of New York, in the County of New York aforesaid, on the twenty-sixth day of January, in the year of our Lord one thousand eight hundred and ninety-three, at the City and County aforesaid, with intent to take his own life, did feloniously inhale and breathe into his body a quantity of a certain deadly and noxious vapor and gas commonly called illuminating gas,

the same being an act dangerous to human life, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

DE LANCEY NICOLL,
District Attorney.

0086

BOX:
513

FOLDER:
4670

DESCRIPTION:
Leonard, Thomas

DATE:
02/02/93

4670

0087

BOX:
513

FOLDER:
4670

DESCRIPTION:
Ryan, James

DATE:
02/02/93

4670

Witnesses:

Ed Cunningham

Officer McMahon

Part I

Feb 21 1893. Nicholas has been sentenced on another indictment and is now serving a term in Q.P. The evidence against Number One is not sufficient to warrant a conviction and therefore recommend that this indictment be dismissed H.D. Macdona Asst

93 No 2

Counsel

Filed day of Feb 1893

Pleads,

THE PEOPLE

vs.

~~Thomas Leonard~~

and

James Ryan

Grand Larceny, Degree

[Sections 528, 531, 532 Penal Code.]

DE LANCEY NICOLL,

District Attorney.

Part I Feb 20

A TRUE BILL.

Foreman.

Feb 21/93

Feb 15/93

Adjournment

21 Dismissed as to No 1.

0089

Police Court 2 District. **Affidavit—Larceny.**

City and County of New York, } ss:

Anna Smith

of No. 238 West 22nd Street, aged 23 years,

occupation None being duly sworn,

deposes and says, that on the about 27 day of January 1893 at the City of New York,

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

the day time, the following property, viz:

A gold watch, and gold chain, of the amount and value of thirty dollars - a lace skirt - and waist, and a quantity of underwear - of the amount and value of ten dollars - and a quantity of crockery - of the amount and value of five dollars - in all of the amount and value of forty five dollars ($45 00/100)

the property of deponent - and in deponents 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 Lattie Lewis (now here) from the following facts to wit, that on the 28th day of January 1893, deponent missed the aforesaid Watch and chain from her room at the above mentioned address, and that said defendant was in the employ of deponent as a domestic, and that said defendant left the employ of deponent on the evening of the 28th day of January 1893 - and that deponent is informed by Officer Allan Hay of the 20th Precinct Police, that on the 16th day of January 1893 he found a Skirt - Waist - and quantity of Underwear in the room occupied by the defendant at No 243 West 37th Street - and that deponent has seen the said Skirt - Waist - and unde-

Subscribed before me this day of 189

Police Justice

- Wear and fully recognizes the same as her property - and as part of the aforesaid property stolen from her on said date - defendant therefore asks that the defendant may be held to answer

Anna M Smith

Sworn to before me
this 16 day of February 1893
John Robbins
Police Justice

0091

1921

CITY AND COUNTY OF NEW YORK, } ss.

Allan Bay

aged ..... years, occupation Police Officer of No. 9th Precinct Police Street, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of Alice Smith and that the facts stated therein on information of deponent are true of deponent's own knowledge.

Sworn to before me, this 16 *day of* May 1893 } Allan Bay.

John R. Voorhis *Police Justice.*

0092

Sec. 198—200.

2

1882

District Police Court.

City and County of New York, ss:

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

Question. What is your name?

Answer. Pattie Lewis

Question. How old are you?

Answer. 23 years

Question. Where were you born?

Answer. Va.

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

Answer. 243 West 37 Street - 5 months

Question. What is your business or profession?

Answer. Cook

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

Answer. I have nothing to say

her
Pattie x Lewis
mark

Taken before me this 3 day of March 189 3

Thomas Allen
Police Justice.

CORRECTION

0094

BOX:
513

FOLDER:
4670

DESCRIPTION:
Leonard, Thomas

DATE:
02/02/93

4670

0095

BOX:
513

FOLDER:
4670

DESCRIPTION:
Ryan, James

DATE:
02/02/93

4670

Witnesses:

Ed Cunningham

Officer McMahon

Part I

Feb 21 1893. Nicholas has been sentenced on another indictment and now serving a term in S.P. The evidence against Number One is not sufficient to ask for a conviction and therefore recommend that this indictment be dismissed. H.D. Macdona Ass't

395 McL

Counsel,

Filed day of 189

Pleads,

THE PEOPLE

vs.

Thomas Leonard

and

James Ryan

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

DE LANCEY NICOLL,
District Attorney.

Part I Feb 6 93

A TRUE BILL.

Foreman.

Part II Feb 21/93

Feb 15/93

Adjournment

21 Demurred

Feb 21

0097

(1365)

Police Court— 1 District. **Affidavit—Larceny.**

City and County of New York, } ss.

Edward Cunningham

of No. 602 East 15 Street, aged 26 years, occupation Liquor dealer being duly sworn, deposes and says, that on the 27 day of January 1893 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the night time, the following property, viz:

One overcoat, one pair of gloves and one silk handkerchief, the whole of the value of Thirty Dollars

$30 00/100

the property of deponent

and that this deponent has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen and carried away by Thomas Leonard & James Ryan (both now here), acting in concert, from the fact that on said date deponent left said property in care of one Anthony Ryan, in Webster Hall, Eleventh Street, between 3rd and 4th Avenues: that about one hour thereafter deponent was informed by said Ryan that he had made a mistake and given said property to a stranger: that deponent found defendant Leonard in possession of said coat and is informed by Officer McNamara of the 18th Precinct Police that he, said officer, found in possession of the defendants Ryan said gloves and handkerchief. Wherefore deponent prays that defendants may be dealt with as the law directs.

Edward Cunningham

Sworn to before me, this 27 day of 1893

Police Justice.

0098

CITY AND COUNTY
OF NEW YORK, } ss.

1877.

Michael J. McManus

aged ~~years~~, occupation Police Officer of No. 18th Precinct Police Street, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of Edward Cunningham and that the facts stated therein on information of deponent are true of deponent's own knowledge.

Sworn to before me, this 27 *day of* January 1893 } Michael J. McManus

W. D. Mahan

Police Justice.

0099

Sec. 198—200.

CITY AND COUNTY OF NEW YORK, } ss.

14 District Police Court.

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

Question. What is your name?

Answer. Thomas Leonard

Question. How old are you?

Answer. 25 years

Question. Where were you born?

Answer. U.S.

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

Answer. 447 E. 19 St. — 14 years

Question. What is your business or profession?

Answer. Ship caulker

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

Thomas Leonard

Taken before me this 27 *day of* January 1893

[illegible]

Police Justice.

Sec. 198—200.

4 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

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

Question. What is your name?

Answer. James Ryan

Question. How old are you?

Answer. 50 years

Question. Where were you born?

Answer. U.S.

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

Answer. Yonkers N.Y. 15 years

Question. What is your business or profession?

Answer. Shipcarpenter

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 Ryan

Taken before me this 29 *day of* August 1890

Police Justice.

0101

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 they give such bail.

Dated, January 27 189 3 [illegible] Police Justice.

I have admitted the above-named

to bail to answer by the undertaking hereto annexed.

Dated, 189 Police Justice.

There being no sufficient cause to believe the within named

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

Dated, 189 Police Justice.

1881

BAILED,

No. 1, by .....

Residence ..... Street.

No. 2, by .....

Residence ..... Street.

No. 3, by .....

Residence ..... Street.

No. 4, by .....

Residence ..... Street.

124

Police Court--- 4 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Edward Cunningham
602 E 15th St
Thomas Leonard
James Regan
3 .....
4 .....

Offense Assault & Battery

Dated Jan 27 1893

M Mahon Magistrate.

W Manus Officer.

18 Precinct.

Witnesses Anthony Regan
Webster Hall
No. E 11th St Street.

No. Michael Lynch Street.
17th St + 1st Ave

No. ..... Street.

$ 100 each to answer G. J.

Comm

0 103

1690

District Attorney's Office.

Part One

Thos Leonard

Comp P Off P when can Off

Feb 7 17 for

Feb 7 21/93

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Thomas Leonard
and
James Ryan

The Grand Jury of the City and County of New York, by this indictment, accuse Thomas Leonard and James Ryan of the CRIME OF GRAND LARCENY IN THE second DEGREE, committed as follows:

The said Thomas Leonard and James Ryan, both late of the City of New York, in the County of New York aforesaid, on the 27th day of January in the year of our Lord one thousand eight hundred and ninety-three, at the City and County aforesaid, with force and arms,

one overcoat of the value of thirty dollars, one pair of gloves of the value of one dollar, and one handkerchief of the value of one dollar

of the goods, chattels and personal property of one Edward Cunningham

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

SECOND COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further accuse the said Thomas Leonard and James Ryan of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows: The said Thomas Leonard and James Ryan, both late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, one overcoat of the value of thirty dollars, one pair of gloves of the value of one dollar, and one handkerchief of the value of one dollar

2

of the goods, chattels and personal property of one Edward Cunningham by a certain person or persons to the Grand Jury aforesaid unknown, then lately before feloniously stolen, taken and carried away from the said Edward Cunningham unlawfully and unjustly did feloniously receive and have; the said Thomas Leonard and James Ryan 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.

DE LANCEY NICOLL,
District Attorney.

0106

BOX:
513

FOLDER:
4670

DESCRIPTION:
Lewis, Patti

DATE:
02/21/93

4670

Witnesses:

Alice Smith

257

Counsel, Conran

Filed 21 day of Feby 1893

Pleads, Guilty

THE PEOPLE

23
243 N 37
cook

vs.

P

Patti Lewis

Grand Larceny, Second Degree.
(Sections 528, 531, Penal Code.)

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

John Farrell
Foreman.

Part 3 - March 2/93
Pleads - Petit Larceny
Ref at Hudson
RBH,
2

0108

Police Court 2 District. **Affidavit—Larceny.**

City and County of New York, } ss:

Anna Smith

of No. 238 West 22nd Street, aged 23 years,

occupation None being duly sworn,

deposes and says, that on the or about 27 day of January 1893 at the City of New York,

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

the day time, the following property, viz:

A gold watch, and gold chain, of the amount and value of thirty dollars - a lace skirt - and waist, and a quantity of underwear - of the amount and value of ten dollars - and a quantity of crockery - of the amount and value of five dollars - in all of the amount and value of forty five dollars ($45 00/100)

the property of deponent - and in deponents 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 Pattie Lewis (now here) from the following facts to wit: that on the 28th day of January 1893, deponent missed the aforesaid Watch and chain from her room at the above mentioned address, and that said defendant was in the employ of deponent as a domestic, and that said defendant left the employ of deponent on the evening of the 28th day of January 1893 - and that deponent is informed by Officer Allan Hay of the 20th Precinct Police, that on the 16th day of January 1893 he found a Skirt - Waist - and quantity of Underwear in the room occupied by the defendant at No 243 West 37th Street - and that deponent has seen the said Skirt - Waist - and unde-

Sworn to before me this day of 189

Police Justice

0 109

Police Court 2 District.

Affidavit—Larceny.

City and County of New York, } ss:

Anna Smith

of No. 238 West 22nd Street, aged 23 years, occupation None, being duly sworn, deposes and says, that on the 29 day of January 1893 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the day time, the following property, viz:

A gold watch and gold chain of the amount and value of thirty dollars - a lace skirt - and waist and a quantity of underwear - of the amount and value of ten dollars - and a quantity of crockery - of the amount and value of five dollars - in all of the amount and value of forty five dollars ($45 00/100)

the property of deponent - and in deponents 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 Lottie Lewis (now here) from the following facts to wit, that on the 28th day of January 1893, deponent missed the aforesaid watch and chain from her room at the above mentioned address, and that said defendant was in the employ of deponent as a domestic, and that said defendant left the employ of deponent on the evening of the 28th day of January 1893 - and that deponent is informed by Officer Allan Hay of the 20th Precinct Police, that on the 16th day of January 1893 he found a skirt - waist - and quantity of underwear in the room occupied by the defendant at No 243 West 37th Street - and that deponent has seen the said skirt - waist - and unde-

Sworn to before me this day of 189

Police Justice

0110

- wear and fully recognizes the same as her property - and as part of the aforesaid property stolen from her on said date - defendant therefore asks that the defendant may be held to answer

Anna M. Smith

Sworn to before me
this 16 day of February 1893
John Robbins
Police Justice

0111

1921

CITY AND COUNTY OF NEW YORK, } ss.

Allan Bay

aged ..... years, occupation Police Officer of No. 5th Precinct Police Street, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of Alice Smith and that the facts stated therein on information of deponent are true of deponent's own knowledge.

Sworn to before me, this 16 *day of* May 1893 } Allan Bay.

John Hollowchin *Police Justice.*

0112

Sec. 198—200.

2

1882

District Police Court.

City and County of New York, ss:

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

Question. What is your name?

Answer. Pattie Lewis

Question. How old are you?

Answer. 23 years —

Question. Where were you born?

Answer. U.S.

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

Answer. 243 West 37 Street — 5 Months

Question. What is your business or profession?

Answer. Cook

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

Answer. I have nothing to say

her
Pattie Lewis
mark

Taken before me this 11 day of January 1883

Thos. Allen Davis

Police Justice.

0113

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 16 *18* 93 John R. Woodside *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.*

BAILED.

No. 1, *by* .....

Residence ..... *Street.*

No. 2, *by* .....

Residence ..... *Street.*

No. 3, *by* .....

Residence ..... *Street.*

No. 4, *by* .....

Residence ..... *Street.*

197

Police Court--- 2 **District.**

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Alice Smith

238 1st St. E. R. 2

Pattie Lewis

1 .....

2 .....

3 .....

4 .....

Larceny

Dated Feb 16 1893

Washington Magistrate.

Curry & Hay Officer.

20 Precinct.

Witnesses.....

No. ..... Street.

No. ..... Street.

No. ..... Street.

$ 1000 to answer

RECEIVED FEB 20 1893 DISTRICT ATTORNEY

0115

505

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Pattie Lewis

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

Pattie Lewis

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

The said Pattie Lewis

late of the City of New York, in the County of New York aforesaid, on the 24th day of January in the year of our Lord one thousand eight hundred and ninety-three at the City and County aforesaid, with force and arms,

one watch of the value of twenty dollars, one chain of the value of ten dollars, one skirt of the value of six dollars, one waist of the value of four dollars, divers articles and underwear of a number and description to the Grand Jury aforesaid unknown, of the value of ten dollars, and a quantity of crockery, (a more particular description whereof is to the Grand Jury aforesaid unknown) of the value of five dollars

of the goods, chattels and personal property of one Anna W. Smith

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

SECOND COUNT—

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

Pattie Lewis

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

The said Pattie Lewis

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

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

of the goods, chattels and personal property of one Anna M. Smith

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

Anna M. Smith

unlawfully and unjustly did feloniously receive and have; the said

Pattie Lewis

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.

DE LANCEY NICOLL,
District Attorney.

0117

BOX:
513

FOLDER:
4670

DESCRIPTION:
Lillie, John L.

DATE:
02/08/93

4670

Witnesses:

Manard Sullivan

Officer McGinnis

"Central Office"

Counsel,

Filed 8 day of Feby 1893

Pleads, Guilty 9

THE PEOPLE

vs.

John L. Lillie

Grand Larceny, First Degree

[Sections 528, 531, Penal Code.]

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Geo. Edgell

Foreman.

Feby 13/93

Plead Guilty 2 deg

Elmira Ref Feby 20/93

0119

1912

Police Court— 1 District.

Affidavit—Larceny.

City and County of New York, } ss.

Maria D. Sullivan

of No. 39 West 65th Street, aged 43 years,

occupation Widow being duly sworn,

deposes and says, that on the 17 day of January 1893 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the day time, the following property, viz:

One gold cased repeating watch of the value of the value of Five Hundred Dollars and Jewelry altogether of the value of Seven Hundred 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 John L. Lillie (over here) from the fact that said Lillie at the time of the loss of said property was boarding with deponent at the above address that she suspected him of the larceny and caused his arrest and now is informed by Officer John D. McGinnis of Central Office that when he arrested the defendant he found upon his person a pawn ticket representing a watch which deponent has seen and fully identified as a portion of the property stolen from her

Maria D. Sullivan

Sworn to before me, this 23 day of 1893

Police Justice.

0120

1021

CITY AND COUNTY OF NEW YORK, } ss.

John D. McGinnis

~~aged~~ ~~years~~, occupation Police Officer of No. 300 Mulberry Street, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of Maria D. Sullivan and that the facts stated therein on information of deponent are true of deponent's own knowledge.

Sworn to before me, this 1 *day of* February *189*3

John D. McGinnis

John R. Ryan *Police Justice.*

0121

Sec. 198—200.

1882

1 District Police Court.

City and County of New York, ss:

John L. Lillie 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 L. Lillie

Question. How old are you?

Answer. 26 years

Question. Where were you born?

Answer. [illegible]

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

Answer. 201 2nd Avenue

Question. What is your business or profession?

Answer. Lithographer

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

John L. Lillie

Taken before me this [illegible] *day of* [illegible] *189*[illegible]

[illegible]

Police Justice.

0122

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

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

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

to bail to answer by the undertaking hereto annexed.

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

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

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

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

1881

012

132

Police Court--- 1 **District.**

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Maria D. Sullivan

vs.

John L. Lillie

2

3

4

Offense Grand Larceny

Dated, Feby 4 189 3

Ryan Magistrate.

Nugent & McGinniss Officer.

10 Precinct.

Witnesses Call Officers

No. Cull Pawnbroker Street.

No. Street.

No. Street.

$ 2000 to answer G. S.

Gm

9-1

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

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 L. Lillie

The Grand Jury of the City and County of New York, by this indictment, accuse John L. Lillie of the CRIME OF GRAND LARCENY IN THE first DEGREE, committed as follows:

The said John L. Lillie

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

one watch of the value of five hundred dollars, and divers other articles of jewelry of a number and description to the Grand Jury aforesaid unknown, of the value of two hundred dollars

of the goods, chattels and personal property of one Maria D. Sullivan

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

SECOND COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further accuse the said John L. Lillie

of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows: The said John L. Lillie

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

one watch of the value of five hundred dollars, and divers other ~~goods, chattels and~~ articles of jewelry of a number and description to the Grand Jury aforesaid unknown, of the value of two hundred dollars

of the goods, chattels and personal property of one Maria D. Sullivan

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

unlawfully and unjustly did feloniously receive and have; the said John L. Lillie

~~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.

DE LANCEY NICOLL,
District Attorney.

0126

BOX:
513

FOLDER:
4670

DESCRIPTION:
Linden, Daniel

DATE:
02/16/93

4670

140

Witnesses:

Eugene O. Peyser
Officer Weidelley
Central Office

Counsel, L. J. Grant

Filed 16 day of Feb 1893

Pleads, Not Guilty 17

THE PEOPLE

40
345 N.Y. 59
Clark

vs.

Daniel Linden

PETIT LARCENY.
Penal Code.
Sections 528, 532

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

John D. Card
Foreman.

Part 2 - March 29, 1893
Pleads Guilty
City Prison 10 days

-:-

The People of the State of New York

-against-

Daniel Linden

-:-

---: BRIEF FOR PROSECUTION :---

Prior to December 22,1892, the defendant had been in the employ of Eugene P. Peyser, retail dealer in Men's Furnishing Goods, at No.123 Fulton St., New York City. He was thus employed for about three years prior to that time in the capacity of assistant manager and salesman, being in charge principally of the underwear, cardigan jackets and athletic goods.

On December 22,1892, Mr. Samuel Jacobs was in charge of the store, 123 Fulton St., he being the manager thereof, that store being a branch of a similar place of business carried on by Mr. Peyser at No.383 Broadway, New York City.

On that day, one of the employees of Mr. Peyser at No.123 Fulton St., Mr. Frank Jiran, who was in charge of

the collar and jewelry department, reported to Mr.Jacobs that he had seen the defendant abstract two lockets from the case in which they were contained, and put them into his west pocket. This was at about 6:15 P.M., when the place was being put in readiness for closing up.

Mr. Jacobs did not accuse the defendant then and there; in fact, he seemed at a loss what to do, in the absence of Mr. Peyser- He reported the fact to Mr.Peyser the next morning, December 23rd, when Mr. Peyser, after investigation, charged the defendant with the theft and discharged him from his employment.

Upon being discharged the defendant did not make any claim for his salary for that week, and Mr.Peyser told him that as soon as the busy season was over, he would investigate all matters connected with him in his department, and would prosecute him for the larceny of the lockets and anything else that he found had been committed by the defendant-

In the meantime Mr.Peyser consulted with counsel, and with detective Heidelberg- The defendant did nothing further in the matter until January 20,1893, when Mr. Peyser received a latter from Mr. Grant, a lawyer, which stated that a claim had been handed him by Daniel Linden for salary for one week, amounting to $22-

On January 30th Mr. Peyser was served with a summons in a suit brought by the defendant against him in the 11th Judicial District Court to recover $22-

The investigation meanwhile having progressed,developments were brought to light as hereinafter disclosed-

It is here important to note the method of conducting sales at the Fulton St. store-

When a purchaser buys goods at the store and pays for them in cash, the salesman is required to deliver the goods to the purchaser, together with a slip stating the amount and details of the purchase; the purchaser thereupon takes the slip to the cashier's desk and pays the amount called for by the slip, which slip is retained by the cashier, and the purchaser is permitted to take the goods with him-

Where goods are purchased in the store and paid for, but are to be delivered to the purchaser's address, the same procedure is required of the purchaser with respect to the payment, and the making of the slip by the salesman; the goods, however are not handed to the purchaser, but are sent to the packing-room, and the salesman who waits upon the purchaser is required to enter in a delivery book under the date of the sale, the name and address of the purchaser, the details of the purchase and the amount, and upon such entry being made in the book, it is the custom of the salesman to hand this book back to the packer, who, before he ships the goods, brings the book to the cashier and she refers to her sales-book, under the salesman individual column of sales to correspond with the name signed in the delivery book designating who made the sale, and in looking over the column sees the same amount has been sold, and that the amount entered on

the delivery book corresponds with that on the sales-book, and stamps the entry on the delivery book as paid; whereupon the goods are shipped to the address given by the salesman-

An illustration is the following:-

A purchaser buys one shirt; price $1., for which he pays- If he desires to take the goods away, the goods are delivered to him, together with the slip; he takes the slip and goods to the cashier, pays and departs. If, however, the purchaser desires to have the shirt delivered to him at his address, he takes the slip and the money to the cashier's desk and departs. The salesman then enters the name and address of the purchaser, and the details of the sale on the delivery book, and takes the delivery book and the merchandise to the packer; the packer then takes the delivery book to the cashier, who looking at the charge made, examines to see if it corresponds with the amount entered on her sales-book--which is transcribed from the slip--and if the amount on the delivery book corresponds with the amount on the sales-book, she stamps the word "Paid" upon the entry in the delivery book, and the goods are shipped-

In the sales-book in question each salesman has a column upon which the cashier enters all the sales made by that particular salesman, and she keeps a corresponding list of cash sales made by each salesman, in the sales-book, and thus when the delivery book is presented under

any one salesman's transactions, ready referance can be had by her to his column in the delivery book and for a corresponding comparison with the cash sales-book.

This will be exemplified by the production of the books mentioned, and the slips.

The offense charged against the defendant in this indictment is that on November 9,1892 , he feloniously took one cardigan jacket of the value of $4.80, and on the 21st of November,1892, two suits of underwear of the value of $4.80-

This was accomplished in the following way:-

On the 9th of November,1892, there were, according to the entries on the cash sales-book, two sales of merchandise made of $4.80 each-

The slips representing these sales were for cash purchases which were evidently taken away by the purchaser upon payment in the store.

The slips representing these sales are in the handwriting of the defendant, and read as follows:-

Two suits	$4.80
Shirts	$4.80

On the same day there was an entry made in the delivery book by the defendant purporting to be a sale of goods to be delivered; the entry is as follows:-

"Mr.B. Klyberg, 345 East 34th St.

1 Jacket $4.80 Pd.

D.Linden."

The cashier on looking over the cash sales-book for that day observing a prior entry of a sale made of a corresponding amount, to wit, $4.80, upon being presented with the delivery book by the packer for the purpose of enabling the goods to be delivered, stamped the entry "Paid"; whereupon the packer packed up the cardigan jacket which was delivered to Mr. B. Klyberg at 345 E. 34th St.

So with respect to the item of November 21st, a cash payment by the customer on that day for shirts, amounting to $4.80, slip given, entry made; sale made by the defendant on the same day and entry made in the delivery book as follows:-

"Mr. B.Klyberg, 345 East 34th St.
2 suits, $4.80 Pd.
D. Linden."

Book presented by the packer to the cashier; reference by the cashier to the cash sales entered on the sales-book; discovering the item, $4.80 entered therein, stamps the item on the delivery book "Paid", and the goods are delivered to Mr. B. Klyberg, 345 E. 34th St.

--: P R O O F :--

I.

THE BOOKS IN QUESTION AND THE SLIPS-

II.

EXPLANATION OF THE SYSTEM BY MR.PEYSER-

III.

T E S T I M O N Y

BERNARD KYLBERG has known the defendant for over a year; was employed as bartender in the saloon kept by Elmer Brown, corner 11th St. & 6th Avenue-

The defendant was in the habit of going there for drinks, &c.

The defendant suggested to Kylberg that if he, (Klyberg) wanted to buy any furnishing goods at cost, that he (the defendant) was in a position to supply him or his friends-

Early in November Klyberg indicated to the defendant that he would like to have a cardigan jacket, and on

the 9th of November a cardigan jacket was delivered to Klyberg at his house, No. 345 E. 34th St., wrapped in a paper bearing the imprint of Mr. Peyser's establishment, and received by Mr. Klyberg.

Later on in November Mr. Klyberg expressed a desire to the defendant for some underwear, and in accordance therewith, there was on the 21st day of November, 1892, delivered to Mr. Klyberg at his residence, No. 345 E. 34th St., two suits of underwear, and subsequently Mr. Klyberg, at Brown's saloon, Cor. 11th St. & 6th Ave., paid the defendant for the merchandise indicated, the sum of $8. in cash- Linden asked him if he got the stuff; Klyberg told him he had, and asked him how much he owed him, and upon the sum being mentioned, $8., the amount was paid.

Subsequently, and in the month of January, 1893, the defendant called on Klyberg and told him that he had been discharged by Peyser, and that they had "dropped on to the way he was beating the concern" and told Klyberg that in case he were questioned concerning any of his (Linden's) doing in connection with the sale of merchandise to him (Klyberg), to say to any inquirer that he, (Klyberg) had bought the goods in the store.

Klyberg will testify that he did not buy these goods in the store; that he had only been at the store once or twice and made trifling purchases, and these purchases were made in September, and that from September to the present time he has not been at the store.

Klyberg further states that Linden told him that he had sued Mr. Peyser for his salary and was going to sue him for defamation of character, and that he had also been to see Joe Davis (a person with whom the defendant had been carrying on similar transaction, having been introduced to Davis by Klyberg)-

Klyberg told Linden that he ought to leave well enough alone and not get himself into a scrape.

JOE DAVIS, the individual above referred to, will testify to a similar arrangement with the defendant- He was also a bartender in the employment of Brown at the same time that Klyberg was; he is now in the employment of Mr. Sonnenberg, Cor. Bleecker & Carmine Sts.

A copy of an affidavit made by Davis is hereto annexed- The original of this affidavit is in Mr. Peyser's possession.

BERNARD MEUSBURGER will testify as set forth in his affidavit, a copy of which is hereto annexed.

JACOB PEISER of No. 841 Lexington Ave., now a retired merchant, previously in the same line of business as Mr. Eugene P. Peyser, will testify that the defendant was in his employment and was discharged by him for theft.

FRANK JIRAN, the boy in the collar and jewelry department, will testify as to the theft of the lockets as above stated-

SAMUEL JACOBS will testify as to the communication to him by the last witness, of the theft of the lockets.

MISS ANNIE POSNANSKI, the cashier, will testify as to the books, slips, etc.

The delivery of the goods to Davis and to Klyberg is admitted by them; in fact, Klyberg had one of the suits of underwear on his person when testifying before Police Justice Ryan-

Davis at the time of making his affidavit had on the cardigan jacket received by him.

There are other items on the books showing goods delivered to other persons which will be investigated and particulars and details furnished, if the District Attorney requires.

CITY AND COUNTY OF NEW YORK, SS:-

Joseph F. Davis, being duly sworn, deposes and says, as follows:-

I am 32 years of age- I reside at No.31 1/2 McDougal Street, New York City-

I know Daniel Linden- I was introduced to him in the month of November,1892, by Mr. Kleyberg who is in the employ of Elmore Brown who keeps a liquor saloon, corner 11th Street and 6th Avenue; he is a bar keeper there-

In November when I was introduced to Linden at Brown's saloon I was employed as bar keeper there-

I left the employment of Brown about December 18th and went to work with Leo Sonnenberg, Cor. Bleecker & Carmine Sts., where I am now employed.

Linden told me when I was introduced to him that if I needed any furnishing goods, to call at Peyser's store, 123 Fulton St., and call for him (Linden) and he would treat me right.

I went to Peyser's store, 123 Fulton St., several times during the months of November and December; in all I went there about four times, and on each occasion when I went there I was waited on by Linden , and made purchases

I never had any credit account at peyser's. All the purchases I made I paid Linden for, or the cashier,and I always took my purchases with me.

On one or two occasions when I made purchases he

would throw in a tie or a pair of gloves without charging me therefor.

During the months of November and December Linden frequently came to Brown's saloon, and on the occasion of one of his visits there I told him that I would like to have a good cardigan jacket; whereupon he replied, "All right, I will send you one," and shortly thereafter and on or about the 9th day of November, 1892, a package was delivered to me in care of Brown's saloon which contained a cardigan jacket, and the package in which it came was marked from Peyser's on a printed wrapper, and was also marked paid. There was no bill with the garment- I did not go to the store and select this garment, nor did I pay anybody in the store for it at the time.

Within a few days after I received this jacket Linden came to the saloon- He asked me if I received the jacket- I told him I did and that it did not suit. I gave this jacket to a boy who works in the saloon. Linden told me that he would send up another jacket, and on or about the 14th day of November, 1892, I did receive another cardigan jacket. When Linden called shortly thereafter he asked me if I had received the second jacket; I told him I did and asked him about the price; he told me that he would charge me a dollar and a half, as I now remember; certainly between $1. and $1.50, and no more; it was not less than a dollar and not more than $1.50-

I thereupon paid Linden the money for this jacket

in the saloon. I did not get any bill or receipt from him. I told him that the package was delivered marked paid. I also told him that it seemed to me that he was running risks, and would be detected in selling his employer's goods in this way- He replied: "That is all right; I have charge of that department; I have been down there a long while and know the system which they have and they can never catch me at it; you need have no fear; I can sell you these goods cheaper than you can get them anywhere else.

Previous to this occurrence and in the same month I went to the store and made some purchases of neckties and gloves, and paid for them and took them with me. The amount I paid for these was less than $2. On the same evening I received a package containing two suits of underwear delivered to me at Brown's saloon. Shortly thereafter Linden called at the saloon and I asked him how much the underwear amounted to, as it had been delivered marked paid; he told me to pay him $4. therefor, which I did in cash. I did not receive any bill or receipt from him. I paid him this in Brown's saloon.

At no time did I order any merchandise to be delivered to me in care of Barney Meusberger, 109 Nassau St. I have never been in that place, and if any goods were delivered there for me, or in my name, it is a matter which I know absolutely nothing about. I never called there in my life, and I do not know any person at that address.

I have been informed that it is claimed that on the 10th of December, 1892, a package was delivered at my house, 31 1/2 McDougal St., by Piercy's Express, said to contain six shirts, one dozen collars and two pairs of socks, of the value of $5.92 /100- I distinctly assert that I never bought any shirts or collars at Peyser's store, nor was there any package received by me at my house, or which had been delivered at my house on the 10th day of December, 1892, containing any of the goods just mentioned. All the goods which I received from peyser's were either bought and paid for in the store, or were delivered to me at 151 Sixth Ave. Cor. 11th St., at Brown's saloon.

Sworn to before me this)
8th day of February, 1893) J.F.Davis-

Emanuel Blumenstiel,
Notary Public, N.Y.Co.

CITY AND COUNTY OF NEW YORK, SS:-

Bernard Meusberger being duly sworn, deposes and says as follows: I keep a restaurant at No.109 Nassau Street, N.Y.City- I know Daniel Linden-

Previous to January 1893, said Linden was in the habit of taking lunch at my place and had done do for about two years-

On the 19th day of December 1892, a package was delivered at my place from E.P.Peyser's store, 123 Fulton St.; the package was delivered by a boy; it was addressed to Mr. Davis in my care- I signed a receipt for the package in the name of "Barney" by which I am sometimes called- In the evening of the same day, Decr.19,1892, Daniel Linden called at my place; he asked me if a package came there for Mr. Davis- I told him I received it; he then asked me for the package and I gave it to him.

Sworn to before me this)
9th day of February,1893) Bernard Meusburger-

Emanuel Blumenstiel,
Notary Public,N.Y.Co.

Take notice that the within

copy

this day duly entered herein in the

office of the Clerk of the

of

New York

Dated N. Y., 189

Yours, etc.,

BLUMENSTIEL & HIRSCH,

Att'ys.

Office and P. O. Address:

320 BROADWAY, N. Y. CITY.

To

Att'y.

Court.

In People &c.

vs.

Daniel Linden

Orig

Brief.

BLUMENSTIEL & HIRSCH,

Attorneys for E. P. Payer

320 BROADWAY, N. Y. CITY.

BLUMENSTIEL & HIRSCH.
COUNSELLORS AT LAW.

ALEX. BLUMENSTIEL.
MORRIS J. HIRSCH.
EMANUEL BLUMENSTIEL.

320 Broadway.

New York, March 29, 1893.

Vernon H. Davis, Esq.,
Assistant Dist. Atty.,

Dear Sir:-

In the case of the People v. Daniel Linden charged with petty larceny, I am instructed by Mr. E.P. Peyser, the complainant, to ask that you request the extreme leniency of the Court in the imposition of a sentence, upon the prisoner withdrawing his former plea of not guilty and pleading guilty to the indictment. This in view of the fact that the prisoner has been incarcerated in the Tombs for about seven weeks.

Thanking you for your courtesy, I am

Very truly yours,

Morris J. Hirsch

0145

Proofs
of
Daniel Linden

0 146

Police Court— 1 District. Affidavit—Larceny.

City and County of New York. } ss.

Eugene Power

of No. 103 Fulton Street, aged 35 years, occupation Jewelry Manufacturer being duly sworn, deposes and says, that on the 31st day of December 1892 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:

Five Suits of Underwear, and One Cardigan Jacket Being together of the value of Nine 50/100 ($9.50) 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 Daniel Quiden (marked) for the reason deponent is informed that between said days aforesaid defendant was in deponent's employ as a salesman, and since said time deponent has missed the said property and deponent is now informed by Bernard Kleyberg of 345 East 34th Street, that pursuant to an understanding that he said Kleyberg had with said defendant, said defendant was to give him said Kleyberg the said property at cost. Deponent further says said Kleyberg informs him that between said days aforesaid he

Police Justice

No. 389

he received the said property by express and paid said defendant the sum of $80.00 dollars for the same, and aforesaid affiant says said Meyberg now has in his possession which deponent believes to be being his, and deponent further says said defendant had no authority to send said property from said premises and no right to receive the money therefor. And he charges said defendant with the larceny of the property aforesaid and with appropriating said money to his own use

Sworn to before me this 13th day of February 1893

Eugene M Keyser

John Ryan
Police Justice

0148

1921

CITY AND COUNTY OF NEW YORK, } ss.

Bernard Klyberg

aged 23 years, occupation Bartender of No. 345 East 34th Street, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of Eugene P. Peyser and that the facts stated therein on information of deponent are true of deponent's own knowledge.

Sworn to before me, this 13th day of February, 1918

Bernard Klyberg

John Ryan Police Justice.

0149

Sec. 198—200.

1882

1 District Police Court.

City and County of New York, ss:

Samuel Jenden 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 a 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 Jenden

Question. How old are you?

Answer. 40 years

Question. Where were you born?

Answer. London

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

Answer. 345 West 59th St 3 months

Question. What is your business or profession?

Answer. Clerk

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

Answer. I am not guilty

S. Jenden

Taken before me this 10 day of April 189

Police Justice.

0150

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, January 19th 189 3 John J. Ryan Police Justice.

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

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

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

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

1881

015

181

Police Court--- 1 **District.**

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Eugene P. Peterson

vs. 23. Fulton

Samuel Spinder

2

3

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Offense Felony

Dated, February 10 189 3

Ryan Magistrate.

Heidelberg Officer.

Precinct.

Witnesses Notify Mr. M. J. Hirsch

No. 320 Pearl Street.

RECEIVED FEB 14 1893 DISTRICT ATTORNEY

No. Street.

No. Street.

$ 500 to answer G. S.

500 Feb 13-2 36

P.L.

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Sec. 192.

Undertaking to appear during the Examination.

1 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

An information having been laid before John J Ryan a Police Justice of the City of New York, charging Daniel Linden Defendant with the offence of Larceny

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

We, Daniel Linden Defendant of No. 345 West 59 Street; by occupation a Clerk and Aaron Morris of No. 1506 3rd Avenue Street, by occupation a Saloonkeeper Surety, hereby jointly and severally undertake that the above named Daniel Lyden Defendant shall personally appear before the said Justice, at the District Police Court in the City of New York, during the said examination, or that we will pay to the People of the State of New York the sum of Four Hundred Dollars.

D Linden

Aaron Morris

Taken and acknowledged before me, this 8 *day of* May 1889

John J Ryan POLICE JUSTICE.

2510

District Police Court.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

Undertaking to appear during the Examination.

Taken the ..... day of 188

..... *Justice.*

CITY AND COUNTY OF NEW YORK, } ss.

Henry Morris

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

Sworn to before me this day of ..... 188 ..... Police Justice.

Paul Leon Cutter
William Hughes
Thomas Fitzgerald
Charles Williams
Richard Fox
Adam Brown

E 5 1 0 1 5 3

0154

1912

Police Court— 1 District 6 **Affidavit—Larceny.**

City and County of New York, } ss.

Eugene P Peyser

of No. 123 Fulton Street, aged 35 years, occupation Gents Furnishing Goods being duly sworn, deposes and says, that on the 9th day of November 189 2 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 Cardigan Jacket

of the value of

Three 50/100 ($3 50) 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 Daniel Finden for the reasons following to wit On said day aforesaid and he is in the employ of deponent as a salesman and deponent missed the said property and he is now informed by Joseph F Davis of 31½ Nicholas Street that pursuant to an understanding that the said Davis had with said Finden that he said Finden should send to him said Davis a cardigan jacket at a very low figure from deponents place of business aforesaid and that on the said day said defendant did send to him said Davis the aforesaid property and after

Sworn to before me, this day of 189

Police Justice.

days thereafter said Davis paid said Lindin the sum of $1.00. for the said jacket. Said Davis further informed deponent that the said jacket he now has on is the same and he bought from said Lindin, and deponent fully identifies the same as being his and he therefore charges defendant with the larceny of the property aforesaid

Sworn to before me this 9th day of February 1893

Eugene P. Pepper

John R. Ryan

Police Justice

0156

Sec. 198—200.

1883

District Police Court.

City and County of New York, ss:

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

Question. What is your name?

Answer. Daniel Linden

Question. How old are you?

Answer. 40 years.

Question. Where were you born?

Answer. England

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

Answer. 345 W 59th St

Question. What is your business or profession?

Answer. Clerk

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

Answer. I am not guilty and if held due and a trial by Jury

Daniel Linden

Taken before me this 31 *day of* December 1883

[illegible] *Police Justice.*

0157

1921

CITY AND COUNTY OF NEW YORK, } ss.

Joseph F. Davis

aged 33 years, occupation Bartender of No. 31 1/2 McDougal Street, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of Eugene P. Pepper and that the facts stated therein on information of deponent are true of deponent's own knowledge.

Sworn to before me, this 7 *day of* February *189*3 } Jos. F. Davis

John J. Ryan *Police Justice.*

0158

1847

Sec. 151.

Police Court ..... **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 Eugene P. Geyser of No. 123 Fulton Street, that on the 9th day of November 189 7, at the City of New York, in the County of New York, the following article, to wit:

One Cardigan Jacket

of the value of Three 00/100 Dollars, the property of Complainant w.. a taken, stolen and carried away, and as the said Complainant has cause to suspect, and does suspect and believe, by Samuel Linden

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 bod.. y of the said Defendant and forthwith bring him before me, at the 1st 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 7th *day of* February *189* 3

John R. Flynn ..... POLICE JUSTICE.

Police Court ..... District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

.....

vs.

.....

.....

Warrant—Larceny.

Dated *189*

..... *Magistrate.*

Heidelberg + Treel *Officers.*

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

..... *Officer.*

Dated *189*

This Warrant may be executed on Sunday or at night.

..... *Police Justice.*

0 160

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

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, March 15 1893 Police Justice.

I have admitted the above-named

to bail to answer by the undertaking hereto annexed.

Dated, 189 Police Justice.

There being no sufficient cause to believe the within named

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

Dated, 189 Police Justice.

1881

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

John Ryan

Police Court--- 148 District. 296

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Eugene P. Ryan
2.3 Fulton
Daniel Linnen
1.
2.
3.
4.

Offense Robbery

Dated, Feby 8 1893

Ryan Magistrate.

Hardiberg & Friel Officer.

C.O Precinct.

Witness Joseph F Owens

No. 31 1/2 Wooster Street.

No. Street.

RECEIVED MAR 16 1893 DISTRICT ATTORNEY

No. Street.

$500 to answer

Mch. 14 - 11 am

500 Ex Feb 10 - 2 30

Cont " " " 13 2 30

Cont " " " 27 10 am

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 Linden

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

Daniel Linden

of the CRIME OF PETIT LARCENY, committed as follows:

The said Daniel Linden

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

one cardigan jacket of the value of three dollars and fifty cents

of the goods, chattels and personal property of one Eugene P. Ryser

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.

SECOND COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further accuse the said Daniel Linden of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows: The said Daniel Linden late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, one cardigan jacket of the value of three dollars and fifty cents of the goods, chattels and personal property of one Eugene P. Peyser by a certain person or persons to the Grand Jury aforesaid unknown, then lately before unlawfully stolen, taken and carried away from the said Eugene P. Peyser unlawfully and unjustly did feloniously receive and have; the said Daniel Linden then and there well knowing the said goods, chattels and personal property to have been unlawfully stolen, taken and carried away, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

DE LANCEY NICOLL,
District Attorney.

Witnesses:

Eugene R. Pieper

1486

Counsel,

Filed 21 day of March 1893

Pleads, Already

THE PEOPLE

vs.

Daniel Linden

PETIT LARCENY.
Penal Code.
Sections 528, 532

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

Wm. W. Heaton
Foreman.

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 Linden

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

Daniel Linden

of the CRIME OF PETIT LARCENY, committed as follows:

The said Daniel Linden

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

two shirts of the value of two dollars each, two pairs of drawers of the value of two dollars each, pair and one cardigan jacket of the value of two dollars

of the goods, chattels and personal property of one Eugene P. Peyser

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.

De Lancey Nicoll,
District Attorney

0 166

BOX:
513

FOLDER:
4670

DESCRIPTION:
Love, H. Warren

DATE:
02/09/93

4670

Bail $1500

Witnesses:

Fannie Kelly

I consent that Bail be reduced to $750.

March 8/93

Delancey Nicoll

District Atty

The money charged to have been misappropriated in this case was all returned. The defendant is in very bad condition and the evidence is such that I think no conviction could be obtained. I therefore respectfully recommend that the defendant be discharged on his own recognizance

Part I Thomas J. Bradley

May 11, 93 Asst. Dist. Atty

I recommend the dismissal of this indictment. See affit filed by deft.

Sept 11/93 W. M. Davis,

#49 BW 166

Counsel

Filed, 9 day of Feby 1893

Pleads, Not guilty 2d

THE PEOPLE

vs.

B

W. H.

H. Warren Love

LARCENY, 2nd degree (MISAPPROPRIATION.) (Sections 528 and 531 of the Penal Code.)

Comp. Feby 24/93

Sept 11/93

Indictment Dismissed

DE LANCEY NICOLL, District Attorney.

A TRUE BILL.

Geo. F. Edgett

May 11/93 Foreman.

Bail Discharged

COURT OF GENERAL SESSIONS.

New York County.

The People

-vs-

H. Warren Love.

To the

HONORABLE DE LANCEY NICOLL,

District Attorney, New York County.

Sir:-

YOU WILL PLEASE TAKE NOTICE that upon the affidavit, a copy of which is hereto annexed, and upon proceedings heretofore had herein, I shall move this Court, at Part I thereof, on Monday, September 11, 1893, at the opening of the Court, for an order dismissing the indictment against the defendant herein, and for such other and further relief as to the Court may seem proper.

Dated, New York, September 2, 1893.

Geo. S. Coleman,
Attorney for Defendant,
80 Broadway,
New York City.

Fol.1 COURT OF GENERAL SESSIONS.

New York County.

The People

-vs-

H. Warren Love.

CITY AND COUNTY OF NEW YORK, ss:

GEORGE S. COLEMAN, being duly sworn, deposes and says: That he is an attorney and counselor-at-law residing and practicing in the City and County of New York, and that since about the 25th day of February, 1893, deponent has

" 2 acted as counsel for the above-named defendant herein.

That on or about the 8th day of March, 1893, the defendant was released from imprisonment upon the deposit of bail in the amount of Seven hundred and fifty dollars ($750.), the bail having originally been fixed at the sum of Fifteen hundred dollars ($1,500.) and subsequently reduced. That on or about the 10th day of March, 1893, defendant, on the advice of his physicians, left the City of New York and returned to his home in Vermont, where he has ever since remained. That on the 10th day of April, 1893, deponent

" 3 addressed a letter to the Honorable DeLancey Nicoll, District Attorney of New York County, and therewith transmitted the affidavit of the above-named defendant, dated the 10th day of March, 1893, and the affidavit of Charles E. Hotchkiss and DeWitt V. D. Reiley, verified the 14th day of March,

1893, (copies of which affidavits are hereto annexed) and requested that in view of the circumstances he would consent that, with the approval of the Court, the charge of larceny against the defendant might be dismissed. That thereafter and about the 11th day of May, 1893, the following memorandum was endorsed on the original indictment herein in the office of said District Attorney:

" 4

"The money charged to have been misappropriated in this case was all returned; the defendant is in very low condition and the evidence is such that I think no conviction could be obtained. I therefore respectfully recommend that the defendant be discharged on his own recognizance.

Part I. Thomas J. Bradley, Dep.Asst.Dist.Atty.

May 11 - 93

May 11 - 93 bail discharged".

" 5

That in pursuance of the order discharging bail the money deposited with the Chamberlain in lieu of bail was refunded.

That during the greater part of the time, since the 11th day of May, the defendant has been confined to his home in Vermont by illness, and has been unable to engage in active work. Deponent makes this statement on information derived by correspondence from the said defendant and the defendant's wife, and also of deponent's own knowledge derived from a visit made to the defendant's home in the month of July last. Within the past few weeks deponent

" 6

has been informed by the defendant that the defendant has recovered considerable of his former health, and is anxious to resume the practice of his profession as an attorney and

counselor-at-law in the State of Vermont, and the defendant has requested deponent to apply for his absolute discharge from the indictment heretofore entered against him.

Deponent has carefully examined into the facts of this case and believes not only that no conviction could be obtained against the defendant on any evidence that might be adduced, but also believes that there was never any wrong-
" 7 ful act committed by the defendant in the premises or even any wrongful intent on his part to justify a charge of larceny against him. If the case were put upon the calendar for trial and disposed of in that manner it would necessitate the appearance of defendant in Court and would involve considerable expense and labor to properly protect defendant's interests; it would also involve further publicity which the defendant desires to avoid.

Deponent verily believes that if the Court should direct a dismissal of the indictment without trial, no harm
" 8 would be done to the public interests and the defendant would be spared further injury.

Sworn to before me this)
1st day of September, 1893.)

Geo. S. Coleman

Francis T. Wilson
Comm. of Deeds
City & Co. of Phila.

Filed 1.

COURT OF GENERAL SESSIONS

New York County.

People

--vs--

H. Warren Love.

CITY AND COUNTY OF NEW YORK, ss:

H. WARREN LOVE, being duly sworn, deposes and says:

That he is an Attorney & Counsellor at Law of the Supreme Court of this State.

That for a number of years previous to August 1st last past, he had a law office in the Potter Building, 38 Park Row, and among his clients was one known as Fanny Kelly.

2 That he had collected some time during the late spring or early Summer, some three hundred & fifty (350) dollars, of which he was to receive by written contract one-half.

That previous to the collection of this amount, she had consulted him, in regard to various Police Court transactions in which she and her children were involved, and also at about the time of the collection of the said amount, she had consulted this deponent, with a view of bringing a suit against certain parties in her neighborhood for slander, said parties having charged that she kept a disorderly house.

5 That in view of these facts, and the further fact

that she stated to this deponent, she did not wish her husband to have the use of the money, on account of his habits, she told this deponent to retain the money and that she would call for it, from time to time, in small quantities as she needed it, the whole amount however, subject to the charges of this deponent, rendered and to be rendered for services.

That on or about the first day of August, 1892, this deponent made an agreement with the law firm of Campbell, Hotchkiss & Reiley by which they were to carry on the legal business of this deponent, and by a supplementary agreement they were to pay from time to time the money due Fanny Kelly as she desired it, such money to be charged to this deponent towards the money due this deponent by the agreement, subtracting also money due me, Love, from Mrs. Kelly for other services and advances made.

That previous to the contract with the said attorneys, a charge of Fifty (50) dollars had been made against Mrs. Kelly, for services in an action for slander brought by her against a certain party in this City.

That also a charge of nine (9) dollars, paid to Mrs. Kelly at her request by me, Love, had also been made previous to the contract, and also a further charge of sixteen (16) dollars, paid to her or on her account in various sums of Fifty (50) cents and upwards, all of which facts can be substantiated by this deponent when he obtains his books and papers from his home in Vermont.

That this deponent was compelled to leave the City last Fall on account of his health and repair to a high

6

and dry climate.

That since he has been back, he has been dangerously sick as he has been informed by his Physicians, and unless he returns immediately it will be questionable whether he will ever recover.

Sworn to before me this)
Tenth day of March, 1893.) : H. Warren Love.

Arthur Fitch,
Notary Public,
New York Co.

Fol.1 Court of General Sessions.

New York County.

----------x

People

---agst---

H. Warren Love.

----------x-

City and County of New York, ss:

CHARLES E. HOTCHKISS and DE WITT V. D. REILEY, being severally duly sworn, depose and say, and each for himself deposes and says: That he is an attorney at law of the State of New York and a member of the law firm of Campbell, Hotchkiss & Reiley, which firm is engaged in the practice of law in the City and County of New York. That on or about the
2 First day of August, 1892, the said firm entered into an agreement in writing with the above named H. Warren Love, whereby the said firm was to take charge of and conduct the legal business in this State of the said Love, upon certain terms and conditions mutually agreed upon; that the said Love thereupon turned over to the said firm a number of cases already begun and at issue, or to be begun, in which the said Love was attorney for plaintiff; that it was arranged and understood by and between deponent's said firm and the said Love, that out of the first moneys realized from any of the cases turned over as aforesaid, there should be

3 paid to one Fannie Kelly, for whom the said Love had recovered a judgment prior to said August, 1892, such sums as she from time to time might request until the whole of the moneys due from the said Love to the said Fannie Kelley should be paid to her. The amount originally collected by said Love for the said Fannie Kelly, as deponents are informed and believe, was one hundred seventy-five dollars ($175.00) and the said Love informed the deponents that he had paid to the said Fannie Kelly nine dollars ($9.) of the said sum so collected, and the said Fannie Kelly admitted to the deponent

4 Hotchkiss that she had received nine dollars on account from said Love.

Deponents further say that among the matters turned over to their firm by said Love about the first of August, 1892, was a proposed suit for slander to be brought by said Fannie Kelly against a certain party in this city; and the said Love informed these deponents that the charge for services preparatory to the commencement of such suit was to be deducted from the balance of the moneys to be paid over to the said Fannie Kelly; and it was agreed between the deponents' firm and the said Love that fifty dollars would be a

5 fair and reasonable charge for the services in connection with the bringing of said slander suit.

Deponents further say that the first moneys realized from any of the cases turned over by the said Love to the deponents' firm, were received on or about the fourth day of March, 1893; that on the sixth day of March, 1893, the said Fannie Kelly was paid in full, and gave a written receipt and

release, under seal, to the said Love.

Deponents further severally depose and say, that they know of their own knowledge, that the said Love had no intention of defrauding the said Fannie Kelly out of any moneys due or owing to her, because both before and after the said Love left New York City and returned to his home in Vermont, he had requested the deponents' firm to pay the said Fannie Kelly, in the manner above stated; and if the money had been sooner realized the claim would have been sooner settled.

Severally sworn to before me)
this 14th day of March, 1893.)

Chas. E. Hotchkiss.
DeWitt V. D. Reiley.

Harry F. Lippold,
Notary Public,
New York County.

COURT OF GENERAL SESSIONS.

New York County.

The People

-vs-

H. Warren Love.

AFFIDAVIT AND NOTICE OF MOTION
TO DISMISS INDICTMENT.

GEORGE S. COLEMAN,
Defendant's Attorney,
80 Broadway,
New York City.

Service admitted
Sept 7 /93
W. Lancey Nicoll
Dist Attny
per Edwd J. Flynn
Chief Clerk

JOHN E. EUSTIS
TALLMADGE W. FOSTER
GEORGE S. COLEMAN

EUSTIS, FOSTER & COLEMAN
ATTORNEYS AND COUNSELORS AT LAW
80 BROADWAY, NEW YORK

The People v. H. Warren Love.

April 10th, 1893.

Hon. DeLancey Nicoll,
District Attorney,
New York County.

Dear Sir:-

I have just received a notice that the indictment against the above-named defendant has been placed upon the calendar for trial at the Court of General Sessions of the Peace on the 12th day of April instant, 11 o'clock in the forenoon, and that if the defendant is not produced at that time his bond will be forfeited.

Referring to interviews and correspondence already had with respect to the defendant, I beg to state that since Mr. Love left this City, about a month ago, I have been in frequent correspondence with him, and that I am satisfied that he is still a very sick man and unable to appear for trial at present. The day that Mr. Love was released from the City Prison he fainted several times before reaching his Hotel uptown. I enclose the certificate of his family physician, Dr. C. F. Overmiller, dated on March 10th last, and also a letter of Dr. H. P. Loomis, which was written on March 29th last, showing the nature of Mr. Love's complaint.

I also beg to enclose an affidavit of Mr. Love, verified on the 10th day of March, and an affidavit verified on the 14th day of March by Mr. Charles E. Hotchkiss and Mr. DeWitt V. D. Reiley of the firm of Campbell, Hotchkiss & Reiley, relating to the transaction on which the indictment was based.

From what Mr. Love has told me, corroborated by statements made to me by Messrs. Hotchkiss and Reiley, I am thoroughly convinced that there was never the slightest fraudulent or criminal intent on the part of Mr. Love toward the complainant Mrs. Fannie Kelly. As the affidavits show Mrs. Kelly has been paid her claim in full, without any allowance whatever for moneys advanced to her by Mr. Love or for services rendered in a certain slander suit, to which the affidavits of Mr. Love and of Hotchkiss and Reiley refer. The mere publication of indictment and arrest has caused the defendant the greatest suffering, and his confinement in the City Prison in a damp cell has produced a recurrence of a physical malady which will take weeks, if not months, to recover from.

JOHN E. EUSTIS
TALLMADGE W. FOSTER
GEORGE S. COLEMAN

EUSTIS, FOSTER & COLEMAN
ATTORNEYS AND COUNSELORS AT LAW
80 BROADWAY, NEW YORK

(Hon.D.N. No.2.)

It had been my intention for some time past to write to you enclosing the certificates and papers herewith forwarded, and to ask whether, in view of the peculiar facts of the case, it would not be consistent with your duty to the public to allow the prosecution of the complaint against Mr. Love to be dismissed, but I have refrained from doing this on account of your important engagements in connection with the murder trial which has been in progress against Dr. Buchanan.

From all that I have been able to gather, even from the enemies of Mr. Love, I am satisfied that the worst charge against him that could be sustained would be a charge of what is sometimes designated "Yankee sharpness". I do not believe that he is dishonest or untruthful, and in this connection I would respectfully refer to Genl. Henry L. Burnett of this City, and to the Hon. James M. Fitzsimons of the City Court, with both of whom I have conversed respecting Mr. Love.

While it has no bearing on the legal aspect of the case I would respectfully mention the fact that Mr. Love has recently been admitted to the Bar of the State of Vermont after a serious opposition on the part of many attorneys of Rutland County, where he resides, growing out of certain prosecutions against liquor dealers, in which Mr. Love was conspicuous for a number of years, and in which his efforts were finally approved by the Supreme Court of the United States in May, 1892. These liquor prosecutions made him many enemies, some of whom have pursued him relentlessly for ten years past. He certainly has suffered beyond the average man already, and unfortunately his sufferings have not been confined to his own person, but have necessarily been shared by his family, including a young and devoted wife.

As I have said orally on a former occasion, Mr. Love has assured me that if ever he is wanted in this City on any criminal charge he will appear voluntarily upon the briefest notice without any requisition upon the Governor of Vermont, and I can renew that assurance now. He still has business interests here which will require his attention but which he cannot very well dispose of while this indictment is pending. I have taken a personal interest in his affairs, not with any idea of compensation, but because I believed

JOHN E. EUSTIS
TALLMADGE W. FOSTER
GEORGE S. COLEMAN

EUSTIS, FOSTER & COLEMAN
ATTORNEYS AND COUNSELORS AT LAW
80 BROADWAY, NEW YORK

(Hon.D.N. No.3.)

and still believe that he has been a victim either of malice or of misunderstanding, and believing that he has already suffered in the present proceeding, both in mind and body, sufficiently to atone for any offence of which even his enemies may think him guilty. I sincerely trust that, with the approval of the Court, you may consent that the charge of larceny be dismissed.

In any event I beg that you will allow the matter to stand over until the May term, because I am satisfied that it would be dangerous to his health to compel Mr. Love to attend here during the present month.

Very respectfully yours,

Geo. S. Coleman.

0182

DR. H. P. LOOMIS,

Office Hours: {9 to 10.30—5 to 6.30 and Monday Evenings.

58 East 34th Street.

Dear Mrs Sorr.

I consider Mr Sorr's heart responsible for his present condition. The attacks he has are attacks of angina pectoris. I could find no positive evidence of aneurism of the aorta, but I would advise the doctor in attendance to watch closely for any symptoms or physical signs of pressure. The breathing on the right side behind at the present is very peculiar. Mr S. is a very sick man. I question whether he will ever be strong again even if he

gets over this attack
I would advise absolute
rest on his back in bed
or on a sofa.. digitalis
nitro-glycerine - as your
physician sees is indicated
Please excuse delay but
I supposed until today
that your letter had
been answered
The "O" was received
I am Very truly Yours
H. P. Loomis

Rec'd Mont 30/93

0184

DR. C. F. OVERMILLER,
~~146 EAST 60TH STREET~~ 1224 Lexington Ave
OFFICE HOURS:
9-10 A. M., 1-2 & 6-8 P. M.

New York, March 10th 1893

To whom it may Concern:
This is to certify that I am a practicing physician in the City of New York & a graduate of the University of the City of New York. That I have been ~~the~~ family physician for the past 2½ yrs. of A. W. Cone and that I am now treating him for Pleurisy & Bronchitis Last fall I treated him for the same diseases and advised him to go to his farm in Vermont letting him that he could not recover in

DR. C. F. OVERMILLER,
145 EAST 30TH STREET,
OFFICE HOURS:
8-10 A. M., 1-2 & 6-8 P. M.

New York, _____ 189 8

this climate, we need to
Vermont and I am told
entirely recovered, his
present attack is due to
exposure in the City Prison
prison and I am certain that
he will not recover unless
he is taken to Vermont or some
place where the air is high & dry.
If my advice is carried
out he may be able to
return to ~~the city~~ in
6 weeks or ~~two~~ months

C. F. Overmiller M.D.

Folio 1. Court of General Sessions
New York County

People
vs
H. Warren Love

City & County of New York ss.
H. Warren Love being duly sworn deposes & says,"

That he is an Attorney & Counsellor at Law of the Supreme Court of this State.

That for a number of years previous to August 1st last past, he had a law office in the Potter Building 38 Park Row, and among his clients was one known as Fanny Kelly.

2 That he had collected some time during the late spring or early Summer, some three hundred & fifty (350) dollars, of which he was to receive by written contract one half.

That previous to the collection of this amount, she had consulted him, in regard to various Police Court transactions

in which she & her children were involved, & also at about the time of the collection of the said amount, she had consulted this deponent, with a view of bringing a suit against certain parties in her neighborhood for slander, said parties having charged, that she kept a disorderly house.

3 That in view of these facts, & the further fact that she stated to this deponent, she did not wish her Husband to have the use of the money, on account of his habits, she told this deponent, to retain the money & that she would call for it, from time to time, in small quantities as she needed it, the whole amount however subject to the charges of this deponent, rendered & to be rendered for services.

That on or about the first day of August, 1892, this deponent made an agreement with the law firm of Campbell, Hatchkiss & Reiley by which they were to carry on

4 the legal business of this

deponent, & by a supplementary agreement they were to pay from time to time the money due Fanny Kelly as she desired it, such money to be charged to this deponent towards the money due this deponent by the agreement, substracting also money due mr Love from mrs Kelly for other services & advances made.

That previous to the contract with the said attorneys, a charge of Fifty (50) dollars had been made against mrs Kelly, for services in an action for slander brought by her against a certain party in this City.

That also ~~the~~ a charge of nine (9) dollars, paid to mrs Kelly at her request by mr Love had also been made previous to the contract & also a further charge of sixteen (16) dollars, paid to her or on her account in various sums of Fifty (50) cents & upwards all of which facts can be substanciated by this deponent when he obtains his books & papers

from his home in Vermont—
That this deponent was compelled
to leave the City last fall on
account of his health & repair
to a high & dry climate.
That since he has been back,
6 he has been dangerously sick
as he has been informed by his
Physicians, & unless he returns
immediately it will be questionably
whether he will ever recover.

A. Warren Lose

Sworn to before me
this Tenth day of march 1893.

Arthur Titch
Notary Public
New York Co

Folio 1,

Court of General Sessions,
New York County.

People
---agst---
H. Warren Love.

City and County of New York, ss:

CHARLES E. HOTCHKISS and DE WITT V. D. REILEY, being severally duly sworn, depose and say, and each for himself deposes and says: That he is an attorney at law of the State of New York and a member of the law firm of Campbell, Hotchkiss & Reiley, which firm is engaged in the practice of law in the City and County of New York. That on or about the First day of August, 1892, the said firm entered into an agreement in writing with the above named H. Warren Love, whereby the said firm was to take charge of and conduct the legal business in this State of the said Love, upon certain terms and conditions mutually agreed upon; that the said Love thereupon turned over to the said firm a number of cases already begun and at issue, or to be begun, in which the said Love was attorney for plaintiff; that it was arranged and understood by and between deponent's said firm and the said Love, that out of the first moneys realized from any of the cases turned over as aforesaid, there should be

3 paid to one Fannie Kelly, for whom the said Love had recovered a judgment prior to said August, 1892, such sums as she from time to time might request until the whole of the moneys due from the said Love to the said Fannie Kelly should be paid to her. The amount originally collected by said Love for the said Fannie Kelly, as deponents are informed and believe, was one hundred seventy-five dollars ($175.00) and the said Love informed the deponents that he had paid to the said Fannie Kelly nine dollars ($9.) of the said sum so collected, and the said Fannie Kelly admitted to the deponent

4 Hotchkiss that she had received nine dollars on account from said Love.

Deponents further say that among the matters turned over to their firm by said Love about the first of August, 1892, was a proposed suit for slander to be brought by said Fannie Kelly against a certain party in this city; and the said Love informed these deponents that the charge for services preparatory to the commencement of such suit was to be deducted from the balance of the moneys to be paid over to the said Fannie Kelly; and it was agreed between the deponents' firm and the said Love that fifty dollars would be a

5 fair and reasonable charge for the services in connection with the bringing of said slander suit.

Deponents further say that the first moneys realized from any of the cases turned over by the said Love to the deponents' firm, were received on or about the fourth day of March, 1893; that on the sixth day of March, 1893, the said Fannie Kelly was paid in full, and gave a written receipt and

release, under seal, to the said Love.

Deponents further severally depose and say, that they know of their own knowledge that the said Love had no intention of defrauding the said Fannie Kelly out of any moneys due or owing to her, because both before and after the said Love left New York City and returned to his home in Vermont, he had requested the deponents' firm to pay the said Fannie Kelly, in the manner above stated; and if the money had been sooner realized the claim would have been sooner settled.

Severally sworn to before me :
this 14th day of March, 1893. : Chas. E. Hotchkiss
Henry A. Lippold DeWitt V. D. Reiley

Notary Public,
New York County.

Court of General Sessions,
New York County.

The People
vs
H. Warren Love,

Affidavits of
H. Warren Love,
Charles E. H. Arthur and
DeWitt V. D. Reiley.

Wm. J. Calhoun,
Counsel for Defendant,
80 Broadway,
New York City.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

H. Warren Love

The Grand Jury of the City and County of New York, by this indictment, accuse H. Warren Love of the CRIME OF Grand LARCENY, in the second degree, committed as follows:

The said H. Warren Love,

late of the City of New York, in the County of New York aforesaid, on the twenty-first day of April in the year of our Lord one thousand eight hundred and ninety-two, at the City and County aforesaid, being then and there the attorney and agent of one, Fannie Kelly

and as such attorney and agent then and there having in his possession, custody and control certain goods, chattels and personal property of the said Fannie Kelly the true owner thereof, to wit: the sum of one hundred and seventy-five dollars in money, lawful money of the United States of America, and of the value of one hundred and seventy-five dollars;

the said H. Warren Love afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, did feloniously appropriate the said sum of money

to his own use, with intent to deprive and defraud the said Fannie Kelly of the same, and of the use and benefit thereof; and the same goods, chattels and personal property of the said Fannie Kelly

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

DE LANCEY NICOLL,
District Attorney.

0195

BOX:
513

FOLDER:
4670

DESCRIPTION:
Lunz, Louis

DATE:
02/14/93

4670

Witnesses:

Wm Wittenstein

Appia Smith

11 W 5 Street

Counsel,

Filed 14 day of Feb 1893

Pleads, Not guilty 16

THE PEOPLE

vs.

Louis Lunz

Grand Larceny, Second Degree

[Sections 528, 531 Penal Code.]

DE LANCEY NICOLL,

District Attorney.

March 7. 1893. 2 m. D

March 14 by agt Mtd

A TRUE BILL.

Geo. Edgell

Foreman.

Tried Mch 20 1893

Tried and acquitted

0197

Sec. 192. 3

District Police Court.

Undertaking to Appear during the Examination.

CITY AND COUNTY OF NEW YORK, } ss:

An information having been laid before Charles W. Lemmon a Police Justice of the City of New York, charging Louis Lung Defendant with the offense of Larceny

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

WE, Louis Lung Defendant, of No. 124 Orchard Street, by occupation a Peddler, and Rebecca Abrahams of No. 232 Madison Street, by occupation a Rag Picker Surety, hereby jointly and severally undertake that the above-named Louis Lung Defendant shall personally appear before the said Justice, at the District Police Court in the City of New York, during the said examination, or that we will pay to the People of the State of New York the sum of Five Hundred Dollars.

Taken and acknowledged before me this 1 day of Feb 189 3

Louis Lung
Rebecca Abrahams

Charles W. Lemmon Police Justice.

0 198

City and County of New York, ss: Rebecca Abrahams

the within-named Bail and Surety, being duly sworn, says, that he is a resident and free

holder within the said County and State, and is worth ten Hundred Dollars,

exclusive of property exempt from execution, and over and above the amount of all his debts and liabilities,

and that his property consists of House and lot

located situated at No 232

Madison Street Good worth

fifteen thousand Dollars over

all encumbrances

Rebecca Abrahams

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

Police Justice.

District Police Court.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

Undertaking to Appear during the Examination.

Taken the ... day of ... 189

Justice.

0199

Police Court— 3 District.

1912

Affidavit—Larceny.

City and County of New York, } ss.:

Nathan Wellenstein

of No. 27 Grove St Williamsburg Street, aged 31 years,

occupation Fish being duly sworn,

deposes and says, that on the 8th day of February 1893 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the City time, the following property, viz:

One horse, harness and two barrels of fish all of the value of Eighty dollars ($80 00/100)

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 Lewis. (Colored)

From the fact. That at about 10 o'clock a.m. said date Deponent left the ~~said~~ the two barrels of fish in the wagon with horse attached standing in front of Fulton Market. That about 15 minutes thereafter deponent returned and discovered that the said property was missing

Deponent further say that he received information that the said property ~~xxxx~~ could be found at No 115 Delancy

Sworn to before me this day of 1893

Police Justice.

Street in the Butcher Shop. Deponent
went to the said premises and
found the two barrels of fish
which he fully identifies as part
of his property and the property
taken as aforesaid.

Deponent further says that
he was informed by the Butcher in
the said premises that the said
property was left there by the defendant
Deponent then came the above
of the defendant who he acknowledges
that he had left the said property
in the said premises and claims
that he bought the fish from
at an auction sale for $[illegible]

Deponent further says that
when he found the two barrels
of fish that the property
belonging of deponent had been
removed.

Wherefore deponent charges
the said defendant with feloniously
taking stealing and carrying
away the said property and
prays that he be held and
dealt with as the law directs

Sworn to before me
this [illegible] day of Feby 1892

Thos McMahon
Mark

Charles N Lanter
Police Justice

0201

Sec. 198—200.

5 District Police Court. 1882

City and County of New York, ss:

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

Question. What is your name?

Answer. Louis Lunz

Question. How old are you?

Answer. 28 years

Question. Where were you born?

Answer. Germany

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

Answer. 124 Delancey St

Question. What is your business or profession?

Answer. Fish peddler

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

Louis Lunz

Witness

Taken before me this 7 *day of* 188 3

Charles O'Conor

Police Justice.

0202

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 Arpendant

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 Feb 10 18 93 Charles N Tainter Police Justice.

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

Dated Feb 10 18 93 Charles N Tainter 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.

$500 for 3x
Feb. 10/93. 9 AM.

BAILED.

No. 1, by Rebecca Abrahams

Residence 232 Hewes Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street

172 174

Police Court--- 3 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

William Williamson
227 Wythe Av. Williamsburg
Louis Lilin 2
3
4

Offence Assault and Battery

Dated February 9 1893

Magistrate.

Smith & Price Officer.

11 Precinct.

Witnesses Maurice Cohen
No. 37 Moore Street Brooklyn
Isaac Dunyer
No. 223 E 83d Street.
Ike Katz
No. 150 Delancey Street.
$ 500 to answer
Max Friedman
63 Sugar St.
Ike Goldberg
115 Delancey Brooklyn

REGISTERED

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 Lunz

The Grand Jury of the City and County of New York, by this indictment, accuse Louis Lunz of the CRIME OF GRAND LARCENY IN THE second DEGREE, committed as follows:

The said Louis Lunz late of the City of New York, in the County of New York aforesaid, on the eighth day of February in the year of our Lord one thousand eight hundred and ninety-three, at the City and County aforesaid, with force and arms,

one horse of the value of forty dollars, one wagon of the value of twenty-five dollars, one set of harness of the value of fifteen dollars, and two barrels of fish of the value of five dollars each barrel

of the goods, chattels and personal property of one Nathan Wellenstein

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

SECOND COUNT—

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

Louis Lunz

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

The said Louis Lunz

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

one horse of the value of forty dollars, one wagon of the value of twenty-five dollars, one set of harness of the value of fifteen dollars, and two barrels of fish of the value of five dollars each barrel

of the goods, chattels and personal property of one Nathan Wellenstein

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

unlawfully and unjustly did feloniously receive and have; the said Louis Lunz

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.

DE LANCEY NICOLL,
District Attorney.