

0486

BOX:

61

FOLDER:

692

DESCRIPTION:

Waldrou, Daniel

DATE:

02/24/82



692

0487

WITNESSES.

Blair
Feb 1/87

Day of Trial,

Counsel,

Filed *24* day of *Feb*

188*7*

Pleas *not guilty*

THE PEOPLE

vs.

James Walden

LARCENY AND RECEIVING
STOLEN GOODS

JOHN McKEON,

District Attorney.

A TRUE COPY
W. H. King

W. H. King

Foreman.

*Discharged and fees
of witnesses*

0488

Court of General Sessions

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Daniel Waldron

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

Daniel Waldron

of the CRIME OF LARCENY

committed as follows:

The said

Daniel Waldron

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

*one watch of the value of forty five
one chain of the value of ten dollars*

of the goods, chattels and personal property of one

Michael Kennedy

then and there being found, 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.

0489

And the Grand Jury aforesaid, by this indictment, further accuse the said
Daniel Waldron
of the CRIME OF RECEIVING STOLEN GOODS, committed as follows:

The said

Daniel Waldron

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

*one watch of the value forty dollars
one chain of the value of ten dollars*

of the goods, chattels and personal property of the said

Michael Kennedy

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

Michael Kennedy

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

Daniel Waldron

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

JOHN McKEON, District Attorney.

0490

POLICE COURT—2 DISTRICT.
CITY AND COUNTY } ss.
OF NEW YORK, }

RECOGNIZANCE FOR TRIAL OR EXAMINATION.

BE IT REMEMBERED, That on

the 14th day of February in the year of Lord 1882
John D. Fickens
of No. 309 West 39th Street, in the City of New York,
and Ernest A. Haaren
of Avenue B. N. 56th Street, in the said City,
and Carl H. Bushmann
of No. 171 West Houston Street, in the said City,

personally came before the undersigned, one of the Police Justices in the City of New York, and acknowledged themselves to owe to the PEOPLE OF THE STATE OF NEW YORK, that is to say: the said John D. Fickens the sum of Ten Hundred Dollars; the said Ernest A. Haaren the sum of Ten Hundred Dollars, and the said Carl H. Bushmann the sum of Ten Hundred Dollars, separately, of good and law money of the State of New York, to be levied and made of their respective goods and chattels, lands, and tenements, to the use of said People, if default shall be made in the condition following, viz.:

WHEREAS, the said John D. Fickens was charged, before the undersigned, Police Justice as aforesaid, on the oath of Michael Kennedy with an offence for having, on the 24th day of November 1881 in the City and County of New York, aforesaid, knowingly and feloniously purchased and received a good watch and chain, the said Fickens, well knowing at the time that said property was stolen

And Whereas, he has been brought before said Justice to answer said charge and the said offence with which he is charged being bailable by said Justice, and he having demanded an examination on said complaint, and it having been made to appear to the satisfaction of said Justice that said examination should be continued to some other day, he did thereupon order the said accused to find sufficient Bail in the sum of Ten Hundred Dollars, for his appearance at the 2^d District Police Court, No. Jefferson Market street, on the 17th day of February 1882 at 2 o'clock, in the after noon of that day, to answer to said charge.

Now Therefore, the condition of this Recognizance is such, that if the above named John D. Fickens shall personally appear before said Justice at the said 2^d District Police Court in the City of New York, on the 17th day of February 1882 at 2 o'clock, P. M. and at such other times and days as the said examination may be adjourned to, and abide the final decision of said Justice, and not depart therefrom without leave, then this Recognizance to be void, otherwise to remain in full force.

Taken and acknowledged before me, the day and year aforesaid.

[Signature]
Police Justice

John D. Fickens
Ernest A. Haaren
Carl H. Bushmann

CITY AND COUNTY OF NEW YORK,

Sworn to before me this 14th day of February 1872
Police Justice

Ernest A. Haaren one of the within named Sureties, being duly sworn, says that he is a *free* holder and resident in said City, and is worth *Twenty* Hundred Dollars, over and above the amount of all his debts and liabilities; and that his property consists of

one house and lot of land known as premises No. 309 East 89th Street in said city and being of the value of Ten thousand dollars over all and every encumbrance thereon

Ernest A. Haaren

CITY AND COUNTY OF NEW YORK,

Sworn to before me, the 14th day of February 1872
Police Justice

Lord H. Bushman one of the within named Sureties, being duly sworn, says that he is a *free* holder and resident in said City, and is worth *Twenty* Hundred Dollars, over and above the amount of all his debts and liabilities; and that his property consists of

one house and lot of land known as premises No. 171 West Houston Street in said city and being of the value of five thousand dollars over and above all and every encumbrance thereon.

Lord H. Bushman

RECOGNIZANCE FOR TRIAL OR EXAMINATION

THE PEOPLE, & C.,
ON THE COMPLAINT OF

John D. Ficklen

Taken this 14th day of February 1872

Stewart Justice

Filed *Feb* day of *Feb* 1872

Sureties identified by

No. Street

0492

Sec. 198-200.

DISTRICT POLICE COURT.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. William Tyson

Question. How old are you?

Answer. Fourteen years of age

Question. Where were you born?

Answer. New York City

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

Answer. 770 Third Avenue, four months

Question. What is your business or profession?

Answer. I work in a Barbers Shop

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

Answer I am not guilty. I did not take the watch and the statement made by Waldron is entirely untrue. I left the factory at 11 o'clock A.M. and never went back to it, and I heard the complainant say that he had his watch in his own possession

Taken before me, this 13th day of February 1882

at noon.

David Wilson

J. Willett Police Justice

0493

Sec. 198-200.

2 DISTRICT POLICE COURT.

CITY AND COUNTY }
OF NEW YORK, } ss.

Daniel Waldron 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 Waldron

Question. How old are you?

Answer. 16 years of age

Question. Where were you born?

Answer. New York City

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

Answer. 324 East 39 St. 2 years

Question. What is your business or profession?

Answer. I used to go on a pedlar wagon

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 was with William Tyson when he took the watch. I met Tyson in the evening and he sent a boy in to pawn the watch and got six dollars for it. I got three dollars of it and then gave Tyson a dollar for the pawn ticket. I gave the ticket to my father who took me to see it to a distillery man

Taken before me, this 13 day of February 1888 } Daniel Waldron

J. K. Smith Police Justice

0495

POLICE COURT-SECOND DISTRICT.

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

Augusta Tyson, 24 years old, dressmaker
Street, being duly sworn, deposes

and says that on the _____ day of _____
at the City of New York, in the County of New York, as follows

Question - What is your name, age, occupation and residence

Answer Augusta Tyson, 24 years, dressmaker, 770 Third Avenue New York City

Question State anything you may know bearing upon the charge against William Tyson in this matter.

Answer William Tyson is my brother. On the 13th day of November 1881 we moved from 36th Street to 46th Street; 332 East 46th Street is I think the number. On the 16th of November at 11 o'clock my brother William Tyson came in. I remember the day particularly from our moving the day before and the hour because as soon as William came in I sent him next door to get the hire. He told me that he had been discharged and, at my request, went to work to help me put up the beds. He worked with me all day until evening and then worked carrying things to the cellar until nine o'clock when he went to bed. I am positive that he was not out of the house from the time he came home before dinner time. We always take dinner at 12. The following Saturday I went for Walter's pay. He was allowed for his pay that day from seven to eleven in the morning.

Sworn to before me this
18th day of February 1882

[Signature]
Police Justice

[Signature]
(Over)

0496

City and County of New York

Question. State your name, age, occupation and residence.
Answer. Anna Smith, 32 years old, waitress, of No 126 Lexington Avenue, New York City

Question. State what you know about this charge against William Tyson

Answer. On November 16 I was with my niece Augusta Tyson in 46 street. My nephew William came in and I looked at my watch and it was five minutes to eleven. To see if my watch was right my niece Augusta sent Willie out to see the time next door he came back and said it was 11 o'clock. Willie stayed in all that day as stated in the foregoing affidavit of my niece Augusta Tyson.

Sum to before me this 18th day of February 1912

J. H. [Signature]
Police Justice

Anna ^{her} Smith
Mark

POLICE COURT. - SECOND DISTRICT.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Offense

Dated 187

Witnesses,

Committed in default of \$ surety.

Bailed by

No. Street.

0497

City and County of New York, ss: -
Peter Waldron

being sworn and cross-examined
deponent says, by James A.
McCllland, Esq. Counsel for the
defendant Fickler, deposes and
says: -

2 State what conversation occurred
between yourself and Fickler, at the
time you offered to sell the watch
to him?

A I asked him if he wanted to buy a
watch, and he asked me what watch,
and at the same time he took the watch
out of my hand and looked at it - he
asked me "where did you get this watch
for this watch" and I said my brother
was a sailor and that he was going
away next week and he wanted to
get some money for this watch.
Fickler asked me how much I wanted
for it and I said ten dollars all
I was told to ask - He then told Mr
Nolan to go down and look at the
watch and if it was ^{not} ten dollars to
give the money to me - he also gave
Nolan twenty-five cents to get the
watch to look at - Mr Nolan and

0498

Myself then went to the pawn shop
in 3rd Avenue between 26th & 27th Streets
where Nolan got the watch and
gave me the two dollars when we
got outside and he, Nolan, said I
was a fool for not asking more.
I did not then know the watch
was stolen, if I had I would not
have had any thing to do with it.
I got the ticket from my brother,
Daniel Waldron, who told me
he had found it.

Brought before me this
18th day of January 1882

Peter Waldron

D. Willmott
Police Justice.

0499

Sec. 198-200.

CITY AND COUNTY OF NEW YORK,

2nd
DISTRICT POLICE COURT.

John D. Ficken 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 he waives cannot be used against him on the trial,

Question. What is your name?

Answer. *John D. Ficken*

Question. How old are you?

Answer. *21 years of age*

Question. Where were you born?

Answer. *Germany*

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

Answer. *113 3rd East 39 Street: three 1/2 years*

Question. What is your business or profession?

Answer. *Car-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. *The boy Waldron came into my saloon and asked me to buy a party ticket - I asked him what it was for and he said for a gold watch. Mr Nolan then came in. The boy told me that his brother was a sailor and that he wanted money and had sent him to sell the ticket for two dollars. Believing that the boy was telling the truth I gave Mr Nolan two dollars and a quarter and told him to go to the pawn-brokers and look at the watch and if the watch was there to pay the boy for the ticket. Nolan brought the ticket back to me and told me the watch was there. I gave him six dollars and he went and got the watch. I did not know that the watch was stolen until about five*

Taken before me, this

day of _____ 188-

Police Justice.

0500

weeks afterwards and believing that the story
that the watch had been stolen was a put
up job to get the watch from me I
denied having it

Shown to before me this } John D. Licker
18th day of February 1882 }

J. W. Smith
Police Justice

0501

City and County of New York, ss.:-

Charles Nolan being duly sworn deposes and says:
Q What is your name, age, residence and business?

A. Charles Nolan, age 24, residence No. 326 East 39th Street and by occupation a furnisher.

Q State what you know in relation to Fichten purchasing the pawn ticket from Peter Waldron?

A It was about half past 12 o'clock P.M. on Thanksgiving Day I went into Fichten's store and the boy Waldron was then in conversation with Fichten. I asked the boy where he got the ticket and he said that his brother was a sailor on the Amnesia and that he was on a leave of absence and had spent all of his money and had put the watch in pawn and had spent that money also, and his brother wanted some money and was going to sail the following Monday. Mr. Fichten asked me if I thought the watch was stolen and I said "No". I persuaded him to buy the ticket. I asked the boy before if he would be willing for me to go and see his brother and to let me see the watch. The boy went away and returned in about twenty minutes and said I could go and look at the watch

We went to the pawn shop and paid twenty five cents to see the watch and asked the pawnbroker if he thought the watch was stolen and he said No. We went outside and I gave the boy two dollars for the ticket and told him he could have got more money for it if he had asked it. About one half hour afterwards I redeemed the watch for Dickson.

About five weeks afterwards a boy named O'Connor told me that he was discharged from the housing of property on account of the watch being stolen. He said Mr Kennedy ~~gave~~ ^{had} promised him five dollars to recover the watch. O'Connor told me he would give me half if I told him whether Dickson had the watch or not. I told him to take the owner to Dickson and if he could identify it I had no doubt he could get the watch. I did not believe O'Connor's story.

Given to before me this }
 18th day of February 1882 } Charles Belcher
 J. J. Whith }
 Police Justice,

0503

Quid District Police Court. *Michael Kennedy* Affidavit-Larceny.
CITY AND COUNTY OF NEW YORK, ss. *Age 22, Jack Spitzer.*
of No. *41 Mott* Street.

being duly sworn, deposes and says, that on the *about 16th* day of *November*, 188*1*
at the *Spinning Manufactory, No. 231 East 42nd Street* City of New York,
in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent. *on the day time*

the following property, viz:
*One gold Watch, and
a gold Chain attached thereto,
both of the value of Fifty five dollars*

the property of *this deponent*

and that this deponent
has a probable cause to suspect, and does suspect, that the said property was feloniously taken,
stolen and carried away by *William Tyson and
Daniel Waldron, (both workmen)*
for the reasons following, to wit:
*that about the hour of 12.30 P.M. on the day aforesaid deponent
hung his vest on a nail on the
wall in the spinning room on the
fourth floor of Messrs Roberts and Company
manufactory No. 231 East 42nd Street, and
that at the said time the said watch
was in the lower left side pocket
of said vest and fastened thereto by*

Porter J. ...

0504

said chain: that at six o'clock P.M. of the same day deponent put the said Vest on his person and then discovered that the said property had been taken therefrom: that on or about the first day of February 1882 the said Waldron informed deponent that he saw said Tyson take the said watch and chain from deponent's vest in said factory, and that on the evening of the day that said larceny was committed that said Tyson, said Waldron and another boy pawned the said property in the pawn shop kept by one Henry Hooper in 3rd Avenue, between 26th and 27th Street, and said Waldron further informed deponent that they received the sum of six dollars from the said pawnbroker for said property and which money was divided equally between the three, and that said Waldron bought from said Tyson the pawn ticket representing the said property for one dollar. Deponent further says that he was also informed by Peter Waldron that the defendant Daniel Waldron gave him the said pawn ticket on the 24th day of November 1881, and that he, said Peter Waldron, sold said ticket to one John D. Fickett for the sum of two dollars.

District Police Court.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

AFIDAVIT—Larceny.

Dated

188

Magistrate.

Officer.

WITNESSES:

DISPOSITION

Deponent also further says that he was informed by officer Owen Kealey of the Central Office that on the 13th day of February 1882 he found the said watch of deponents in the possession of said Ticken, which watch found with said Ticken is now here shown and fully identified by deponent as his personal property stolen as hereinbefore described.

Sworn to before me this }
 13th day of February 1882 } Michael Kennedy
 J. H. M. }
 Police Justice.

City and County of New York, ss. -

Peter Waldron being duly sworn deposes and says as follows: - My name is Peter Waldron, age 13 years, reside at 324 East 39th Street and am out of employment. I have heard read the foregoing affidavit of Michael Kennedy and so much thereof as relates to me is true of my own knowledge.

Sworn to before me this } Peter Waldron
 13th day of February 1882 }
 J. H. M. }
 Police Justice

City and County of New York ss. -
Owen Healey being
duly sworn deposes and says;
I am a police officer and attached
to the Central Office. I have read
and the foregoing affidavit of Michael
Kennedy and so much thereof
as relates to me is true of my
own knowledge.

Sworn to before me this } Owen Healey
13th day of February 1882 }

J. Kilbuck
Police Justice

Michael Kennedy sworn and
further examined says, - that
from the evidence above set
forth deponent has reason to
believe and does believe and
charge that said John W.
Fritzen did at the City and
County of New York, on the 24th
day of November 1881 knowingly
buy and feloniously purchase and
receive said stolen watch and
chain, he, said Fritzen well
knowing at the time that
said property was stolen.

Michael Kennedy

Sworn to before me this
13th day of February 1882
J. Kilbuck
Police Justice

0507

BOX:

61

FOLDER:

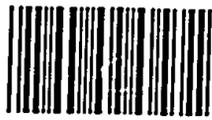
692

DESCRIPTION:

Walsh, James

DATE:

02/01/82



692

0508

2072

Counsel, *Th. Craft*
Filed *1* day of *Feb* 1882
Pleas *Guilty*

WITNESSES.

James Walsh
James Walsh
James Walsh

THE PEOPLE

vs.

James Walsh

INDICTMENT,
Larceny from the Person.

John M. Chen
DISTRICT ATTORNEY

District Attorney.

A True Bill.

J. H. Fenn Foreman.

Paris Jws. Feb 7-1882

Tried and acquitted

James Walsh
James Walsh
James Walsh

0509

Court of General Sessions

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

James Walsh.

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

James Walsh
of the CRIME OF LARCENY (from the person)

committed as follows :

The said

James Walsh

late of the First Ward of the City of New York, in the County of New York, afore-
said, on the ~~twenty-seventh~~ *twentieth* day of *January* in the year of our Lord
on thousand eight hundred and eighty-~~two~~ *two*, at the Ward, City and County
aforesaid, with force and arms,

One watch of the value of nine dollars.

of the goods, chattels and personal property of one *Giuseppe Luigi*
on the person of the said *Giuseppe Luigi*, then and there being found,
from the person of the said *Giuseppe Luigi* then and there feloniously
did steal, take and carry away, against the form of the statute in such case made and
provided, and against the peace of the People of the State of New York, and their
dignity.

John W. Keon

DANIEL G. ROLLINS, District Attorney.

0510

Sec. 294, 299, 310 & 312

Police Court 1st District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Armede P. Magri
James Walsh

Offence Larceny from the person

Dated Jan 27 1882

James Walsh Magistrate.

McDonnell Officer.

Dye Clerk.

Witness James Walsh

No. Armede P. Magri Street, 50

No. James Walsh Street, 1082

No. _____ Street, _____

No. _____ Street, _____

James Walsh

James Walsh

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

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

Dated Jan 27 1882 W. J. Conroy Police Justice.

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

Dated _____ 188 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

James Walsh
James Walsh

0511

Sec. 198-200.

CITY AND COUNTY }
OF NEW YORK, } ss.

First

DISTRICT POLICE COURT.

James Walsh

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

Question. What is your name?

Answer.

James Walsh

Question. How old are you?

Answer.

47 Years

Question. Where were you born?

Answer.

Ireland

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

Answer.

Live in Sullivan Street but don't know the number

Question. What is your business or profession?

Answer.

Laborer

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

Answer.

I am not guilty, I was standing among a crowd of men who like myself were looking for employment when the complainant approached me and asked me for his watch. I told him I knew nothing about his watch and soon after I was arrested

Taken before me, this *27*

day of *January* 188*8*

James Walsh

W. J. Moran Police Justice.

0512

Inst District Police Court.

Affidavit—Larceny.

CITY AND COUNTY OF NEW YORK

of No. *House of Detention* Street *38* *years old* *laborer*

being duly sworn, deposes and says, that on the *27* day of *July* 188*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 *from his person in the daytime*

the following property, viz:

A Silver Watch of the value of nine dollars

Sworn before me this

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 Walsh, now here, who while deponent was standing in an employment office in No. 14 Greenwich Street suddenly snatched the chain attached to the watch and jerked the said watch from a pocket of deponent's vest, and then mingled in a crowd that stood in the office. That deponent identifies the defendant as the person who snatched the watch from his pocket as aforesaid

Richard Luigi

By
day of July
1882
Police Justice

City and County
of New York

John Meyer of Castle Garden
being duly sworn says that he
was in the office 14 Greenwich
Street on the day in question and
saw the defendant snatch the
watch from the pocket of Complainant
(as related in the foregoing
affidavit)

Meyer Jean

Sworn to before me this }
27th day of July 1882 }
at New York Police Justice }

District Police Court.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

AFFIDAVIT—Larceny.

Dated

188

Magistrate.

Officer.

WITNESSES:

DISPOSITION

0514

BOX:

61

FOLDER:

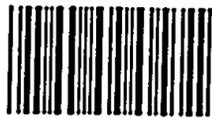
692

DESCRIPTION:

Walter, August

DATE:

02/28/82



692

0515

Hand

Filed 28 day of Feb 1887
Plends *Not guilty* (alleg 9)

Assault and Battery - Felony.

THE PEOPLE

vs.

B

August - Walter

John A. Heon
DANIEL G. ROFFENS,
District Attorney.

A TRUE BILL
Ch. Tracy

Apr 12 1887
Ebreman.

Speed & Acquitted.

Court of General Sessions

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against
August Watter

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

August Watter

of the Crime of Shooting at another with intent to kill, committed as follows:

The said

August Watter

late of the City of New York, in the County of New York, aforesaid,
on the *Eighth* day of *November* in the year of our Lord

one thousand eight hundred and eighty *one* with force and arms, at the City and County aforesaid, in and upon the body of *Francis McNeague* in the peace of the said People then and there being, feloniously did make an assault and to, at and against *him* the said *Francis McNeague* a certain *pistol* then and there loaded and charged with gunpowder and one leaden bullet, which the said *August Watter* in *his* right hand then and there had and held, the same being a deadly and dangerous weapon wilfully and feloniously, did then and there shoot off and discharge, with intent *him* the said *Francis McNeague*

thereby then and there, feloniously and wilfully to kill, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT.

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

August Watter

of the Crime of Attempting to Discharge a *pistol* at another with Intent to Kill, committed as follows:

The said

August Watter

afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, the said

August Watter

with force and arms, in and upon the body of the said *Francis McNeague* in the peace of the said people then and there being, wilfully and feloniously did make an assault and to, at and against *him* the said *Francis McNeague* a certain *pistol* then and there loaded and charged with gunpowder and one leaden bullet, which the said

August Watter
in *his* right hand then and there had and held, the same being a deadly and dangerous weapon, wilfully and feloniously, did then and there attempt to discharge, with intent *him* the said *Francis McNeague*

Francis McNeague

thereby then and there, feloniously and wilfully to kill, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

THIRD COUNT.

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

August Walter
of the Crime of Shooting and Discharging off a *pistol* at another, without justifiable or excusable cause, with intent to injure such other, committed as follows:
The said *August Walter*

afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of the said *Francis McKeague* then and there being, wilfully and feloniously did make an assault and to, at and against *him* the said *Francis McKeague* a certain *pistol* then and there loaded and charged with gunpowder and one leaden bullet, which *pistol* the said in *his* right hand, then and there had and held, wilfully and feloniously, and without justifiable or excusable cause, did then and there shoot off and discharge, with intent, then and there, thereby *him* the said *Francis McKeague* wilfully and feloniously then and there to injure, 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.

FOURTH COUNT.

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

August Walter
of the Crime of Attempting to Shoot off and Discharge a *pistol* at another, without justifiable or excusable cause, with intent to injure such other, committed as follows:
The said *August Walter*

afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of the said *Francis McKeague* then and there being, wilfully and feloniously, did make an assault and to, at and against *him* the said *Francis McKeague* a certain *pistol* then and there loaded and charged with gunpowder and one leaden bullet, which *pistol* the said in *his* right hand, then and there had and held, wilfully and feloniously, and without justifiable or excusable cause, did then and there attempt to shoot off and discharge, with intent, then and there, thereby *him* the said *Francis McKeague* wilfully and feloniously then and there to injure, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.
John McKeown
District Attorney.

0518

1st

BAILED,

No. 1, by

Edy King

Residence

169 1st Ave Street

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

*Best friends of
Harris. needs
which are
on appearance for
a reasonable - by 3-
the Sheriff's hearing
with 2 days unless
Mr. 10/81 & 1/2*

Sec. 214, 219, 210 & 211.

Police Court - 4 District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

*Thomas McLaughlin
and
James J. Williams
vs
August Matter*

Offence *Helious Assault*

Dated *November 9* 1881

Ed. Mansell Magistrate

Mallory Clerk

Witnesses

No.

Street

No.

Street

No.

Street

James J. Williams

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 August Matter who has waived Examination - to be guilty thereof, I order that he be admitted to bail in the sum of Twenty Hundred Dollars and be committed to the Warden or Keeper of the City Prison until he give such bail.

Dated 9 Nov 1881 *Ed. Mansell* Police Justice.

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

Dated _____ 188 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

Ed. Mansell

0519

Police Court—Fourth District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

AMDAVI-A. & B.
REYNOLDS.

vs.

Dated

187

Magistrate.

S. Malloy / *28th* ^{Officer.}

Witness

Augustine W. Frohe.
114. East 14th St.

George Bauer

9th St. bet. 88 & 89 Sts

3800. to court

14th 2 P.M.

0520

Police Court—Fourth District.

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

Francis Mc Inague

of No. 8 Avenue 7, St.

on Tuesday the 9th being duly sworn, deposes and says that
in the year 1887 at the City of New York, in the County of New York, day of November.

and feloniously

he was violently ASSAULTED and BEATEN by August Watter,

now present, who threatened to hit
deponent, followed him in the
street with a pistol in his hand,
and aimed and discharged at
deponent, the contents of one chamber
of the revolver pistol which was
loaded with powder and lead

with the felonious intent to take the life of deponent, or to do him bodily harm; and without any
justification on the part of the said assailant :
Wherefore this deponent prays that the said assailant may be apprehended and bound to answer
for the above assault, &c., and be dealt with according to law.

Sworn before me, this 9 day
of November 1887

Francis Mc Inague
mark

Police Justice.

0521

Sec. 198-200.

DISTRICT POLICE COURT.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name ?

Answer.

August Walter

Question. How old are you ?

Answer.

30 years

Question. Where were you born ?

Answer.

Germany

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

Answer.

162 E. 72nd St. 1 1/2 years

Question. What is your business or profession ?

Answer.

Janitor

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
A. Walter

Taken before me, this 9th
day of Nov. 1888

P. C. M. ...
Police Justice.

0522

BOX:

61

FOLDER:

692

DESCRIPTION:

Walters, Louis

DATE:

02/20/82



692

0523

144

Day of Trial
Counsel,
Wm. H. Camp

1882

Filed *20* day of *July*

Pleads *Not guilty* *Chas. H. 14*

THE PEOPLE

vs.

Louis Walters

Louis Walters

James J. Moore
~~DAVID K. PHILLIPS,~~

District Attorney.

Violation of License Law.
Without License

A True Bill.
Wm. H. Camp

Foreman.

Wm. H. Camp

Jan 14/82

Wm. H. Camp
Pleads guilty

Wm. H. Camp
\$10

0524

Court of General Sessions of the ~~Justices~~ of
the City and County of New York.

THE PEOPLE OF THE STATE OF
NEW YORK,

Louis Walters against

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

Louis Walters

of the crime of *Selling Spirituous liquors*

Without a license

committed as follows:

The said

Louis Walters

late of the *Tenth* Ward of the City of New York, in the County of
New York, aforesaid, on the *twenty seventh* day of *January* in the year
of our Lord one thousand eight hundred and eighty *two*, at the Ward,
City and County aforesaid, certain strong and spirituous liquors, and certain wines, to
wit: one gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of
whisky, 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
~~jurors~~ aforesaid unknown, unlawfully did sell, in quantity less than five gallons at one
time, to *one a certain person to the Grand Jury*

Grand Jury

Aforesaid unknown

; without having a
license therefor, as required by law, contrary to the form of the statute in such case made
and provided, and against the peace and dignity of the People of the State of New York.

~~SECOND COUNT — And the Jurors aforesaid, upon their Oath aforesaid, do further
present: THAT the said~~

late of the Ward, City, and County aforesaid, then and there being a person duly
licensed according to law to sell spirituous liquors and wines on the day
and in the year aforesaid, at the Ward, City and County aforesaid, the same
being the first day of the week, commonly called and known as Sunday, with
force and arms, certain strong and spirituous liquors and certain wines, to wit: One
gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whisky, 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 jurors
aforesaid unknown, unlawfully did sell, as a beverage, to one

contrary to 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.

Bene McKeon

BENE MCKEON, District Attorney.

The People
vs
Lewis Walters

County of New York ss.

Lewis Walters being duly sworn says that this is the first time he was ever arrested for any offense. That he was employed as a clerk at 105 Bowery. That he was not the barkeeper at that place but a clerk. Simply that on the night that the liquor was sold as charged in this indictment defendant was put by his employer behind the bar to wait upon customers. That defendant supposed and believed that that his employer had a license to sell liquor and defendant believed that he was selling under a license duly granted when he sold this liquor for which he is indicted that defendant had no intent to violate the law and was not conscious that he was doing so

Sworn to before me

March 14th 1882.

Deputy Clerk

County of New York

Deputy Clerk

Lewis Walters

0526

Third District Police Court.

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

of the 10th Precinct Police James Flynn Street,

of the City of New York, being duly sworn, deposes and says, that on the 27

day of January 1892, at the City of New York, in the County of New York,

at No. 105 Broadway Street,
Lois Walters

did sell, or caused, suffered or permitted to be sold, or exposed for sale, under his direction or authority, strong or spirituous liquors or wines, to be drunk in his house or premises aforesaid, in quantities less than five gallons at a time, contrary to and ^{he was selling without license} in violation of the Excise Laws of the State of New York, entitled "An Act to Suppress Intemperance and to Regulate the Sale of Intoxicating Liquors," passed April 16, 1857.

Sworn to before me, this 28
day of January 1892

James Flynn

Wm. C. ...
POLICE JUSTICE

0527

See also 201, 210 & 212

Police Court - 3 District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

James Stewart
of 10 West Street
Louis Walters
1st Ward

Offence, Walt Eye. Hair
without License

Dated January 28 1882

Robert L. Stewart Magistrate.

Pyman 10 Officer.

Clark.

Witnesses

No. _____ Street, _____

No. _____ Street, _____

No. _____ Street, _____

BAILED,

No. 1, by James Stewart

Residence 10 West Street

No. 2, by _____

Residence _____ Street, _____

No. 3, by _____

Residence _____ Street, _____

No. 4, by _____

Residence _____ Street, _____

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 Louis Walters

guilty thereof, I order that he ^{shall answer this and be held to be} admitted to bail in the sum of one Hundred Dollars and be committed to the Warden or Keeper of the City Prison until he give such bail.

Dated January 28 1882

Robert L. Stewart Police Justice.

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

Dated January 28 1882

Robert L. Stewart Police Justice.

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

Dated _____ 188

_____ Police Justice.

0528

Sec. 198-200.

3

DISTRICT POLICE COURT.

CITY AND COUNTY }
OF NEW YORK, } ss.

Louis Walters

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. *Louis Walters*

Question. How old are you?

Answer. *22 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *135 Crosby Street, 3 months*

Question. What is your business or profession?

Answer. *Bartender*

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 saw Euphonia there, I don't know anything about license*

Taken before me, this *28*

day of *January* 188*2*

Louis Walters

Marcellus [Signature]
Police Justice.

0529

BOX:

61

FOLDER:

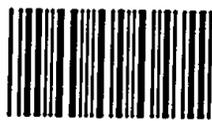
692

DESCRIPTION:

Ward, Edward

DATE:

02/09/82



692

0530

33
Cand.

Day of Trial *Edward Ward*
Counsel,
Filed 9 day of Feb 1882
Pleads Not Guilty (13)

THE PEOPLE
vs.
Edward Ward
Selling Lottery Tickets.

John M. Shea
DANIEL & ROLINS,
District Attorney.

A True Bill
John M. Shea
Foreman.
James J. O'Connell
Pen 60 days & fines
\$250 A / friend of the court

Witnesses:
Geo E. Brown

Let the fine be
reduced to \$100.
dated May 29 1882
Patric Manning
City Judge

0531

Court of General Sessions

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Edward Ward.

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

Edward Ward.

of the CRIME OF "Vending and Selling to another what are commonly known as and called Lottery Policies," committed as follows:

The said

Edward Ward

iate of the *thirteenth* Ward, in the City and County aforesaid,
on the *fifteenth* day of *November* in the year of our
Lord one thousand eight hundred and eighty *one* at the Ward, City and
County aforesaid, with force and arms, did unlawfully and knowingly vend, sell, barter,
furnish and supply, to *one*

James Brown

and did procure and cause to be procured for the said

James Brown

a certain paper, instrument, and writing, commonly called a lottery policy, which said
paper, instrument, and writing, commonly called a lottery policy, is as follows, that is
to say:

J 7

8 - 53 - 57 - J 15

(a more particular description of which said instrument and writing so commonly called a lottery policy, is to the Grand Jury aforesaid unknown, and cannot now be given).

0532

SECOND COUNT—

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

Edward Ward

of the CRIME OF "Vending and Selling to another what are commonly known as and called Lottery Policies," committed as follows:

The said

Edward Ward

late of the Ward, City and County aforesaid, afterwards, to wit: On the day and in the year aforesaid, and on divers other days and times between that day, and the day of the taking of this inquisition, was and yet is a common gambler; and that he the said

Edward Ward

on the day and in the year aforesaid, and on said other days and times between that day and the day of the taking of this inquisition, at the Ward, City and County aforesaid, with force and arms, at and in a certain room in a certain building, known as number

Six hundred Grand Street.

in said Ward, City and County, with force and arms, did unlawfully and knowingly vend, sell, barter, furnish and supply to divers persons (whose names are to the jurors aforesaid unknown and cannot now be given), and did procure, and caused to be procured, for the said divers persons (whose names are to the jurors aforesaid unknown), certain instruments and writings, commonly known as and called lottery policies (a more particular description of which is to the Grand Jury aforesaid unknown and cannot now be given).

THIRD COUNT—

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

Edward Ward

of the CRIME OF "Vending and Selling to another what are commonly known as and called Lottery Policies," committed as follows:

The said

Edward Ward

late of the Ward, City and County aforesaid, on the day and in the year aforesaid, and on divers other days, was and yet is a common gambler:

And that he the said

Edward Ward

afterwards on the day and in the year aforesaid, at the Ward, City and County aforesaid, with force and arms, at and in a certain room in a certain building, known as number

Six hundred Grand Street.

in said Ward, City and County, with force and arms, did unlawfully and knowingly vend, sell, barter, furnish and supply to one

James Brown

and did procure and cause to be procured for the said

James Brown

a certain instrument and writing, commonly known as and called a lottery policy, which said instrument and writing commonly called a lottery policy, is as follows, that is to say:

W T 8-53-57 L 15-

(a more particular description of which said instrument and writing so commonly called a lottery policy, is to the Grand Jury aforesaid unknown, and cannot now be given).

0533

FOURTH COUNT—

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

Edward Ward

of the CRIME OF "Keeping and knowingly permitting a room to be used and occupied for gambling," committed as follows:

The said

Edward Ward

late of the Ward, City and County aforesaid, afterwards, to wit: On the day and in the year aforesaid, and on divers other days and times between that day and the day of the taking of this inquisition, at the Ward, City and County aforesaid, with force and arms, feloniously and unlawfully did keep a certain room in a certain building known as number

Six Hundred Grand Street.

in said Ward, City and County, to be used and occupied for gambling, and did knowingly permit the said room to be used and occupied for gambling.

FIFTH COUNT—

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

Edward Ward

of the CRIME OF "Keeping and knowingly permitting a room to be used and occupied for gambling," committed as follows:

The said

Edward Ward

late of the Ward, City and County aforesaid, afterwards to wit: on the day and in the year aforesaid, and on divers other days and times between that day and the day of the taking of this inquisition, at the Ward, City and County aforesaid, with force and arms, feloniously and unlawfully did keep a certain room in a certain building, known as number

Six Hundred Grand Street.

in said Ward, City and County, to be used and occupied for gambling, and did knowingly permit the said room to be used and occupied for gambling, to wit, for selling and vending and disposing of certain instruments and writings, commonly known as and called lottery policies (a more particular description whereof is to the Grand Jury aforesaid unknown, and cannot now be given).

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

John W. Keon
~~DANIEL G. ROLLINS,~~

District Attorney.

0535

Sec. 151.

Police Court 3^d 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 James Brown

of No. 173 Mulberry Street, that on the 5th day of November

1881 at the City of New York, in the County of New York, A man whose name is unknown to said complainant, a man about 5 feet 7 inches black hair and heavy black mustache and who can be found at 72nd Grand Street.

did unlawfully sell and send to said complainant for the sum of fifteen cents a certain instrument, document, writing or slip of paper commonly called a Lottery Policy and which purports to be an insurance or chance, in the drawing, or drawn numbers, in a lottery, game or device of chance known as the "Envelope Game".

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 each and every of you, to apprehend the said Defendant and bring him forthwith before me, at the 3^d 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 November 1881.

John A. Warner POLICE JUSTICE.

POLICE COURT. 3^d DISTRICT.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

James Brown

William Strand

Warrant-General.

Dated 7th day of November 1881.

John A. Warner Magistrate

William Strand Officer

The Defendant

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

John A. Warner Officer
5th Ave. 100th St.
Dated November 9th 1881.

This Warrant may be executed on Sunday or at night.

..... Police Justice.

REMARKS.

Time of Arrest,

Admiral Strand

Name of W. S.

Age 35 1/2 years

Residence 188th 5th Ave. Borough

Sex

Complexion,

Color

Profession,

Married

Single,

Read,

Write,

0536

3^d District Police Court.

The People vs.
on the Complaint of
James Brown

Violation of the
Lottery Law.

A man whose name is unknown to the complainant
about 5 feet 7 high, with black hair and very heavy black
moustache and who can be found at N^o. 600 Grand Street

Edward Ward
City and County
of New York

vs. -

James Brown
being duly sworn and examined deposes
and says, I am 23 years of age,
reside at N^o. 173 Mulberry Street, and
am by occupation a cleaner at the 14th
Police Precinct Station House. I
further say that on the 5th day of
November 1881, at the City and County
of New York, and at premises N^o. 600
Grand Street, the said unknown man
did, unlawfully sell and vend to me
for the sum of Fifteen Cents that
certain instrument document, writing
or slip of paper ^{hereto attached,} the same being
what is commonly called a Lottery
Policy and which purports to be an
insurance or chance in the drawing
or drawn numbers in a lottery,
game or device of chance known

0537

as the "Envelope Game". Therefore
I pray that the said man may be apprehended
and dealt with as the law directs.

Moved before me this
7th day of November 1881 { James J. Dixon
J. J. Dixon
Police Justice.

The defendant waives further
examination Nov. 9th 1881.

J. J. Dixon Police Justice

0538

BOX:

61

FOLDER:

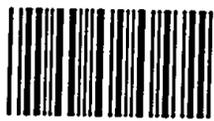
692

DESCRIPTION:

Weise, Mary

DATE:

02/27/82



692

0539

BOX:

61

FOLDER:

692

DESCRIPTION:

Gurke, Herman

DATE:

02/27/82



692

0540

20th 13
Filed March 27 day of Feb 1882
Plends *Chaturvedi (20)*

THE PEOPLE vs. *Mary Alice P*
Norman Guinckel
N. D. S. P. 3. 11. 1120
Jan 27/84 memo in Lt.
filed Dec 27 1884

Obtaining Goods by False Pretences

~~DEPARTMENT OF JUSTICE~~
~~U. S. DISTRICT COURT~~
~~FOR THE DISTRICT OF COLUMBIA~~

John M. Sloan
District Attorney.

A True Bill.

W. H. Keegan

March 20/82 Foreman

W. H. Keegan
Discharged by Court

0541

Court of General Sessions of the ~~Justices~~ of
the City and County of New York.

THE PEOPLE OF THE STATE OF
NEW YORK,

Mary Wise ^{against} *Herman Gurke*

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

Mary Wise and Herman Gurke

of the crime of *Obtaining Goods by False Pretences*

committed as follows:

The said

Mary Wise and Herman Gurke

late of the First Ward of the City of New York, in the County of New York, aforesaid
on the *twentythird* day of *September* in the year of our Lord
one thousand eight hundred and ~~eighty~~ *eighty one*, at the Ward, City and County
aforesaid, with force and arms, on' the day and year last aforesaid, with intent feloni-
ously to cheat and defraud one *Timothy Leeds Waters*

did then and there feloniously, unlawfully, knowingly, and designedly, falsely pretend
and represent to the said *Timothy Leeds Waters*, that a certain
promissory note, for the payment of money which they
then and there exhibited to, and delivered to, the said
Timothy Leeds Waters, and which said promissory note is
as follows; That is to say, *New York: September 18th 1881*
Three months after date, I promise to pay to the
order of Myself. One hundred and sixty five Dollars
at two hundred and ninety third Street New York Value received,
Herman Gurke, and which said promissory note
then and there bore the indorsement of the said
Herman Gurke, and of one *Adolph Weise*, was a
good and valuable security, for which full
consideration had been given, and that he the said
Herman Gurke, was the maker thereof, and that
the same was ~~valuable~~ commercial paper, and
of the value of one hundred and sixty five dollars,
that the said *Herman Gurke* was a very rich man,
and that he was by trade a builder, and then engaged
in building houses in west sixteenth Street near ninth
avenue, in said city; and that certain buildings then
in process of erection, which they the said *Mary Wise*
and *Herman Gurke*, then pointed out ^{and} exhibited to the
said *Timothy Leeds Waters*, and which ~~were~~ ^{were} situated in
west ~~sixteenth~~ *sixteenth* Street near ninth avenue in said city
were then and there the property of the said *Herman*
Gurke; and were worth the sum of forty thousand
dollars

And the said *Timothy Lueds Waters*

then and there believing the said false pretences and representations
so made as aforesaid by the said *Mary Weis and Herman Gurke*

and being deceived thereby, was induced, by reason of the false pretences and representations so made as aforesaid, to deliver, and did then and there deliver to the said *Mary Weis and Herman Gurke one piano of the value of one hundred and sixty five dollars*

of the proper moneys, valuable things, goods, chattels, personal property and effects
of the said *Timothy Lueds Waters*
and the said *Mary Weis and Herman Gurke* did then
and there designedly receive and obtain the said *one piano of the value of one hundred and sixty five dollars*

of the said *Timothy Lueds Waters*

of the proper moneys, valuable things, goods, chattels, personal property and effects
of the said *Timothy Lueds Waters*

by means
of the false pretences and representations aforesaid, and with intent feloniously to cheat
and defraud the said *Timothy Lueds Waters*

of the same.

And Whereas, in truth and in fact, the said promissory note for the payment of money was not a good and valuable security, for which full consideration had been paid and was not valuable commercial paper, and was not of the value of one hundred and sixty five dollars

Whereas, in truth and in fact, the said Herman Gierke was not a very rich man and was not by trade a builder, and was not then engaged in building houses in West Sixteenth Street near Ninth Avenue

Whereas in truth and in fact the said houses so pointed out and exhibited to the said Timothy Leeds Waters were not then and there the property of the said Herman Gierke

And Whereas, in truth and in fact, the pretences and representations so made as aforesaid, by the said Mary Weis and Herman Gierke to the said Timothy Leeds Waters was and were in all respects utterly false and untrue, to wit, on the day and year last aforesaid, at the Ward, City, and County aforesaid.

And Whereas, in fact and in truth the said Mary Weis and Herman Gierke well knew the said pretences and representations so by them made as aforesaid to the said Timothy Leeds Waters to be utterly false and untrue at the time of making the same.

And so the ^{Grand}Jury aforesaid, upon their oath aforesaid, do say, that the said Mary Weis and Herman Gierke by means of the false pretences and representations aforesaid, on the day and year last aforesaid, at the Ward, City and County aforesaid, feloniously, unlawfully, falsely, knowingly and designedly, did receive and obtain from the said Timothy Leeds Waters one piano of the value of one hundred and sixty five dollars

of the proper moneys, valuable things, goods, chattels, personal property, and effects of the said Timothy Leeds Waters

with intent feloniously to cheat and defraud him of the same, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

~~John M. Keon~~
John M. Keon
District Attorney.

0544

→ J. L. WATERS, Jr ←

MANUFACTURER AND DEALER IN

PIANOS & ORGANS,

Office and Warerooms,

No. 14 E. 14th STREET,

Bet. Broadway & Fifth Ave.,

NEW YORK.

Pianos and Organs Rented and Sold on small Monthly Payments.
Tuning and Repairing, a Specialty. Open Evenings.

0545

Stamp.



165. ⁰⁰/₁₀₀ New York September 18th 1881

Three months after date I promise to pay to
the order of Myself

One hundred and sixty five Dollars

at 290, 3rd Street New York

Value received.

Herman Guertel

Die Dec 21

0546

Herrman Gierke

Adolph Weiss

304 Henry St. N. Y. City

J. Leeds Mott

28 1/4

16 1/2 9-10 Am

0547

3^d District
Police Court.

The people ^{and}
J. J. Waters
Complainants
agst
Mary Davis ^{and}
Thomas George
Depts

Before Hon
M. Otterberg
Justice
Feb 2^d 1882.

Transcript Stenographer.
- notes -

L. C. Seltman
Stenographer
346 Broadway
N.Y. City

0548

3^d District
Police Court.

The people ^{and}
J. J. Waters
Complainants
vs
Mary Davis ^{and}
Thomas George
Depts

Before Hon
M. Otterburg
Justice
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Transcript Stenographer.
— notes —

L. C. Seltman
Stenographer
346 Broadway
N. Y. City

3rd District
Police Court.

The people and
P. D. Waters
Complainants
vs.
Mary Weiss and
Herman Gurke
Defendants.

Before Hon
Marcus Otterberg
Justice
February 3rd 1889.

Direct Examination of Mary
Weiss; defendant continued.

Q Mrs Weiss have you at any
other time gone by the name
other than that of Weiss?

A Yes sir.

Q What?

A My maiden name.

Q What was it?

A Friebauer Kappf.

Q Mrs Weiss have you at any
time seen Mr Gurke?

A I was in his house once.

Q What occurred then?

A I told him he had to give
me some money; so that I
could buy a machine, so
that I could make a living

Q what did he say to that?
 a He gave me the answer he
 had no money; until he build
 the house, But he will go to
 the man with me and he
 will give me a machine

By the Court

Q That was about a sewing
 machine?

a Yes

Direct Examination

Q was anything else said by Mr
 Gynke? Had you had any
 conversation with him in
 reference to a piano?

a No

Q nothing whatever?

a No

Q and that was the only time
 you seen Mr Gynke?

a I seen him once in the house
 about money.

By the Court.

Q Now say yes or no! that that
 was the only time you had
 seen Mr Gynke?

a No

Direct

0551

Q when did you see him the next time?

A By the front.

Q How many times have you seen him?

A perhaps two or three times:

Q Was there anything said between you and Mr Gunkle at any time about a piano?

A No sir.

Q Mrs. Weiss you say you have seen Mr Gunkle three times only?

A Yes sir! the only time I can recollect I saw him!

Q did you have any conversation with Mr Gunkle, about a piano; what other conversation did you have with Mr Gunkle?

A I went there and he had the money; I demanded the money.

Q what money?

A The money that he owes my husband.

Q How much money did he owe if any to your husband?

A That I don't know.

Q what did you say to him when

0552

you asked him for the money?
a I said to him Mr Gunke my
husband needs the money.

Q what did he say
a He said he had nothing at
the time, and he could not
procure any until he was
through with his building.

Q Did he give you anything
else but money?

a No sir

Q How many gave you anything?

a No sir

Q Now this note of One hundred
& sixty five dollars (\$165⁰⁰/₁₀₀)
in which you gave to Mr Waters
was that the only note
which you ever gave out signed
by Mr Gunke?

a I don't know

Q How do you know how many notes
you gave out that, were signed
by Mr Gunke?

a I think it was four (4)

Q Did you say in your direct
examination that your hus-
band received those notes for
commissions for property

0553

which he has sold?

A Yes I said so

Q How much?

A That I don't know.

Q Do you know whether you gave this note (showing with a note for one hundred and fifty-dollars (\$150) and signed by you to anybody?

A Yes

Q Did you give the note to Mr August Knousberg for some sewing machines?

A Yes

Q How many machines did you buy for that note of one hundred and fifty dollars (\$150)?

A Two (2)

Q Did those machines cost (\$150) dollars?

A No

Q How much did they cost?

A One cost thirty dollars \$30⁰⁰ and the other cost thirty five dollars (\$35⁰⁰) they were second hand machines

Q What did you pay for; for the balance of the note?

A That was the reason he gave

0554

me the note I needed money
and I went to Mr. Gunne and
he informed me, that he
knew the man and that I
should go to him and give
him the note and he should
deduct Ten dollars, and get
the balance of the money
for Mr. Gunne.

Q Do you know this note of One
hundred & sixty five dollars
that you gave and to John
& Co. ? (Showing witness a note)
Answer

Q And you got a piano for the
note of One hundred & sixty
five dollars didn't you ?

A That I cannot say the amount
is in the receipt

Q Did you get any money be-
sides the piano from Mr. John
& Company ?

Answer

Q Not five dollars ?

A No sir

Q Nothing at all ?

A I cannot remember

Q You got no money back from

0555

Shiner & company?

a No sir

Q Did you give out another note of Twenty eight Dollars \$28.00 for same furniture?

a No sir I don't remember.

Q Have you bought any property at any time either in your maiden name or in the name of Weiss?

a My maiden name I gave away.

Q What name?

a Either Zui Bauer or Zui Bauer Kappf.

Q Now what goods were they that you bought under the name of Kappf?

a Furniture.

Q What kind of furniture?

a Bed stuff and Sarge.

Q Did you pay for that furniture at all?

a I believe I paid them up to the amount of Twenty eight dollars (\$28.00/00)

Q I mean the furniture you bought under the name of Kappf?

a Yes sir

0556

Q Did you give a note for that
furniture you bought under
the name of Kapf?

A I dont know.

Q You bought it?

A Yes.

Q Was there a mortgage on
that furniture? - on that pro-
perty?

A Yes.

Q Was there not a mortgage
on that property?

A Yes I think so.

Q For how much?

A I dont know I cannot tell
you?

Q You said you paid it?

A Not all.

Q You paid up to twenty eight
dollars!

A Yes.

Q You say there is a balance?

A I have got the book home where
there is every thing in it?

Q Was there any mortgage on
that furniture?

A I signed some thing; but I
dont know what I signed

0557

5

Q signed a blank piece of paper
Q what became of that mortgage
A I have not got it.

Q what became of the paper?
A I still have the paper.

Q where?

A when I went away from
home it was there?

Q where in Brooklyn?
A No in Jersey.

Q where did you live when
you bought this property?
A In New York.

Q where?

A Water Street.

Q what number?

A I cannot tell you.

Q How long had you lived in
Water Street?

A I cannot tell you.

Q you cannot remember?
A No.

Q about how long?

A perhaps two months.

Q Do you know in what year you
lived in Water Street?

A about a year ago?

Q In 1881?

A Yes.

0558

Q where did you move to when you moved from Water Street?
A To Delancey St.

Q How long did you live in Delancey Street?

A Two months.

Q where did you move to when you moved from Delancey Street?

A To Broome Street.

Q and how long did you live in Broome Street?

A From one and a half to two months.

Q and where did you move to when you moved from Broome Street?

A To Henry Street.

Q when did you move to Henry Street?

A I dont remember

Q about what month was it you moved to Henry Street?

A I think in August.

Q and how long did you live in Henry Street?

A about 2 months.

Q and where did you move to

from Henry Street?

a To Williamsburg Brooklyn.
Q and how long did you
live there?

a half a month.

Q and from Williamsburg you
moved to where?

a To Jersey.

Q That's where you live now?
a Yes sir

Q and you bought this property
on which you owe twenty
eight dollars about a year
ago? is it that?

a No sir I cannot say exactly
I have a book home, when
I paid the last time. It was
a year ago; I believe it was
in September I paid the last
money.

Q when did you buy it?

a It's longer than a year.

Q How long?

a I cannot recollect exactly
now.

Q you know exactly when you
moved over to Jersey don't you?

a Yes sir

Q How do you know it so exact

a Because I had a disease.
 Q Do you know the time, the day or the month?

a In November

Q Do you know when in November?

a I cannot say exactly to the best of my recollection it was in November.

Q Did you give this note of twenty eight dollars for the furniture (showing witness the note) answer

Q Is that the name you signed
 Zimmerman Kopf. (showing witness note marked E a")

answer

Q Do you know whether this is your husband's name (showing witness name on note)

answer

Q Is that his name?

a I think so.

Q That is his real name is it.
 Adolph Weiss?

answer

Q Does he sign in any other way any different name?

7

a I dont know

Q Now you know whether your husband signed either of these notes (showing witness)

a I dont know

Q What is your husbands name?

a My husbands name is Adolph Henry Meiss.

Q Did you get the property from Mr Bogert?

a Yes sir

Q Did you receive the property yourself?

a Yes sir I think I was lone.

Q You selected it did you?

a Yes sir

Q Did you send Mr Bogert notice that you were going to move to Jersey?

a I dont know. my husband settled it with him what we owed him.

Q What did you do with the sewing machines?

a I made leather work on them

Q Have you got those sewing machines now?

0562

Answer: the work stopped.

Q what became of the sewing machines?

A I gave them away because they were not worth anything any more?

Q did you sell them?

A yes I sold the machines

Q when did you sell them?

A about fourteen days ago.

Q I sold them because they were not worth anything

Q what did you do with the pairs that you bought from Kohner & company?

A I sold it.

Q and to whom did you sell it?

A I don't know.

Q you sold a pair and don't know to who you sold it. Is that what you want me to understand?

A I didn't sell it my husband sold it.

Q and you say you don't know to whom you sold the sewing machines?

0563

awadi

I dont you sell them?

A nashi my husband said them
my husband said the sewing
machines and I dont know
to whom he said them.

I and what did you need
the money for that you got
from Mr Gumbert? what
did you need the money
for?

A For leather work.

I what do you mean?

A To buy leather with to make
belts with it.

I and did you make belts?

ayessii

I for whom did you make them
A my husband had them sold
he had a man who said
them for him.

I what is that mans name if
you know?

A I dont know his name my
husband knows him.

I you say you do not know
how much money your hus-
band was entitled to for
commissions?

0564

Amsui

Q Rebeck

Q Mrs Weiss I ask you did you not live separate from your husband?

A Yes

I wasn't this the reason, that you went under your maiden name Kapp so that your husband should not know where you were living! isn't that the reason?

A Yes

Q and for no other reason?

Amsui

Q Mrs Weiss why did you sell the piano and the sewing machines at this time! what was your reasons and why did you sell them?

A I needed money and I sold them.

By the Court.

Q did you give this note (showing witness a note) to Mr Greenberg for the furniture of twenty eight dollars (\$28.00)

Amsui my husband gave it

9

I How do you know your husband gave it?

a Because I know his signature.

I Did your husband tell you he wanted give a note?

a He told me he wanted settle it with the man.

Reverend

I was never how long did you live separate from your husband?

a As long as I lived in Truter Street I lived separate from my husband.

Maria Wolf.

I swore to before me
~~the day of the marriage~~

Maximilian Wolf

Public Justice.

Benjamin Wallace being called
 on behalf of the defendant
 being duly sworn deposes ^{and says}
 Direct Examination

Q Mr Wallace do you know Mr
 Lynne? — Herman Lynne?
 A Yes Sir I do.

Q Did you sell at any time
 some plots of ground to him
 and if so when and where?
 A I made a contract to sell
 to him a builders contract.

Q You sold it to him by con-
 tract?

A Yes Sir but he got no title
 to it.

Q Where were these plots of
 ground located?

A In west 16th Street near the
 10th Avenue.

Q Did Mr Lynne commence
 building on it?
 A Yes Sir

By the Court.

Q Mr Wallace did you ever
 pay any commissions to Mr

0567

107

Q. Gunne ?

A. Did not. I did not pay the
gunne but I paid this gen-
tlemen (meaning Mr. Keet.)
and nobody else but him?
Q. You paid nobody else but
him ?

A. No sir

Q. How much did you pay ?
A. \$230 ⁰²/₁₀₀ Dollars

Sworn to before me
This day of Feby 1882

Police Justice.

Rudolph Slecht. called by
 defendant being duly sworn
 testifies as follows.

Overt Examination

Q where do you reside Mr Slecht?
 a 304 Bannery.

Q and what is your business?
 a Real estate.

Q you are a broker in Real es-
 tate?

a yes sir

Q you know Mr Lynde?

a yes sir

Q and you know Mr Weiss?

a yes sir

Q did you make any business
 with Mr Lynde in connection
 with Mr Weiss and if so state
 what?

a yes sir

Q what was it?

a

I sold one day in
 the month of July!
 Mr Weiss came to me
 and said there was
 a plot of ground in
 west sixteenth Street

and he was in connection with it and he wanted to buy it and he could not agree with him on the price of it and he said if I can get a customer I should bring him to Mr Wallace he is the owner of the ground; and one day I met Mr Gunne; and I spoke to him about it. And one day I brought him up and showed him the property and he was satisfied with it; and I brought him together with Mr Wallace and Mr Weiss told me if he made a business together with Mr Gunne and with Mr Wallace that we would make some thing extra by it. Mr Weiss said he

0570

was going to build
with him so he told
me, and that Mr. Jones
and Mr. Wallace agreed
together and Mr. Wal-
lace paid me the
commission amount-
ing to Two Hundred
and thirty two ^{50/100} dollars
(\$232 ^{50/100}) and which
commission I divi-
ded with Mr. Jones
and after that oc-
curred Mr. Jones agreed
to pay a bonus or
gratification if we
could find any-
body who would
lend money on a
building loan and
for that he promised
to pay us Two thou-
sand dollars in cash
and we run time
and time again
and we could not
get any one, and
so he gave us his

notes.

Q Did he give you his notes?

A Yes.

Q What was the denomination?

A One was for One hundred and seventy five dollars (\$175⁰⁰) and one was for Three hundred dollars (\$300⁰⁰) and one was for One hundred and fifty dollars (\$150).

Q And do you know of any other knowledge if these were the notes that were produced here? — you have heard the different testimony regarding the notes, that you have seen produced here?

A Yes.

Q Is this one of the notes that Mr. Gunne made out in lieu of this gratification?

A That I cannot say I was only present when I got my notes.

Q Do you know of any other knowledge that Mr. Gunne gave for Mr. Meis notes for One thousand and dollars?

and know he gave him notes
but what the amount was
I don't know. I know once he
gave him a one thousand
dollar note and he gave it
back to him.

Cross Examination

Q Did you see him give these
notes?

A Yes

Q How do you know that he gave
him the notes?

A I seen him give notes
twice to my friends

Q and the amounts were what
a one was four hundred dollars
and the other one thousand
and dollars.

Q Those you say you say?
A Yes

Q One for one thousand dollars
and the other for four hundred
dollars?

A Yes

Q You say him give them to him
yourself?

A Yes

Q They were given in your presence ?

A I am in the possession of Mr. Trevis two notes one to the amount of One thousand and dollars and the other to the amount of Four hundred dollars.

Q Those two notes you own in his possession ?

Q What are you do with your notes ?

A I ^{took} deposited two notes and one I gave away.

Q How much was that one you gave away ?

A One hundred and seventy five dollars (\$175.00)

Q You gave one away of One hundred and seventy five dollars ?

Q And to whom did you give it if you recollect ?

A I don't know exactly I gave it away down town.

Q Was it paid ?

A I don't know it not due yet.

Q All you got then was for your

0574

comparison of Bourn that was
promised to you was one
note of four hundred dollars
apiece, and I had one of
one hundred and seventy
five, and one of one hun-
dred and fifty and one of
three hundred.

I and you were to receive
one thousand and 7
apiece, but I didn't get
any more at the time.

How did you come to hear
up those two notes?

a I heard that Mr. Gunne was
in a swindling affair a
swindling business with the
Styans Bros and I didn't want
to have anything to do with it
and I let it go!

I don't know whether this is
is Mr. Gunne's signature
(Shawmy letters)
apiece I believe that is his
signature

2 It was Mr. Weiss who came
to you and told you Mr.
Gunne wanted to buy this property

Amadi

Q How is it?

A Mr Davis came and told me that those four lots are to be bought, and that Mr Wallace wanted to see them and he was out seeing Mr Wallace and he had a biller with him who wanted to buy the lots and he at that time could not agree with Mr Wallace and therefore he told me I should try and bring a customer for it.

Q It was Mr Davis who brought you in contact with Mr Lyman?

Amadi

Q How did Mr Lyman come to be brought in?

A I met Mr Lyman at a place in Jones street at the time I did you know Mr Lyman before?

A I knew him four or five months before.

Q who introduced you to Mr Lyman?

Q I got acquainted with Mr Gussie
down town.

Q Where?

A In Pearl Street

Q Where in Pearl Street?

A At the place of Mr Sawyer

Q Was Mr Weiss there when
you saw him?

A Yes he was there at the
time

Q Was it not Mr Weiss who
introduced you to Mr Gussie?

A Not as far as I recollect I
know him for 4 or 5 months
already.

Q Who commenced to speak
of the transaction in West
16th Street?

A Mr Weiss told me about the
lots, before I met Gussie. And
I met Gussie and I made him
an offer to buy those lots.

Q How did you come to make
the offer to Gussie?

A Because I heard before
that Gussie was building
houses and that he was
a builder

151

Q Was it not Mr Meiss who told you Mr Gunne was a builder
 A Yes maybe he told me
 and a good many others told me.

Q I want to know whether this business was done with the Mr Gunne by the assistance of Mr Meiss?

A Yes everybody knew I gave him one half of the commissions

Q How did you meet down there at Paris on that day! were you talking over the matter.

A Not at the time I met Gunne
 I was with Mr Meiss together in that place?

A I met Gunne alone.

Q I want to know if Meiss was not there also? and you said maybe; how was he there or not?

A That I cannot tell.

Q Now when you went to ask your money from Mr Gunne did Mr Meiss go with you?

A Not at that time! Some

0578

times he went with me and
sometimes he went alone
I know after did you have to
go to Mr Gunne to get your
note ?

A about 15 times

I and when did Mr Meris show
you the four hundred dollar
note and the one thousand
dollar note ?

A few months ago.

I Do it true or not that all the Bonus
that was promised to you was
a thousand dollars each ?

A yes sir

I and both you and Meris were
present when this promise
was made ?

A yes sir

I you and Meris were present
when Gunne offered to give
you two thousand dollars
as a bonus for the transac-
tion you had made ?

A yes sir

I did you ever see this note
of One hundred and sixty
five dollars which bears

the endorsement of Mr
Guske in Mr Meris' possession
Answer

Q There is another note date
September 18th 1881. of One
hundred and sixty five dollars
which has Mr Guske's endorse-
ment and have you ever
seen that in the possession
of Mr Meris?

Answer

Q There is another note of
One hundred and fifty-
dollars dated August 18th
1881, did you ever see that
in the possession of Mr
Meris?

A That I cannot recollect.

Q You know Guske's handwri-
ting?

Answer

Q Do that his handwriting?

Answer

Q You say you didn't see any
of the notes in his posses-
sion?

Answer

Q You didn't see any of the notes
which were told you he

0580

had received as a portion of the Bonus promised except the four hundred dollars.

Q. Meiss told me he could not count out so much with the large note, and he gave that one back and took smaller notes, and I didn't see them.

Q. It never struck you as being true that Meiss would have received a larger Bonus than you, if he had four-hundred dollars? Did it ever attract your attention did you ever think anything about it?

A. No sir I thought he would take another note of a thousand dollars, only in small ones.

Q. He was to receive as much as you did?

A. Yes sir

Q. Did you know that Mr. Meiss moved away from this city?

A. No sir

Q. That was the only transaction

171

want it that you had with
Mr Merris?

Q I had couple of other trans-
actions with him years
and years ago;

I saw many years ago.
a about 15 years ago.

~~known before me~~
Mercur Overburg ^{Rudolph Hilt,}
~~presently~~
Mr Wallace. Doalord.

Q How did your speculation
turn out. did you get your
money?

a Yes I didn't get my money
for the work there is an it yet
Lantz Exam of. Rudolph Hilt.

Q Do you know where Mr Gunke is
a In Aug Aug I believe

Q and was that note paid?

a That I don't know it will
due yet.

(sworn to before me
this day of Febry 1882)

John F. ...

Joseph Meis saw after the defendant called my defendant being duly sworn deposes & says.
Subst Exa.

Q How old are you ?

A 14 years

Q were you present when your mother went to Mr Waters and purchased a pair of

aprons

Q How many times did you go there ?

A Only once.

Q Was there any mortgage signed and drawn up by Mr Waters at the time ?

A My mother went there with me and she took me along to tell them she didn't want it in that way; and she gave him the papers back.

Q What papers was it! - what did they call the paper anyway know what it was ?

A It was a mortgage and then Mr Waters said I always found the Germans true and I will tear this up and it will be

181

all night and that's all he said
By the way.

I know you know that this
was a mortgage! - because
the counsel told you?

A yes because my mother
said so,

I why didn't you answer that
to the counsel when he asked
you the question if this
was a mortgage! Do you
know what a mortgage is?

A as much as I know from
it. if you buy something and
don't pay they have some
thing as security

I all that you know about it
is if you buy something and
don't pay for it. they have
security on it?

A yes sir

I do you know whether this
is a mortgage?

A yes sir

I what is this mortgage on?
A furniture.

I do you know whether you got
that furniture in the house?

A yes sir we got furniture

0584

Do not know of its the same.

Do you know when your
mother was arrested?

Ayes

Do you know why?

Another I do not.

Do you go to school?

Ayes

What school do you go to?

A Between North and Millberry.

You are 14 years of age?

Ayes

Have you ever been in any business?

Ayes

Where?

A Lord and Governor Jemely cases.
Defendant etc.

Sworn to before me
this day of February 1882

- of William Guinevan being called by the people deposes & says.
- Q How Guinevan where does he reside?
- A 688 8th Avenue.
- Q What is your business?
- A Furniture business.
- Q Do you know the defendants Mrs. Morris?
- A Yes.
- Q Have you ever had any business relations with her?
- A I had some business transactions with her I sold her furniture.
- Q What amount?
- A Two hundred dollars.
- Q Did she buy it herself?
- A Through the Bay.
- Q How did she pay you?
- A We got a note. promissory note.
- Q Have you got that note here?
- A No, it has not come back yet?
- Q Was the property sold absolutely or was it an contingent on the back of the note; was any mortgage given?
- A It was in this condition that we took a mortgage on the

0586

the note to secure it in case
the note was not good.

I said the note is not due yet?

A It was due on the 29th I don't
know where it is it will come
back after three days
grace. it was due on the
29th of January it is now
overdue.

I said you gave it for collec-
tion?

A No we paid it out

I said you don't know if it
is paid or not?

A I don't know I guess. there is
3 endorser on it. and they
are hunting it up.

I said you know its not
paid?

A Yes

I said have you got a mort-
gage on the property?

A I have a mortgage to secure
the note

I said do you know where the
property is?

A Yes

I where

20
 a 688 8th avenue.

Q In your place?

A Yes sir.

Q How did you get the property back?

A We took it away from them in Jersey city.

Q And then it was removed from here?

A It was removed from here to Wausburg and then to Jersey city.

Q Were you notified that Mrs. Trevis removed from Wausburg to Jersey city?

A No sir we were not.
 Cross Examination

Q Will you swear that you never received a notice either verbal or by notice that they were going to move from Wausburg to Jersey city?

A We didn't receive any notice.

Q When you were up there did they give up the property willingly?

A We had one half out and we went back to look for more goods and then we saw

Mrs Meiss and he said he was glad to rid of them; we have all our goods except some articles;

Re answer

Q Can you remember by whom the note was signed?

A By Henry L. ... I know the writing it's a peculiar writing

Re answer

Q Can you positively swear that the note is not paid?

A No sir

Re answer

Q Can you give the names of the latter endorser?

A The firm of Roow & Hillman and they gave it to some other firm

Q And the note was made payable to the order of Mrs Meiss?

A Yes sir

Q And was Mrs Meiss's endorsement on it?

A Not the first time, I told her she would have to endorse it.

0589

41

And did she endorse to her
self?

Ayessii

In your presence?

Ayessii; William Guinivan

Sworn to before me
This 2 day of February 1882
Moses W. Beer
Pat. Justice

William Becker being duly sworn deposes and says:
 Direct Examination
 Q You are in the employ of Shuman & Co?

A Yes sir

Q And where do you reside?
 A 88 East 8th Street

Q This note (showing witness note) of One hundred and sixty five dollars, and signed by Herman Gunkel and endorsed by Gunkel and subsequently by Adolph Meiss, - has that ever been in your possession?

A Yes sir

Q It is dated September 25th 1881?

A Yes sir

Q Do you know to whom it was given and what for it was given?

A Yes sir

Q What was it given for?

A For a pair

Q By whom?

A By Mrs Meiss

Q The defendant here present?

0591

22

a Deamond smear, It was told
to me it was given by
Mrs Meiss

2 you have not seen her?
a no sir not personally.

2 This note has never been paid
has it?

a no sir it has not

2 Do you know under what con-
ditions it was sold?

a as far as I know it was sold
for each of one hundred and
sixty five dollars.

2 you were not present?

a no sir x Mrs Richter

Sworn to before me.
This 21 day of February 1882
Mareen O. Baer
Richter

August Krausberg, being duly sworn deposes and says.

Direct

Q Now Krausberg where do you reside?

A 59 Avenue A.

Q Do you know the prisoner here?

Mrs Weiss?

Answer:

Q What was the amount of your note?

A \$150.00 dollars.

Q Do you recognize this note here (showing witness a note)?

Answer:

Q The note of One hundred and fifty dollars dated August 18th 1881. did you ever have possession of that note.

Answer:

Q And Mrs Weiss gave it to you?

Answer:

Q What did she give it to you for?

A For a machine. two machines and flat irons and the other money I gave her in cash

Q How much in cash?

A Sixty six $25/100$. Dollars.

Q You paid her that in cash?
A Yes sir

Q Did she tell you she knew
Mr. Gunne who signed this
note?

A Yes sir she said that it was
for him. Mr. Gunne.

Q What else did she say
when she offered the note?

A I should go there and ask
if the note was not all right

Q And what else did she
say?

A And Gunne said it was all
right and I should give the
woman the machine. It was
for commissions

Q Did she say that the note would
be paid?

A Yes sir

Q And Mr. Gunne said so?

A Yes sir

Q How did you come to give her
the cash?

A About two weeks later I gave
her the cash, on the 1st of
September, and on the 9th she

0594

got the last machine and the
rather money I gave her on the
14th of September

Q What did she say when she
asked you for the money. How
did you come to give her
the money?

A She wanted to buy leather
straps so she called manu-
facture.

Q Did anybody else? - or did
anybody tell you to give her
the money; or did you give
it to her because you believed
her what she said was true?

A She said the note was good
and I don't know or I don't
need any fear, that it would
be paid, and after that Mr
Gurne came to me and he
said I should give her the
money. It was all right he
would pay for the note
sure.

Q Did you retain a mortgage
on the machines?

A No sir

Q This note was due on the 12th

of November and it has not
been paid?

Answer

I did you see Mrs. Meis since
I never saw her.

I did you look for her?

A Oh yes after several times

I do you know where she lives?

Answer

I don't she tell you where she
lived when she gave you
the note?

Answer at that time.

I where did she say she lived?

A 304 Henry Street.

Q and did you see Mr. Lynde
after that?

A Yes after that I seen him over
at his place where he was
building

Q and what did he say?

A He would pay me inside of
of eight days.

Q and did he?

Answer

August Kronenberg

sworn to before me

this day of February 1882

McCreary

Reuben

Julius Dyer being duly sworn
 Deposes & says
 Alvert.

Q. Where do you live?

A. 449 Delaware Street.

Q. What is your business?

A. Furniture

Q. Do you know the defendant
 here Mrs. Meiss?

A. Yes

Q. Did you have any transactions
 with her?

A. Not before she bought the
 furniture?

Q. When she bought the furniture?

A. Yes

Q. When did she buy it?

A. On the 18th of March 1881.

Q. For how much?

A. Sixty two dollars

Q. And did she pay?

A. She paid \$10 dollars on it

Q. \$10 dollars in all?

A. Yes

Q. Where did she live when you
 paid her the furniture?

A. 602 Water Street.

Q. And what were the conditions

under which you sold her
the furniture

asked her the furniture she
said she would pay \$1⁵⁰
a week and \$10 dollars
extra at the first of every
month.

Q who gave you the note?

A she did

Q when?

A That was on the 20th of
November 1884.

Q you say \$10 dollars was paid
on the furniture at the time
she bought it?

A yes sir

Q and afterwards she paid a
dollar and a half a week?

A yes sir

Q on the 20th of November she owed
you a balance of \$28 dollars?

A yes sir

Q where did she live in November
as you know?

A The last time I saw her was
at 304 Henry Street.

Q where did you receive your
\$150 who paid you the money?

A Sometimes she sent it to me

and some times I went to Henry
street for it, I only went there
2 or 3 times they moved around
to one place and then ano-
ther

I did you know are the 2
of November where she lived?
and at that time.

I know and you collect the last
payment previous to the 2nd of
of November?

a. The last payment was made
at the end of October.

I did you see her in October?
Ayesii

I where?

a In Henry street.

I and you got money the
last time you saw her?

and sii the last time I
saw her I didnt get any
money.

I did you have any conver-
sation with Mrs. Precis when
you saw her in Henry street
and didnt get any money
and sii I asked her for money
and she said she didnt

have any on that day. And she told me she had a piano standing in the room that if she could sell it she would pay me and if not if she wanted rent it out for \$5.00 and pay me.

Q What was she said?
A Yes sir.

Q And when you were there again they were gone?
A Yes sir.

Q And after you came back again after having the last conversation with her in Henry Street you found she moved away?

A Yes sir.

Q And the next thing you heard from her was what?
A I read it in the paper.

Q What?

A About the case here.

Q When did you get that note?

A 28 of November.

Q It was sent to you by mail?

A Yes sir.

Q With this letter (showing witness

a letter

Witness Julius Buchert
Present before us this 2nd day of February 1882
Merwin Allen
Alfred Journal

I move to dismiss
the complaint on
the ground that the
people did not make
out any case either
for conspiracy because
they could not connect
the guilt of Mr. Jones
with Mrs. Meier and
that they also have
failed to make out
a case of false
representations
either by the direct
or indirect testimony
of the witnesses present.

The Court
Journal

Motion Denied
Excepto.
Case closed.

0501

BAILED,

No. 1, by _____
 Residence _____ Street _____

No. 2, by _____
 Residence _____ Street _____

No. 3, by _____
 Residence _____ Street _____

No. 4, by _____
 Residence _____ Street _____

No. 5, by _____
 Residence _____ Street _____

No. 6, by _____
 Residence _____ Street _____

Police Court 3d District

THE PEOPLE, &c.,
 ON THE COMPLAINT OF

122

*Quantity Paolo Malozzi
 14 E. 14th St. and
 25 S. 2nd St. Rm 1st
 Mary Weiss
 2000 1st St. S. S. S. S.*

Offence, *Conspiring to cheat and defraud*

Ms XXX

Dated *January 25th* 188*2*

Chas. J. Johnson & Co. Magistrate
Chas. J. Johnson & Co. Officer

Witnesses *Edward Tuttle*
 No. *4th St. S. S.* Street

No. _____ Street

No. _____ Street



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 Mary Weiss

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

Dated February 2 188*2* *McCreath* Police Justice.

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

Dated _____ 188 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

0602

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

Third District Police Court.

Timothy Lee Waters aged 35 years
of No. Dealer in Rains, of no 14 East 14th
Street, said City of New York being duly sworn, deposes and says,

that on the or about the 23rd day of September ~~1881~~ 1881.
at the City of New York, in the County of New York, *Mary Weip*, and

Hermann Gerke did conspire with
each other to cheat and defraud
deponent of property to wit one
piano of one hundred and fifty
five dollars, the property of
deponent; by means of false
and did cheat and defraud deponent of said property
representations, in the following
following to wit: That deponent
is informed by *Edward Hutmell*
here present, bookkeeper in the em-
ploy of deponent; that on or about
said 23rd day of September 1881, said *Mary*
Weip came to deponent's place work
at No 14 East 14th Street and stated
to him said *Hutmell* that she intended
to buy a piano; whereupon said
Hutmell showed her several
pianos; that said *Mary Weip*
upon being informed by said
Hutmell that the price of one
of said pianos was one hundred
and fifty five dollars, she agreed
to buy the same and offered in
payment a note, which is hereto
annexed; which said note bears
the signature of *Hermann Gerke*
is made to himself for said the
sum of one hundred and fifty five
dollars, dated September 23rd 1881,
payable at No 290 3rd Street New York
and on the back bears the signatures
or names: *Hermann Gerke*,
Adolph Weiss... That said *Mary*
Weip further stated to deponent that
Adolph Weiss whose name appears
on said note is the brother of

Her name Gerke whose name appears
 as maker and endorser on said note is
 a builder and very rich man; that
 he said Gerke is at present then building
 houses in West 16th Street near 9th Avenue
 said City, and that department could find
 him there and inquire about and would
 get satisfactory information as to said note.
 Department went to said Gerke whom he
 found in front of paper houses then building
 on said West 16th Street, that upon
 department's inquiring, said Gerke acknow-
 ledged himself to be the maker of said
 note; that said note when due would
 be paid; that the houses then building
 there were are his said Gerke's property
 and worth forty thousand ^{Department says} dollars, that
 department believing this representation to
 be true, agreed with said Mary Weiss that
 he department would let her have said note
 that he would take said note, that
 if said note is paid when due, de-
 partment would furnish bill of sale
 to said Mary Weiss, for said piece
 but that ~~the~~ said note is ~~not~~
 paid when due; said piece to be
 returned to department - Department
 further says that on or about September
 28th 1881, said piece was delivered to
 said Mary Weiss at her residence No 304
 Henry Street New York City. That on December
 21st 1881, said note became due, and was

Police Court, Third District.

THE PEOPLE & CO.
CORPORATION

1881
Magistrate
Officer

Dated

was not paid, but protested as
 appears from Protest papers also
 hereto annexed. That defendant
 has never received the amount
 agreed upon, as the proceeds of said
 farm and ~~premises~~; nor any
 part thereof, that defendant
 thereupon resided to 904 Henry
 Street the former residence of said
 Mary Weip, and where the piano
 had been delivered; ^{and received by said Mary Weip} and then
 on the 22^d day of December 1882
 found that said Mary Weip
 had left said premises for
 parts unknown to defendant,
 and that said piano was gone
 and ^{could} not be found since by de-
 fendant. Defendant verily be-
 lieves and charges that said
 note was given to defendant
 that said representations and state-
 ments made by said Mary
 Weip and said Hermann Ferkel
 with the felonious intent on
 the part of each of them to cheat
 and defraud defendant of his
 property to wit said piano.
 That Defendant therefore prays

that said Mary Wais and said
 Hermann Fierke be arrested
 and held to answer foregoing
 complaint. J. Leeds Waters.

Sworn to before me
 this 24th day of January 1872
 Marcus Uterbaurg
 Police Justice

City and County of New York.

Edward Shotwell being duly sworn
 says he is 23 years of age a book
 keeper and resides at 464 Packet Street
 that he has heard read the fore-
 going affidavit and is familiar
 with its contents, and that portions
 thereof referring to him and to
 information given by him
 is true upon his own knowledge
 Sworn to before me. Edward Shotwell
 this 24th day of January 1872
 Marcus Uterbaurg
 Police Justice

0506

Received July 7/83.

the within described
provision note.

Henry W. Stevens Esq
519 No. 2 St.
BALTIMORE

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

I have examined
this case. I think
the def. Weis
could not be
convicted

Wm. W. ...
The ...
...

Sec. 214, 219, 210 & 212

Police Court - 221 ... District.

THE PEOPLE, Etc.,
ON THE COMPLAINT OF

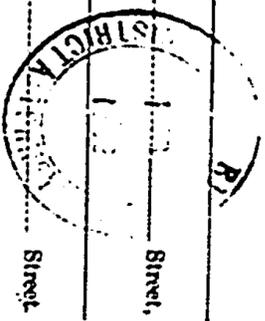
August ...
Mary Weis
Herman ...

Offence, Conspiring to
cheat and defraud

Dated January 28 188 2

Albert Magistrate.

Officer _____
Clerk _____
Witnesses _____
No. _____ Street _____
No. _____ Street _____
No. _____ Street _____



See complaint
...
Mary Weis &c

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 Mary Weis

guilty thereof, I order that she be admitted to bail in the sum of one Hundred Dollars and be committed to the Warden or Keeper of the City Prison until she give such bail.

Dated Feby 20 188 2

Mc... Police Justice.

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

Dated _____ 188 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

0607

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

Third District Police Court.

August Kernsberg

of No. aged 51 years a machinist, residing at
Street, No 59 Avenue "A" being duly sworn, deposes and says,

that on the or about the 7th day of September 1881

at the City of New York, in the County of New York, Mary Weip (now here)
and Hermann Gunkel (not here) did conspire
with each other, with the felonious intent
to cheat and defraud, by depaunt
of property then in his care, charge and custody,
to wit by means of false representations
and statements; and did by means of
said false representations and statements
obtain from depaunt, good and
lawful money to the amount and
of the value of fifty-six dollars and
twenty-five cents, and two sewing
machines, and three Plating brass
said one Falish Iron in all money
and other property to the amount
and of the value of one hundred
and forty-one dollars and one cent
then the property of Dorette Hartwig
a widow, and in this depaunt's care
charge and custody; - in the manner
following to wit: That on said day
to wit the 7th day of September 1881
said Mary Weip came to the store
then in this depaunt's care charge
and custody in 59 Avenue "A" said
City; and stated to depaunt that she
is in possession of a note; the same
is here produced; reads bearing date
New York August 18th 1881 payable
three months after date, to the order
of "Myself" for the amount of sum
of one hundred and fifty Dollars
bearing the signature "Hermann Gunkel"
290- & their, and on the back of said
paper or note the name "Hermann Gunkel"
said Mary Weip then and there further
stated that she intended to purchase

0508

a sewing machine, provided deponent
 agreed to accept for receiving the payment
 of the purchase price of said sewing machine
 to be selected by her, said note and when
 said note is paid at its becoming due
 or before, then to pay over to her said
 Mary Weip; the balance remaining after
 deduction of the money due for said
 sewing machine; that deponent might go
 to the said Hermann Gierke, who as she
 stated is the maker and endorser of
 said note, and inquire about the correctness
 of her statements in regard to the note -
 but Mary Weip further stated to deponent
 that said Gierke was a very wealthy man
 Deponent went to said Gierke and met him
 and upon inquiry made by deponent, in the
 matter of said note, said Gierke said to de-
 ponent, that said note would be paid
 when due but probably before that
 time. Deponent thereupon deponent
 believing all what said Weip and said
 Gierke ~~had stated to be~~ true delivered to said Mary
 Weip said sewing machine, and two days
 later another machine and also said
 Irons. Deponent further says that
 about three days later, said Mary Weip
 again came to deponent, asking him to
 pay unto her the balance that would
 come to her when said note ~~had~~ become
 due and was then paid. Deponent

Police Court, Third District

THE PEOPLE & CO.
ON THE COMPLAINT OF

vs.

AFFIDAVIT

1894

Magistrate

Officer

Docket

0609

then declared to said Mary Weip, he would consider her request whereupon said Mary Weip went away; and early next morning said Hermann Guke, came to deponent at deponent's store and ~~asked~~ told and advised deponent to pay unto said Mary Weip said sum of money. Said Mary Weip had been asking of deponent as above stated on the previous day that said Guke then said to deponent, that he Guke, would pay said money and in fact the whole amount mentioned in said note, before said note would become due. Deponent believing all the representations made by said Mary Weip and said Guke as to the responsibility of said Guke being true, paid thereupon ~~and paid~~ on the 14th day of September 1881 unto said Mary Weip the sum of sixty five dollars and twenty five cents a balance of eight dollars and ninety nine cents to be paid to her.

Mary Weip when the note is
 paid. Dependent further says that
 on the 21st day of December 1887 -
 said note became due, and was
 not paid, but protested as appears
 from Protest Paper hereto annexed.
 That dependent never received the
 amount of money so advanced
 nor any part thereof, that de-
 pendent never received the purchase
 money for said sewing machines
 and Irons, nor any part thereof,
 that when dependent went to
~~the~~ after said note was protested to
 No 304 Henry Street, the same place
 where said machines and Irons
 had been delivered. Did not Mary
 Weip by dependent; and then found
 that said Mary Weip had moved
 away; with all her household
 to parts unknown to dependent, and
 that said machines and Irons
 were also gone and could
 not since be found by dependent
 nor did said Mary Weip tell this
 dependent as in fact being in
 any way as to said property
 so obtained from Lewis. Dependent

0611

therefore verily believes and
charges that said Mary Weip
and said Hermann Gröbe did
conspire together and with each
other, both acting in concert,
to cheat and defraud defendant
of his said property, by means
of false representations, and
~~statements~~
that said Mary Weip and
said Hermann Gröbe, did make
said representations and statements
well knowing at the time when
made that they were false
and untrue, and were made
with the felonious intent to
cheat and defraud defendant
as aforesaid. Mayest Kronsberg
know to be true this
2^d day of January
Mereku Ottoberg
Police Justice

0512

AP'do \$ 155.30

Protests and Policies /

Postage, \$ 155.30

Thomson & Co

FOR

Shirley & Co

New York, Dec 21. 1881

FRANCIS J. MILLER,

Notary Public.
Germania Bank.

0613

United States of America, } ss.
State of New York.

On the 1st day of December
in the year of our Lord, one thousand, eight hundred and eighty eight at the request
of the GERMANIA BANK, (in the City of New York,) F.
FRANCIS J. MILLER, by the authority of the State of New York, a Notary
Public, duly admitted and sworn, was presented the original Promissory Note
hereunto annexed to The Regina Teller at the
New York County Nat Bank

and duly demanded payment thereof, which was refused. and
Whereupon, I the said Notary and at the request aforesaid did Protest,
and by these presents do publicly and solemnly Protest, as well against the Drawer
and Endorser of said Note..... as against all others whom it doth or may
concern, for exchange, re-exchange, and all costs, damages and interest already incurred
and to be hereafter incurred, by reason of non-payment of said Note.

And I do hereby Certify, that on the same day and year above written,
I deposited in the Post Office in the City of New York, postage prepaid, notice
of foregoing Protest, as follows:

For the Maker <u>Chapman & Co</u>	Directed to <u>Chapman & Co</u>
" 1st Endorser <u>Wm H. West</u>	" <u>149 1/2 N. 4th St</u>
" 2d Endorser <u>James J. Hill</u>	" <u>149 1/2 N. 4th St</u>
" 3d Endorser	"
" 4th Endorser	"
" 5th Endorser	"
" 6th Endorser	"

Thus done and Protested, in the City of New York, in the presence of
John Doe and Richard Roe, witnesses.

In Testimonium Veritatis,
Francis J. Miller
Notary Public,
GERMANIA BANK,
No. 215 BOWERY.

0614

Kenneth Gierke

U. N. Weiss
~~Robert~~

Mr. Gierke

0615



New York September 28th 1881

Three months after date I promise to pay to the order of myself

~~Five hundred and no/100 Dollars~~

at the N. Y. County Nat Bank

Value received:

No. 8358 Due Day 1881

Harrison Girke



No. 1657

Protest, \$ 1657

Herman Greike

For

T. Leech, Master

Dated, Dec. 21, 1881

Francis Schell
Lawyer & Notary,
N.Y.

55 Broadway & also at
Bank of the Metropolitan

Fees, \$ 75

Notices and Disb'ts, \$ 70

\$ 1.25

New York

~~100 Broadway~~
~~100 Broadway~~
~~100 Broadway~~

Mr. Guinan

Furniture

Number out of 200
688-8th Ave. N.Y.

No 9 Lane 75th 1487

164 Pennin Ave

20 2nd Ave N.Y.

0617

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

On the 21 day of Dec in the year of our Lord one thousand eight hundred and eighty 1 at the request of

Bank of the Metropolis,

F. Francis Schell, a Notary Public for the City and County of New York, duly commissioned and sworn, dwelling in the City of New York, do hereby Certify, that the original Promissory Note for \$ 165-⁺, which is hereunto annexed, was duly presented at 290 - 3rd - et

and payment thereof demanded, which was refused.

Whereupon *F.*, the said Notary, at the request aforesaid, did Protest, and by these presents do publicly and solemnly Protest, as well against the Drawer and Endorsers of the said Promissory Note, as against all others whom it doth or may concern, for exchange, re-exchange, and all costs, damages and interest already incurred, and to be hereafter incurred by reason of the non-payment of the same.

And, on the same day, due notice of the following Protest, properly inclosed in an envelope, postage prepaid thereon, was put in the Post Office at New York City, as follows, viz.:

Note for ^{ie} <i>Adolph Weiss</i>	directed to	<i>304 Henry st</i>
Note for ^{ie} <i>T. L. Waters</i>	directed to	<i>left notice 14. E. 14 et</i>
Note for	directed to	

The above-named places being the reputed places of residence or business respectively of the persons to whom the notice was directed.

Thus done and Protested, at the City and County of New York aforesaid, in the presence of *John Doe* and *Richard Roe*, witnesses.

IN TESTIMONIUM VERITATIS,

Francis Schell
Lawyer and Notary Public,

NEW YORK CITY.

*55 Broadway also at
Bank of the Metropolis*

0518

Sec. 198-200.

DISTRICT POLICE COURT.

CITY AND COUNTY }
OF NEW YORK, } ss.

Marie Weis

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 she sees fit to answer the charge and explain the facts alleged against her that she 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. *Marie Weis*

Question. How old are you ?

Answer. *48 years*

Question. Where were you born ?

Answer. *Germany*

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

Answer. *I live in Jersey City, one month*

Question. What is your business or profession ?

Answer. *I am working in leather works*

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

Answer. *I am not guilty*

Marie Weis

Taken before me, this *2nd*
day of *February* 188*2*

Moses A. B. B...
Police Justice.

0619

New York February 15th 1822.

Your Sir:

Since three weeks a prisoner in the Tombs, under an indictment of passing a spurious promissory note in buying a piano and two sewing machines; I most respectfully pray, that you may lend me your ear for a few minutes to hear my statement. I am the mother of three infant children, who must suffer fearfully because my absence and confinements in prison. I have always lived and worked hard to get along honestly and I declare, that I never intended to act wrong by passing said promissory note, as I received the same from my husband, who is an agent, and who takes said note as payment for commission for the sale of four lots and the liquidation of a lien on property. Again I state that I am not guilty and pray of you to set my case down for a hearing, that I may get justice and may return to my suffering poor children. Help me, dear Sir, for the sake of these poor innocent children who are longing for the care of their mother, help me for God's sake and may God bless you.

I am, Sir

Yours
Very Respectfully
Mary Weisz
Tombs prison.

0620

POLICE OFFICE, THIRD DISTRICT.

~~Apparatus & Complaint~~
THE PEOPLE, &c.,

ON THE COMPLAINT OF

Trusty Lead's Waters

vs.
Mary Weep

Herminia Guoke

Affidavit—

Dated

187

JUSTICE.

OFFICER.

WITNESSES:

0621

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

ss. Matthew Gonnoud aged 21 years

~~and~~ a piece number of 432 West 19th Street,
being duly sworn, deposes and says that on the ~~evening~~ ^{afternoon} of ~~October~~ ^{September} 18~~th~~ at the City of New York, in the County of New York ~~deponent~~
who is as then in the employ of T. Leeds Waters
the complainant, named in the complaint
of T. Leeds Waters against Mary Weip
and Hermann Gurke; to which this is
annexed, did by direction of said Waters
deliver a piece ~~piece~~ ^{piece} Mrs Mary Weip
residing at 304 Henry Street, said
City at her said residence. Deponent
and further says he delivered said piece
and placed the same in room numbered
"three" on the ground floor of said
house No 30 Henry Street.

Sworn to this 2^d day of January 1871
before me
Mareen [Signature]
Police Justice.

Matthew Gonnoud

0622

THE PEOPLE, &c.

against

Mary Weiss

NOTICE OF RETAINER.

Isaac G. Boyce
274 Broadway N.Y.
Counsel for Defendant

To *The Hon. John M. Keon*
District Attorney
New York County

0623

INFORMATION CUT
OFF AT BOTTOM
EDGE

0624

New York, February 9th 1882

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

THE PEOPLE, &c.

against

Mary Weiss

Please take Notice, That I am retained as the Counsel for
the Defendant in the above entitled cause, she being at present in
one of the City Prisons (Essex Street) Please notify of
future proceedings in this cause

Isaac G. Boyce

To Hon John M. Keow

Office, No. 294 Broadway
New York City

~~C. A. OAKBY HALL,~~

District Attorney.

New York County

0625

128

Sec. 214, 219, 210 & 212

Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

121

Jacobus Beckert
47 St. James St.
Maria Kopp
Alexis Maria Weiss

Offence, Receiving of
Stolen Property

Dated February 2, 1882

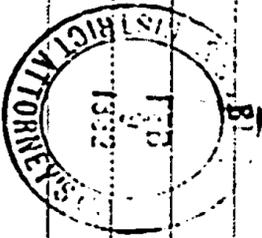
Magistrate.

Officer.

Clerk.

Witnesses

No. Street
No. Street
No. Street



Seed company
Trumbull & Watson
Mary Weiss 220

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 Maria Kopp Alexis

Maria Weiss ^{held to answer to offense and to be} guilty thereof, I order that she be admitted to bail in the sum of Four Hundred Dollars and be committed to the Warden or Keeper of the City Prison until she ^{in said City of New York} give such bail.

Dated Feb 2^d 1882

Mercer Police Justice.

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

Dated _____ 188 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

0626

Sec. 198-200.

DISTRICT POLICE COURT.

CITY AND COUNTY }
OF NEW YORK, } ss.

Marie Weis

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 she so desire, to answer the charge and explain the facts alleged against her that she 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. *Marie Weis*

Question. How old are you?

Answer. *48 years*

Question. Where were you born?

Answer. *Germany*

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

Answer. *I live in Jersey City one month*

Question. What is your business or profession?

Answer. *I am working in leather works*

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

Answer. *I am not guilty*

Marie Weis.

Taken before me, this *2nd*
day of *February*, 188*2*

Marcus O'Leary Police Justice.

0627

Police Court, Third District.

THE PEOPLE, & C.,
ON THE COMPLAINT OF

Julius Probert,

vs.

Mary Stoff alia,
Mary Green

AFIDAVIT.

Dated, Feb 2 1882

Cotterbury

Magistrate.

Officer.

1300

0528

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

Third District Police Court.

of No *47 Barclay* *Julius Buchert*
Street,

being duly sworn, deposes and says,

that on the *18* day of *March* 1881

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

Deponent sold to Maria Kopp (now here) and who is also known to deponent as Mary Weiss, the following property One Black Walnut table, one black walnut Bureau one Black Walnut bedstead, one Kitchen table, one raw silk Linen, one looking glass, six chairs, one Washstand, one Mattress, and one Bolster for the amount of sixty two dollars, on which said Mary paid to deponent the sum of ten dollars as part payment, that said Mary gave deponent a Chattel Mortgage to secure the payment of the balance of the aforesaid amount, the original Mortgage is hereto annexed and is marked Exhibit A, and forms a part of this Complaint.

That on or about the 10th day of October 1881 deponent went to the residence of said Mary in Henry Street, and was there & there informed that she has removed said property. Deponent has since been informed that said Mary has removed from this City to the State of New Jersey and deponent charges that said Mary unlawfully removed & concealed said property with the intent to cheat and defraud deponent.

Sworn to before me this 4th day of February 1882

Julius Buchert

Margaret [Signature]
Police Justice

0629

E. J.

No 3017

Maria Kofke

TO

Julius Boehert

Dated *March 18* 18 *87*

Filed _____ 18



ON PERSONAL PROPERTY.

This Mortgage or a true Copy thereof must be filed.

*If in the City of New York, in the Office of the Register.
If in any other city or county town, in the Clerk's Office therein.
If in any other town in this State, in the Town Clerk's Office.
It becomes void if not received within 30 days next preceding the
expiration of each and every term of one year after the filing of
each mortgage.*

1887

3017

0630

To all to whom these Presents shall come, KNOW YE, THAT

Maria Koppa
of the City, County and State of New York party
of the first part, for securing the payment of the money hereinafter mentioned, in consideration of the
sum of one dollar... *to wit*... duly paid by *J. Koppa*
of the same place party
of the second part, at or before the enrolling and delivery of these presents, the receipt whereof is
hereby acknowledged, have bargained and sold, and by these presents, do grant, bargain and sell unto
the said part. *of* the second part. *one black walnut Bureau*

and all other goods and chattels mentioned in the schedule hereunto annexed and now in the *House*
number 211 602 Water Street

To have and to hold, all and singular the goods and chattels above bargained and sold,
or intended so to be, unto the said part. *of* the second part, *his*... executors, administrators
and assigns forever. **And** *of* the said part. *of* the first part, for *myself*

my... heirs, executors and administrators, all and singular the said goods and
chattels above bargained and sold, unto the said part. *of* the second part, *his*...
executors, administrators and assigns, against *all*... the said part. *of* the first part,
and against all and every person or persons whomsoever, shall and will warrant, and forever defend.

Upon Condition, that if *of* the said part. *of* the first part, shall and do well
and truly pay unto the said part. *of* the second part, *his*... executors, administrators or assigns,

the sum of full amount of
Sixty Two dollars.
Lawful Money of the United
States of America payable
on demand

then these presents shall be void. **And** *of* the said part. *of* the first part for
myself... executors, administrators and assigns, do covenant and agree,
to and with the said part. *of* the second part, *his*... executors, administrators and assigns,
that in case default shall be made in the payment of the said sum above mentioned,

then it shall and may be lawful for, and *of* the said part. *of* the first part do
hereby authorize and empower the said part. *of* the second part, *his*... executors,
administrators and assigns, with the aid and assistance of any person or persons, to enter *my*
dwelling-house, store and other premises, and such other place or places, as the said goods or chattels,
are or may be placed; and take and carry away the said goods and chattels, and to sell and dispose of the
same for the best price they can obtain, and out of the money arising therefrom, to retain and pay the
said sum above mentioned... *or any part thereof*
and all charges touching the same, rendering the overplus (if any) unto *me*... or to
my... executors, administrators or assigns. **And** until default be made in the payment
of the said sum of money... *I am*
to remain and continue in the quiet and peaceable possession of the said goods and chattels, and the
full and free enjoyment of the same.

In Witness whereof, *of* the said part. *of* the first part have hereunto
set... *my*... hand and seal the... day of *March*... one
thousand eight hundred and *eighty one*

Scaled and delivered in the presence of
J. Stäble *Maria Koppa*



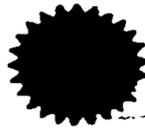
0631

Schedule

Of property covered by the within mortgage and referred to therein.

One Oak Walnut Bureau
one " " Bedstead
one " " Leaf Table
one Kitchen Table
one new silk Lounge
one Looking Glass
six cane chairs
one single Washstand
one extra top Mattress
one Baluster

Sealed & delivered
in the presence of Maria Hayes
J. Steible



0632

I hereby Authorize Emperor and myself
Jacob Wallenstein as my true and
lawful attorney to ask demand and
receive the Amount due on the
within Chattel Mortgage and in
case of nonpayment to
foreclose the same and all
Chattels therein mentioned as there
described

Dated this 3rd day of June's Booklet
of May 1881. Mortgage



State of _____ of _____ ss.
County of _____

On the _____ day of _____ in the year
one thousand eight hundred and _____ before me
personally came

to be the individual described in, and who executed the foregoing
instrument, and _____ acknowledged that he
executed the same

I, _____ the Mortgagee within named,
do certify and state that there remains due and unpaid on the mortgage, of which the foregoing is a true
copy _____

and this copy and statement are filed to continue the notice required by the statute made and provided
for the renewal of chattel mortgages.

Dated this _____ day of _____ A. D. 18

0633

28⁰⁰ New York November 26. 1881
Thirty days after date I promise to pay to
the order of Julius Medert
~~the sum of~~ twenty eight ¹⁰⁰ Dollars
at 449 - 455. N. 16th St. at Mr. Hermann Grunk
Value received
No. Due O. Weiss

0634

New York Maer 28. 1881

Wortes von Bockert!

Beifolgend sende ich Ihnen meine Karte
für die 28. für Sonntag Tag, unter
Ihre Güte um Kaufzeitung, gefl.
wird, wie es Ihnen selbst sagt.
Oben die Briefe über Ihre Mittel-
fabriken und die Briefe sind
so genau besetzt als man sie von
Händlerbühlern.

Ich war am Samstag um 8 Tage bei
Ihnen die man oben nicht Pa. die
Herrn an die Aufträge will
Mit freundl. Grüßen

Am Sonntag wurde ich
bei Ihnen nachfragen
willigst bei ich Ihnen
Für Ihre Karte & d. d. geben.

0635

Sec. 198-200.

CITY AND COUNTY }
OF NEW YORK, } ss.

DISTRICT POLICE COURT.

Maria Weiss 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 she see fit to answer the charge and explain the facts alleged against her that she is at liberty to waive making a statement, and that her waiven cannot be used against her on the trial,

Question. What is your name?

Answer. *Maria Weiss*

Question. How old are you?

Answer. *48 years*

Question. Where were you born?

Answer. *Germany*

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

Answer. *I live in Jersey City (one month)*

Question. What is your business or profession?

Answer. *I am working in leather works,*

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*

Maria Weiss.

Taken before me, this *2nd*
day of *February* 188*2*

Marcus Oberburg Police Justice.

0636

Dear Aunt-

The people of
St. Paul

and
St. Louis

are

very much

interested

in
the
St. Paul

Alfred

W. Stearns

St. Paul

Feb 2, 1882

Third District Police Court

The People & on the complaint of

Timothy Leeds Wetters) offense

vs)

Mary Weis)

Herrieman Gurke) cheat and defraud

at an examination held before Justice
Marcus O'Leary on the 28th day of January 1882
Timothy Leeds Wetters the complainant
in the above matter being duly
sworn and ^{and} deposed in presence

of Mary Weis defendant, ^{registered} ~~registered~~ ^{at} ~~at~~ ^{the} ~~the~~ ^{place} ~~place~~ ^{of} ~~of~~ ^{the} ~~the~~ ^{place} ~~place~~
You are the complainant and have
signed the affidavit here shown?

Q.

I have.

A.

Q.

When if at all and at what time
did you see Mrs Weis, and what
did ~~she~~ ^{she} say when your conversation

A.

I saw her ^{on} ~~at~~ ^{the} ~~the ^{place} ~~place~~ ^{of} ~~of~~ ^{the} ~~the ^{place} ~~place~~
the 23rd day
of September 1881, at my office
No 14 East 14 Street, and said
she liked the piano and wanted
to know if I would take a note;
she presented the note annexed
to the affidavit. Here shown to me
I said I would make inquiries
about the note and she might
call again in a few days. She
also stated then, that Gurke
is a wealthy builder and was~~~~

0638

When building houses on West
16th Street, I asked her how
she came to that note, and
she said her husband received
it from Gütke for property sold
this is the way I understood
her; I called upon Mr
Gütke whom I found in front
of four houses building
on West 16th Street, and showed
him the note, asking him if
that was his; he said yes
I bought some property
of Weis. -- I then asked him
Are this your buildings?
he said yes; this four
I am putting up are worth
forty thousand dollars
I made ^{some other} inquiries about
the responsibility of Mr Gütke
through the Mercantile
Agency; but he was not
known there. I swear posi-
tively that I made no other
inquiries except as through
the mercantile agency and
as stated above. I did make
no search whether the property

was Mrs. Jenkins. I then went back to my store, and when Mrs. Weep called again I told her that I was not satisfied about the note and could not accept it in payment for the piano; I told her that I would need the piano to her name as appropria or loan; and would hold the note as collateral security that if the note was paid I would give her \$500 of the if not paid I would take back the piano. I then drew up a lien note for the piano, ~~and~~ such a lien note is in place of a chattel mortgage — I have no such lien note here —

Q. Did not Mrs. Weep execute or sign such a lien note for said piano?

A. No Sir:

Q. Did you ask Mrs. Weep to sign such a lien note

A. I did and she said she would take

to her husband and show it to him. She took the lien note with her, and I think she came back I think the same afternoon and said her husband would not sign it - I then said I would send up to her house, she gave an approval or loan on the conditions above stated. I do not know where that lien note now is - I then sent the printer to her house without any further security -

I was there -
 Q. Have you been present in Jersey City yesterday while the officers were taking Mrs. Weep?

A. I was there.

Q. Did you see what other inquiries since the first inquiries, did you make about Guirke, where and when and what did you learn? about the buildings.

A. I asked a man at the buildings supposed to be the foreman, to whom the buildings belong, he said to Mr. Guirke.

Q - What do you know about the ownership of the Gurke in said buildings?

A I don't know anything further.

Q Did you see upon the note

A ~~If you see to me being the note was protested and the man was in prison.~~
 No. —

Redeem.

Q - When was that note due?

A - As the note shows on Sept 21 1881.

Q - Did you make any inquiries after the note became due, as to Mrs Weep?

A Yes Sir

Q Did you see her

A No. I did not know where she then resided, I know where she resided when she first was delivered?

Q Did you go there to inquire after the note became due.

A Yes, and I was informed in the house that she had moved away.

Q Did you know by your own knowledge

when Mrs Weep moved away
 Q. The landlady or janitors
 told me that Mrs Weep
 had returned

Q. You see on the note that the
 name is endorsed by Adolph
 Weep did you make inquiries
 as to him and could you
 find out anything

A. I inquired but could not
 find out anything about him
 I did not get from anybody in
 the house information as to when
 Mrs Weep had moved to,
 I subsequently found the
 man who moved Mrs Weep
 from Henry Street, and from him
 learned they had moved to
 Williamsburgh. ^{They moved}
 the house in Williamsburgh
 as I am informed
 but he could not learn whether
 they had moved to. Afterward
 I found that an the man who
 had moved them to Williamsburgh
 had moved them to New Jersey -
 Myrtlebury

Q. Found there whereabouts in Jersey City?

Q. Would you have parted with your property as you did in the statement by Mrs Weip - without the note? What induced you to part with your property

A. That the representations of Mrs Weip that Gierke was a responsible builder -

Q. Did Mrs Weip make any statements as to her own responsibility

A. No Sir.

Q. Did Mrs Weip ever make any statements as to the responsibility of a Weip her husband?

A. No Sir.

Q. Did A Weip make any representations to you?

A. No I have not been sued by the law.

Q. Did Mrs Weip show you that note?

A. Yes Sir and she said she endorsed it by her husband

Waverley Chambers
25th day of January 1882

J. Leeds Walter
Examined and sworn to January 30th 1882
at 2 1/2 P.M.

46

0644

Waters }
Weep and Gink }
Examination continued.

City and County of New York, at an adjourned Examination held before Justice Marcius Otterbourg on the 30th day of January 1872. --

Edward Heatwell aged 23 years, a bookkeeper, residing at No 464 Saker Street, ^{Providence} being duly sworn and examined in presence of Mary Weep defendant - testified as follows.

Cross Examined by Counsel for defendant Mary Weep

Q.

When did you see Mary Weep the defendant the first time?

A. on or about the 23^d day of February 1871

Q.

Where

A.

across Waters Store

Q.

what did she say?

A.

she said she wanted to buy a Pen

Q.

What did you say?

I showed her several pens

8

and she selected one

0645

Q When did you see her next time

A a day or two afterwards

Q What did she say then?

A She said she would take the instrument

Q When she called the third time had you any conversation with her

A I had no further conversation with - I was present when she refused to sign the lien paper for Mr Waters.

Q Was anything said about a lien note and when?

A Mr Waters said he would prefer to take a lien note.

at the last conversation I was present I heard her state she would not sign the lien note as her husband did not approve of it. I don't remember what Mr Waters said then. I do not know that such a lien note was signed by Mrs Weip and accepted by Mr Waters. - There is no entry in the books about such a lien note.

- Q How did you make the entry as to the sale of said piece?
- A Was any piece sold to Mrs Weip by Mr Waters?
- A I do not know that there was a piece sold.
- Q Will you swear that you do not know whether a piece was sold or not?
- A I cannot say whether a piece was sold, as the transactions were made between Mr Weip and Mr Waters?
- Q Was there any piece delivered by Mr Waters to Mrs Weip?
- A As far as I know there was
- Q And you made an entry as to the delivery?
- A Yes sir?
- Q ~~You stated~~ Was the conversation about the lien note before or after the delivery of the piece?
- A Before the delivery
- Q You mean the conversation when Mrs Weip refused to sign the lien note?

0647

A Yes Sir.

Q.

J. Hotwell

Sworn to before me this 30th
day of January 1872

Marcus Overbury

Plaintiff

Timothy Leeds Waters; recalled for
recross Examination testifies as
follows

Q Did you cause a certain
advertisement to be printed
in the "Hats Jitney" yesterday?
A a true translation of said ad-
vertisement is in ~~the~~ sub-
as follows

"All persons who have been
injured by a woman, known
as Mrs Wilson alias Matam
Weiss, or by Herman Görke
and his associates, are requested
to call upon my attorney
Messrs Taitel, Platzekand
Allertown; 176 Broadway
in reference to it -
Signed T. Leeds Waters 14
East 14th Street
By the Court; Mrs Waters
the witness needs not to answer

11

this question; on the ground
 that it is precluded in this
 case whether the advertise-
 ment has been issued
 by orders of Mr Waters and
 further; that if any action
 is to be based against
 Mr Waters, for his having
 ordered the insertion of
 such an advertisement, such
 different proceedings
 must be taken if the
 defendant feels aggrieved
 by the alleged insertion
 of the advertisement
 mentioned.

Counsel for defendant wishes
 the rights of defendant to
 be examined without
 being sworn and ~~the~~ ^{defendant} only
 to be put under oath.

Mary Weep being duly sworn
 testifies as follows in being ex-
 amined on her own behalf

- Q. Where ^{do} you reside?
- A. In Jersey City, 1113 Broadway Street Jersey City.
- Q. You have heard the testimony of Mr. Waters and his bankkeeper?
- A. Yes Sir
- Q. State to the Court the conversation you had on the 23rd day of September 1891 with Mr. Waters? at his store No 14 East 14th Street in this City
- A. I went there on the 23rd day of September 1891 to Mr. Waters there with the note, and on the 24th I went there again to Mr. Waters and told him I have a note and wanted to buy a piece - he said he would and said to him he might make some inquiries about the note, I gave him the address of the maker of the note, where he located the houses on West 16th Street, and was told to come again next day which I did, but Mr. Waters said he had no time to inquire

I came again the following day
 when Mr Waters said that
 he had had no time yet
 but told me to wait which
 I did for about three days
 when he returned he said
 that he thought he could
 do it, he having had a
 long conversation with
 the man. Then Mr Waters
 said I had to go and
 a mortgage which I signed
 and then told Mr Waters
 I must show it to my husband
 when I came to show the
 mortgage to my husband
 my husband said I must
 return the mortgage as he
 did not want the paper
 I had told Mr Waters
 not to send the paper be-
 fore I return. I told Mr
 Waters also that my husband
 did not want the mortgage
 because he thought to dis-
 pose of the paper. Then Mr
 Waters said "never mind I
 shall do it away from

I see you he tore the money
 gave in pieces, and said
 "You appear to be honest,
 I have made inquiries
 as to the maker of the note
 and found that he was good,"
 whereupon I told him
 to send the money, other-
 wise I would not have
 taken it. My husband
 sold the piece, because
 we needed the money -
 at that time I lived in
 Henry Street ^{New York} ~~in New York~~
 removed to Leitch Street
 Brooklyn, ~~from Leitch~~
 Street I removed to Pavonia
 Avenue Jersey City, and
 from Pavonia Avenue to
 my present residence in
 Brunswick Street. I removed
 from Henry Street because we
 were displaced, and from
 Leitch Street because we were
 again displaced; and from
 Pavonia Avenue, because we
 were received the following
 day after our arrival we received

0652

an anonymous letter that
somebody had died in the
house of smallpox -

2. Have you at any time assumed
the name of Wilson or
have you ever gone by
any other name?

Q. My main business is jewelry.

By the local Postmaster examined
to Thursday February 2^d 1892. at
2 1/2 P. M.

For continuation see hereto attached
further examination in above matter

(Stereographer witness) ~~W. W. W.~~

