

0174

BOX:

408

FOLDER:

3775

DESCRIPTION:

Sapodula, Antonio

DATE:

08/13/90



3775

0175

Witnesses:

Jos. G. Murray

122.

Counsel,

Filed

13

day of

Aug 1890

Pleads,

2/6/11
2/6/11
2/6/11

THE PEOPLE

vs.

Antonio Sapodula

CONCEALED WEAPON.

(Section 410, Penal Code).

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Commander

Foreman.

Aug. 14, 1890

Pleads guilty

24 n. c. v. 57

PR

0176

Sec. 198—200.

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

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

Question. What is your name?

Answer. *Gony Padola*

Question. How old are you?

Answer. *22 Years*

Question. Where were you born?

Answer. *Italy*

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

Answer. *42 E East 113 Street*

Question. What is your business or profession?

Answer. *Lawyer*

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

Answer. *I am not guilty I was doing
no harm*

Antonio Padola

Taken before me this

day of *Aug* 1890

Police Justice

0177

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

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

Dated, Aug 8 189 a

V. Mahon Police Justice.

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

Dated, _____ 189 _____

Police Justice.

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

Dated, _____ 189 _____

Police Justice.

0178

BAILED,

No. 1, by.....

Residence..... Street.

No. 2, by.....

Residence..... Street.

No. 3, by.....

Residence..... Street.

No. 4, by.....

Residence..... Street.

Police Court---

1226 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

James J. Murray
vs.
Antonio Lapadula

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

Offense: Carrying
concealed weapon

Dated, Aug 8 1890

McMahon Magistrate.

Murray Officer.

30 Precinct.

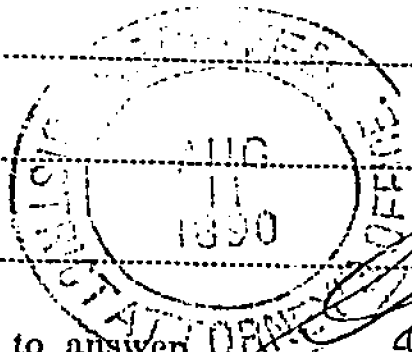
Witnesses.....

No. Street.

No. Street.

No. Street.

\$ 1000 to answer



[Signature]

con weapon
dagger

0180

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Antonio Sapodula

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

Antonio Sapodula
of a FELONY, committed as follows:

The said *Antonio Sapodula* late of the City of New York, in the County of New York aforesaid, on the *eight* day of *August* in the year of our Lord one thousand eight hundred and ~~eighty-ninety~~ at the City and County aforesaid, with force and arms, feloniously did furtively carry, concealed on his person, a certain instrument and weapon of the kind commonly known as *a dagger* with intent then and there feloniously to use the same against some person or persons to the Grand Jury aforesaid unknown, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT—

And the Grand Jury aforesaid, by this indictment, further accuse the said *Antonio Sapodula* of a FELONY, committed as follows:

The said *Antonio Sapodula* late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, feloniously did possess a certain instrument and weapon of the kind commonly known as *a dagger* by him then and there concealed, and furtively carried on his person, with intent then and there feloniously to use the same against some person or persons to the Grand Jury aforesaid unknown, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,
District Attorney.

0181

BOX:

408

FOLDER:

3775

DESCRIPTION:

Schoenbein, Paul

DATE:

08/08/90



3775

63.

Witnesses;

Frank Almond
offence.
Ch. 9000
[Signature]

Counsel, J. H.
Filed 8 day of Aug 1890
Pleads, For Entry (11)

vs. THE PEOPLE
vs.
Paul Schoenbein
Grand Larceny Second degree.
[Sections 528, 531 Penal Code].

JOHN R. FELLOWS,
District Attorney.

A True Bill.
[Signature]
9 - october 1890
Aug 15 - 1890 Foreman.
Pleads P. L.
Geo. Geo. [Signature]

0183

Police Court— District.

Affidavit—Larceny.

City and County }
of New York, } ss.

of No. 166 First Avenue Street, aged 29 years,
occupation Dealer in Butter Cheese & Eggs being duly sworn
deposes and says, that on the 17th day of July 1899 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent, in the day time, the following property, viz:

One hunting case gold
Watch and plated chain
together of the value of thirty
dollars. (\$30.00)

the property of deponent

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

(now here) from the fact— that at
about the hour of 2.30 o'clock P.M.
said date. deponent missed said
watch and chain from the pocket
of deponent's vest which was hanging
in the door knob in deponent's store.
and just before deponent missed said
property. this defendant had been in
deponent's store. deponent met this
defendant in West 62nd Street. on Saturday
July 19. 1890 and charged this defendant
with the larceny of said property. When he
the said defendant admitted and confessed to
deponent that he had feloniously taken stolen

Subscribed and sworn to before me this 18th day of July 1899 at New York City
Police Justice

0184

and carried away said property. and
gave depment two pawn tickets representing
said property which he the defendant
had pawned for eight dollars and
fifty cents.

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

Servant to have me } Allwelling.
this 19th day of July 1890 }

D. G. Cuffey
Police Justice

0185

Sec. 198-200.

District Police Court.

CITY AND COUNTY
OF NEW YORK } ss.

Paul Schrenken 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.

Paul Schrenken

Question. How old are you?

Answer.

24 years old

Question. Where were you born?

Answer.

Munich

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

Answer.

157 W 62 St. 2 years

Question. What is your business or profession?

Answer.

Owner

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

Answer.

*I took the watch and
Chain.*

Paul Schrenken

Taken before me this

day of

Police Justice.

0186

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

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

Dated *July 19* 189*11* *Wm. Duff* Police Justice.

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

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

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

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

0187

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

Police Court--- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Alexander Kuepfer
166 1st Ave.
Paul Schaubert

2 _____
3 _____
4 _____

Dated July 19 1890
Kuepfer Magistrate.
Francis Hagen Officer.
14 Precinct.

Witnesses _____
No. _____ Street.

No. _____ Street.

No. 500 _____ Street.
\$ _____ to answer

Court

1116
Lancaster (Felling)

0188

COURT OF GENERAL SESSIONS.

-----X
The People &c.,
-against-
Paul Schoenbein.
-----X

City and County of New York, ss:

ALEXANDER WUENNING of No. 166 First Avenue of said City being duly sworn deposes and says: I am the complainant in the matter above entitled. I have known the defendant, Paul Schoenbein for a period of about *ten* years and to my knowledge this is the first criminal offense of which he has ever been charged. He has hitherto borne an irreproachable character and it is with great respect I ask that the Court extend the greatest leniency towards this defendant. I also know that he was an inmate of The Bloomingdale Insane Asylum and can hardly believe that he deprived me of my property with criminal intent. I know others that know him and have always heard him spoken of as an honest respectable boy.

Sworn to before me this
15th day of August, 1890.

A. Wuenning

Elmer Friend
Noty Public
my

0189

COURT OF GENERAL SESSIONS.

-----X
The People, &c.,

-against-

Paul Schoenbein.
-----X

City and County of New York, ss:

FRANK W. BEARDSLEY of 90 Nassau Street being duly sworn deposes and says: That I have known the above named defendant for a period of about five years and know of my own knowledge that about five years ago said defendant Paul Schoenbein was confined in the Bloomingdale Asylum for the Insane in this County. His conduct after his release has to my knowledge always been good, I know others that know him and have never heard him charged with having created any violation of the law. I believe him to be of good character and feel that if he committed the offense as charged against him, that it was a fault of the head and not of the heart.

Sworn to before me this

15th day of August, 1890.

Frank W. Beardsley

*Ever True
Not Public
N.Y.S.*

0190

Court of General Sessions

The People vs.,

against

Paul Schoenber

Affidavits

LEVY, FRIEND & HOUSE,

Defendant ATTORNEYS,

25 CHAMBERS ST., NEW YORK

Due and timely service of a copy of the within

is hereby admitted

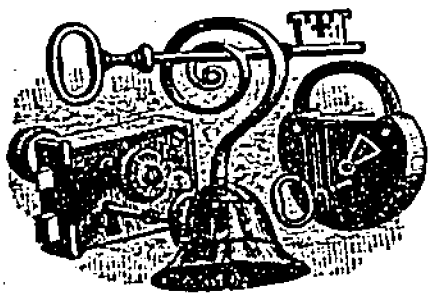
this _____ day of _____ 189

Attorney for

John W. 1890

0191

AUGUST KLEINIGER,
Locksmith & Bell Hanger.



Iron Railing made & repaired
Locks repaired and Keys fitted,
Electric Bells repaired and put up.
SCISSORS ground and
Saws Filed a specialty.

538 NINTH AVENUE,

Between 39th & 40th Streets,

NEW-YORK.

0 192

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

The People &c.,

-against-

Paul Schoenbein.

City and County of New York, ss:

AUGUST KLEINIGER of 534 Ninth Avenue in
said City being duly sworn, deposes and says: I am a
lock-smith and bell-hanger by trade and am in business at
the above number. I have known the above named defendant
for a period of about two years past and during that time
his conduct has been above reproach. He has come under
my personal observation and I am frank in saying that his
character has always been excellent; I know others that
know him and have heard him spoken of and he has always re-
ceived the highest commendation from those with whom I
have spoken in reference to the defendant.

Sworn to before me this

18th day of August, 1890.

Em. Fried August Kleiniger
Noty Public
N.Y.C.

0193

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

The People &c.,

-against-

Paul Schoenbein.

City and County of New York, ss:

PETER SCHMIDT of 1350 W. 37th Street in said City being duly sworn deposes and says: I am a bell-hanger by trade and am in business in the City of New York at the above number. I have known the defendant above named for a period of about one year and during that time I know him to be a honest, trustworthy and conscientious young man; I know others that know him and know that his character in the community has ^{always} ~~otherwise~~ been good. I have reason to believe from information received by me that the above named defendant, ^{some} ~~over a~~ years since was an inmate of Bloomingdale Insane Asylum.

Sworn to before me this 18th
day of August, 1890.

Peter Schmitt

E. H. Inci
Noty Public
N.Y.C.

Sir:

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

Dated, N. Y.,

189

Yours &c,

LEVY, FRIEND & HOUSE,

Att'ys for

To

Esq.,

Attorney for

General Sessions Court.

The People
r.c.

against

Paul Schoenhein

Affidavits as
to Defendants Character

LEVY, FRIEND & HOUSE,

Defts. ATTORNEYS,

25 CHAMBERS ST., NEW YORK

Due and timely service of a copy of the within

is hereby admitted,

this

day of

189

Attorney for

0194

0 195

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Paul Schoenbein

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

Paul Schoenbein

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

The said

Paul Schoenbein

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

one watch of the value of
twenty six dollars and one
chain of the value of four
dollars

of the goods, chattels and personal property of one

Alexander Weulping

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

John A. Stellovo
District Attorney

0196

BOX:

408

FOLDER:

3775

DESCRIPTION:

Schulman, David

DATE:

08/13/90



3775

0197

120.

Memo

Counsel,

Filed

Pleads,

13 day of Aug 18 90
At Court

20

THE PEOPLE

vs. *David Schulman*

David Schulman

Grand Larceny, Second Degree.
(From the Person.)
[Sections 628, 687, — Penal Code].

JOHN R. FELLOWS,

District Attorney.

A True Bill.

James L. Brown

August 19, 1890

Foreman.

Filed and corrected

24th, 3, Nov, 1890

PA

22

Fitnesses:

Wm. M. Mottoby
Off Warner

No Evidence

at Ch. 1890

COURT OF GENERAL SESSIONS, PART I.

- - - - - x
 :
 The People of the State of New York, :
 :
 against : Before
 : Hon. Frederick Smyth,
 : and a Jury.
 David Schulman. :
 :
 - - - - - x

Indictment filed 1890.

Indicted for grand larceny in the second degree.

New York , August 19, 1890.

A P P E A R A N C E S:

For the People,

Assistant District-Attorney A. D. Parker;

For the Defendant,

Mr. J. Heinzelman.

E L K A M I T S Z K Y, a witness for the People, sworn,
testified:

I live at No. 13 Norfolk Street. I am a widow woman and live there with my family. On the 8th. of July I left my house at about 12 o'clock. At the time I left I had my pocketbook containing two dollars and a half in my pocket. I went out into the street and I saw this boy come up behind me. When I saw him I fastened my pocket with a pin because I saw him following me. I then felt that someone was working at my pocket and when I

0199

2

turned round this boy was standing close to me. This was at the corner of Canal and Orchard Streets. I found out immediately that my pocketbook was gone, and I commenced to holler that this boy took my pocketbook from me. I put my hand into the pocket and found that the pocketbook was missing. I shouted out immediately. The boy was close to me at the time, but when I shouted he commenced to run away. He ran into Division Street and and there he was caught by a policeman. I ran after him but could not catch him. When he was arrested I didn't hear him say anything to the officer at all. I spoke to the policeman in German, telling him that this boy had taken my pocketbook and the policeman then spoke to the boy in English. I didn't understand what the boy said.

CROSS-EXAMINATION:

I go out nursing sick people. There was nobody else near me at the time I felt the defendant put his hand into my pocket.

Q Isn't it a fact that there was a parade of the cloak-makers who were on strike, and that you were standing looking at that parade ? A Yes, sir.

Q Wasn't there some other people besides yourself and this young man standing there looking at the parade ? A No, sir; not where I was.

Q The minute you felt the tug at your dress you turned around ? A Yes, sir, and this young man immediately

0200

3

commenced to run.

Q Did you see anything in his hands at that time ? A No, sir.

Q Did you see your pocketbook on the sidewalk ? A No, sir.

Q You say you pinned your pocket together ? A Yes, sir.

Q From the time you left your house until the time you felt that tug at your pocket did you have your pocketbook out of your pocket ? A No, sir.

Q Why did you stop on the sidewalk? A To look at the parade.

Q When you pinned up your pocket, did you think you were going to lose your pocketbook ? A Yes, sir; I was afraid.

G E O R G E W A N N O R, a witness for the People, sworn, testified:

I am a police officer attached to the Eleventh Precinct. On the 8th. day of July I arrested this defendant between the hours of two and three o'clock on Eldridge Street near the corner of Division. We were sent over there along Canal Street to keep the peace while the cloak-makers' parade was passing. I was standing on the corner of Eldridge and Canal Streets when there was a crowd came running through the street and I saw this young man running through Eldridge Street and through Division Street. I followed him and stopped him. He said: "What is the matter" and I said, "We will find out what is the matter". Then this woman came along and accused him of

taking her pocketbook. I understood her to say that he took it at the corner of Canal and Orchard Street. I asked the defendant what he was running for, and he said, "I don't know. That woman called me a thief and of course I was afraid of getting arrested and I ran." I took him to the Station House. I had no further talk with him.

CROSS-EXAMINATION:

Q was the woman excited ? A She was very much excited.

Q Do you know anything about this man ? A No, sir.

Q There was a parade in that neighborhood on that day ?

A Yes, sir.

D E F E N S E:

D A V I D S C H U L M A N, the defendant, sworn, testified:

I have never been arrested before this for any crime. I am a peddler by occupation. I reside at No. 20 Rutgers Place in this city with my cousins. I was arrested on the 8th. day of July last on Canal Street. I was walking from Norfolk Street up to the Bowery to meet a friend of mine who was going to the country on that day on business. I got arrested by a policeman. I was excited. I saw a crowd and I went up to see what the crowd was about and while I was standing there for about five minutes I saw this woman. I went about my business and

0202

5

while I was walking along this woman came behind me and accused me of stealing her pocketbook. She was excited and she made a lunge at me and cried out so that you could hear her a dozen blocks away. I got excited and I ran for about half a block. I admit that I ran because I was afraid, and I did not want to be arrested. I didn't put my hand on the pocket of that woman. I was not near her. I didn't steal her pocketbook. I state positively that I have never been convicted of any crime.

CROSS-EXAMINATION:

I came here from London, England, five years ago. I have lived in this city on and off during that time. I have not communicated with any of my friends about this trouble. I live with my two cousins at No.20 Rutgers Place, but neither of them have been to see me since the time I was arrested. I saw this woman at the time she cried out that I had stolen something from her. There was a parade of the clock-makers on that day and I was watching it as I walked along. I didn't notice anybody near this woman at all, and never saw her until she accosted me. I didn't tell this woman that there was another man closer to her than I was. I was about two feet away from the woman when she accused me. I asked her to search me and she wouldn't do it. She wouldn't give me time to say anything, but continued her shouting and I thought the best thing for me to do was to run. I

0203

6

have been engaged in peddling stationery since I have been in New York.

The jury returned a verdict of "guilty of grand larceny in the second degree".

0204

Indictment filed *Aug* 1890

COURT OF GENERAL SESSIONS

Part I.

THE PEOPLE &c.

against

DAVID SCHULMAN.

Abstract of testimony on

trial New York, August 19th

1890.

IN NEW YORK.

have been engaged in bedding sectionally since I have been

0205

Police Court—3 District.

Affidavit—Larceny.

City and County }
of New York, } ss.Elka Mintetsky
of No. 13 Unfred Street, aged 40 years,
occupation Keep house being duly sworndeposes and says, that on the 8th day of July 1898 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent, in the day time, the following property, viz:A pocket book containing
gold and lawful money of
the United States to the amount
and of the value of two + 50/100 dollars.the property of Deponentand that this deponent
has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,
and carried away by David Shuman(where). From the fact that
at about the hour of 2.30 O'clock
P.M. said date deponent was in
Canal St. and at that time
deponent had said pocket in the
pocket of her dress. When the defendant
came up to deponent and placing his
hand into deponent's pocket feloniously
took same and carried away said
pocket book from deponent's pocket.Elka Mintetsky
made

Sworn to before me, this

day)

Police Justice.

0206

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK,

3
District Police Court.

David Schuman
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.

David Schuman

Question. How old are you?

Answer.

20 years old

Question. Where were you born?

Answer.

England

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

Answer.

20 Rutgers Place. 4 years

Question. What is your business or profession?

Answer.

Peon.

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
David Schuman

Taken before me this
day of

188

Police Justice.

John J. Schuman

0207

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

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

Dated *July 8* 18 *91* *H. H. H. H. H.* Police Justice.

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

Dated 18 Police Justice.

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

Dated 18 Police Justice.

0200

Police Court--- 3 District. 1056

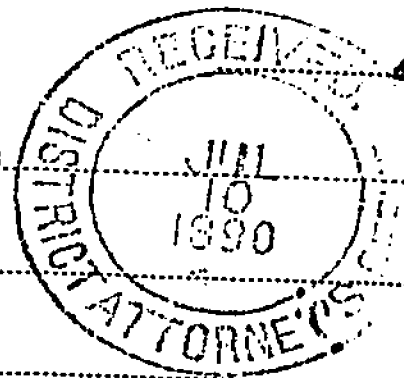
THE PEOPLE, &c.,
ON THE COMPLAINT OF

Eliza Mcintosh
13 Norfolk
David Shannon

Office
Lancaster from
the prison

2
3
4

Dated July 8 1890
Hogan Magistrate.
Wanner Officer.



Witnesses No. Street.

No. Street.

No. Street.

\$ 5.00 to answer

Wanner

BAILED,

No. 1, by
Residence Street.

No. 2, by
Residence Street.

No. 3, by
Residence Street.

No. 4, by
Residence Street.

0209

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

David Schulman

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

David Schulman
of the CRIME OF GRAND LARCENY in the second degree committed as follows:

The said

David Schulman

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

one promissory note for the payment of money of the kind commonly called United
States Treasury Notes, of the denomination and value of *two* dollars; *one*
promissory note for the payment of money of the kind commonly called Bank Notes, of the de-
nomination and value of *two* dollars; *one* United States Gold Certificate,
of the denomination and value of *two* dollars; *one* United States
Silver Certificate, of the denomination and value of *two* dollars;

two promissory notes for the payment of money, of the kind commonly called United
States Treasury Notes, of the denomination and value of *one* dollar each; *two*
promissory notes for the payment of money of the kind commonly called Bank Notes, of the de-
nomination and value of *one* dollar each; *two* United States Gold Certificates,
of the denomination and value of *one* dollar each; *two* United States
Silver Certificates, of the denomination and value of *one* dollar each;

*divers coins, of a number kind and denom-
ination to the Grand Jury aforesaid unknown,
of the value of two dollars and fifty cents
and one pocketbook of the value of
twenty-five cents*

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

*John R. Fellows,
District Attorney.*

0210

SECOND COUNT—

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

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

The said

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

of the goods, chattels and personal property of one

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

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

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

JOHN R. FELLOWS,
District Attorney.

0211

BOX:

408

FOLDER:

3775

DESCRIPTION:

Schwab, Gustave

DATE:

08/20/90



3775

0212

Ind for attn

Witnesses:

Dr

215.

76.876

Counsel,

Filed

20 day of Aug 1890

Pleads,

Not Guilty

THE PEOPLE
vs
Gustave Schwab
MISAPPROPRIATION,
(Sections 528 and 537 of the Penal Code).

JOHN R. FELLOWS,
District Attorney.

A True Bill.

Comptroller

Foreman.

Sept 2 - Sept. 16 1890.

Reads Guilty

Elmira Ref.

R.B.M.

22

18

0213

New York General Sessions.

----- x
THE PEOPLE, ETC.,

-agst.-

GUSTAV SCHWAB,
----- x

City and County of New York, ss:

GUSTAV C. SCHWAB being duly sworn, deposes and
says:

I am ⁵²~~old~~ years of age, and am the father of the
above named defendant.

I have been a resident of the United States since
1852, since which year I have been engaged in business as
a pharmacist. In the fall of 1866, I established a retail
drug store at No. 310 Graham Avenue, corner of Ainslie St.,
Brooklyn, E. D., at which place I continued in business
until December, 1884, - a period of eighteen years. I then
moved to my present place of business, No. 74 Avenue A in
the City of New York.

A short while after I learned of the commission
of the offense charged against my son, I called at the
office of the complainants, Messrs. Whitall, Tatum & Co.,
Nos. 46 & 48 Barclay Street, and saw the manager of the
concern, Mr. Charles H. Lester. I had a conversation with
said Lester in reference to the misappropriation of the
firm's money by my son, in the course of which I stated that
as I did not wish to bring a stain on the reputation of
my family, (no member of which other than the defendant
has ever been arrested or charged with the commission of
any offense whatsoever) I was willing to pay over to said

0214

firm of Whitall, Tatum & Co. the amount of money misappropriated by my son, provided that they would not have my boy arrested. Said Lester then assured me that he did not see why I should be held responsible for my son's acts, that his firm did not wish a repayment of the money by me and further stated that, so long as my son kept away from *the city of New York* the business of said firm of Whitall, Tatum & Co., and its employees, no steps would be taken to molest or interfere with him.

Relying upon that assurance, I did not believe that, as long as my son remained out of the City, he would be arrested.

I now hereby offer to restore to the complainants in full the sum of money so as aforesaid taken by my son, and respectfully beg the Court to extend merciful and lenient consideration to my boy.

Swo n to before me this
16th day of September, 1890.

Louis B. Allen
Notary Public
N. Y. Co.

Wm J. Schmale

New York General Sessions.

The People, etc.,

agst.

Gustav Schwab.

City and County of New York, ss: -

Frederick
W. Fick being duly sworn, according
to law, deposes and says:

I am a member of the firm
of Lehn & Fick, carrying on business
as wholesale druggist at No. 178
William Street in the City of New
York.

I know the above named
defendant, Gustav Schwab. Said
Schwab entered my employ some
years ago as errand boy, and
gradually raised himself until
he was appointed to the position
of assistant buyer.

He left our employ, of his
own accord, after five years
service.

While he was connected
with my firm, his honesty
and integrity were never questioned.

0216

and he was considered by all who knew him to be an honest, respectable trustworthy young man.

In short, during the time he was in the employ of my firm embracing a period of some five years - he never, by his actions or conduct - furnished the slightest cause for complaint.

I cheerfully make this affidavit in his behalf, believing as I do, that, if given another chance, he would acquit himself creditably.

Sworn to before me,
this 18th day of September, 1890.

Louis B. Allen
Notary Public
N. Y. C.

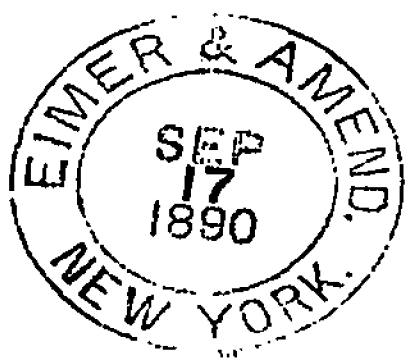
0217

EIMER & AMEND,
IMPORTERS,
205-211 Third Avenue.

New York, Sept. 17, 1890

To whom it may concern.

This is to certify that Gustav
Schwab Jr. was in our employ
for about one year, during
which time he performed his
duties to our entire satisfaction
and we have had no cause to
doubt his integrity.



Ernest Amend
Robert F. Amend
Attys.

0218

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

----- x
The People etc.,
-agst.-

Gustav Schwab,
----- -x

City and County of New York, ss:

GEORGE P. McCANN being duly sworn, says:

I am a city salesman in the employ of Mayer &
Loewenstein, varnish manufacturers, of No. 80 Beekman
Street, this City. I have been connected with the said firm
for about twenty years last past, having been only fifteen
years of age when I entered their employ, in which I have
continued up to the present time.

I know the defendant Gustav Schwab. I have been
in his company on many occasions, and had many opportunities
of observing his character and habits. I respectfully
aver that these latter were of the best. I always considered
the said Schwab a sober, decent, respectable young man, who
seemed striving hard to secure a future for himself. I
have also on some occasions lent him different sums of money,
ranging in amount from ten to thirty dollars, and have
always been repaid by said Schwab when promised by him.

I also know a good many others, - people respected in
the business and social communities - who are acquainted with
said defendant, and I know of my own knowledge that he has
the reputation which I have given him above.

I was greatly surprised when I heard of the

0219

arrest of said Schwab,- and I now believe, as does every other person with whom I have spoken in reference to the defendant's unfortunate position,- that if given another chance he would become a good citizen and an honest man.

Sworn to before me this

16th day of September, 1890.

Louis B. Allen
Notary Public
N.Y. Co.

George M. Lamm

0220

New York General Sessions.

----- x
The People, etc.,
-against-

Gustav Schwab,
----- x

City and County of New York, ss

ALWIN H. SCHWAB being duly sworn, deposes and says:

I am a physician, practising in the City of Brooklyn
and have an office at No. 690 Bushwick Avenue in said City.

My brother, the defendant, has always been consid-
ered an upright, respectable young man. He has never, to my
knowledge, been in any trouble before in his life, and
I am sure that he is most sincere in his declarations
of regret and promises of reformation.

In view of the fact that said defendant is one
of a number of sons who have good names and are respected
in the community in which they reside, I respectfully be-
seech this Honorable Court to deal leniently with him,
believing, as I do, that if given another chance, said
defendant will commence a new life and become a respect-
able citizen.

sworn to before me this

18th day of September, 1890.

Louis B. Allen

Notary Public

W. Y. Co.

Alwin H. Schwab, Jr.

0221

New York General Sessions.

-----x

The People of the State of New York,

-against-

G u s t a v S c h w a b ,

-----x

City and County of New York, ss:

I, GUSTAV SCHWAB, JR., being first duly sworn
according to law, do depose and say:

I am the above named defendant, and am twenty-one
years of age.

I was born in the City of Brooklyn, and resided
in that place until I was sixteen years of age, after which
I moved to No. 74 Avenue A in this city, where I have been
living ever since.

I was never arrested before, or even charged with
the commission of a criminal offense.

I have been working for the past eight years for
different firms in the City of New York, among whom are
Messrs. Lehn & Fink, wholesale druggists, 128 William St.,
with whom I was employed for five years as drug clerk .
I was employed by the complainants, Messrs. Whitall, Tatum
& Co., for about a year prior to my arrest.

When I left this city shortly prior to my arrest,
and went to the City of Cleveland, Ohio, I was perfectly
conscious of the disgrace brought upon myself and my family,
and I entered upon a firm resolution to secure honest
employment, and lead an honest life. I was employed in
Cleveland in a drug store at the time of my arrest.

From the moment I was arrested until I left the

0222

City of Cleveland in company with Detective Sheridan from Central Police Office of this city, I did not make the slightest opposition to returning to New York without a requisition; but, on the contrary, I was only too anxious to return here, and the requisition that was granted herein was procured through the intervention of the authorities in Cleveland, but not at my request. Officer Sheridan will substantiate my statement in that respect.

I deeply regret my present position, and I solemnly and earnestly pledge myself to this Honorable Court, that in the future I will lead an honorable, upright and respectable life.

Sworn to before me this
16th day of September, 1890.

Louis B. Allen
Notary Public
N.Y.C.

0223

N. Y. General Sessions

The People vs
Plaintiff,

against

Gustav Schmah
Defendant.

*Affidavits of
Good Character*

HOWE & HUMMEL,

Attorneys for

87 & 89 CENTRE ST. New York City.

Due and timely service of copy of the within
hereby admitted
this day of 1890.
Attorney.

To.....
.....

0224

Police Court—

District.

Affidavit—Larceny.

City and County } ss.:
of New York,

of No. 46 1/4 Broadway Street, aged 3 years,

occupation... being duly sworn

deposes and says, that on the 19 day of May 1885 at the City of New

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

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

Good and lawful money
of the United States
of the amount and
value of Fifty Dollars.

the property of Messrs. Whitwell, Talbot

Company and in the

care and custody of

deponent and that this deponent

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

and carried away by Ernest Depew.

for the reasons following

to wit: on said date the

deponent who was employed

by deponent as collector collected

the said money from Thomas

C. Borman and he

appropriated the same to

his own use.

O. H. Lester

Sworn to before me, this
day of May 1885
Police Justice.

0225

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 21 years, occupation Pharmacist of No. 17

Garfield Place Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Charles V. Lester

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

Sworn to before me, this

day of July 1889

Theo. C. Boenan.

A. J. White
Police Justice.

0226

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.....

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

Dated July 17 1890..... Police Justice.

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

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

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

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

0227

Police Court---

1460 District.

THE PEOPLE, &c.,
vs. THE COMPLAINT OF

Chadwell
Schwab
1 *Justice*
2
3
4
Office

BAILED,

No. 1, by *Hermann Schlicher*
Residence *500 Leach 118th* Street.

No. 2, by
Residence Street.

No. 3, by
Residence Street.

No. 4, by
Residence Street.

Dated *25 Aug* 188

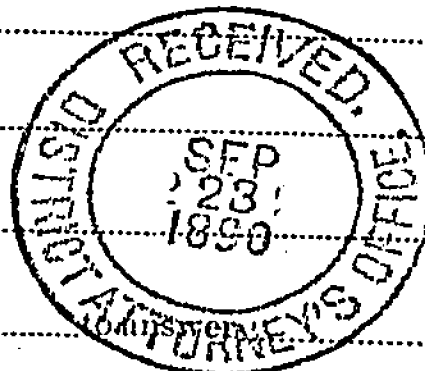
White Magistrate.
Sherridan Officer.
C. O. Precinct.

Witnesses
Herman Benard
Amelia Pace
Do not Antiperna this witness

No. Street.

No. Street.

\$



0228

Sec. 151.

Police Court _____ District.

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

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the *Justices* for the City of New York, by *Charles H. Barclay* of No. *467 1/2* Barclay Street, that on the *19* day of *May* 188*8* at the City of New York, in the County of New York, the following article to wit:

Good and lawful
money of the United States
of the value of _____ Dollars,
the property of *Morris Whitman & Company*
w. *Charles H. Barclay* taken, stolen and carried away, and as the said complainant has cause to suspect, and does suspect and
believe, by *Charles H. Barclay*

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

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

Dated at the City of New York, this _____ day of _____ 188*8*
Charles H. Barclay
POLICE JUSTICE.

0229

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Augustine Schmidt

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

Augustine Schmidt

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

The said *Augustine Schmidt*, —

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

nineteenth day of *May*, — in the year of our Lord one thousand eight hundred and eighty *ninth* at the City and County aforesaid, being then and there the clerk and servant of

James Whitall, Charles A. Tatum, John Whitall, Francis M. Underhill, John M. Whitall and J. Whitall Johnson, copartners, then and there doing business in and by the firm, name and style of Whitall, Tatum & Company, and as such clerk and servant then and there having in his possession, custody and control certain moneys, goods, chattels and personal property of the said copartners, —

the true owner thereof, to wit: *the sum of fifty dollars in money, lawful money of the United States of America, and of the value of fifty dollars,*

the said *Augustine Schmidt*, — afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, did feloniously appropriate the said *sum of money* —

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

of the same, and of the use and benefit thereof; and the same moneys, goods, chattels and personal property of the said *copartners* —

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

JOHN R. FELLOWS,

District Attorney.

0230

BOX:

408

FOLDER:

3775

DESCRIPTION:

Schwed, Charles

DATE:

08/19/90



3775

Witnesses;

Edward Hertz

Sued for

Mrs. Clark

in Savings Bank
at night

Money \$3⁰⁰ - 44.

Valentine Hotel

New Brewery & Oliver

William Stenken

Madison New Brewery
Bottles

206.

Counsel,

Filed

19 day of Aug 18 90

Pleads,

THE PEOPLE

vs.

Charles Schwed

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

JOHN R. FELLOWS,

District Attorney.

A True Bill

Commickson

Foreman.

Aug. 19. 1890.

Pleas as GUILTY ^{by} Court
69.00 5.17. 1890

Aug. 22

0231

0232

Police Court, 3 District.

City and County } ss.
of New York,

George F. Hoefler

of No. 446 E 122nd

Street, aged 38 years,

occupation Confectioner

being duly sworn, deposes and says,

that on the 12th day of August 1890, at the City of New

York, in the County of New York,

Charles Schved (nowhere)
did unlawfully forge the name of
deponent on an instrument to wit
a check in violation of Section 521
of the Penal Code in the following
manner to wit:

Deponent is informed
by John Doahl that the defendant
came to him at his (witness) place
of business at 69 Grand Street and
asked witness to cash a check for
him (defendant) Defendant telling
witness that the check was good
and that he had received the said
check from deponent. Witness
did believe the defendant gave
him the sum of Twenty dollars in
good and lawful money of the
United States for said check which
is hereto annexed marked Exhibit A.
Witness deposited said check and
two days later said check was
returned to witness marked not good.
Witness thereupon called on deponent
with said check and deponent told
witness that he had never executed
or written his name on said check.
Deponent is further informed by
Edward Hertz that on or about
the 2nd day of August 1890 that
defendant did call on him Hertz
with a check to the amount of Fif-
teen dollars made payable to
Adolph Schved on the Bowery

0233

Bank of New York and signed by George
Horfler. Said Horfler claiming said check was
good ^{did} cashed said check for Defendant and
then present the same for payment and was
informed at said Bank that said check was a
forgery. Defendant therefor charges the Defendant
with having forged the name of Defendant to
several Instruments to wit Checks and promps
that he is held to answer G. J. Horfler

E. J. Horfler

Sum to before me this
13th day of August 1890

Police Justice

Dated 1888 Police Justice

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

There being no sufficient cause to believe the within named

Dated 1888 Police Justice

I have admitted the above named

to bail to answer by the undertaking hereto annexed.

Dated 1888 Police Justice

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

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

Police Court-- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

1
2
3
4

Offence,

Dated 1888

Magistrate.

Officer.

Clerk.

Witnesses,

No.

Street,

No.

Street,

No.

Street.

\$

to answer

Sessions

0234

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 35 years, occupation Edward Hirtz of No. 270
Erwin

Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of George F. Hoyle
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this 13 day of August 1890 } Edward Hirtz
Edgar
Police Justice.

0235

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 49 years, occupation Liquor Store of No. 69
Grand Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of George J. Harper
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this 13
day of August 1889

John Seehl

George J. Harper
Police Justice.

0236

Sec. 198-200.

3

District Police Court

CITY AND COUNTY } ss.
OF NEW YORK

Charles Schved 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.

Charles Schved

Question. How old are you?

Answer.

39 years

Question. Where were you born?

Answer.

Germany

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

Answer.

57 Bowery 2 weeks

Question. What is your business or profession?

Answer.

Painter

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

Answer.

I refuse to answer

Charles Schved

Taken before me this
day of August

13

188

W. J. [Signature]

Police Justice

0237

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

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

Dated *Aug 13* 188*9* *C. Hagan* Police Justice.

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

Dated 188 Police Justice.

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

Dated 188 Police Justice.

0238

BAILED.

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Police Court

1242
3 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

George J. Hoyle
446 E. 1st St.
Charles Scherer

2 _____
3 _____
4 _____

Offence

Dated August 13th 1890

H. J. H. Magistrate
Coroner Officer.

11 Precinct.

Witnesses John Soch

No. 69 Grand Street.

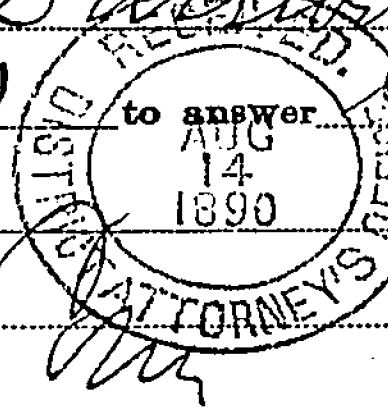
Edward Hertz

No. 270 Grand Street.

Gustav Schuman

No. 18 Diver Street.

\$ 2000 to answer



0239

No 1473 No 100 New York June 17 1881

The *Tradesmens National Bank*

291 BROADWAY.

Pay to the order of *Adolph Schmitt*

Twenty Five Dollars

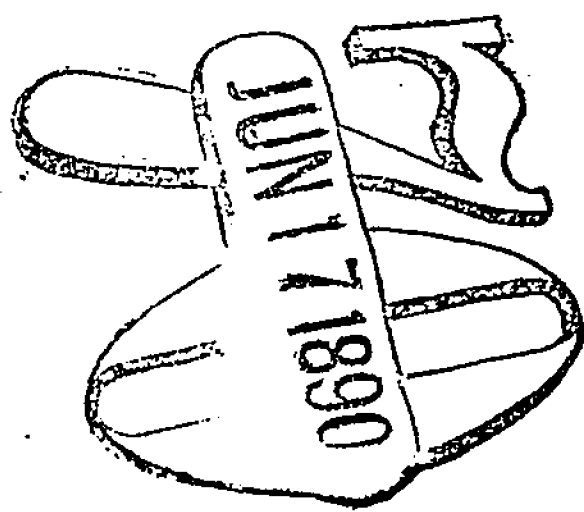
\$25.00

Adolph Schmitt

0240

Adolph Schmitt

Gustav
Schumann
18 Division

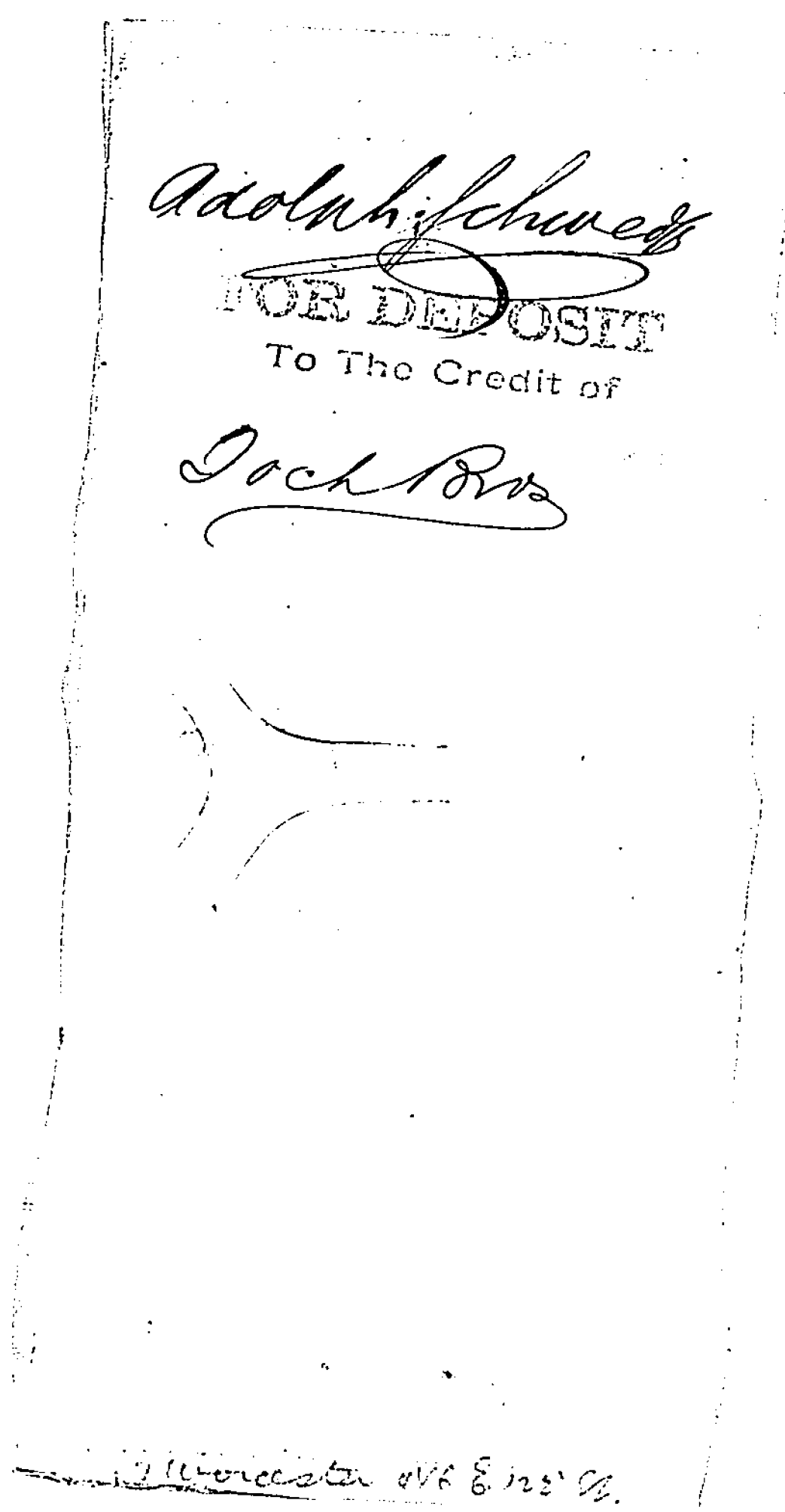


0241

BOWERY, COR. CANAL STREET.	No. <u>1134</u>	New York, <u>Aug. 4th</u> 1890
	The Bowery Bank, of New York.	
	Pay to the order of <u>Adolph Schued</u>	
	<u>Twenty</u> Dollars,	
	\$ <u>20 00</u> 20 - <u>George Hoefler</u>	
<small>R. G. BARCALOW, Stationer and Printer, 76 Bowery, N. Y.</small>		

LT PINK

0242



LT PINK

0243

1278
No. *1278* New York, *Aug 6th* 1890
The Bowery Bank, of New York.
Pay to the order of *Adolph Scherer*
Five Ten 100 Dollars,
\$ *15.00* *George T. Hooper*
R. G. BARCALOW, Stationer and Printer, 76 Bowery, N. Y.

LT PINK

0244

Adolph Schwedz
John George Hohmann

8/9

7
8

LT PINK

0245

BOWERY, COR. CANAL STREET.

No. *1973* *W. Jones* New York, *June 12th 1880*

The Bowery Bank, of New York.

Pay to the order of *Adolph Schwed*

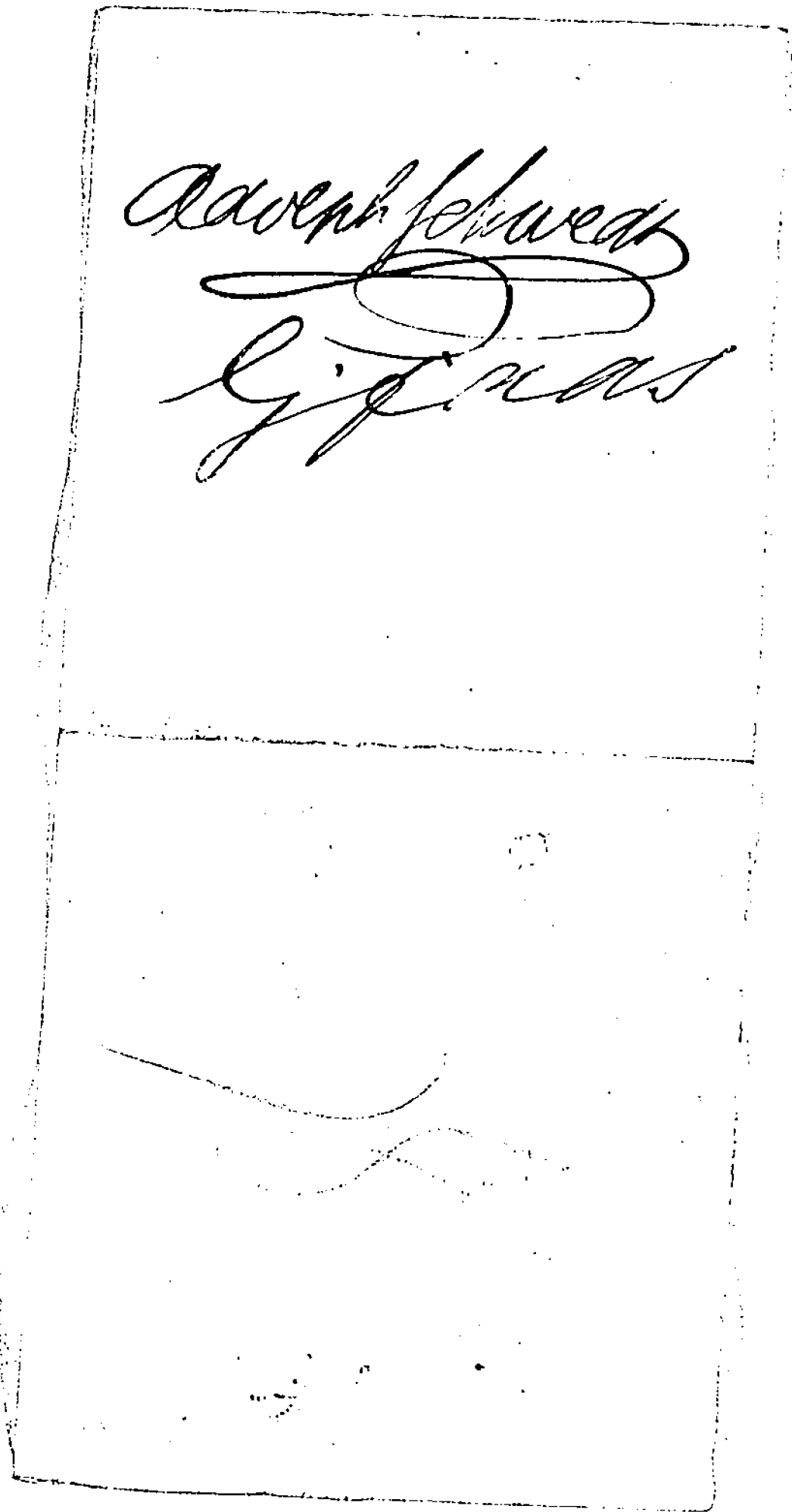
Twenty Five JUN 16 1880 Dollars,

\$ *25.00* *J. Fox & Co.*

WM. MANN CO., Printers, 88 Maiden Lane, N. Y. 4840-U

LT PINK

0246



LT PINK

0247

BOWERY, COR. CANAL STREET.

No. 1538 New York, Aug 11th 1880

The Bowery Bank, of New York.

Pay to the order of Charles Schwed

Twenty Dollars,

\$ 20 00 F. C. Fox & Co

WM. MANN Co., Printers, 88 Maiden Lane, N. Y. 4840-U.

LT PINK

0248

Charles Schreor

0249

ERY, COR. CANAL STREET.

No. 1273

New York, Aug. 4th 1890

The Bowery Bank, of New York.

Pay to the order of Charles Schuch Dollars,

Twenty 50

R. G. BAROLOW, Stationer and Printer, 76 Bowery, N. Y.

0250

Pharm. Archiv d.

John Soehl

Elmer A.

0251

BOWERY, COR. CANAL STREET.	No. <u>1375</u>	New York, <u>Aug 25</u> 1890
	The Bowery Bank, of New York.	
	Pay to the order of <u>Adolph Schumacher</u>	
	<u>Five</u>	Dollars,
	<u>15</u> ⁰⁰ / ₁₀₀	<u>George Hodler</u>
R. G. BARCLOW, Stationer and Printer, 76 Bowery, N. Y.		

0252

Adolph Schreier

0253

NOT GOOD.

0254

Grand Jury Room.

PEOPLE

vs.

Chas. Schneider

Edward Hertz

John Sechl.

~~George Sechl.~~

The Complainant
in this case is in
the country and
will not return for
two weeks. The officer
is on his vacation
and will not return
for 15 days. The
two witnesses mentioned
above will testify
that when the ~~officer~~
prisoner was charged ^{on}

0255

~~the Larney has~~
~~he stood with~~
another with the Larney
he stood with

12 m - 2 m - 1 m - 1 m
100 y 100 y 100 y
100 y 100 y 100 y

0256

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Charles Schued

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

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

The said

Charles Schued

late of the City of New York, in the County of New York aforesaid, on the
twelfth day of August in the year of our Lord
one thousand eight hundred and ninety, with force and arms, at the City and
County aforesaid, feloniously did forge, and cause and procure to be forged, and willingly
act and assist in the forging a certain instrument and writing, to wit: an
order for the payment of money,
of the kind called bank cheques,
which said forged bank cheque
is as follows, that is to say:

No. 1273

New York, Aug 4th 1890

The Bowery Bank, of New York.

Pay to the order of Charles Schued

Twenty Dollars

\$20 00/100

George F. Hoefler

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

0257

SECOND COUNT—

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

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

The said

Charles Schued

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, did feloniously utter, dispose of and put off as true, a certain forged instrument and writing, *to wit:*

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

No. 1273

New York, Aug. 4th 1890

The Bowery Bank, of New York.

Pay to the order of Charles Schued

Twenty

Dollars

\$20.00/100

G. F. Hoefler

with intent to defraud, *he*

the said

Charles Schued

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

JOHN R. FELLOWS,

District Attorney.

0258

BOX:

408

FOLDER:

3775

DESCRIPTION:

Seeley, Thomas

DATE:

08/20/90



3775

Witnesses;

Reuben J. J. J. J.
Ch. J. J. J. J.
The J. J. J. J. J.
J. J. J. J. J.

Jas. B. Breason
232 Washington St.
care W. B. Mason Ho.

N. B. Lane
Fruit 252 Washington St.

Howard Blackwell
99 Park Place
Fruit

R. W. Underhill with
Cornell Hitchcock & Underhill
Iron
13 Gold St.

218.

Counsel,
Filed 20 day of Aug 1890
Pleads,

THE PEOPLE
vs.
Thomas Seely
Grand Larceny, 1st Degree.
(From the Person.)
[Sections 528, 531, Penal Code].

JOHN R. FELLOWS,
District Attorney.

A True Bill.
J. J. J. J. J.

Foreman.

Aug 21, 1890
Pleas
J. J. J. J. J.
Aug 25, 1890

0259

0260

Police Court

1st District.

Affidavit—Larceny.

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

Charles R. Bevens

of No. 129 Broadway Street, aged 39 years,
occupation Commission Merchant being duly sworndeposes and says, that on the 14th day of August 1889 at the City of NewYork, in the County of New York, was feloniously taken, stolen and carried away from the possession and
person of deponent, in the day time, the following property, viz:A silver watch and
Chain of the value of
Fifteen dollars

the property of Deponent

and that this deponent
has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,
and carried away by Thomas Seeley (now here) forthe reasons following, to wit:
Deponent says, at about half
past four PM of said date, he was
walking along West Street, and was
informed by John Feigley 184th Street and
Bainbridge Avenue, Brooklyn, that he
saw defendant approach deponent and
saw defendant take said property from
the vest then on deponent's person.Deponent further says, he is informed
by Robert J. Nail of the 2nd Precinct that
he arrested defendant with said property
in his possession, which deponent identified
as his property, and as being the property
he had worn on his person. C L BevensSworn to before me, this 15th dayof August 1889
J. L. Smith
Police Justice.

0261

CITY AND COUNTY }
OF NEW YORK, } ss.

aged _____ years, occupation _____ of No. _____

says, that he has heard read the foregoing affidavit of

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

Sworn to before me, this

day of

188

Police Justice.

0262

CITY AND COUNTY }
OF NEW YORK, } ss.

John Feigle
aged 14 years, occupation Messenger of No. 184 West Cambridge Ave. - Boston Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Charles C. Devane

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

Sworn to before me, this 15
day of Aug 1890

John Feigle
A. J. White
Police Justice.

0263

Sec. 198—200.

District Police Court.

CITY AND COUNTY OF NEW YORK ss.

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

Question. What is your name?

Answer.

Thomas Seely

Question. How old are you?

Answer.

29 years

Question. Where were you born?

Answer.

United States

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

Answer.

128 Park Row - 2 months

Question. What is your business or profession?

Answer.

Print painter

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

Answer.

I am guilty.

T Seely

Taken before me this

day of

Seely

Police Justice.

0264

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.....

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

Dated *Aug 15* 18 *90*.....Police Justice.

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

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

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

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

0265

Police Court---

1272 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Charles L. Owens
128 Madison St.
Thomas Seely

2
3
4

offence
Hauling from person

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Dated Aug 15th 1890

White Magistrate.

Robert J. Vail Officer. X
28th Precinct.

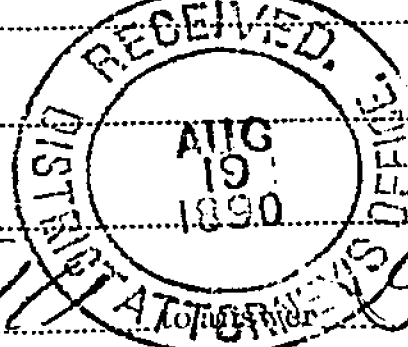
Witnesses Robert J. Vail

No. 28th Precinct Street.

John Freigle
314 Greenwich for
No. _____ Street.

No. _____ Street.

\$ 500.00



at
New York

0266

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Thomas Seeley

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

Thomas Seeley
of the CRIME OF GRAND LARCENY in the second degree committed as follows:

The said Thomas Seeley

late of the City of New York, in the County of New York aforesaid, on the fourteenth
day of August in the year of our Lord one thousand eight hundred and
ninety, in the day - time of the said day, at the City and County
aforesaid, with force and arms,

one watch of the
value of ten dollars, and one
chain of the value of five
dollars

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

John R. Fellows,
District Attorney

0267

BOX:

408

FOLDER:

3775

DESCRIPTION:

Shannon, Samuel S.

DATE:

08/19/90



3775

Witnesses;

Emily R. Lewis
of Heidelberg

This affls. has
been read and
20 for given
necessary
Larceny

196

Emilie Zenne

Counsel,

115 West 1st St.

Filed

19 day of Aug 1890

Pleads,

Not Emily (19)

THE PEOPLE

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

Samuel S. Shannon

(2 cases)

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Demond J. W.

Foreman.

Aug 27, 1890

Pleads Emily

7/17/6 Mrs. J. P.
Sept 3/90. 7/7/90

0268

0269

Police Court—2 District.

Affidavit—Larceny.

City and County }
of New York, } ss.

Emeline R. Lewis
of No. 2 E 14 Street, aged 44 years,
occupation Manufacturer being duly sworn
deposes and says, that on the 7 day of June 1894 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent in the day time, the following property, viz:

Good and lawful money of the
United States of the amount
and value of Seventy Three
dollars & sixty three cents

the property of deponent

and that this deponent
has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,
and carried away by Samuel S. Shannen

Deponent says that said defendant was a
a clerk in her employ and by virtue
of such employment did receive and
have in his possession the aforesaid
sum of money and having so received
and taken it into his possession
for and in account of his Employer
did unlawfully and feloniously
appropriate the same to his own
use with intent to deprive the
true owner of the same.

Deponent says that she has
been informed by the Cashier of the
Garham Manufacturing Company that

Sworn to before me this

18

Police Justice.

0270

he paid said defendant the agreed
sum of money on said date

Sworn to before me this 11th day Emily R. Lewis.

of Aug 1910

[Signature]
Notary Public

0271

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 33 years, occupation Cashier of No.

889 Broadway Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Emile R. Lewis

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

Sworn to before me, this 12

day of Aug 1890

J. F. Farvey

D. J. C. Smith
Police Justice.

0272

Sec. 198—200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Samuel S. Shannon 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.

your name? Samuel S Shamon

Question. How old are you ?

Answer.

45 years.

Question. Where were you born?

Answer.

you born?
 22 8

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

Answer.

1157 Fulton Ave Cms

Question. What is your business or profession?

Answer.

Clark

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

Answer.

I am not guilty
and raise further
Examination

Sam. D. Shannon

Taken before me this

day of.

3

188

Police Justice

0273

Sec. 151.

Police Court 2 District.

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

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police
Justices for the City of New York, by Emile R. Laves
of No. 2 E 14 Street, that on the 7 day of June
1890 at the City of New York, in the County of New York, the following article to wit:

Gold and silver money of the United
States of the value of Twenty Three 63/100 Dollars,
the property of Comptant
w as taken, stolen and carried away, and as the said complainant has cause to suspect, and does suspect and
believe, by Samuel S. Shannon

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, Marshal and Policemen, and every of you, to apprehend the bod y of the said Defendant
and forthwith bring him before me, at the 2 DISTRICT POLICE COURT, in the said City, or in
case of my absence or inability to act, before the nearest or most accessible Police Justice in this City, to answer the
said charge, and to be dealt with according to law.

Dated at the City of New York, this 11 day of Aug 1890

Lo J. P. Justice Police Justice.

0274

Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Warrant-Larceny.

Dated 188

Magistrate

Officer.

The Defendant

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

Heedethy & DeBour Officer.

Dated 188

This Warrant may be executed on Sunday or at
night.

Dr. J. C. Henry Police Justice.

Dated 188

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

The within named

Police Justice.

0275

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 dyndant

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

Dated Aug 14 1890 To J. C. Bull Police Justice.

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

Dated _____ 18 _____ Police Justice.

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

Dated _____ 18 _____ Police Justice.

0276

Police Court---

2

District

1238

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Charles R. Lewis
vs.
Samuel S. Shannon

2

3

4

Office

BAILED,

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street

Dated

Aug 12

188

Magistrate.

Officer.

Precinct.

Witnesses

No. 88

70

W. R. Rattle

William Lindrich

L. P. Esch

Ephraim

E. O. Zedler

\$1500

to

to

to

to

to

to

to

to

to

to

to

to

to

to

to

to

to

to

to

to

to

to

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to

to

to

to

to

to

to

to

COMMITTED.

0277

PART I.

THE COURT ROOM IS IN THE SECOND STORY AND FRONTING THE PARK.

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

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

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

SUBPOENA FOR A WITNESS TO ATTEND THE GENERAL SESSIONS OF THE PEACE.

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

To *Raymond Peller Bank of Metropolis*
of No. _____ Street _____

YOU ARE COMMANDED to appear before the Court of General Sessions of the Peace in and for the City and County of New York, at the Sessions Building, adjoining the New Court House in the City Hall Park, in the City of New York, on the *22* day of *August* 1890, at the hour of 11 in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York, against

James S. Shannon
Dated at the City of New York, the first Monday of *August* in the year of our Lord 1890.

JOHN R. FELLOWS, *District Attorney.*

0278

Should the case not be called on for trial, and no reason assigned in Court please inquire at the District Attorney's Office about it, and you may save time.

If inconvenient to remain, and you prefer another day, state this early to the District Attorney in the Court.

If ill when served, please send timely word to the District Attorney's Office.

If you know of more testimony than was produced before the Magistrate, or if a fact which you think material was not there brought out, please state the same to the District Attorney or one of his Assistants.

Mr. McGee,

Please let the gentlemen
see the check in Shannon case.

ADP

Please enter his name, W.P. Barber,
as a witness on the papers.

Check - clerk with det. blotter, con-
taining

0279

~~Grand Jury Room.~~

Part one

PEOPLE

vs.

L. S. Shannon

*all served persons
but Barker and that
is issued on the 22nd
for the 27th/90*

By Huntley

0280

#202 Fulton Market
New York.
Sept 2^d, 1890

Recorder Smyth:-

Dear Sir:-

I have known
the Prisoner, Saml. T. Shann-
non for some time, and
in all my dealings
with him found him
to be faithful and
honest. A devoted hus-
band, and one who tried
to the best of his ability
to support his wife and
himself off of the salary
of \$9 dollars a week.
His wife is now left

0281

friendless and destitute,
with-out any relatives,
or means of support.

I beg in her behalf
that you will be de
veloped as possible with
the Prisoner.

Yours Respt.
J. B. Conklin

0282

New York Sept 3^d. 90
Recorder Smyth,
Dear Sir -

Here the full Circumstances known as regards the prisoner Saml. Shannon - you could not be otherwise than lenient toward him in your sentence.

Here is a case of Man and wife bound up in each other, with the man trying to exist on the outrageously small salary of from \$8.⁰⁰ to \$10.⁰⁰ ^{per week} and this sum only partly paid.

Whatever of this, small

0283

amount he rec'd, he always brought it to his wife, and she (God only knows how) managed to sustain her home with it.

He was never away from his home, being one of the most devoted of husbands.

She is left without a cent, without relatives, and no means for a living.

Considering these circumstances, and no ~~terrible~~ to any one, an extreme sentence, it is to be hoped that you will be as considerate as the law will allow

Yours Respectfully
W.C. Andrews

564 Broadway, N.Y.

0284

1157 Fulton Ave.
Brooklyn Sept 1st
To whom it may concern;

I take the liberty
of writing to you, in
behalf of David Sham
I have been acquainted
with him and his wife for
some years, and always
found him to be a
gentleman, a man that
was fond of home and
and tried to do as well
as possible under all
circumstances which
were none of the best
at any time, a faithful
husband and friend
I plead with you
in behalf of his wife

0285

Thos. J. & Co
Shannon.

No 115 Nassau St
N.Y. Sept 3rd 1890
Hon. F. Smyth
Recorder
My dear Sir.

As
a matter of charity, I
appeared for the defendant
in above matter, at the
solicitation of his wife.
I know nothing of the
antecedents of the prisoner.
They (his wife & self) are
strangers. On examination
of the matter, I advised
him to plead guilty.
& trust to the mercy
of the Court in final
sentence. I therefore

0286

appeal to you, to take
the plea in consideration
& make the sentence
as light as possible.

His wife is endeavoring
to get some
money from her friends
so as to repay back a
part of the stolen funds.

Respy Yours

C. Yenni
Atty.

0287

29 Union Square	No 1355	New York July 10 th 1890
	Bank of the Metropolis	
	Pay to Beam	or order
	Twenty Five for	Dollars
	\$5 ⁰⁰	Lewis & Co.
	<small>STEWART, WARREN & CO. 29 HOWARD ST. N.Y.</small>	

0288

Lewis & Co.

City & County of 2d Dist. Phila. Co.
New York Co.

Emilie R. Lewis of No 2 East 14
Street aged ⁴⁴ years occupation
Stone Carpenter being duly sworn deposes
and says that on the 10 day of
July 1890 at the City of
New York in the County of New
York

Samuel S. Shannon
who was a clerk in the employ-
ment of defendant and he said defen-
dant requested her to give
him said defendant a check
for the sum of Five dollars
which he owed defendant

Defendant says that said
defendant made an entry in
her check book for the sum
of Five dollars and made
a check payable to him and
issued which is made by
this affidavit and Complaint
for the sum of Five dollars

Defendant says that said

defendant handed her the
check number shown for the
sum of Five dollars which
she signed the name trustee
of Lewis & Co. she being the
surviving partner and owner of
said business

deponent says that said
defendant presented the annexed
check number shown which
was altered ^{from} ~~to~~ the amount
of Five dollars to the aforesaid
sum of Twenty five dollars
and received the aforesaid
sum of \$25. from the Bank
of the Metropolis

Wherefore deponent charges
said defendant with unlawfully
and feloniously ^{altering} ~~altered~~ the
annexed check as aforesaid
in violation Section 521
of the Penal Code

Sworn to before me this 11th day

of Aug. 1890

James H. [Signature]
Justice

Emilie K. Lewis

0291

Sec. 198-200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Samuel S Shannen 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.

Samuel S Shannen

Question. How old are you?

Answer.

25 years

Question. Where were you born?

Answer.

N. Y.

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

Answer.

1187 Fulton Ave 6 mos

Question. What is your business or profession?

Answer.

clerk

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

Answer.

*I am not guilty and
waive Examination*

Samuel S Shannen

Taken before me this

day of

189

Samuel S Shannen

Police Justice.

0292

Sec. 151.

Police Court 2 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 Emile R. Lewis
of No. 2-E-14 7/2 Street, that on the 10 day of July

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

against Samuel S. Shannon for
unlawfully and feloniously obtaining a
check from five to twenty five dollars

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

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

Dated at the City of New York, this 11 day of Aug - 1890

E. J. C. B. R. L. POLICE JUSTICE.

0293

POLICE COURT DISTRICT.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Warrant-General.

Dated.....188

Magistrate.

Officer.

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

Wesley D. Dolan Officer.

Dated.....188

This Warrant may be executed on Sunday or at
night.

John H. Smith Police Justice.

Dated.....188

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

The within named

Police Justice.

0294

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

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

Dated Aug 14 1890 To J. C. Kelly Police Justice.

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

Dated _____ 18 _____ Police Justice.

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

Dated _____ 18 _____ Police Justice.

0295

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Police Court--- 2

District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Ernest R. Lewis
2 East 14th St
Sam S. Shannon

2

3

4

Offence

Fugitive

Dated Aug 14 1890

D.O.R.

Magistrate.

Polan

Huddell

Officer.

W. S. Engle

Precinct.

Witnesses _____

No. _____ Street.

Chas. D. Walker

No. 52 _____ Street.

W. P. Barker

Bank of Montreal

No. _____ Street.

\$ 1500 to answer G. S.

COMMITTED

0296

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Samuel S. Shannon

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

The said *Samuel S. Shannon*
late of the City of New York, in the County of New York aforesaid, on the
seventh day of *June* in the year of our Lord
one thousand eight hundred and *eighty-ninety*, at the City and County aforesaid, being
then and there the clerk and servant of *Emilie R. Lewis*

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

the true owner thereof, to wit:

*the sum of seventy-three dollars and
sixty-three cents in money, lawful
money of the United States of America
and of the value of seventy-three
dollars and sixty-three cents;*

the said *Samuel S. Shannon* afterwards, to wit:
on the day and in the year aforesaid, at the City and County aforesaid, with force and arms,
did feloniously appropriate the said *sum of money*

to his own use, with intent to deprive and defraud the said *Emilie R. Lewis*
of the same, and of the use and benefit thereof; and the same moneys, goods, chattels and
personal property of the said *Emilie R. Lewis*

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

JOHN R. FELLOWS,
District Attorney.

Witnesses:

Emily R. Lewis
H. Heidelberg

197.

Counsel,

Filed

19 day of Aug 1889

Pleads,

Not Guilty (19)

THE PEOPLE

vs.

Samuel S. Shannon

(2 cases)

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Edmondson

Foreman.

Grand Jurors, in the presence of the Grand Jurors, (Sections 528 and 537 of the Penal Code.)

0297

0298

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Samuel S. Shannon

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

Samuel S. Shannon

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

The said

Samuel S. Shannon

late of the City of New York, in the County of New York aforesaid, on the *tenth* day of *July* in the year of our Lord one thousand eight hundred and *ninety*, with force and arms, at the City and County aforesaid, feloniously did forge, and cause and procure to be forged, and willingly act and assist in the forging a certain instrument and writing, *to wit: an order for the payment of money of the kind called bank cheques* which said forged *bank cheque* is as follows, that is to say:

No 1355 New York July 10th 1890
Bank of the Metropolis
Pay to Bearer or order
Twenty Five 00 Dollars
\$25.00 Lewis & Co.

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

0299

SECOND COUNT—

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

Samuel S. Shannon
of the CRIME OF FORGERY IN THE SECOND DEGREE, committed as follows:

The said

Samuel S. Shannon

late of the City and County aforesaid, afterwards, to wit: on the day and in the year
aforesaid, at the City and County aforesaid, with force and arms, did feloniously utter,
dispose of and put off as true, a certain forged instrument and writing, *to wit:*
an order for the payment of money
of the kind called bank cheques
which said forged *bank cheque*
is as follows, that is to say:

No 1355 New York July 10th 1890
Bank of the Metropolis
Pay to Bearer _____ or order
Twenty Five /⁰⁰ Dollars
\$25.00 Lewis & Co

with intent to defraud, he the said Samuel S. Shannon
forged, against the form of the Statute in such case made and provided, and against the peace
of the People of the State of New York and their dignity.

JOHN R. FELLOWS,
District Attorney.

0300

BOX:

408

FOLDER:

3775

DESCRIPTION:

Silver, Joseph

DATE:

08/14/90



3775

0301

POOR QUALITY
ORIGINAL

Witnesses:

Officer Heidelberg

I have made a careful examination of the within case. See affidavits filed herewith. I am of the opinion that the ends of justice do not require the prosecution of the deft. The deft is a gentlemanly bright young lad whom I believe under the new house surroundings to which he is now subject will become a respectable and honest citizen. I respectfully recommend that this indictment be dismissed.

Part 3 Dec. 22/90

W. J. Jerome,
Dep. Asst.

Counsel,

Filed *14* day of *Aug* 18 *90*

Pleads, *Not Guilty (as)*

THE PEOPLE

vs.

Joseph Silver

1120

JOHN R. FELLOWS,

District Attorney

Part I Sept. 17th

W. J.

A True Bill.

Edmondson

Part III December 22/90

Indictment dismissed

Forgery in the Second Degree,
(Sections 614 and 621, Penal Code.)

0302

Heiser Heidelberg

W. S. Jewell,
Exp. Cash

Filed 14 day of Aug 1894
Pleads, Not Guilty (45)

vs

Joseph Silver

1130

District Attorney.

Part 1 Sept. 1939

A True Bill.

True Bill.
Edmund S. Brown

Foreman.

Part III December 22/90 Foreman.

Indictment dismissed

0303

Police Court

District.

Affidavit—Larceny.

City and County
of New York, } ss.

I, David Berg,
of No. 44 Lispenard Street, aged 28 years,
occupation Merchant, being duly sworn

deposes and says, that on the 13 day of July 1890 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent, in the time, the following property, viz:

Eighty (80) Dozen of
O. H. S. Spool Cotton
of the value of thirty
three dollars $\frac{84}{100}$

the property of Berg Bros, in care
charge 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 Joseph Silver (now

here) for the reason that
on said day and date
said Joseph Silver took the
aforesaid order to the firm
of George A. Clark of 400
Broadway New York City, and
saying he was sent by this
deponent's firm for said
property, received the same,
and was seen taking
said property away by one
Martin L. Horn of 400 Broad-
way in the employ of said
Clark & Brothers, therefore

Sworn to before me, this
13 day of July 1890
at New York
Police Justice.

0304

Defendant now charges
said Defendant with beating,
stealing and carrying away
said property and prays that
he be dealt with as the law
dictates

David Berg

Sworn to before me }
this 1st day of July 1949 }

[Signature]
Police Officer

0305

Sec. 198-200.

3 District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

Joseph Silver 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. *Joseph Silver*

Question. How old are you?

Answer. *16 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *120 Suydam Street Brooklyn N.Y.* *6 months*

Question. What is your business or profession?

Answer. *Entry Clerk*

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

Answer. *I am not guilty*
Joseph Silver

Taken before me this
day of *July*

John J. Smith
Police Justice.

0306

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 28 years, occupation stenographer of No. 400 Broadway Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of David Berg
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this 14th

day of July

188 7

Martin L. Stern.

[Signature]
Police Justice.

0307

New York, July 1890

BERG BROS.,
NOTIONS, FANCY GOODS, JEWELRY & C.
44 LISPENARD STREET,

Me

Please deliver us the following, by bearer,

each (100)
white 24-30 30-40
Blue 72-76 74-30 36-40 70 50 60

WAITING.

WAITING.

80253

7/16

Yours respectfully,

BERG BROS.

Per *[Signature]*

0308

—OFFICE OF—
E. ARNSTEIN.
Attorney and Counsellor at Law,
261 BROADWAY,

NEW YORK, Sept 18 1896.

Mr Jerome.

Asst Dist Atty
Dear Sir

I am informed by my clients
Messrs Berg Bros that full restitution has been
made both to them and to all persons who
have suffered any loss by misconduct of
Joe Silver

Yours Very Truly.
E. Arnstein

0309

Received New York July 21/89
of Mrs. Augusta Pressel.
Eight dozen of Clark Cotton
which was received by
Joseph Silver on forged
order.

September 15th, 1890.

Chas. T. Kinsley

03 10

New York September 10th, 1890.

Received from Detective Sergeant Charles Heidelberg
8.507 spools of cotton, which was sold to me in good faith by
Joseph Silva, who received the same under false representation

Augusta Russell
2288. 2nd ave

6-25-88
J. H. [unclear]
[unclear]

RECEIVED
DISTRICT CLERK
JULY 21 1890

0311

GLUED PAGE

District Police Court.

New York, July 21 1890.

September 15th, 1890.
September 15th, 1890.

Received of Chas H. Walden
four Dozen of Clark
Spool Cotton received
by Joseph Brown on
forged order.

Wm. H. Hildreth

0312

GLUED PAGE

New York September 15th, 1890.

Received from Detective Sergeant Charles Heidelberg
4.50 spools of cotton, which was sold to me in good faith by
Joseph Silva, who received the same under false representation

G. Wolder
1969 3rd Ave
City

\$120

0313

GLUED PAGE

May 21st 1890
of Mrs M.
Twenty Eight
of Clark House
received by
H Silver on
order.

Chas Buckley

\$120

0314

GLUED PAGE

New York September 15th, 1890.

Received from Detective Sergeant Charles Heidelberg
3 spools of cotton, which was sold to me in good faith by
Joseph Silva, who received the same under false representation

Mr. M. Ludwisi.

1725 Lex. ave.
N.Y.

#120

03 15

GLUED PAGE

New York September 14th, 1900.

Received from Detective Sergeant Charles Heinebaugh
two bales of cotton, which was sold to me in good faith by
Joseph Silva, who received the same under false representation.

Benjamin Singer
2107 2nd Ave

\$120.00

03 16

GLUED PAGE

July 20/90
Chas H. Ward -
seven dozen
Spool Cotton -
by Joseph Silver
ed orders -
Chas H. Ward

\$120

0317

GLUED PAGE

New York September 15th, 1890.

Received from Detective Sergeant Charles Heidelberg

27 *lb.* spools of cotton, which was sold to me in good faith by
Joseph Silva, who received the same under false representation

Char. H. Ward
162 E 110 St

\$120.57

0318

GLUED PAGE

New York, Sep 17 1890

Received from Mr E Arnsperg Ctry
doz 50 yds & one doz 100 yds ~~of~~
Assortment of Merchandise returned
Perf Brnz
which please accept our thanks.

M. HEMINWAY & SONS SILK CO.

John W. Heminway

03 19

GLUED PAGE

New York, Sept 17 1890

Received from Messrs E. Arnstein & Sons

the sum of $\frac{63}{100}$ Dollars,

for account of goods received July 3rd by Joseph Silver
which please accept our thanks.

M. HEMINWAY & SONS SILK CO.

John McCarthy

$\frac{563}{100}$

0320

GLUED PAGE

New York September 17th, 1890.

Received from Detective Sergeant Charles Heidelberg
(40) spools of cotton, which was sold to me in good faith by
Joseph Silver who received the same under false representation
and (2) Two 50¢ 50 yard Hemmingway Lark
and (1) One 50¢ 100 -

Bessy Bros
which I will turn over to our attorney

0321

George A. Clark & Brother,
100 Broadway,

New York Sept 12th 1890.

South Fifth St.
Hartford, Ct.
No 538. Market St.

Received from E. Armstrong attorney,
the Hundred & Twenty ⁵⁵ Dollars,
in payment of special cotton, ob-
tained from us by Joseph Silver
in the name of Berg Bros, Lapeirard
St. New York City. The same is set-
tlement in full of our claim.

George A. Clark & Brother
per Wm Wilson

\$120.55

0322

The People
vs
Joseph Silver

City & County of New York.

David

Berg being only sworn says
I reside at No. ¹³⁴ ~~34~~ East ^{47th} ~~St~~
Street New York City, and am
the Complainant herein against
the above named ~~David~~ Joseph
Silver. The defendant was
in our employ for about two
years, and up to the time
of the occurrence for which he
was arrested, was an honest
industrious boy. He has made
full restitution to us, and
we have investigated his ante-
cedent history and found
it good. I am convinced
that the defendant is not
maliciously inclined and that
if discharged from the pres-
ent indictment sworn, with
his present surrounding in-
fluences have a good opportu-
nity of becoming a useful
member of society and an

0323

honest member of the community, and that the ends of justice will be best subserved by the discharge of the defendant, while he is seeking reformation, than by his imprisonment. I respectfully ask to be permitted to withdraw my complaint herein.

Sworn to before me this
December 3^d 1890 { David Berg
Emanuel A. Weston

Notary Public
N.Y.C.

0324

The people
Joseph Silver

City & County of New York.

Aaron Herzberg
being duly sworn says: I am
in business at No 39 1/2 B'way and
reside at No 13 Delancey St in this
City. I am the uncle of the de-
fendant Joseph Silver and
have known him from child-
hood. The cause of the defend-
ant's act, for which he was
arrested herein, was negligence
on the part of a careless parent
who habitually drinks and
is intoxicated, and the conse-
quent improper surroundings
which the defendant had.
The defendant always was a
good and dutiful boy and
I now have charge of him
and intend to see that he is
properly taken care of and
receives proper training and
bringing up. He is now employ-
ed in a reputable business
house, where during the past

City & County of New York:

Julius Davidsohn
a commission merchant doing
business at No. 2 New Chambers
Street New York City; Arnold
Griber doing business at No.
134 Park Row, New York City
and Bernard Hartman doing
business at No. 525 W 41st St
in the City of New York, being
each duly and severally sworn
say, and each for himself
says.

I have known Joseph
Silver since child hood. He al-
ways ^{was} a bright, good boy and
conducted himself in an
honest respectable manner.
We are convinced that if given
an opportunity, he will re-
form and become a good
citizen and an honest man.
We know Aaron Herzberg
his uncle, who is a prom-
inent merchant of this City
and we are assured that Mr
Herzberg's attention towards
said Silver will result in a
complete and entire reforma-

0326

tion. ~~He~~ would not even
now hesitate to employ him
in my business and place
him in a position of trust.
Said Silver has always acted
honestly and honorably, and
if given an opportunity to
reform, we are confident, he
will embrace the same, and
once more become respected
in society.

Sworn to before me

December 3^d 1890

John A. Hartman

Arnold Gibson
J. Hartman

John A. Hartman

~~Notary Public~~

my Co

0327

The People vs.

vs

Joseph Silver

Affidavits

0328

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

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

Dated 18

[Signature]
Police Justice.

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

Dated

July 22 18

[Signature]
Police Justice.

There being no sufficient cause to believe the within named

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

Dated

18

Police Justice.

0329

July 21-2, P.M.

Police Court--- District.

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

THE PEOPLE, &c
ON THE COMPLAINT OF

44 West 14th St
New York

2

3

4

Dated

1890

Magistrate.

Officer.

Precinct.

Witnesses

No.

Street.

No.

Street.

No.

Street.

to answer

Bailed

0330

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Joseph Silver

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

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

The said

Joseph Silver

late of the City of New York, in the County of New York aforesaid, on the
fifteenth day of *July* in the year of our Lord
one thousand eight hundred and *ninety*, with force and arms, at the City and
County aforesaid, feloniously did forge, and cause and procure to be forged, and willingly
act and assist in the forging a certain instrument and writing, *to wit: an*
order for the delivery of property

which said forged *order for*
is as follows, that is to say:

New York, July 1890
Berg Bros.,
Notions, Fancy Goods, Jewelry &c.
44 Lispenard Street,
M Geo. A. Clark & Bros

Please deliver us the following by bearer
5 Dozen each O. N. T.
White 24-36-30-50-60-70-40
Black 12-16-24-30-36-40-70-50-60

Yours respectfully
Berg Bros
Per H.D.

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

0331

SECOND COUNT—

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

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

The said

Joseph Silver

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, did feloniously utter, dispose of and put off as true, a certain forged instrument and writing, *to wit:*

an order for the delivery of property

which said forged order
is as follows, that is to say:

New York July 1890

Berg Bros.,

Notions, Fancy Goods, Jewelry &c.

44 Lispenard Street,

M Geo. W. Clark & Bros.

Please deliver us the following, by bearer,

5 dozen each O. N. T.

White 24-36-30-40-60-70-40

Black 12-16-24 30-36-40-70-50-60

Yours respectfully

Berg Bros.,

Per [Signature]

with intent to defraud, he

the said

Joseph Silver

then and there well knowing the same to be

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

JOHN R. FELLOWS,

District Attorney.

0332

BOX:

408

FOLDER:

3775

DESCRIPTION:

Smith, Chester

DATE:

08/08/90



3775

Witnesses;

Elizabeth B. Grannis

*subpoena duces tecum
for Elias Store ~~Staff~~
Pawmpton*

3d No. bet 194 & 20 St. Edward

*Most of the
Municipal Record*

SM

67.

*Berlinger
Dmlo*

Counsel,

Filed

8 day of *Aug* 18 *90*

Pleads, *Not Guilty*

THE PEOPLE

vs.

Chester Smith

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

Aug 11. 1890

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Edmund L. Fox

Aug. 26. 1890

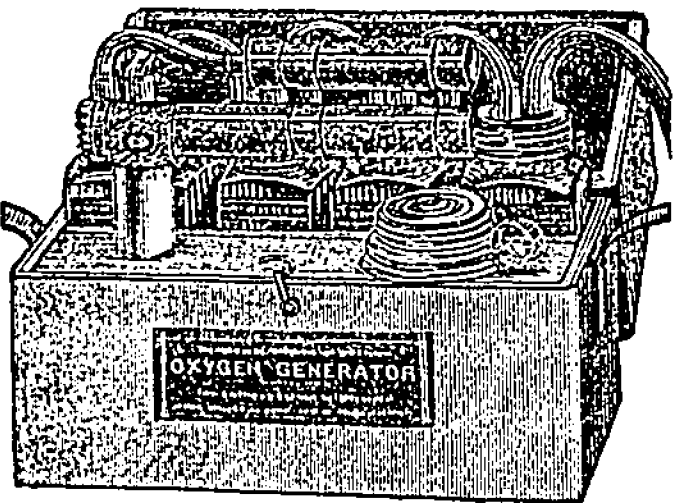
Foreman.

Pleads P. L.

*14th Nov 90
Aug 29. 1890 29*

0333

0334



PORTABLE OXYGEN GENERATOR No. 1,
Capacity, 7 gallons every 10 minutes.

OFFICE AND PORTABLE
OXYGEN APPARATUS
A SPECIALTY.

OFFICE OF
The American Oxygen Association,
MANUFACTURERS AND DEALERS IN CHEMICAL APPARATUS,
AND COMPRESSED GASES FOR MEDICINAL USE.

119 EAST 28th STREET.

New York, Aug. 20 1890

Jacob H. Simms
23 Chambers St. City.

Dear Sir— Your favor of 19th
inst. to hand. Regarding the character
of Chester Smith I am pleased to say that
during the three months, or thereabouts,
which he was in my employ, I had
many reasons for believing him honest
and faithful.

If my verbal testimony
to this effect at the time of his trial will
be of service to him I shall be glad to
give it if circumstances permit.

Yours very truly,
C. H. Maclean

Court of General Session
County of New York
The People etc

vs
Chester South
City & County of New York. ss

Chester South
being duly sworn, deposes and says that he
was born and reared in the State of Virginia,
that he is twenty three years of age, and that
he has spent in all about two years in the
State of N.Y. during which time he has been
employed by Messrs, Richard Bryson #
292 Grand St., Henry Sygdy # 306 W 26th
St and O R Wallion # 119 E 28th St
Each of these gentlemen will give him a
good reference; as he never committed
an offence any where nor he never was arrested
before the 17th day of July 1890, for even disor-
dely conduct. Now regarding his last emp-
loyer, Mrs Grossman, who makes the
complaint against him, he was there a
waiter, and she directed him to clean
out the Celler; he found in there an old
trunk of little or no value to any one.
he taken it to his room and put his clothing
into it, and some other things which he
picked up in the Celler. Supposing that

now one visited them and some few
 things he pawned on which he only got
 \$2.25 and when he was arrested by the
 officer he immediately told the officer
 where they were pawned, since that
 all he pawned have been recovered, he
 believes and all the rest is in Mrs Brown's
 house. So that she has all that was ab-
 stracted by him, and further than this
 his own clothing is there, which is worth
 about \$50, and the balance due him
 on wages is \$3. He was arrested on
 the 17th day of July 1890 and has been
 confined in prison ever since and
 his expenses of defence and his
 disgrace of imprisonment, which he
 feels very keenly would certainly prevent
 him ever committing the like again.
 He therefore humbly petitions the
 Court for mercy and Judicial Clemency
 that the punishment already endured might
 be considered sufficient, and that as
 soon as he is released, he will go
 directly home to Richmond Va and
 live an upright citizen as he did before
 his unfortunate step July 17-1890.

In witness whereof
 this 27th day of Aug 1890

Gilbert H. Sloan.

Commissioner of deeds.

N. County,

B. J. Chester & Smith

0337

General Sessions
N.Y. County
The People etc

vs

Charles Smith

Def. Attorney
23 Chambers St

0338

Police Court 2 District.

Affidavit—Larceny.

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

Elizabeth B. Grannis

of No. 33 East 22nd Street, aged _____ years,
occupation Editor and Publisher being duly sworndeposes and says, that on the 17 day of July 1888 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent, in the day time, the following property, viz:

one plush sash
of the value of ten dollars; one ladies
dress \$15; four towels worth \$1.00
ten books of the value of \$15 - one
lot of celluloid goods of the value of
\$2.00; one shirt of the value of
75 cents - all of the value of
forty four dollars \$44 -

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 Chester Smith Snowhues
under the following circumstances. The
defendant was in deponent's em-
ployment as a servant, and had
access to the said property, all
of which was contained in the house
33 East 22nd Street where the
defendant was employed. Deponent
missed the said property and sus-
pected the defendant, and deponent
searched the defendant's trunk
and found all the aforementioned
property in the defendant's trunk
on said date.

Elizabeth B. Grannis

Sworn to before me, this

1888of James M. McNamee Police Justice.

0339

Sec. 198-200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer.

Chester Smith

Question. How old are you?

Answer.

29 years

Question. Where were you born?

Answer.

N.Y.

92 Ave 42 St

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

Answer.

35 East 22nd St 17 days

Question. What is your business or profession?

Answer.

Writer

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

Answer.

*I have nothing to say
Chester + Smith*

Taken before me this

18

day of

1882

John J. ...

Police Justice.

0340

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.....

Chester Smith

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

Dated *July* 18*90* *John J. Plummer* Police Justice.

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

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

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

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

0341

BAILED,

No. 1, by _____
Residence _____ Street.

No. 2, by _____
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

Police Court---

1119 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Elizabeth B. Grannis
33 E 22 St.
Charles Smith

2 _____
3 _____
4 _____

Dated July 18 1880

Garman Magistrate.
Kemp Officer.
19 Precinct.

Witnesses _____

No. _____ Street.

No. 40 Complaint Street.

No. _____ Street.

\$ 1000 to answer E. S.

Came & J. S.

0342

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Chester Smith

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

Chester Smith

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

The said

Chester Smith

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

one sack of the value of ten dollars, one dress of the value of fifteen dollars, four towels of the value of thirty cents each, ten books of the value of one dollar and fifty cents each, one shirt of the value of seventy-five cents and divers other goods, chattels and personal property, a more particular description whereof is to the Grand Jury aforesaid unknown, of the value of two dollars

of the goods, chattels and personal property of one

Elizabeth D. Grannis

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

0343

SECOND COUNT—

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

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

The said

Chester Smith

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

one sack of the value of ten dollars,
one dress of the value of fifteen dollars,
four towels of the value of thirty cents
each, ten books of the value of one
dollar and fifty cents each, one shirt
of the value of seventy-five cents and divers other
goods, chattels and personal property, a more particular description whereof
is to the Grand Jury aforesaid unknown, of the value of two dollars
of the goods, chattels and personal property of one Elizabeth B. Grannis

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

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

Chester Smith

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

JOHN R. FELLOWS,
District Attorney.

0344

BOX:

408

FOLDER:

3775

DESCRIPTION:

Smith, Frank

DATE:

08/08/90



3775

[illegible]

Witness Maggie Wilson
bailed by - Charles Anderson
~~1777 Fayette St.~~
12 Chatham St.

J. H. *James*
 Counsel,
 2nd Chamber St
 Filed *Aug. 1890.*
 Pleads, *Not Guilty (11)*

vs.

ABDUCTION.

Frank E. Smith
[2 cases]

JOHN R. FELLOWS,

District Attorney.

Paul: ~~Request~~ request
Paul: ~~Request~~ request
Paul: ~~Request~~ request

A True Story

For emm.

P. 3. Ser 131890

Pleads At. Abandon
Sentenced on an Indict.
PBM

0345

Court of General Sessions

The People

v.
Frank E. Smith

City & County of New York ss:

James Oliver of said City -
being duly sworn says: that he is the
Counsel for the above named defendant
who is indicted for abduction; that he
is not ready for trial this day; that
he did not know said date was on
the Calendar for trial for to-day,
not having received any notice to
that effect: that defendant cannot
subpoena the witnesses necessary
for the defense, as they are out
of town, one at Henrietta Hall,
Connecticut, as defendant has been
informed and the others elsewhere;
one in Boston; that defendant cannot
get ready for trial with the material
witnesses to the case before Friday
next

Sworn before me this James Oliver
15th day of September 1890

Chas. H. Rice

Commissioner of deeds
New York County

0347

Count of
General Elections

The People

Frank E. Smith,

App. and

James J. Linn

Deputy Atty.

by Certificate

0348

Section 618, Cod. Cr. Pr.

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

THE PEOPLE, &c.,

vs.

Frank E. Scitelli

being duly sworn, says that he is one of the ^{deputy} Wm. Travers Jerome Assistant District Attorneys of the City and County of New York, and that he believes that the evidence of Maggie Wilson who resides at Corner of Clinton University Places is material, and that the attendance of said Maggie Wilson at the trial of the above-named defendant is necessary.

Wm. Travers Jerome
deputy Assistant District Attorney.

Sworn before me this 17th
day of September 1890.

Oliver H. Hall
Deputy Clerk
Court of General Sessions

N. Y. Co.

0349

Court of General Sessions of the Peace,
HELD IN AND FOR THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE ON THE COMPLAINT OF

PART I

vs.

OFFENSE,

Frank E. Smith

Abduction

Section 282 Penal Code

CITY AND COUNTY OF NEW YORK, ss.:

Charles W. Gardner

being duly

sworn, deposes and says:

That he is a ^{Peace} ~~Police~~ Officer attached to the ~~Society for the Prevention of Cruelty to Children~~ ^{That} Maggie Wilson is a material and necessary witness on behalf of the People herein. That deponent is informed and verily believes that the said Maggie Wilson will not appear to testify when required, from the fact that on the 16th day of September 1890, deponent served the said Maggie with a subpoena returnable on the said day and that after deponent served said subpoena, the said Maggie did not appear according to law, but changed her residence and when deponent again saw the said Maggie she informed him that she would not testify on behalf of the People and deponent further says the said Maggie is a reputed prostitute and has no permanent residence where she could be found. Wherefore deponent prays that the said Maggie Wilson be required to give sufficient security to assure her attendance when required as a witness, or upon a refusal to furnish such security that she be committed to the House for the Detention of Witnesses, until she be legally discharged.

Sworn to before me, this 17th day

of September 1890
Edmund Hall
Deputy Clerk
City and County of New York

Chas. W. Gardner.

0350

It appearing by the within affidavit that there is reasonable cause to believe that Maggie Wilson will not appear to testify, or cannot be served with the process of this Court when required,

I hereby ORDER that the said Maggie Wilson enter into Recognizance with security in the sum of Two Hundred Dollars for her appearance as a witness against the said defendant, and it is further ORDERED, if the said Maggie Wilson fail to furnish such security for her appearance, that she be committed to the House for the Detention of Witnesses until she give such security or be legally discharged.

Dated New York, September 17th 1890.

Henry A. Ray

Court of General Sessions of the Peace.

PART I

THE PEOPLE, ETC., ON THE
COMPLAINT OF

Frank C. Smith

OFFENSE

Affidavit and Order to Commit to the House
for the Detention of Witnesses.

JOHN R. FELLOWS,
District Attorney
New York County.

0351

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

100 EAST 23^d ST. (COR. FOURTH AVE.)

New York, August 1st 1890.

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

The People
against
Frank E. Smith

Notice of Prosecution.

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

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

I have the honor to remain, with great respect,

Elbridge T. Gerry,
President, &c.

0352

58692

N. Y. GENERAL SESSIONS

THE PEOPLE



CRUELTY TO CHILDREN.
Abdullah

NOTICE OF PROSECUTION
BY THE SOCIETY.

ELBRIDGE T. GERRY,
President, &c.

0353

2^d District Police Court.STATE OF NEW YORK,
CITY AND COUNTY OF NEW YORK, } ss.

Hugo Schultes

of Number 100. East 23^d street being duly sworn,
deposes and says, that on the 22^d day of July 1890 at the
City of New York, in the County of New York,

One Frank E. Smith, now here, did un-
lawfully, take receive, employ, and harbor two
certain females, called Mammie Jenkins and
Maggie Mc Grane, said females then and
there being under the age of sixteen years to
wit of the ages of twelve years respectively, for
the purpose of sexual intercourse
violations not being their ^{or guardian} husband in
violation of the statute in such case made
and provided and especially of Section
282 of the Penal Code of the State
of New York.

Wherefore the complainant prays that the said

Frank E. Smith.

may be apprehended, arrested and dealt with according to law.

Sworn to before me, this 23^dday of July18 90

Hugo Schultes

John J. Morrison

Police Justice.

0354

CITY AND COUNTY }
OF NEW YORK, } ss.

Mannie Jenkins

aged 12 years, occupation _____ of No.

449 West 27th Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Hugo Schultes

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

Sworn to before me, this 23rd

day of July 1888

Mannie Jenkins

John J. Herman
Police Justice.

0355

CITY AND COUNTY }
OF NEW YORK, } ss.

Maggie M. Grane
aged 12 years, occupation _____ of No.

526 West 30 St Street, being duly sworn deposes and

says, that she has heard read the foregoing affidavit of Hugo Schultze.

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

Sworn to before me, this 23^d

day of July 1898

Maggie M. Grane

John J. Horan
Police Justice.

0356

Sec. 198-200.

CITY AND COUNTY }
OF NEW YORK, } ss.2nd District Police Court.

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

Question. What is your name?

Answer.

Frank E. Smith.

Question. How old are you?

Answer.

35 years.

Question. Where were you born?

Answer.

N. Y.

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

Answer.

256 - 7th Avenue Ed 18 months -

Question. What is your business or profession?

Answer.

Blacksmith

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

Answer.

I am not guilty.

Frank E. Smith

Taken before me this

23rd

day of July

1888

Police Justice.

0357

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

Defendant

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

Dated *July 23rd* 18*90* *John J. Cannon* Police Justice.

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

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

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

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

0358

BAILED,

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

Police Court---

1134
District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Hugo Schultze

vs.

1 Frank E. Smith

2

3

4

2 indictments
on this complaint

Offence Abduction

Dated

July 23rd 1887

1887

Magistrate.

Officer.

Witnesses

No.

No.

No.

No.

No.

No.

No.

No.

No.

No.

No.

No.

No.

No.

No.

No.

No.

No.

No.

No.

No.

No.

No.

Off. John H. Tierney

Maggie Wilson

Mame Jenkins

Maggie McLean

\$ 1500 to answer

Maggie Wilson care of
Chas Anderson, 1091 Park Ave

Chas

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

THE PEOPLE etc.,

vs.

FRANK E. SMITH.

BRIEF FOR THE PEOPLE.

STATEMENT OF THE CASE.

The defendant is charged with the abduction of two girls, to wit: Mamie Jenkins aged 12 years and Maggie McGrane aged 12 years, on July 22, 1890, in that he met the said girls, took them to a restaurant in Fourth Ave., and then endeavored to hire a room at the Madison Hotel, 27th St., & 5th Ave., then he took them to Nos. 50 and 30 East 13th St., but did not succeed in getting a room, when he was accosted by a woman who told him he could get a room at a certain house, which she would show him, for a certain consideration, which he agreed to, when the woman left and returned with police officer, who placed man and two girls under arrest.

Mamie Jenkins, age 12 years will testify that she and friend Maggie McGrane left home to go to the bath, and when it was about 11 O'Clock on the night of July 22, 1890, and at cor. 24th St., & 4th Ave., they were accosted by the defendant, who gave them each 25¢, and told them to get something to eat. They went into the restaurant at 338 4th Ave., and had supper, he waiting for them outside. He then took them to the Madison Hotel 27th St., and 5th Ave., leaving them to wait outside, while he enquired for a room, which he told them was refused because of their youthful looks.

They then went down town to 13th St., where he stopped them before No. 50 East, but was unable to find the bell, so then he

0360

told them he knew of a hallway at No. 30 same street , where they could do it. When they were in the hallway , the defendant put his hand on Maggie McGrane's legs, but did not lift her dress.

When in front of No. 50 he told them they would all sleep in one bed. They were all arrested by a police officer who had been called by a woman, who had promised to get a room for them.

Maggie Wilson, a woman about the town, will testify to seeing the defendant and the girls trying to get in to the premises 50 East 13th St., and then walk further down the street. Noticing that he failed in getting the room, she accosted the defendant, who at first pretended that girls were his nieces, but admitted that was a lie, and that he might get their "maidenheads", as anybody else. She then bargained with him for a room, and finally she walked to the corner, where she called Officer Tierney, who arrested all hands.

Maggie McGrane, age 12 years will corroborate above statements being one of the chief witnesses.

Officer Tierney, police 15th Precinct, will testify to seeing the man and two girls trying to get into No. 50 East 13th St., and will corroborate Maggie Wilson, with reference to being called to arrest, which he did.

James Flannigan, waiter, 338 4th Ave., identifies girls as having been in the restaurant on the night in question

Mrs. Mary McGrane 526 West.30th St., will testify as to her daughter's age.

0361

Mrs. Mary White will testify that she resides at 449 West 27th St., that she is the mother of the girl Mamie Jenkins, and that said Mamie is but 12 years of age.

Hugo Schultes, officer of Society had charge of case in the Police Court, and made investigation.

0362

N. Y. GENERAL SESSIONS

THE PEOPLE

AGAINST

FRANK E. SMITH.

ABDUCTION.
PENAL CODE, § 282.

BRIEF FOR THE PEOPLE.

0363

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Frank R. Smith

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

Frank R. Smith

of the CRIME OF ABDUCTION, committed as follows:

The said *Frank R. Smith*

late of the City of New York, in the County of New York aforesaid, on the
Twenty-second day of *July*, in the year of our Lord one
thousand eight hundred and eighty-*nine*, at the City and County aforesaid, did
feloniously take, receive, harbor, employ and use one *Maggie McGane*,
who was then and there a female under the age of sixteen years, to wit: of the age of
Twelve years, for the purpose of sexual intercourse, he, the
said *Frank R. Smith* not being then and there
the husband of the said *Maggie McGane*,
against the form of the Statute in such case made and provided, and against the peace of
the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

Witnesses:

H. C. Stocking
Maggie Wilson

38.

J. D. Green

Counsel,

Filed

6 day of Aug 1890
Mt Gentry (7)

Pleads,

THE PEOPLE

vs.

P.

Frank E. Smith

ABDUCTION
[Section 282, Sub. 1, Penal Code.]

JOHN R. FELLOWS,

District Attorney.

Oct 13th 1890
C. H. H. H. H.

A True Bill.

Edmond E. For.

Foreman,

P. 3 Oct. 13. 1890

Pleas to H. C. Stocking
J. P. 2 yrs & 6 mo.

R. B. M.

0364

0365

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Frank E. Smith

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

Frank E. Smith

of the CRIME OF ABDUCTION, committed as follows:

The said *Frank E. Smith*,

late of the City of New York, in the County of New York aforesaid, on the
Twenty-second day of *July* in the year of our Lord one
thousand eight hundred and ~~eighty~~ *ninety* at the City and County aforesaid, did
feloniously take, receive, harbor, ~~employ and use~~ *and* one *Marie Jenkins*
who was then and there a female under the age of sixteen years, to wit: of the age of
Twelve years, for the purpose of sexual intercourse, he, the
said *Frank E. Smith* not being then and there
the husband of the said *Marie Jenkins*,
against the form of the Statute in such case made and provided, and against the peace of
the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.