

0009

BOX:

225

FOLDER:

2201

DESCRIPTION:

Wallace, Jennie

DATE:

06/02/86



2201

366.

File

Counsel,

Filed

1886

John J. Quinn

Pleas,

Not guilty

Grand Larceny, *1st* Degree.
(From the Person.)
[Sections 528, 530, 531 Penna Code].

THE PEOPLE

vs.

R

John J. Quinn
vs.
Jennie Wallace

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

Richard E. Connelan

Foreman.

June 11/86

Spencer J. Spruett

Robert J. Lacey

Rev. Eldon W. ...

Witnesses:

Conrad Paul

Officer Thomas Ferris

J. H. ...

42

The People vs. Jennie Wallace } Court of General Sessions. Part I
 Jennie Wallace } Before Judge Gildersleeve.
 June 9, 1886. Indictment for grand larceny.
 Conrad Pacl sworn. I live in Ohio
 and was in this city on the 26th of May and
 was on my way to the other side of the Atlantic
 I saw the defendant Jennie Wallace on the
 night of the 26th of May. I cannot tell the street
 she asked me to go with her and I went
 into a room with her; we were there alone
 I had sixty dollars in bills and one dollar
 in silver in my pantaloons pocket. I did
 not undress, but I went to bed with her.
 Afterwards I saw five cents on the bed and
 saw that she had my pocket book, which con-
 tained the money, in her hand. I pulled away
 the pocket book, but the money was not in it.
 I told her to give me my money back, and
 at the same time there came in two colored
 women and a white woman and they put
 out the light in the room. Then it was dark
 and I felt that somebody grabbed me; they
 pushed me from one side to the other and
 one of the women scratched me. I said to
 the colored woman, I will give you five dollars
 if you will get a policeman. He went
 out and came back again in five or
 ten minutes and said the policeman

would not come, you will have to come out. Then I saw that Jennie put her hand between the bed. I forgot to say that that was before the light went out. I came out on the street with the defendant and then I gave her to the policeman. I never got my sixty dollars back. Cross Examined. The losing of the money happened when I was in bed with this woman. Her hand was in the same place where the pocket book was. I could not say whether she had any money in her hand or not when I got hold of the pocket book. There was a little light in the room. I told her to give me my money back and then she put her hand between the bed. At the same time I tried to look under the bed for my money between the beds and then the other people put the light out.

Thomas Ferris sworn and examined. I am a police officer attached to the 8th precinct. I arrested the defendant on the night of the 26th of May on Sullivan near Beome st. on the complaint of Paul charging her with taking sixty dollars. I partly searched her in the station house. I found nothing on her. On the way I accused her from his statement that she robbed him and she denied it. She was sober, she might have taken a glass of beer, he was as sober as he is now, but might have taken a drink or two.

Jessie Wallace, sworn and examined in her own behalf testified: You were arrested for stealing sixty one dollars from the witness that was lost on the stand; did you take this man's money? No sir, I did not. Tell us how that happened, how is this room situated? It is one room and there is a curtain partitioning it off, the lady of the house and two girls were there. You met this man on the street? I did, yes sir. You went up into this room with him? Yes sir. You went to bed, did anything happen there about stealing any money? No sir, he was not but a few moments in the room and he got up, he commenced to turn the bed up. I knew nothing of what he was doing. I said to the lady, he will tear your bed to pieces; he came out and said, "Lost my money." I said he had no more money than what he gave me. Did you see where he put his purse? No sir, I did not. Were you feeling in his pockets while you were in bed with him? No sir, I was not; it is something I have never done. Did you try to put the pieces of money between the bed ticks or sheets? No sir. How was it he was hustled out of the room in such a quick way? This man took me and him up to the office

He took me out. I was sitting there until the officer came in. This man walked alongside of him and he handed me to the "cop". Were not the lights put out? No sir, not to my knowledge; of course I had been drinking. He said there were two colored women and a white woman? No sir, there was no colored woman; they were all Irish women, they were not colored. Were you ever arrested for any offence like this? Never in my life, no sir.

Cross Examined. Did you see that five cent piece on the bed? No sir, I did not. Did not you have his pocket book in your hands open? No sir, so help my God I did not. Were you there when the light was blown out? Yes sir, it was not blown out, it was turned down low, it was a small lamp. Was it not turned out by some of the other women? I do not remember, I had been drinking a little, I could not say whether it was blown out or not. Did you see that pocket book? No; when he handed me the money he turned his back.

The jury rendered a verdict of guilty of petty larceny. The Court sentenced the defendant to the penitentiary for eleven months.

0015

Testimony in the
case of
Jennie Wallace.

filed June 1886.

0016

Police Court— 2 District.

Affidavit—Larceny.

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

Conrad Paul

of No. Henry Detention Street, aged 45 years,
occupation Farmer being duly sworn

deposes and says, that on the 26 day of May 1886 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession and Person of deponent, in the Night time, the following property viz :

Good and lawful money of the United States. Consisting of one bank note or bill of the denomination of fifty dollars. one bank note or bill of the denomination of ten dollars. and one Silver Coin of its denomination of one dollar. together of the value of Sixty One Dollars. (\$61.00) 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 Jennie Wallace (Now here) from the fact that deponent met the defendant on Brown St. at about the hour of ten o'clock P.M. on said date. and went with her to the premises No 27 1/2 Sullivan St for the purpose of having sexual intercourse with her. and at that time deponent had the above described money in a purse said purse being in the left hand pocket of his pantaloons. and while deponent was in bed with the defendant he felt her feeling around the pockets of his pantaloons. and when deponent was about to get up he found his purse lying on the bed at his right hand side and the aforesaid sum of money

Subscribed to before me this 1st day of May 1886

Notary Public

Missing from said purse, and on looking at the defendant deponent saw in her hand some papers which were in his coat pocket. white said coat was lying on the bed. Deponent caught hold of and snatched the papers from her hand and at the same time deponent saw her put her other hand between the beds. And just at that time three other women came into the room and put out the light and hustled deponent out. Wherefore deponent charges the defendant with feloniously taking stealing and carrying away the aforesaid sum of money from the left hand pocket of the pantaloons then and there worn by deponent as a portion of his bodily clothing and prays she may be held and dealt with according to law.

Conrad Fard

Served to before me
 this 24th day of May 1886
[Signature]

Police Justice

Dated 1886 Police Justice

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

Dated 1886 Police Justice

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

Dated 1886 Police Justice

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

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

Offence—LARCENY.

1 2 3 4

Dated 1886

Magistrate.

Officer.

Clerk.

Witnesses,

No. Street,

No. Street,

No. Street,

No. Sessions.

to answer

0018

Sec. 198-200.

CITY AND COUNTY OF NEW YORK.

2 District Police Court.

Jimmie Wallace 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 Jimmie Wallace

Question How old are you?

Answer 35 years old

Question. Where were you born?

Answer. Kingston N.Y.

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

Answer. 37. South. 5th ave. About 2 mos

Question What is your business or profession?

Answer Housework

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

Jimmie Wallace
mark

Taken before me this

day of

27th
1938
Police Justice

Police Justice.

0019

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

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

Dated *May 27* 188*6* *J. P. Kelly* Police Justice.

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

Dated _____ 188 . _____ Police Justice.

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

Dated _____ 188 . _____ Police Justice.

0020

Witness deposited
\$150 - into Co Treas.
June 1/86

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Police Court-- 2/762 District.

THE PEOPLE, &c,
ON THE COMPLAINT OF
Conrad Paul
House Detention
120th St. Greenwich
Jennie Wallace
2
3
4
offense
Larceny

Dated May 27 1886

Duffy Magistrate.

Thos Ferris Officer.

8 Precinct.



Complainant sent
to the house of detention
in default of \$300 bail
to testify

No. _____ Street.

\$ 1000 to answer Genies

Gm

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Jemie Wallace

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

Jemie Wallace

of the CRIME OF GRAND LARCENY in the third degree, committed as follows:

The said Jemie Wallace,

late of the First Ward of the City of New York, in the County of New York aforesaid, on the twenty eighth day of May in the year of our Lord one thousand eight hundred and eighty six, in the night time of the said day, at the Ward, City and County aforesaid, with force and arms,

one Promissory Note for the payment of money, the same being then and there due and unsatisfied, and of the kind known as United States Treasury Note, of the denomination of fifty dollars, and of the value of fifty dollars.

one Promissory Note for the payment of money, the same being then and there due and unsatisfied, and of the kind known as Bank Note, of the denomination of fifty dollars, and of the value of fifty dollars.

one Promissory Note for the payment of money, the same being then and there due and unsatisfied, and of the kind known as United States Treasury Note, of the denomination of ten dollars, and of the value of ten dollars.

one Promissory Note for the payment of money, the same being then and there due and unsatisfied, and of the kind known as Bank Note, of the denomination of ten dollars, and of the value of ten dollars and

one silver coin of the value of one dollar, of the goods, chattels and personal property of one Thomas Paul, on the person of the said Thomas Paul, then and there being found, from the person of the said Thomas Paul, 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.

Richard J. Martin, District Attorney

0022

BOX:

225

FOLDER:

2201

DESCRIPTION:

Walsh, James

DATE:

06/11/86



2201

0023

BOX:

225

FOLDER:

2201

DESCRIPTION:

Patterson, George

DATE:

06/11/86



2201

0024

BOX:

225

FOLDER:

2201

DESCRIPTION:

McCoy, John

DATE:

06/11/86



2201

0025

BOX:

225

FOLDER:

2201

DESCRIPTION:

McCoy, John

DATE:

06/11/86



2201

78

Witnesses:

Counsel,

Filed 11th day of June 2 1886.

Pleas,

Abraham T. K.

THE PEOPLE

vs.

*James Walsh
George Patterson
and
John McCoy
vs.
H.D.*

RANDOLPH B. MARTINE,

District Attorney.

Burglary in the First Degree
[Sections 4050, 528 and 532]

A True Bill.

Frederic W. Keever

22 June 17 1886

Foreman

all tried and convicted

Burg. 2 dy

Each

S.P. 8 years

0028

1

Court of General Sessions Part 2.

THE PEOPLE &c.

-against-

James Walsh, George Patterson,
and John McCoy; Indicted for
Burglary in the First Degree.

.....
Before Hon. Rufus B.
Cowing, and a Jury.
.....

Tried June 17, 1886.

A P P E A R A N C E S.

Assistant District Attorney Davis, for the People;
Mr. Coleman, for the defence.

-----000-----

JENNIE CUNNINGHAM, the complainant, being duly
sworn, testified that she lived at 514 West 28th Street.
On the 6th of June 1886, the apartments at that number (oc-
cupied by her husband and herself, and William Doyle,) were
broken open. Her husband's name was Thomas Cunningham.
Her husband fastened the door and windows of their room,
on the night before. They retired about 12 o'clock at
night. The apartments were on the ground floor; they

0029

2

occupied two rooms. At five o'clock on the morning of the 6th of June, she was aroused by the police officer; the window was wide open. The woodwork of the window was broken as though the window had been pried open - Five dollars was taken from the pocket of her husband's trousers and three dollars out of the pocket of her brother, William Doyle.

-----000-----

THOMAS CUNNINGHAM, the husband of the complainant,, being duly sworn, testified that he was a shoemaker, and Corroborated his wife.

-----000-----

WILLIAM DOYLE, being duly sworn, also corroborated her.

-----000-----

Officer THOMAS McCORMICK, of the 20th precinct, testified that he arrested ~~the~~ Patterson and Walsh about 3 o'clock on the morning in question. He arrested Patterson in his home. He found McCoy lying out on the fire escape at the rear of the house. He met the three men while on post on Saturday night after midnight. He saw them first at 28th street between the place that was robbed ^{and} ~~on~~ 11th Avenue, on the same block.

0030

3

They were probably seventy, or a hundred feet from the place that was robbed. When they saw him, they ran towards 11th Avenue. About five o'clock, he saw McCoy and the fourth man that is not arrested, in the hallway of the house that was robbed. Then Patterson and Walsh ran out of the hallway too. He, the witness, and officer Deering pursued them, but they escaped at the time.

-----000-----

Officer William F. Deering, of the 20th precinct, corroborated officer McCormick. He saw two of the defendant's standing in front of the hallway, and two coming out of it.

-----000-----

For the defence, George Patterson testified that he was at a picnic, and was taken short before he went home and went into the yard to go to a closet. He saw the window of complainant's room open, and he went in and picked up the clothes and took the money out. The other two defendant's knew nothing at all about the larceny. He did not see them at all that night.

-----000-----

0031

4

Under cross examination ^{he} testified that he told the officer that he did not commit the burglary and did not take any of the money. He got about four dollars. He took the money about half past twelve at night. He was never arrested before.

-----000-----

0032

Police Court 2 District.

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

of No. 514 West 28th Street of Manhattan being duly sworn
Street, aged 27 years,
occupation Housekeeper

deposes and says, that the premises No 514 West 28th Street,
Street,

in the City and County aforesaid, the said being a two story frame rear
house in the 20th Ward

and which was occupied by deponent as a place of dwelling
in part and in which there was at the time three human beings by name deponent and

her husband Thomas Cunningham & William Doyle
were **BURGLARIOUSLY** entered by means of forcibly prying up
the window of deponents kitchen which is
on the ground floor of said rear house.

on the 6th day of June 1880 in the night time, and the
following property feloniously taken, stolen, and carried away, viz:

Good and Lawful money of
the United States to the amount of
Eight dollars and fifty cents.
(\$ 8.50)

the property of Thomas Cunningham & William Doyle & in deponent
and deponent further says, that she has great cause to believe, and does believe, that the aforesaid

BURGLARY was committed and the aforesaid property taken, stolen, and carried away by both

James Welsh and George Patterson and two men whose names are unknown and
not yet arrested.

for the reasons following, to wit: That at about the hour of
12.30 O'clock Am. on said date deponent
saw that said apartments were securely
locked and fastened and went to bed. And
at about the hour of 5 O'clock Am. on
said date deponent husband discovered
that his apartments had been broken open
and the aforesaid property taken out of
the pants pockets of deponent husband

0033

and the said William Doyle. And deponent is informed by Officer Thomas

McCormick of the 20th Precinct Police that at about the hour of five O'clock AM on said date he saw the defendants coming out of the alleyway of said premises. And the aforesaid two men whose names are unknown and the said John Mc Coy who are not yet arrested standing in said alleyway together. and when they saw the Officer they separated and ran away. Wherefore deponent charges the said defendants with the aforesaid three men who are not yet arrested with being in company and acting in concert with each other. and burglariously entering said premises and feloniously taking, stealing and carrying away the aforesaid property. and prays they may be held and dealt with according to law.

Jennie Cunningham

Sworn to before me:

this 17th day of June 1886

[Signature]

Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Burglary Degree.

Dated

188 1

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of \$ Bail.

Bailed by

No. Street.

0034

CITY AND COUNTY OF NEW YORK, ss.

POLICE COURT, 2 DISTRICT.

Thomas McComick of No. the 20th Precinct Police Street, aged 39 years, occupation Police Officer being duly sworn deposes and says,

that on the [redacted] at the City of New York in the County of New York, John Mc Coy (now here) is the John Mc Coy mentioned in the within affidavit, and charged with committing a burglary at premises No 514 West 28th street (near home) in company with James Welsh and George Patterson, who were committed by Maurice J. Power Esq Police Justice at 2nd dist Police Court to answer said charge on the 7th day of June 1886. and two men whose names are unknown and not yet arrested on the 6th day of June 1886.

of
Subscribed by the deponent
188
Police Justice

0035

Wherefore deponent prays the said John
Mc Coy may be held and dealt with
according to law.

Thomas M. Connick

Sworn to before me
this 8th day of June 1886

J. J. Omer
Police Justice

Police Court, _____ District,

THE PEOPLE, & c.,

ON THE COMPLAINT OF

vs.

AFRIDA VIT.

Dated _____ 188

Magistrate.

Officer.

Witness,

Disposition,

0036

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 39 years, occupation Thomas W. Corrick Police Officer of No. 10th Street, being duly sworn deposes and

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

Sworn to before me, this 9 day of June 1886

Thomas W. Corrick

[Signature]
Police Justice.

0037

Sec. 198-200.

2

District Police Court.

CITY AND COUNTY OF NEW YORK.

James Welsh

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

Question. What is your name?

Answer

James Welsh

Question. How old are you?

Answer

2 1/2 years old

Question. Where were you born?

Answer.

Pennsylvania

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

Answer.

307 10th ave. about 5 months

Question. What is your business or profession?

Answer

Labourer

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 know nothing about James Welsh

Taken before me this

day of *June* 188*8*

Child & Pryn

Police Justice.

0038

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY OF NEW YORK, ss

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

Question What is your name?

Answer George Patterson

Question How old are you?

Answer 18 years old

Question. Where were you born?

Answer. New York city

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

Answer. 518, W. 28th St, about 1 year

Question What is your business or profession?

Answer Moulding Plaster

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 know nothing about it

George Patterson

Taken before me this 2 day of June 1886
W. J. Brown
Police Justice.

0039

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY OF NEW YORK ss

John Mc Coy

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

Question What is your name?

Answer John Mc Coy

Question How old are you?

Answer 22 years old

Question. Where were you born?

Answer. New York city

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

Answer. 507, W. 2nd St St. Marks

Question What is your business or profession?

Answer Laborer

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

Answer. I am not guilty
John Mc Coy
Mark

I taken before me this 1 day of June 1888
Police Justice

0040

Police Court-- 2820 District.

THE PEOPLE, &c,
ON THE COMPLAINT OF

Jennie Cunningham
House of Detention
vs.

James Welch
George Patterson
John W. B. [unclear]

Offence Burglary

Dated June 7 1886

M. J. Town Magistrate.
Thos McComick Officer.

Witnesses Thos McComick

No. 30th Street Precinct.

Wm Doyle 574 W. 28

No. 5th Street

Off Wm Leering

No. 30th Street Precinct

\$ 1000 each

Complainant calls to the House of Detention in default of \$300 bail to testify

BAILED,

No. 1, by

Residence Street

No. 2, by

Residence Street

No. 3, by

Residence Street

No. 4, by

Residence Street

James Welch
George Patterson
and
John W. B. [unclear]

and they be held to answer the same and they 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 they give such bail.

Dated June 7 1886
Police Justice

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

James Welch
George Patterson
and
John W. B. [unclear]

and 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 they give such bail.

Dated June 7 1886
Police Justice

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK.

against

James Walsh, George Patterson and John McFarley

The Grand Jury of the City and County of New York, by this indictment, accuse James Walsh, George Patterson and John McFarley of the CRIME OF BURGLARY IN THE FIRST DEGREE, committed as follows:

The said James Walsh, George Patterson and John McFarley, all late of the 5th Ward of the City of New York, in the County of New York aforesaid, on the 10th day of June, in the year of our Lord one thousand eight hundred and eighty-six, with force and arms, about the hour of three o'clock in the night time of the same day, at the Ward, City and County aforesaid, the dwelling house of one

Thomas Cunningham, there situate, feloniously and burglariously did break into and enter, there being then and there some human being, to wit: one Jennie Cunningham

within the said dwelling house, with intent to commit some crime therein, to wit: the goods, chattels and personal property of the said Thomas Cunningham,

in the said dwelling house then and there being, then and there feloniously and burglariously to steal, take and carry away: Lead & Iron the said James Walsh, George Patterson and John McFarley, then and there assisted by a confederate, actually present,

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

SECOND COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further accuse the said James Walsh, George Baberson and John McPherson of the CRIME OF ~~THEFT~~ LARCENY, ~~IN THE~~ ~~SECOND~~ DEGREE, committed as follows:

The said James Walsh, George Baberson and John McPherson, all late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the Ward, City and County aforesaid, in the month of ~~the~~ time of the said day, with force and arms,

the sum of eight dollars and fifty cents in money lawful money of the United States of America, and of the value of eight dollars and fifty cents.

of the goods, chattels and personal property of ~~the~~

Thomas Cunningham.

in the dwelling house of the said

Thomas Cunningham.

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

Charles J. ...
District Attorney

0043

BOX:

225

FOLDER:

2201

DESCRIPTION:

Washington, Aaron

DATE:

06/02/86



2201

0044

382. C.C. Price

Counsel,
Filed *L. O. Price* 1886
Pleads, *Indigently - 131*

THE PEOPLE
vs. *R*
Aaron Washington
Grand Larceny, *1st* Degree,
(From the Person.)
[Sections 528, 531 Penal Code].

RANDOLPH B. MARTINE,
District Attorney,
Dr. Shew 1872
Indig & accepted.

A True Bill.

William H. Conner
Foreman.

Witnesses:
Amey & Lewis

Off. H. H. Price

0045

Police Court— District.

Affidavit—Larceny.

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

Sandy A Lewis
of No. 137 West 127 Street, aged 23 years,
occupation Jaritor being duly sworn

deposes and says, that on the 27 day of May 1886 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the night time, the following property viz:

One double Case Silver
Watch of the Value of
Twenty One dollars
(\$21.00)

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 Aaron Washington (nowhere)
from the fact that at about 4 o'clock
A.M. of the above date while deponent
was standing upon the dancing
platform of the Casino located at
the corner of 8th Avenue and 155th Street
he felt a tug or pull at his watch
chain attached to said watch then
and there was in the left hand
pocket of deponents vest as
a portion of deponents bodily clothing
Deponent saw said defendant
have a hold of said chain and
have said watch in his hand and
when deponent grabbed hold of said

Sworn to before me, this
1886
Police Justice.

0046

defendant he said defendant took away from deponent and ran up stairs in said Casino.

Deponent pursued said defendant and caused his arrest.

Wherefore deponent charges said defendant with feloniously taking stealing and carrying away from the person and possession of deponent the aforesaid property at the time and manner herein described.

Sworn to before me } St. Lewis
the 27th day of May 1886 }
J. H. [Signature]
Police Justice

Dated 1886 Police Justice

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

Dated 1886 Police Justice

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

Dated 1886 Police Justice

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

Dated 1886 Police Justice

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

Dated 1886 Police Justice

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

Dated 1886 Police Justice

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

Dated 1886 Police Justice

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

Dated 1886 Police Justice

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

Dated 1886 Police Justice

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

Dated 1886 Police Justice

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

Dated 1886 Police Justice

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

Dated 1886 Police Justice

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

Dated 1886 Police Justice

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

Police Court, District, _____

THE PEOPLE, &c.,
on the complaint of _____

ss. _____

1 _____

2 _____

3 _____

4 _____

Date _____ 1886

Magistrate _____

Officer _____

Clerk _____

Witness, _____

No. _____ Street, _____

No. _____ Street, _____

No. _____ Street, _____

No. _____ Sessions, _____

to answer _____

Offence—LARCENY.

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

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

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

0047

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss

Aaron Washington 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. *Aaron Washington*

Question. How old are you?

Answer. *19 years*

Question. Where were you born?

Answer. *New York City*

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

Answer. *No 118 West 3rd St about 2 months*

Question. What is your business or profession?

Answer. *Bill Boy*

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*
Aaron Washington

Taken before me this *27* day of *May* 188*6*
J. J. M. [Signature]
Police Justice.

0048

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 _____

Harro Washington

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

Dated *May 27* 188*6* *J. Henry Ford* 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.

0049

\$1000 bail for ex
May 28th 3.1. PM
May 29th 9. AM

✓ 5767
Police Court District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Audrey W. Lewis
137th St. 127
Sara Washington

Office of Recording
Ch. Carson

BAILED,

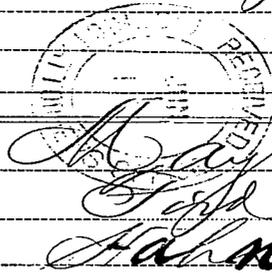
No. 1, by _____
Residence _____ Street.

No. 2, by _____
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

Dated *May 29* 188 *6*



Magistrate

Officer.

37 Precinct.

Witnesses _____

No. _____ Street.

No. _____ Street.

No. _____ Street.

\$ *500* to answer *CS*

Com

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Daron Washington

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

- Daron Washington -

of the CRIME OF GRAND LARCENY in the *Third* degree, committed as follows:

The said

Daron Washington,

late of the First Ward of the City of New York, in the County of New York aforesaid, on the *twentieth* day of *May* in the year of our Lord one thousand eight hundred and eighty-*six*, in the *middle* time of the said day, at the Ward, City and County aforesaid, with force and arms,

one watch of the value of

twenty one dollars,

of the goods, chattels and personal property of one *Dandy A. Lewis,*
on the person of the said *Dandy A. Lewis,*
then and there being found, from the person of the said *Dandy A. Lewis,*
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.

Randolph Matine,
District Attorney

0051

BOX:

225

FOLDER:

2201

DESCRIPTION:

Weingart, William

DATE:

06/09/86



2201

0052

7042

Counsel, *J. P. Higgins*
Filed *9* day of *June* 188*6*
Pleads *Not Guilty*

THE PEOPLE

ASSAULT IN THE FIRST DEGREE, ETC.
(Sections 217 and 218, Penal Code).

vs.

R

William Weingart

vs
of
South

RANDOLPH B. MARTINE,

District Attorney.
Filed & Entered Court
Pen & Ind. Ct.

A True Bill.

J. Francis McKeene

Foreman.

June 2 1886

Witnesses:

0053

Police Court— 2 District.

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

Gustav Beckstein
of No. 441 West 38th Street, aged 25 years,
occupation Butcher being duly sworn

deposes and says, that on 22nd day of May 1886 at the City of New
York, in the County of New York, in premises Nos 264, 266, + 268 W. 33rd St.

he was violently and feloniously ASSAULTED and BEATEN by William Weingart
(Now here) who willfully and
maliciously cut and stabbed deponent
on the left hand, with a knife which
he the defendant then and there
held in his hand cutting deponent
severely

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

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

Sworn before me, this 23 day }
of May 1886 } Gustav Beckstein
M. J. [Signature] Police Justice.

0054

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY {
OF NEW YORK, } ss

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

Question What is your name?

Answer William Weingart

Question How old are you?

Answer 26 years old

Question Where were you born?

Answer Germany

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

Answer 407 W. 49. St.

Question What is your business or profession?

Answer Butcher

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.

Wilhelm Weingart

Taken before me this 23 day of July 1913
W. J. [Signature]
Police Justice.

0055

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

defendant

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

Dated *May 2nd* 188*6* *W. G. Duffy* Police Justice.

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

Dated 188 Police Justice.

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

Dated 188 Police Justice.

0056

May 23/86

The justice presiding
will please hear and
determine the matter
Case in my absence.

M. J. [Signature]
Justice

BAILED,

No. 1, by _____
Residence _____ Street.

No. 2, by _____
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

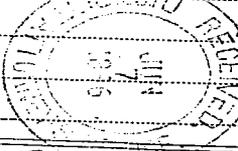
at June 2nd
2:30 P.M. to [unclear]
to bring bail for [unclear]
Thursday June 3rd 206
Saturday June 5th 206

Police Court - 2 - 811 District.

THE PEOPLE, &c,
ON THE COMPLAINT OF

Gustav Beckstein
441 West 38th St.
William Weingar

2
3
4



Offence Felony
As a [unclear]

Dated May 23rd 1886

Charles Wedderburn Magistrate.

Wm Doughty Officer.

Dr. Stedden 20 Precinct.
361 W. 43rd St.

Witnesses George Kern
No. 424 E. 15th Street.

Jacob Weiss
No. 272 - 9 Ave

Fredk. Schmitt
No. 441 West 38th Street.

Gen Leo
St 27th St. N.Y.
700 Bait Cove

0057

Sec. 192.

2 District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY }
OF NEW YORK, } ss.

An information having been laid before Charles Welder Esq. Police Justice
of the City of New York, charging William Weingart Defendant with
the offence of Felony assault

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

We, William Weingart Defendant of No. 407
W. 49 Street; by occupation a Butcher
and Patrick Graham of No. 191 Dr. Houston

Street, by occupation a Laborer Surety, hereby jointly and severally undertake that
the above named William Weingart Defendant
shall personally appear before the said Justice, at the 2 District Police Court in the City of New York,
during the said examination, or that we will pay to the People of the State of New York the sum of Seven
Hundred Dollars.

Taken and acknowledged before me, this 23 Wilhelm Weingart
day of May 1886 } Patrick Graham
W. H. Fudge POLICE JUSTICE.

COUNTY

0058

CITY AND COUNTY OF NEW YORK, ss.

day of *May* 188*8*
Wm. Vengant
Justice

Sworn to before me, this

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

land no 191 West Houston Street and worth. Nine thousand
dollars free and clear.

Patrick Graham

District Police Court.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Under taking to appear during the Examination.

Wm Vengant

Taken the *23* day of *May* 188*8*

Wm Vengant
Justice.

Councilor J. Higgins

0060

1

Court of General Sessions, Part 2.

THE PEOPLE &c.

-against-

William Weingard, Indicted for
Assault in the First Degree.

Before Hon. Rufus B.
Cowing, and a Jury.

Tried June 23rd, 1886.

APPEARANCES.

Assi stant District Attorney Davis, for the People;
Mr. Higgins, for the defence.

-----000-----
GUSTAVE BECKSTEIN, of 441 West 38th Street, being
duly sworn, testified that he was a butcher, and worked for
Rowe Bros., butchers. On May 22nd, the defendant came into
the store of Rowe Bros., and asked for his tools. The
salesman said, "You stay outside and I will send back to
the foreman and he will fetch your tools out." As soon as
the salesman turned away he walked back himself and began
to quarrel with the foreman. He, the complainant, passed
and the defendant called him a scab; he said, "You scabs

0061

2

will have to get out of here in a few days." He had one hand in his pocket all the time he was talking. He, the complainant, said that he did not wish to have any quarrel with him; then the defendant raised his hand to strike him, the complainant. He, the complainant, raised his hand to ward off the blow when the defendant cut him in the hand with a sharp instrument.

He had never had any quarrel with the defendant previously. After he was stabbed he beat the defendant. He did not touch the defendant before he was stabbed.

-----000-----

George Kern, foreman for Rowe Bros., being duly sworn, corroborated the complainant.

-----000-----

Jacob Weiss, also corroborated him.

-----000-----

For the defence, WILLIAM WEINGARD, the defendant, testified that he lived at 407 West 47th Street, and worked for Rowe Bros., for six months. There was a strike and he left. On the 22nd of May, he went in to get some tools that he had left there. He had an argument with Mr. Kern,

0062

3

because Kern offered him twelve dollars a week to return to work, and he told Kern that he would work where he could make more; then Beckstein came up and caught hold of him and kept hitting him in the back and in the face and knocked him down. He did nothing to Beckstein and went away. His hat was left on the meat block and he asked Kern to get it for him and Kern got it for him. He had no knife with him, and no other sharp instrument. He did not cut Beckstein. He did not even have the axe that he went for, in his hand, until after the fight.

-----000-----

DOMINICK BAUMGART, CHARLES KOCK, ADOLPH SCHULER
and others testified that the defendant's character was good.

-----000-----

0063

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

William Winograd

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

William Winograd

of the CRIME OF ASSAULT IN THE FIRST DEGREE, committed as follows:

The said William Winograd,

late of the City of New York, in the County of New York aforesaid, on the twenty-second day of May, in the year of our Lord one thousand eight hundred and eighty-six, with force of arms, at the City and County aforesaid, in and upon the body of one Gustav Bedenstein, in the peace of the said People then and there being, feloniously did make an assault and in the said Gustav Bedenstein with a certain knife

which the said William Winograd in his right hand then and there had and held, the same being a deadly and dangerous weapon, wilfully and feloniously did beat, strike, stab, cut and wound,

with intent in the said Gustav Bedenstein, thereby then and there feloniously and wilfully to kill, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT:

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

William Winograd

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

The said William Winograd,

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, in and upon the body of one Gustav Bedenstein, in the peace of the said People then and there being, feloniously did wilfully and wrongfully make an assault, and in the said Gustav Bedenstein with a certain knife

which in the said William Winograd in his right hand then and there had and held, the same being an instrument likely to produce grievous bodily harm, then and there feloniously did wilfully and wrongfully beat, strike, stab; cut and wound, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

Randolph Amabile, District Attorney

0064

BOX:

225

FOLDER:

2201

DESCRIPTION:

Weitz, Anna

DATE:

06/01/86



2201

0065

330

330
Attest
[Signature]

Counsel, _____
Filed 1 day of June 1886
Pleads [Signature] (2)

[Section 21, Penal Code]

THE PEOPLE

16-3-107 vs.
160

[Signature]
Anna Weitz

RANDOLPH B. MARTINE,

Esq. New 8/86 District Attorney.

Pleads guilty
A TRUE BILL.

Pen 4 years.

[Signature]
Foreman

Witnesses:

0066

Police Court, 4th District.

City and County } ss.
of New York,

Morris Sancier

of No. 165 East 107th Street, aged 34 years,

occupation Superintendent being duly sworn, deposes and says,

that on the 23rd day of May 1886, at the City of New York, in the County of New York,

Anna Weitz, now here, being then a servant in deponent's family, did on the morning of said day leave her place and employment without notifying deponent or his family, and did take with her deponent's child, Leva Sancier, aged 6 years, without the knowledge or consent of deponent or any member of his family.

That deponent is informed by Officer John J. Cuff, now present, that about the hour of 9 o'clock on the night of said day, he, said officer, found said deponent's child sitting in a door-way in West Avenue near 50th Street, with the child in her possession and a valise containing the clothing of said child. That said deponent left deponent's premises about 7 o'clock on the morning of said day.

That deponent charges said deponent with taking, enticing, away and detaining said child from its parents, who had then the lawful care and control of said child, with the intent to keep and conceal said child from its parents, all of which are in violation of Section 211 of the Penal Code of the State of New York.

Morris Sancier

Deposed to before me this 25th day of May 1886
John M. Sullivan
Police Justice

0067

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 38 years, occupation John J. Cuff
Police officer of No. 19th Precinct

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

Sworn to before me, this 25th } John J. Cuff
day of May 1886 }

A. M. Patterson
Police Justice.

0068

Sec. 198-200.

4 District Police Court.

CITY AND COUNTY OF NEW YORK, ss

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

Question. What is your name?

Answer. *Anna Weitz*

Question. How old are you?

Answer. *18 years of age*

Question. Where were you born?

Answer. *Germany*

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

Answer. *I have no home now*

Question. What is your business or profession?

Answer. *Servant*

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

Answer. *I was treated badly by the mistress and I made up my mind to leave her, and the child wanted to go with me. That's all I have to say.*

Anna Josephine Weitz

Taken before me this

25

day of *May* 188 *8*

Am. Williams

Police Justice.

0069

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.....

Anna Weitz

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

Dated *May 25* 188*6* *W. Patterson* 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.

0070

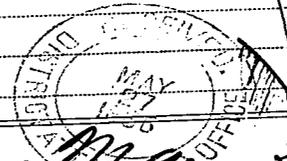
330 *Order 743*
Police Court *H* District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Morris Sancier
165 E. 107
Anna Weitz

2
3
4

Offense
Kidnapping



Dated *May 25* 188 *6*

Patterson Magistrate.

Cuff Officer.

19 Precinct.

Witnesses *John J. Cuff*

No. *19* Precinct Police Street.

Ed. Barkley

No. *100 E. 23* Street.

Eva Sancier

No. *165 E. 107* Street.

\$ *1000* to answer *G.B.*

Comd

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

0073

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

100 EAST 23D ST. (COR. FOURTH AVE.)

New York, May 28 1886

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

*The People
against
Anna Weitz*

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 postponements 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 1885, Chapter 30, Section 8), and in
furtherance of the ends of Justice.*

I have the honor to remain, with great respect,

*Elbridge T. Gerry,
President, &c.*

0074

N. Y. GENERAL SESSIONS

**CRUELTY TO CHILDREN.
KIDNAPPING**

THE PEOPLE



NOTICE OF PROSECUTION

BY THE SOCIETY.

ELBRIDGE T. GERRY,
President, &c.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Anna Watkins

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

Anna Watkins

of the CRIME OF Kidnapping.

committed as follows:

The said Anna Watkins

late of the First Ward of the City of New York, in the County of New York aforesaid, on the twenty third day of May in the year of our Lord one thousand eight hundred and eighty nine at the Ward, City and County aforesaid,

indulged and conspired, in and upon one Eva Danvers, then and there being a child under the age of twelve years, to wit: of the age of six years, unlawfully and feloniously did make an assault, and then the said Eva Danvers did then and there unlawfully and feloniously take, carry away and detain, with intent that she said Eva Danvers should be taken and concealed from her mother, then together and Julia Danvers her mother, then the said Maria Danvers and Julia Danvers then and there the parents of the said Eva Danvers, against the spirit of the Statute in and here made

0076

and voided, and against the peace
of the People of the State of New York,
and their dignity

Randolph B. Mathie,
District Attorney.

0077

BOX:

225

FOLDER:

2201

DESCRIPTION:

West, Charles

DATE:

06/30/86



2201

269
M. P. Proctor

Counsel,
Filed 30 day of June 1886
Pleads *Not Guilty*

[Sections 528, 532, Penal Code].

PETIT LARCENY.

THE PEOPLE
vs.
R
Charles West

RANDOLPH B. MARTINE,
District Attorney.

A True Bill.
Kenneth McKee

July 11
Foreman.
Assessed,
H. H. G.

Witnesses:

Upon the affidavits of withdrawal
in this case I recommend that
the indictment herein be dismissed
discharge of defendant
~~...~~
A. C. July 8 1886
Venner M. Davis
District Clerk

0079

Police Court— District.

Affidavit—Larceny.

City and County }
of New York, } ss.

of No. 1 Park Row Michael Kovan
Street, aged 24 years,

occupation Bar-keeper being duly sworn

deposes and says, that on the 9th day of April 1886 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 to the amount and of the value of eleven 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 Charles West, now here,

for the reasons following, to wit: That said West then presented the aforesaid duplicate money orders to deponent and stated to deponent he wished deponent to cash them. That deponent believing said orders to be genuine and valid money orders thereupon gave said deponent the money aforesaid. That deponent was thereafter informed by the United States District Attorney for the Southern District of New York that said money orders were merely duplicates, and that the original of said orders had been paid and that said orders were worth-

Subscribed and sworn to before me this 9th day of April 1886 at New York City.
Notary Public

0080

less and of no value whatever.

Samuel Chapman & Michael Doran
25th day of June 1886

W. Peterson Policija

0081

Sec. 198-200.

188

District Police Court.

CITY AND COUNTY OF NEW YORK, ss

Charles West 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. Charles West

Question. How old are you?

Answer. 34 years

Question. Where were you born?

Answer. England

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

Answer. 48 + 58 Maiden Lane 3 Months

Question. What is your business or profession?

Answer. Water business

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

Charles West

By advice of my Counsel I demand a writ of Habeas Corpus at the Court of General Sessions.

West Charles West

Taken before me this

25

day of June 1888

John Sullivan Police Justice.

0082

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

Charles West

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

Dated *June 26* 188 _____ *J. M. Patterson* 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.

0083

Police Court District. ⁹³⁰

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Michael Coyan
1 Park Row
Charles West

1
2
3
4



Offence Larceny

Dated *June 25* 188 *6*

Patterson Magistrate.

J. S. McGarrin Officer.

10 Precinct.

Witnesses *Mary Ann Clark*

No. *Post office* Street.

David Crowley

No. *62 1/2 W 17th St* Street.

June 26th

No. *300 G. S.* Street.

\$ *300* to answer *G. S.*

Comd

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

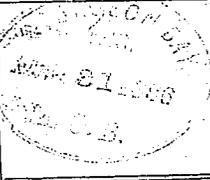
Residence Street.

0084

STURGEON BAY, Wis.

No. 25148

Stamp of Issuing Office.



Money Order

AMOUNT.

Dollars. Cents.

5 50

Issued by the above-named Post Office on the 31 day of March 1886

Pay to the person named in my Letter of Advice of this number and date the sum of Five Dollars

M. Neuman
Postmaster.

Stamp of Paying Office.

To the Postmaster at

Brooklyn N.Y.

The party to whom this Order is paid must sign here his or her FULL NAME, except in the case of firms, when the usual signature will suffice.

Received the above *Five Dollars*
John H. ...

This Order is payable only by the Postmaster of the Office upon which it is drawn.

SEE INSTRUCTIONS ON BACK.

W & H

Trade up

0085

2572

INFORMATION FOR THE PUBLIC.

To secure payment of Money Orders to the owners thereof, the Public should observe the following precautions:

The REMITTER or PURCHASER of a Money Order is cautioned—

1st. To make out his application legibly and to state correctly the given name as well as the surname of the person to whom payment is to be made.

2d. To examine the Money Order carefully, so as to ascertain whether it is properly filled up and stamped, before mailing it.

3d. To inform the payee promptly of the full name and residence of the remitter, but never to send the Money Order in

the letter which contains that information.

4th. Not to mutilate, deface, or lose a Money Order. Negligence in these respects always occasions delay in payment, and may sometimes cause the loss of the money.

The PAYEE, who desires this Order to be paid to another person, must fill up and sign the following form of indorsement, and advise such person of the full name and residence of the remitter. The INDORSEE must sign the receipt upon the face of the Order before receiving payment.

N. B.—More than ONE indorsement is PROHIBITED BY LAW, and will render this order INVALID AND NOT PAYABLE.

Pay to *John J. Johnson*
the amount of the within order.

John J. Johnson, Payee.

Payment of this Order cannot be made unless the signature of the payee agrees with the given in the corresponding advice.

Whoever presents this Order for payment must give exact information as to the full name and address of the person or firm that obtained it. Proof of identity must also be furnished, if it is required by the paying Postmaster.

Payment of a Money Order will not be made to any person but the REMITTER.

PAYEE, or INDORSEE, except by an appointed attorney.

The Postmaster at the office of payment cannot be required to pay a Money Order on the day of its issue.

If this Money Order is not presented for payment before the expiration of ONE YEAR from the date of issue, it becomes INVALID BY LAW and is not payable. The owner of an invalid Order, to obtain the amount thereof, must make application for a duplicate.

The above rules are for the guidance of the public. Postmasters, in the transaction of their Money-order business, will be governed by the instructions given at length in the "Book of Postal Laws and Regulations."

0086

FREDERICKSBURGH, Tex.

No. 22677

Stamp of Issuing Office.



Money Order

AMOUNT.	
Dollars.	Cents.
5	50

Issued by the above-named Post Office on the 25 day of March, 1886.

Pay to the person named in my Letter of Advice of this number and date, the sum of Five Dollars and 50 Cents.

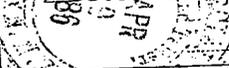
[Signature]
Postmaster.

To the Postmaster at

[Signature]

The party to whom this Order is paid must sign here his or her name, except in the case of firms, when the usual signature will suffice.

Received the above



This Order is payable only by the Postmaster at the Office upon which it is drawn. SEE INSTRUCTIONS ON BACK.

W & H

[Handwritten note]

BLUE

0087

2073

INFORMATION FOR THE PUBLIC.

To secure payment of Money Orders to the owners thereof, the Public should observe the following precautions:

The REMITTER or PURCHASER of a Money Order is cautioned—

1st. To make out his application legibly, and to state correctly the given name as well as the surname of the person to whom payment is to be made.

2d. To examine the Money Order carefully, so as to ascertain whether it is properly filled up and stamped, before mailing it.

3d. To inform the payee promptly of the full name and residence of the remitter, but never to send the Money Order in

the letter which contains that information.

4th. Not to mutilate, deface, or lose a Money Order. Negligence in these respects always occasions delay in payment, and may sometimes cause the loss of the money.

The PAYEE, who desires this Order to be paid to another person, must fill up and sign the following form of indorsement, and advise such person of the full name and residence of the remitter. The INDORSEER must sign the receipt upon the face of the Order before receiving payment.

N. B.—More than ONE indorsement is PROHIBITED BY LAW, and will render this order INVALID AND NOT PAYABLE.

Pay to School's Edwards
the amount of the within order

Pruska Mfg Co, Payee.

Payment of this Order cannot be made unless the signature of the payee agrees with the name given in the corresponding advice.

Whoever presents this Order for payment must give exact information as to the full name and address of the person or firm that obtained it. Proof of identity must also be furnished, if it is required by the paying Postmaster.

Payment of a Money Order will not be made to any person but the REMITTER,

PAYEE, or INDORSEER, except to a duly appointed attorney.

The Postmaster at the office of payment cannot be required to pay a Money Order on the day of its issue.

If this Money Order is not presented for payment before the expiration of ONE YEAR from the date of issue, it becomes INVALID BY LAW and is not payable. The owner of an invalid Order, to obtain the amount thereof, must make application for a duplicate.

The above rules are for the guidance of the public. Postmasters, in the transaction of their Money-order business, will be governed by the instructions given at length in the "Book of Postal Laws and Regulations."

BLUE

0088

New York General Sessions.

PEOPLE ON MY COMPLAINT,
VERSUS

Charles West

As complainant in the above case, I beg to recommend the defendant to such leniency and clemency as the Court and District Attorney may see fit to show; but I expressly assert that my reasons for so doing are not controlled by any advantage to myself. I respectfully represent to this Hon. Court, that since the arrest of the defendant Charles West, facts have come to my knowledge that satisfy me, that the defendant Charles West, received the Post office orders in the regular and due course of business and that he believed they were all right, at the time of passing the same to me and that the defendant West did not intend any wrong. Michael Doran

Sworn to before me,
this sixth day of July 1886.

Neal Smith

Notary Public
N. Y. C.

0089

In the Court of General Sessions
of the City and County of New York
The people of the State of New York
against
Charles West 3

I, Michael Doran acknowledge that I
have received payment and satis-
=faction in full, for the injury caused
in this case from Charles West,
The Defendant, and I further represent
that since the arrest of the defend-
-ant West, facts have come to my
knowledge that satisfy me, that the
defendant West received the Post-
office orders in the regular course
of business and that he believed
they were all right, at the time of
passing the same, and that he
did not know they were duplicate
or that the originals had been paid,
Dated July 1st 1886, Michael Doran
Witness Signature:

Ed. J. Anderson
263 Broadway
2D, Maroon
Chambers, No. 23.

0090

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 West

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

Charles West

of the CRIME OF PETIT LARCENY, committed as follows:

The said Charles West,

late of the First Ward of the City of New York, in the County of New York aforesaid, on the ninth day of April, in the year of our Lord one thousand eight hundred and eighty-six, at the Ward, City and County aforesaid, with force and arms,

The sum of seven dollars in money
lawful money of the United
States and of the value of
seven dollars,

of the goods, chattels and personal property of one

Michael Doran,

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

Randolph B. Martin,
District Attorney

0091

BOX:

225

FOLDER:

2201

DESCRIPTION:

Whalen, Edward

DATE:

06/18/86



2201

146

Counsel,
Filed *10* day of *June* 188 *6*
Pleads,

Section 498
Edward Whalen
Burglary in the second Degree.
THE PEOPLE
vs.
E
Edward Whalen

RANDOLPH B. MARTINE,

District Attorney.

Placed July 5, 1884.

A True Bill.

J. James McKee

Foreman

Witnesses:

0093

Police Department of the City of New York,

Precinct No. _____

New York, _____ 188

— Pedigree of Edward Whalen —

- March 5 1879 Edward Whalen aged 15 Years of No 315 East 57th St was
Burglary arrested by Sergeant John Hamilton charged with Burglariously
Convicted entering the residence of Dr. Samuel Gluck No 173 E. 60th St
by forcing open the Basement Door - Held in the sum of
\$1000 Bail to answer Justice Morgan - Tried at Court of
General Sessions and sentenced to House of Refuge by
Judge Eldersleeve
- Aug 24 1879 Edward Whalen aged 16 Years of 305 East 60th St arrested
by Officer John Salmon on charge of Drunk and Disorderly
Dk & Dis committed 10 Days Justice Duffy
- June 14th 1882 Edward Whalen aged 18 Years of No 305 East 60th Street
P. Larceny arrested by Officer John Salmon charged with P. Larceny
Convicted on complaint of Goddard A. Duane of No 413 E 63rd St obtaining
a quantity of Carpenters Tools - Held \$300 Bail to answer -
Tried at Special Sessions & sentenced 1 Month Penitentiary Justice
Murray presiding
- March 5 1883 Edward Whalen aged 18 Years of No 305 E. 60th St arrested by Officer
Burglary John D. Sullivan charged with Burglariously entering Herman Levy's
Convicted Butcher Store No 1136 2 Ave. Held \$1000 Bail to Ans - Tried at Court of
General Sessions & Discharged by Res order Smyth - His confederate
John Carroll was found Guilty & sent to the Elmira Reformatory & is now serving
a Term of 5 Years State Prison -

0094

Police Department of the City of New York,

Precinct No. _____

New York, _____ 188

July 6th 1883 Edward Whalen aged 19 Years of N^o 237 East 59th St arrested
 by Officer John D. Sullivan charged with Assault on James
 Barry of N^o 1128. 2 Ave by striking him in the face with a stone
 Com for Examination by Justice Herman and subsequently
 Fined \$10⁰⁰ Committed in default of \$300 Bail to keep the Peace

July 24th 1883 Edward Whalen aged 19 Years of N^o 237 East 59th St arrested by
 Officer Jefferson Monell on charge of Drunk^{and} Disorderly on
 Complaint of Michael Monaghan N^o 1123. 2nd Ave - Fined \$10⁰⁰
 Committed in default of \$300 Bail to keep the Peace Justice
 Morgan

Dec 10th 1883 Edward Whalen aged 19 Yrs of N^o 237 East 59th St arrested by
 Detective Samuel J. Campbell charged with Burglariously
 entering the Apartments of Peter Schneider N^o 1129. 2nd Avenue
 Held in the sum of \$1500 Bail to Ans Justice Powers -
 Dec 20th 1883 Fined at Court of General Sessions found Guilty
 and sentenced 2 Years & 6 Mos State Prison Judge Cowing

Aug 20th 1885 Edward Whalen aged 21 Yrs of N^o 237 East 59th St arrested
 by Detective Samuel J. Campbell on charge of Disorderly
 Conduct - Committed 5 Months Justice Duffy

0095

Police Department of the City of New York,

Precinct No. _____

New York, _____ 188

Case of Edward Whalen on Trial -

June 16 1886

Edward Whalen aged 21 Years of N^o. 237 East 59th St. arrested
by Sergeant John Hamilton - Burglary - Rosanna Brady
N^o. 239 East 59th St Complainant -

The prisoner who resided in the
adjoining house is charged with entering the Apartments of
Complainant at 2 A. M. June 15 1886. by breaking into the
unoccupied Rooms in the rear of his Apartments and gaining
access to the Fire Escape in the rear of Complainant's Apartments
when he broke one of the Shutters of the Blind unfastened the
Latch and entered the Kitchen where he directed himself of
his shoes and proceeded to the Bed Room Complainant's husband
who was awakened by the noise and seeing the prisoner in the Room
jumped up and seized him and after quite a struggle the prisoner
broke away and made his escape by the same route as he
entered leaving his Hat and Shoes behind him - When arrested
and brought to the Station house he claimed them and said he
was Drunk or he would not have done the job

0096

Police Court - H. D. District.

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

of No. 239 East 59th Street, aged 30 years,
occupation Housekeeper

deposes and says, that the premises No 239 East 59th Street,
in the City and County aforesaid, the said being a brick building in

the 19th Ward of said City
and which was ^{occupied} by deponent as a dwelling house

and in which there was at the time human beings by name Hugh Brady
and deponent Brady and

were **BURGLARIOUSLY** entered by means of forcibly going upon
the fire escape on the 2^d floor of said

blinds of a window of deponents kitchen
and entering said kitchen through said

parade at 5th Avenue of 2 o'clock A. M.
on the 15th day of June 1886 in the night time, with

the following property feloniously taken, stolen, and carried away, to-wit: with the intent
to commit a larceny or some crime
therein

[Large handwritten flourish]

and deponent further says, that she has great cause to believe, and does believe, that the aforesaid
BURGLARY was committed and the aforesaid property taken, stolen, and carried away by

Edward Whalen, now here,

for the reasons following, to wit: That at the time aforesaid

deponent saw him, said deponent,
standing in deponents kitchen. That

deponents husband seized hold of him
and attempted to apprehend him

whereupon he broke away and escaped
through the window by which he
entered said kitchen. That deponent

0097

found the blind of said premises broken
and dependent saw said dependant
crawl out from said kitchen through
said window and on to the fire
escapes and from thence to a
vacant room in the adjoining
premises.

That said dependant does not reside
in said premises and had no right
or license in dependant's apartment;
in which apartment there was at
the time clothing and other
articles of the value of fifty dollars.

Sworn to before me this { Roseanne Day }
16 day of June 1886

J. M. Patterson Police Justice

Police Court _____ District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.
Burglary
Degree

Dated _____ 188

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of \$ _____, Bail.

Bailed by _____

No. _____ Street.

0098

Sec. 198-200.

4 District Police Court.

CITY AND COUNTY {
OF NEW YORK, } ss

Edward Whalen 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. Edward Whalen

Question. How old are you?

Answer. 21 years 9 ages

Question. Where were you born?

Answer. New York city

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

Answer. 237 East 59th Street, 4 years

Question. What is your business or profession?

Answer. Bricklayer

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. That is all I have to say.

E Whalen

Taken before me this

16th

day of January 1888

John J. McCann
Police Justice.

0099

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.....

Edward Whalen

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of *Precity* 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 *June 16* 188 *6* *J. W. Patterson* 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.

0100

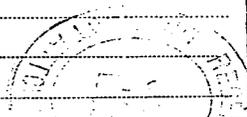
Police Court *1st* District *86th*

THE PEOPLE, & C.
ON THE COMPLAINT OF

Rosanna Brady
239 E. 5th St.
Edward Whalen

Offence
Whaling

2
3
4



Dated *June 16* 188 *0*

Patterson Magistrate.

Sgt. Hamilton Officer.

28th Precinct.

Witnesses *Hugh Brady*

No. *239 East 5th* Street.

No. _____ Street.

No. _____ Street.

\$ *2000* to answer *G.B.*

Comd

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

0101

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Edward Whalen

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

Edward Whalen

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

The said *Edward Whalen*

late of the *West End* Ward of the City of New York, in the County of New York aforesaid, on the *29th* day of *June*, in the year of our Lord one thousand eight hundred and eighty-~~two~~, with force and arms, about the hour of *two* o'clock in the *night* time of the same day, at the Ward, City and County aforesaid, the dwelling house of one *Joseph Brady*

there situate, feloniously and burglariously did break into and enter, there being then and there some human being, to wit: *the said Joseph Brady*

within the said dwelling house, with intent to commit some crime therein, to wit: the goods, chattels and personal property of the said *Joseph Brady*

in the said dwelling house then and there being, then and there feloniously and burglariously to steal, take and carry away

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

Randolph B. ...
...

0102

BOX:

225

FOLDER:

2201

DESCRIPTION:

Wheaton, John

DATE:

06/28/86



2201

0103

BOX:

225

FOLDER:

2201

DESCRIPTION:

Brown, John

DATE:

06/28/86



2201

0104

222

CHUCK

Counsel,

Filed 28 day of June 1886

Pleas, *Not Guilty*

THE PEOPLE

vs.

PI
John Wheaton

and *PI*

John Brown

Grand Larceny, 2nd Degree.
(From the Person.)
[Sections 538, 539, Penal Code.]

RANDOLPH B. MARTINE,

District Attorney.

July 12/86

Not tried & convicted.

A True Bill.

12 8

Randolph B. Martine

Per: Two years each.

July 12, 1886.

Foreman.

8th July.

Witnesses:

0105

The People
vs.
John Wheaton
and
John Brown.

Court of General Sessions, Part I.
Before Judge Gildersleeve.

July 3, 1886.

Indictment for grand larceny in the second degree.

John Bischoff sworn and examined. I live 339 West 39th Street and am a machinist, I met the defendants on the 20th of May on 37th Street and 8th Avenue about ten minutes past seven, I had a gold watch and chain and locket which was mine and which was worth fifty dollars. On the 20th of May I was about to go into the meeting at 31st Street near 7th Avenue, I left home about five minutes past seven and about five minutes after that I met those two fellows between 36th and 37th Streets. One of them called me and said, hello Bischoff, are you going down to the fishing bank again? I said, yes, I will be down Sunday week. He said, I will be there too, didn't we have a lovely time last time. I said, yes; the other man said, O come on, let us have a drink. I said, I have not got no time, I have got to go in a meeting. He said, O come in it will just take a minute, Wheaton said that; we went in and two of the other fellows of the gang came in, Wheaton was growling that the liquor man charged him fifteen cents for the whiskey and soda, I was afraid myself to be in such company and I tried to go out; in a few seconds we came out again, I said, I have got to go to the meeting. They said, O don't be in a hurry; we left there and they followed me up to 30th Street and stopped me and said, O come let us have a drink, I did not like to go in the front door, I wanted to go in the side door; one

0106

fellows took one arm and the other on the right hand side and pulled me, you must understand not by force and then I went in the store, it was Brown and another fellow whom I cannot find that took me in the store but Wheaton followed right behind me and as soon as we went to the door Wheaton snatched my watch and chain, I made myself free and ran after Wheaton, he ran in the middle of the sidewalk, there is a furniture store in front and in front is a truck, he ran right around and came back again and as soon as I reached the sidewalk one of the gang gave me the foot and I fell and as soon as I got up again a boy gave me the watch back and when I was looking around I saw the liquor man at 36th Street, he had hold of Wheaton and was licking him, I chased Wheaton half a block, Brown had hold of me at the time Wheaton took the watch out of my pocket.

Cross Examined. I never saw Wheaton before this day I left off work at half past five and had only a pint of beer for supper, I live at 330 West 30th Street. This is the watch that was taken, it was thrown on the street and that is one part of the chain and ring that I found next morning. I did not know that one of these young men was stabbed that night, I found it out next day, I went to the Police Station and told the sergeant I had been robbed, I saw Wheaton in the Court in 57th Street and remembered his face, I did not know about his being in the hospital, the officer worked up the case, I saw a man by the name of Louis Wolfe in my house once after the robbery, I swore in a Police Court that Louis Wolfe had been to see me, I believe it was two or three days after the larceny that he came to see me, it was more than ten days after I was

0107

robbed when the defendants were brought to the Police Court, Louis Wolfe did not tell me that Wheaton was the man who robbed me, he said to me, take time and be sure and pick out the right man. Wolfe did not tell me that he had stabbed Wheaton that night and that Brown was a witness, I saw that charge in the paper, I wanted to have nothing to do with it, I want to keep my case separate, I am sure that Brown had hold of me and that wheaton took my watch.

Matthew McConnell sworn. I am an officer of the 20th precinct, officer Carnick and myself made the arrest of the defendants on the 12th of June in 57th St. Police Court. The offences charged to have been committed on the 20th of May; we took the complainant up to the Court to see if he could identify the men who robbed him, he pointed those two men out and we made the arrest, I took them before the Judge and had the complaint made out then and there, the defendants denied that they were there a boy by the name of Rogers who lives in 261 West 36th Street handed me a piece of that chain on the evening of the 20th of May at nine o'clock at the corner of 34th Street and 8th Avenue, this was the night the offence was committed, I recovered none of the other property.

Cross Examined. The complainant told me in 57th Street Court that a boy gave him the watch. Bischoff came to the Station House on the 20th of May in the evening about eight o'clock and made the complaint that he was robbed of his watch and chain on the corner of 36th Street and 8th Avenue, I was sent to investigate the case and

0108

went down to the store and found out that there had been a
muss there and a man lost his watch and chain, I got a de-
scription of the men who did it. I did not know that
night that wheaton was stabbed by Louis Wolfe but found
it out in the 47th Street Station House at nine o'clock on
the 21st of May, I knew where the complainant lived but
did not take him to the hospital to identify wheaton be-
cause I did not think that would be an identification in
Court, I did not think it would be a fair identification.
I knew the men by name but not by sight, they were at the
Court to make a complaint against Wolfe for stabbing whea-
ton, I brought Burns, the man who keeps the store to the
Court to identify the men. I did not say to the witness
Burns in the presence of wheaton something to the effect,
"that is the man" and the sister of wheaton did not say,
"don't you tell him to point out my brother", I never do
business in that way.

The Case for the Defence.

Ada Wolfe sworn. I live 119 West 67th Street, am
married but my husband does not reside there, I remember
the evening of the 20th of May, my brother John wheaton
came home in the neighborhood of seven o'clock, we had
cleared away the tea, we had it about half past six
o'clock and I said, Johnnie, you must come in earlier, I
should judge at the time he had washed and prepared for tea
it was a quarter past seven and he left about half past
seven. About nine o'clock there was a telegram came to
the house stating that he had been stabbed, I did not see
him in the hospital but saw him in the 57th Street Court
when he went there to make a charge against my husband

0109

for stabbing him, I saw Mr. Burns who was brought there to identify them by the officer and I heard him say to Burns, that is him; my brother was sitting there and I looked and my sister says, No, fair play, don't tell on my brother. There are proceedings pending against my husband for divorce, my brother and husband were always the best of friends until the stabbing.

Emma McVey sworn. I reside 455 West 104 Street and am a sister of John Wheaton, I saw my brother on the 20th of May, he came a little after twelve in the day time to help me to take up carpets and move and about half past six said he was going home, I saw him in the hospital the next day.

Pauline Rabensteine sworn. I live 1023 100th Avenue and remember the 20th of May, I went up to see Mrs. Wheaton in 67th Street and got there between seven and a quarter past and saw John Wheaton there, I did not notice anything unusual about his appearance, I heard afterwards that he was stabbed that night.

Anna Wheaton sworn. I am the mother of the prisoner John and live at 119 West 67th Street, I saw him on the 20th of May in the evening about seven o'clock. I think it was half past seven when he went out, he appeared to be a little tired.

Francis Wheaton sworn. I am the father of John Wheaton and saw him at home on the evening of the 20th of May last and he left about half past seven.

0110

Lottie Brown sworn. I am the wife of Brown the defendant and have been married three years, he was in the house on the 20th of May about five o'clock and we both went out together at half past seven, he left me about a quarter to eight at his sister's door in 43th Street.

Annie Boss sworn. I am the sister-in-law of Brown and on the 20th of May last lived in 54th Street, I saw him on the 20th of May in the house at five o'clock and he remained until half past seven.

John Brown sworn. I am twenty-two years of age and was home on the 20th of May last at five o'clock, I went down to 42nd Street with the intention of going to a "free and Easy" near 8th Avenue about twenty minutes after eight; when I got to 42nd Street near 9th Avenue, I saw a muss, I ran across the street and recognized Wheaton on the bottom and a man on the top of him striking him; that night Mr Wolfe, Wheaton's brother-in-law stabbed him, I knew he was taken to the hospital after that, I went to the Station House every day after that to see Detective Reilly but could never meet him, I was arrested on the 12th of June. Wolfe sent up two men to offer me a suit of clothes and some money to not appear as a witness in the case for Wheaton, I refused it and Wolfe's body guard said they would fix it some other way. I was sent to the House of Refuge for fighting when I was a small boy, in 1880, I was charged with stabbing Elizabeth Conrad but I did not, I was convicted in 1884 of assaulting a keeper of a

0111

lager beer saloon in 53rd Street and went to the Penitentiary for eleven months.

John Wheaton sworn. I live at 119 west 67th Street and was canvassing for the New York Variety Publishing Company in Chatham Street; on the 20th of May I was at my sister's house in 104th Street and afterwards went home and left my mother's house twenty-five minutes to eight and was stabbed by my brother-in-law and afterwards taken to the hospital where I remained a couple of weeks. On the 12th of June I had my witness Brown in Court to make an complaint against my brother-in-law, the complainant could not recognize me when I was put amongst the audience on a bench and Mr Burns could not identify me, I had never seen the complainant before and had not been in the vicinity where the complainant said he lost his watch. About eight years ago I was convicted of fighting and got six months.

The Jury rendered a verdict of guilty.

Handwritten notes:
The witness
Brown
was
not
in
the
vicinity
where
the
complainant
said
he
lost
his
watch
at
the
time
of
the
attack

0112

Testimony in the case
John P. Wheaton and
John Brown
filed June
1886.

0113

Police Department of the City of New York.

215 P.M.

Precinct No. _____

New York, July 25 1882

John Barry age 20 W 45 St.
Stealing of pair of shoes \$2 -
from Walter Joseph Seaman
#69. 9th Aug 6 Months
Aug 2nd 1882. Same as
above George Williams
age 19 355 W 54th St
Discharged

0114

Mr. James
less you know
the boundary over
west of which
to pay it off
& cannot rest
at tomorrow
& leave for Camp
Saturday morning
H.C.

0115

Police Department of the City of New York,

Precinct No.

New York, 188

March 7th 1880

John Brown arrested by
Officer Black 22nd Precinct for stabbing Elizabeth
Conrad of 421 W. 52nd St. Sent to House
of Refuge at Court of Special Sessions

May 14th 1883

Arrested for having burglars
tools. tried in General Sessions. Jury disagreed
arrest made by Officer Phelan 20th Precinct
Edward Sylvestre who was arrested at same
time on same case was sent 2½ years States
Prison by Judge Cowing

February 11th 1884

Arrested with 2 others
by Officer Mc Ginley 22nd Precinct for
Assaulting the keeper of Sages Beer Saloon
338 W. 53rd St. Brown was sent to Peniten-
tiary for 11 months one of the others got
9 months and one 6 months by
Recorder Smyth

0116

Police Court—17 District.

Affidavit—Larceny.

City and County } ss.:
of New York,

of No. 339 West 39th John Bischoff
Street, aged 39 years,
occupation Machinist being duly sworn
deposes and says, that on the 20 day of May 1888 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession
of the person of deponent, in the day time, the following property viz:

One gold watch & one gold
chain with buckle attached
total value of about fifty
dollars

the property of deponent

and that this deponent
has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,
and carried away by John Wheaton & John Brown
(both thieves) from the following
facts to wit:— That at the time
mentioned deponent was in
the company of both the defendants
in Thirty-Sixth Street near Eighth Avenue
in said City. That while deponent
was in a position between said
defendants at said time, depo-
nent had the above described
property in his possession &
on his person. That while de-
ponent was in said position
defendant Wheaton seized &
snatched said property &

Shower for deponent viz
1888
Police Justice

0117

run away with the same. That
at the same time defendant Brown
disappeared.

John Kischoff

Sworn to before me
this 12th day of June 1886

Arthur M. [unclear]
Police Justice

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

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

Dated 1886 _____ Police Justice.

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

Dated 1886 _____ 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 1886 _____ Police Justice.

Police Court, _____ District,

THE PEOPLE, &c.,
on the complaint of

Offence—LARCENY.

1	_____
2	_____
3	_____
4	_____

Date, _____ 1886 _____

Magistrate, _____

Officer, _____

Clerk, _____

Witnesses, _____

No. _____ Street, _____

No. _____ Street, _____

No. _____ Street, _____

§ _____ to answer Sessions, _____

0118

Sec. 198-200.

CITY AND COUNTY OF NEW YORK, } ss

of District Police Court.

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

Question What is your name?

Answer

John Wheaton

Question How old are you?

Answer

27 years

Question Where were you born?

Answer

United States

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

Answer

119 West 64th Street. #11 1902

Question What is your business or profession?

Answer

Ship Cook

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

Answer

Not guilty. I know nothing about the robbery. I was in the hospital on the night on which it is charged the robbery was committed.

John Wheaton

Taken before me this

day of
188
Police Justice

Police Justice

0119

Sec. 198-200.

CITY AND COUNTY OF NEW YORK, ss

District Police Court.

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

Question. What is your name?

Answer.

John Brown

Question. How old are you?

Answer

22 years

Question. Where were you born?

Answer.

United States

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

Answer.

457 West 48th Street, 1 year

Question. What is your business or profession?

Answer

Laborer

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

Answer.

*Not guilty.
John Brown*

Taken before me this

day of *April* 188*8*

Charles J. Smith

Police Justice.

0120

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 Alger H. Shaw

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of \$500 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 June 12 1888 J. Andrew White 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.

0121

894

Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

John Brechoff
339 West 39th St

1 John Wheaton
2 John Brown
3
4

Offence Day Clary
Am. Person

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Dated June 17 188

White Magistrate.

Carmichael & Co. Officer.

20 Precinct.

Witnesses _____

No. _____ Street.

No. _____ Street.

No. _____ Street.

\$ 1000 to answer.

Et. June 21 3 P.M.



0122

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*John Wheaton and
John Brown*

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

The said *John Wheaton and John Brown*
Brown, Trade —
late of the First Ward of the City of New York, in the County of New York aforesaid, on the
Twentieth day of *May* — in the year of our Lord one thousand
eight hundred and eighty-*six*, in the *year* time of the said day, at the Ward, City and
County aforesaid, with force and arms,

*one watch of the value of thirty
dollars, one chain of the value
of fifteen dollars, and one
packet of the value of five
dollars.*

of the goods, chattels and personal property of one *John Brown*
on the person of the said *John Brown*
then and there being found, from the person of the said *John Brown*
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 Brown
John Brown

0123

BOX:

225

FOLDER:

2201

DESCRIPTION:

Whintzmeyer, Frederica

DATE:

06/15/86



2201

0125

Police Court— 5th District.

Affidavit—Larceny.

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

Henrietta Lowenstein
of No. 223 West 127th Street, aged 47 years,
occupation None being duly sworn
deposes and says, that on the 12 day of June 1886 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 :

Four gold rings of the value of ^{Twenty} four dollars
Four gold Breast pins of the value of two dollars—
two gold Stem Buttons of the value of one dollar
one Gold Bracelet of the value of one dollar
one Gold Locket of the value of one dollar
said property being together and in all
of the value of Twenty-nine dollars

the property of deponent her husband Samuel Lowenstein

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 Frederica Whintzmejer (now Ten)

From the fact that since the commission
of said offense deponent found the
above described property in the trunk
of said Frederica Whintzmejer and
the said Frederica Whintzmejer admitted
and confessed to deponent that she
did or feloniously take and
carry away the above described property

Henrietta Lowenstein

Sworn to before me, this 13th day of June 1886
of John A. ...
Police Justice.

0126

Sec. 198-200.

5th District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

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

Question. What is your name?

Answer. Fredena Whitzmeyer

Question. How old are you?

Answer. 28 years

Question. Where were you born?

Answer. Germany

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

Answer. 223 New 127th St. 2 years -

Question. What is your business or profession?

Answer. Seaman

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

Answer. I am guilty of the charge

Fredena Whitzmeyer

Taken before me this 13th

day of June 1884

John J. ...
Police Justice.

0127

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.....

Frederica Whintzmaeyer
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 *June 13th* 188 *9* *John J. ...* 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.

0128

Police Court *5th 837* District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Henrietta Lowenstein
223 Mth 127th St
Fredricka Whittmayer

Office
Magistrate
February



Dated *Feb 13th* 188*6*

Amman Magistrate.

Thomas Mahan Officer.

30th Precinct.

Witnesses _____
No. _____ Street.

No. _____ Street.

No. _____ Street.

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

Am

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

0129

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Frederica Whitman

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

Frederica Whitman -

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

The said *Frederica Whitman*,

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

four rings of the value of six dollars each, four watch chains of the value of fifty cents each, two pocket knives of the value of fifty cents each, one watch of the value of one dollar and one watch of the value of one dollar, -

of the goods, chattels and personal property of one

Samuel Lawrence,

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.

Randolph B. ...
District Attorney

0130

BOX:

225

FOLDER:

2201

DESCRIPTION:

Wilkinson, George

DATE:

06/10/86



2201

0131

no 47

Witnesses:

Counsel,

Filed 10 day of June 1886

Pleads

Chas. Kelly

THE PEOPLE

vs.

B

George Wilkinson

MISDEMEANOR.

RANDOLPH B. MARTINE,

District Attorney.

Paul D. Smith
Pleads Kelly

A TRUE BILL.

Lawrence McKee

Foreman.

P. H. 1008
P

0132

CITY AND COUNTY } ss.
OF NEW YORK, }

POLICE COURT, 34 DISTRICT.

Charles Sears

of No. *300 Madison* Street, aged *49* years,
occupation *day laborer* being duly sworn deposes and says
that on the _____ day of _____ 188

~~at the City of New York, in the County of New York,~~ *that the person*
with the name as given in the
name as George Melkin
to the person against whom
the defendant made the
annexed complaint and
in which he is named as
John Joe Clark in the
store 2315 Third Street

Charles Sears

Sworn to before me, this

3rd

188

day

Henry J. Moran
Police Justice.

0133

Sec. 151.

Police Court 1st District.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police Justices for the City of New York, by Charles Sears of No. 350 Washington Street, that on the 5 day of April 1888 at the City of New York, in the County of New York,

2305 Third Avenue one of the premises above
is a black and lead store whose
name is unknown to the un-
designated did sell to Charles Sears
one pound of dynamite as and
for better violation of chapter 458
of the laws of 1885

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 1st DISTRICT POLICE COURT, in the said City, or in case of my absence or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to be dealt with according to law.

Dated at the City of New York, this 30 day of June 1888.

John Forman POLICE JUSTICE.

0134

George Willinson, 32 English St. No. 8. 114. 88

The within named

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

Dated _____ 188

Police Justice

Police Court _____ District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Warrant-General.

vs.

Dated _____ 188

Magistrate

New York

Officer.
Geo Willinson

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

Richard A. ...

Officer.

Dated *June 21* _____ 1886

This Warrant may be executed on Sunday or at night,

Police Justice.

0135

E. G. LOVE, PH. D.,
Analytical and Consulting Chemist,
122 BOWERY,

New York, Apr 10th 1886.

1514

CERTIFICATE OF ANALYSIS.

SAMPLE OF BUTTER.

Marked, No 947; S. Rowen & Co; 2305 3^d Av. N.Y. Apr 5th 86
Received from B. F. Van Valkenburgh per Chas. Sears
on April 6th 1886.

THE SAMPLE CONTAINS:

WATER, - - - - 12.37%
ANIMAL AND BUTTER FAT, - 84.42%
CURD, - - - - .072%
SALT, - - - - .249%

ANALYSIS OF THE FAT:

INSOLUBLE FATTY ACIDS, - 92.55%
SOLUBLE " " - .203%
SPECIFIC GRAVITY OF THE FAT
AT 100° F., - - - 0.9066

This sample is composed mainly of animal fat, and was not produced from unadulterated milk, or cream from the same. It was not produced from milk or cream alone. It contains coloring matter, whereby it is made to resemble butter, the product of the dairy; and it is in imitation and semblance of butter, produced from pure unadulterated milk or cream from the same. This sample contains about 35% of butter.

Respectfully yours,

E. G. Love Ph. D.

Mr. B. F. Van Valkenburgh

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

On the ten day of April in the year
one thousand eight hundred and eighty-six before me personally came
E. G. Love to me known, and known to me to be the individual
described in, and who executed the foregoing instrument, and
acknowledged that he executed the same.

Joseph H. Jones

0136

(AP-1)

No. 947-

April 10th '86

✓

0137

STATE OF NEW YORK,

County of New York ss.: 350 Washington Street

Charles Clark, being duly sworn, deposes and says: That he resides in the Town of Wartburg in the County of Columbia and State of New York, and is 47 years of age, and is an agent, appointed by JOSHUA K. BROWN, New York State Dairy Commissioner; That on the 23rd day of April, 1886, in the store occupied by John Doe, No. 2305 Third Ave street, in the City of New York in the County of New York and State of New York, one John Doe clerk in said store, against the form and statutes in such cases made and provided, and in violation thereof, and against the peace of the people of the State of New York, had in his possession, with intent to sell the same for Butter made from unadulterated Milk or Cream, a number of pounds of a substance, product, manufacture and compound, which was not Butter made from unadulterated Milk or Cream, but had been made by manufacturing, mixing and compounding with and adding to a small quantity and proportion of natural Milk, Cream or Butter a large quantity and proportion of animal fats, or animal or vegetable oils, and was a manufactured oleaginous substance not produced from Milk or Cream; that it had been and was colored with some coloring matter whereby the same was made to resemble Butter, the product of the Dairy, and was so colored thereby, in semblance of and resembled Butter, and did resemble Butter, the product of the Dairy; that the said John Doe

offered said substance, product, manufacture and compound for sale as and for Butter made from unadulterated Milk or Cream at such time and place, with intent to sell the same as and for Butter made from unadulterated Milk or Cream, and did sell some considerable portion thereof, to wit, one pound as and for Butter, the product of the Dairy, and represented the same to be Butter at such time and place; that the said substance, product and compound was not natural Butter produced from pure unadulterated Milk, or Cream of the same, and was not Butter, the product of the Dairy, and was not made exclusively from Milk or Cream, or both; that it contained some substance for the purpose and with the effect of imparting thereto a color resembling that of yellow Butter, and was in imitation and semblance of natural Butter produced from pure unadulterated Milk or Cream of the same, and was colored by some substance to resemble yellow Butter, and was in semblance of natural Butter; that the same was a substance known as Oleomargarine; that it had been made, manufactured and rendered out of some animal fat, or animal or vegetable oils, not produced from unadulterated Milk, or Cream of the same, in imitation and semblance of natural Butter, produced from pure unadulterated Milk, or Cream of the same, by mixing, compounding with and adding to a small quantity of Milk, Cream or Butter, a large quantity and proportion of some animal fats or animal or vegetable oils not produced from Milk or Cream, with design and intent to render, make and produce an article, substance and human food in imitation and semblance of natural Butter.

That the tubs in which the same was contained did not have the words "Oleomargarine Butter" upon the top or side thereof, and such words were not burned in or painted thereon with permanent black paint, in a straight line not less than one half inch in length, where deponent could see such brand; that no printed label, bearing the words "Oleomargarine Butter" was delivered therewith to the purchaser thereof.

Deponent further says that on said 23rd day of April, 1886, he went to the said store 2305 Third Avenue of said New York in said City and County, and told John Doe Clerk in said store that he wanted to buy some butter; that said John Doe the said Clerk in said store showed deponent one of the said Oleomargarine hereinbefore mentioned, offered the same to deponent for sale, and sold the same to deponent; that he so sold to deponent as butter one pound thereof, and deponent then paid to him therefor the agreed price thereof, amounting to the sum of \$ twenty cents; that, as deponent believes and charges, the said John Doe at the time of so offering and selling the same, well knew that it was Oleomargarine, and had been manufactured and colored as hereinbefore stated; that he did not tell deponent at any time that the said Oleomargarine so sold to deponent was not Butter, the product of the Dairy; that deponent saw the tubs in which the said Oleomargarine was contained, and no printed label bearing the words "Oleomargarine Butter," was delivered by said John Doe to deponent with the Oleomargarine sold to him; that on April 24th 1886, deponent delivered a sample of such Oleomargarine, so purchased by him as aforesaid, to Edward G. Gore a chemist of the city of New York N. Y., and caused the same to be analyzed by such chemist, as shown by the annexed certificate of such chemist. Said Clerk in said store deponent John Doe

Wherefore, deponent prays that a warrant may issue for the arrest of the said John Doe and that he may be dealt with as the law directs.

Sworn to before me this 25th day of June 1886
James M. Herman Charles Sears
Justice.

Justice Polio
Court of *New York*
County of *New York*

THE PEOPLE, &c.,

vs.
John Doe
Black in the face
2305 Third Avenue

Affiant:

Charles Jones
300 Washington Street

Witnesses:

William W. Masters

Residence *300 Washington Street*

Edward G. Love

Residence *122 Bond*

Residence

0139

Sec. 198-200.

5

District Police Court.

CITY AND COUNTY OF NEW YORK, ss

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

Question. What is your name?

Answer. *George Wilkinson*

Question. How old are you?

Answer. *33 years*

Question. Where were you born?

Answer. *England*

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

Answer. *10709 East 114th Street One year*

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 of the charge and I demand a trial by Jury*
George Wilkinson

Taken before me this

day of *June* 188*6*

John W. ... Police Justice.

0140

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 _____

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

Dated June 6th 1886 John J. Gorman Police Justice.

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

Dated June 6th 1886 John J. Gorman 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.

0141

W V 890
Police Court 5 District.

THE PEOPLE, & c.,

ON THE COMPLAINT OF

Charles Deas
350 Washington

George Williams

1

2

3

4

Offence *Misdemeanor*

Dated June 3 1886

Magistrate

Officer

Precinct

Witnesses Wm W. Meeter

No. 350 Washington Street.

E. J. Rose

No. 69 E 5th Street,

Street,

No. Street,

\$ 300 to answer G. S.

Bailed

P. Ex June 9, 9 am.

BAILED,

No. 1, by Siegfried Rorner

Residence 2290 - 4th Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against
George Williamson

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

George Williamson

(Chap. 458, Laws of 1885, § 3.) of a Misdemeanor, committed as follows:

The said *George Williamson*,

late of the City of New York, in the County of New York aforesaid, on the *7th* day of *April*, — in the year of our Lord one thousand eight hundred and eighty-*nine*, at the City and County aforesaid, *one round* of a certain oleaginous substance and compound, not made nor produced from milk or cream (a more particular description of which said substance and compound, and of the ingredients and matters of which the same was made and produced, is to the Grand Jury aforesaid unknown, and cannot now be given), unlawfully did sell, and cause and procure to be sold to one *Charles Sears*, for butter, the product of the dairy; against the form of the statute in such case made and provided, and against the peace and dignity of the said people.

SECOND COUNT: (Chap. 246, Laws of 1882, § 1.)

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

George Williamson

of a Misdemeanor, committed as follows:

The said *George Williamson*,

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, did unlawfully sell and cause and procure to be sold, at retail, to one *Charles Sears*, *one round* of a certain substance, not butter, commonly called oleomargarine, and did then and there falsely represent the same to the said *Charles Sears*,

to be butter; against the form of the statute in such case made and provided, and against the peace and dignity of the said people.

THIRD COUNT: (Section 430, Penal Code.)

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

George Williamson

of a Misdemeanor, committed as follows:

The said *George Williamson*,

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, did unlawfully sell, and cause and procure to be sold, to one

Charles Sears, as an article of food *one pound* of a certain substance in imitation of a certain article of food, to wit: butter, without disclosing such imitation by a suitable and plainly visible mark or brand; against the form of the statute in such case made and provided, and against the peace and dignity of the said people.

FOURTH COUNT: (Chap. 238, Laws of 1882, § 3.)

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

George Williamson

of a Misdemeanor, committed as follows:

The said *George Williamson*,

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, a certain parcel containing *one pound* of a certain article and substance in semblance of butter, not the legitimate product of the dairy, and not made exclusively of milk or cream, but into which divers oils and fats not produced from milk or cream, entered as component parts (a more particular description of which said article and substance is to the Grand Jury aforesaid unknown, and cannot now be given), the same being then and there an article and substance required by law, in case of retail sales in parcels, to be sold from a tub, firkin, box or package, distinctly and durably stamped, branded or marked upon the top and side with the words "Oleomargarine Butter" only, where it could be plainly seen, in Roman letters, burned in or painted thereon with permanent black paint in a straight line, and not less than one-half inch in length, and wherewith the seller was then and there required by law, to deliver to the purchaser, a printed label, bearing the plainly printed words "Oleomargarine Butter" only, in Roman letters not less than one-half inch in length, in a straight line, unlawfully did then and there sell and cause and procure to be sold at retail to one *Charles Sears*,

from a certain *tub and box* which was not then and there stamped, branded or marked as aforesaid, and did then and there unlawfully omit to deliver therewith to the said *Charles Sears*, a label of the kind and description aforesaid, against the form of the statute in such case made and provided, and against the peace and dignity of the said people.

FIFTH COUNT : (Chap. 215, Laws 1882, § 2.)

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

Fergaz Williamson

of a Misdemeanor, committed as follows :

The said *Fergaz Williamson*,

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, did unlawfully sell and cause and procure to be sold to one

Charles Sears, one pound,

of a certain article and substance in semblance of natural butter, and known as oleomargarine or imitation butter, the same not being the legitimate product of the dairy, and not being made exclusively from milk or cream, or both, with salt or rennet, or both, with or without coloring matter or sage, but into which divers oils, and animal and other fats, not produced from milk or cream, had been introduced (a more particular description of which said article and substance is to the Grand Jury aforesaid unknown, and cannot now be given), against the form of the statute in such case made and provided, and against the peace and dignity of the said people.

SIXTH COUNT : (Chap. 458, Laws of 1885, § 2.)

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

Fergaz Williamson

of a Misdemeanor, committed as follows :

The said *Fergaz Williamson*,

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, did unlawfully sell and cause and procure to be sold to one

of a certain article, substance and compound in imitation and semblance of, and designed to take the place of natural butter produced from pure, unadulterated milk, or cream of the same the said article, substance and compound, so sold as aforesaid, being rendered and manufactured out of divers animal fats and oils not produced from unadulterated milk, or cream from the same, the said article, substance and compound not being manufactured or in process of manufacture on the ~~thirteenth~~^{30th} day of April, in the year of our Lord one thousand eight hundred and eighty-five (a more particular description of which said article, substance and compound, is to the Grand Jury aforesaid unknown, and cannot now be given), against the form of the statute in such case made and provided, and against the peace and dignity of the said people.

RANDOLPH B. MARTINE,
District Attorney.