0585

# BOX:
480

# FOLDER:
4392

# DESCRIPTION:
Hagen, Emma

# DATE:
05/04/92

4392

36.

Witnesses:

Offr. Schindler

" Smith

Counsel, .....

Filed, 4 day of May 1892

Pleads, Guilty

37 Delancey St

THE PEOPLE

vs.

B

Emma Hagen

KEEPING A HOUSE OF ILL-FAME, Etc.
(Sections 322 and 385, Penal Code.)

DE LANCEY NICOLL,
*District Attorney.*

A TRUE BILL.

Lewis Cottier
*Foreman.*

Sentd. May 18/92
Pleads Guilty
Fined $50 —

Court of General Sessions.

| | |
|---|---|
| The People etc. | ) |
| -agst- | ;o; |
| EMMA HAGEN. | ;o; |

City and County of New York, SS:-

Emma Hagen, being duly sworn, deposes and says, that she is the defendant above-named. That the nuisance complained of herein as having been committed and carried on in premises No. 8 Delancey Street, in the City of New York, has been abated, and deponent has no further connection with the business or nuisance complained of, and has abandoned the same.

Sworn to before me this 17th day of May, 1892.

:o:- Emma her X mark Hagen.

Richard Lifes
Comr of Deeds
N.Y. Co.

Sir :—

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

*Dated, N. Y.,* *189* .

*Yours &c.,*

FRIEND & HOUSE,

*Att'ys for*

*To* *Esq.,*

*Attorney for*

N. Y. General Sessions Court.

The People &c.

—against—

Emma Hagen.

Affidavit.

FRIEND & HOUSE,
Defendant's ATTORNEYS,
61-65 PARK ROW,
WORLD BUILDING,
NEW YORK.

Due and timely service of a copy of the within

_____ is hereby admitted.

this _____ day of _____ 189

Attorney for

0589

Sec. 322, Penal Code.

3 District Police Court.

CITY AND COUNTY OF NEW YORK. } ss.

Louis Schindler

of ~~No~~ The 11th Precinct Police Street, in said City, being duly sworn says that at the premises known as Number 7 Delancey Street, in the City and County of New York, on the 27 day of April 188[illegible] and on divers other days and times, between that day and the day of making this complaint

Emma Hagan

did unlawfully keep and maintain and yet continue to keep and maintain a House of Prostitution and did then, and on the said other days and times, there unlawfully procure and permit as well men as women of evil name and fame and of dishonest conversation to visit, frequent and come together for unlawful sexual intercourse, and for the purpose of prostitution and lewdness, and then and on the said other days and times, unlawfully and wilfully did permit and yet continues to permit said men and women of evil name and fame there to be and remain drinking, ~~dancing, fighting~~ disturbing the peace, whoring and misbehaving themselves, whereby the peace, comfort and decency of persons inhabiting and residing in the neighborhood, and there passing is habitually disturbed, in violation of the statute in such case made and provided.

Deponent therefore prays, that the said Emma Hagan and all vile, disorderly and improper persons found upon the premises, occupied by said Emma Hagan may be apprehended and dealt with as the law in such cases made and provided may direct.

*Sworn to before me, this* 30th *day of* April 188[illegible]

Louis Schindler

Charles N. Tomlins *Police Justice.*

0590

CITY AND COUNTY OF NEW YORK, } ss.

George Smith

aged 30 years, occupation Police Officer of ~~No.~~ Twelfth Precinct Station Street, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of Peter Schuller and that the facts stated therein on information of deponent are true of deponent's own knowledge.

*Sworn to before me, this* 1st *day of* May 1890, } George Smith

Charles N Tainter
*Police Justice.*

(3692)

0591

(1885)

Sec. 198—200.

3 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

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

*Question.* What ~~is~~ your name?

*Answer.* Emma Hagan

*Question.* How old are you?

*Answer.* 37 years

*Question.* Where were you born?

*Answer.* Germany

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

*Answer.* 1 Delancey St 2 years

*Question.* What is your business or profession?

*Answer.* housekeeper

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

*Answer.* I am not guilty I demand a trial by Jury

Emma Hagan

Taken before me this 1 day of May 189 91

Charles Mazet Police Justice.

0592

Sec. 151.

Police Court 9 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 John Schmidt of No. The 11th Precinct Police Street, that on the 27 day of April 1892 at the City of New York, in the County of New York, Emma Hagen did keep and maintain at the premises known as Number 8 Delancey Street, in said City, a House of Prostitution and there unlawfully procure and permit as well men as women of evil name and fame, and of dishonest conversation to visit, frequent and come together for unlawful sexual intercourse, and for the purpose of prostitution, and there unlawfully and wilfully did permit said men and women of evil name and fame there to be and remain drinking, ~~dancing, fighting~~, disturbing the peace, whoring and misbehaving themselves whereby the peace, comfort, and decency of persons inhabiting and residing in the neighborhood and there passing is habitually disturbed in violation of the statute in such case made and provided.

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 body of the said Emma Hagen and all vile, disorderly and improper persons found upon the premises occupied by said Emma Hagen and forthwith bring them before me, at the _____ DISTRICT POLICE COURT, in the said City, or in case of my absence or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to be dealt with according to law.

*Dated at the City of New York, this* 30 *day of* April 1892.

Charles N Tainter POLICE JUSTICE.

**Police Court—..... District.**

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Louis Schindler

*vs.*

Emma Hagan

WARRANT—Keeping Disorderly House, &c.

*Dated* May 1st 1892

Jamison *Magistrate.*

McAdam *Officer.*

11th *Precinct.*

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

McAdam *Officer.*

*Dated* May 1st 1892

This Warrant may be executed on Sunday or at night.

Charles N Tomlin *Police Justice.*

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.*

0594

*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* D. Gustav

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

*Dated* May 1st *188*9 Charles N. Tinter *Police Justice.*

*I have admitted the above-named* D. Gustav

*to bail to answer by the undertaking hereto annexed.*

*Dated* May 1st *188*9 Charles N. Tinter *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.*

0599

522

Police Court--- 3 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Louis Schmidt
vs.
1 Emma Fagan
2
3
4

Offence: Assault

Dated 2 May 1892
Magistrate.
Officer.
Precinct.

Witnesses
No. Street.
No. Street.
No. Street.

$ 1000

BAILED,
No. 1, by Isabel Kranskan
Residence 604 62 Division Street.
No. 2, by
Residence Street.
No. 3, by
Residence Street.
No. 4, by
Residence Street.

RECEIVED, MAY 2 1892, DISTRICT ATTORNEY'S OFFICE

# Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

AGAINST

Emma Hagen

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

Emma Hagen

(Sec. 322, Penal Code.) of the CRIME OF KEEPING AND MAINTAINING A COMMON BAWDY HOUSE AND HOUSE OF ILL-FAME, committed as follows:

The said Emma Hagen

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

Emma Hagen

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

SECOND COUNT—

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

Emma Hagen

(Sec. 385, Penal Code.) of the CRIME OF MAINTAINING A PUBLIC NUISANCE, committed as follows:

The said Emma Hagen

late of the Ward, City and County aforesaid, afterwards, to wit: on the twenty-seventh day of April in the year of our Lord one thousand eight hundred and

ninety- two —, and on divers other days and times between the said day and the day of the taking of this inquisition, at the Ward, City and County aforesaid, with force and arms, unlawfully did keep and maintain a certain common, ill-governed house, and in her said house for her own lucre and gain, certain persons whose names are to the Grand Jury aforesaid unknown, as well men as women, of evil name and fame and dishonest conversation, to frequent and come together then and on said other days and times, there unlawfully and wilfully did cause and procure, and the said men and women in said house, at unlawful times, as well in the night as in the day, then and on said other days and times there to be and remain, tippling, drinking, gaming, cursing, swearing, quarreling, making great noises and otherwise misbehaving themselves, unlawfully and wilfully did permit and suffer, to the great annoyance, injury and danger of the comfort and repose of a great number of persons, good citizens of our said State there residing, and passing and repassing, to the common nuisance of the said citizens, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

THIRD COUNT:

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

— Emma Hagen —

(Sec. 322, Penal Code.) of the CRIME OF KEEPING A DISORDERLY HOUSE, committed as follows:

The said — Emma Hagen —

late of the Ward, City and County aforesaid, afterwards, to wit: on the twenty-seventh day of — April — in the year of our Lord one thousand eight hundred and ninety-two and on divers other days and times between the said day and the day of the taking of this inquisition, at the Ward, City and County aforesaid, unlawfully did keep a certain ill-governed and disorderly house, the same being a place of public resort, and in the said house and place of public resort, for her own lucre and gain, certain persons, as well men as women, of evil name and fame, and of dishonest conversation, to frequent and come together, then and on the said other days and times, there unlawfully and wilfully did cause and procure, and the said men and women in her said house, at unlawful times, as well in the night as in the day, then and on the said other days and times, there to be and remain, drinking, tippling, gambling, rioting, disturbing the peace, whoring and misbehaving themselves, unlawfully and wilfully did permit, and yet continues to permit, by reason whereof the peace, comfort and decency af the neighborhood around and about the said house were, and yet are habitually disturbed, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

DE LANCEY NICOLL,
*District Attorney.*

0598

# BOX:
480

# FOLDER:
4392

# DESCRIPTION:
Hall, Matthew

# DATE:
05/16/92

4392

*Witnesses:*

.....

.....

.....

.....

.....

338

Counsel,

Filed 16 day of May 1892

Pleads,

THE PEOPLE

*vs.*

Matthew Hall

Grand Larceny, Second Degree.
[Sections 528, 55, Penal Code.]

15
35 & 17

DE LANCEY NICOLL,
*District Attorney.*

A TRUE BILL.

Infus Cattin
May 17/92
*Foreman.*

Sleuth 2 day

R.C. Protection

0600

Court of
General Sessions.

The People
vs.
Mathew Cunninghaw-Hall.

REPORT OF THE NEW YORK SOCIETY FOR
THE PREVENTION OF CRUELTY
TO CHILDREN.
100 EAST 23D STREET,

New York, May 9th 1892

CASE NO. 64476 OFFICER Schultes.
DATE OF ARREST May 9th 1892.
CHARGE Larceny
AGE OF CHILD 15 years.
RELIGION Catholic
FATHER James (stepfather)
MOTHER Marianna.
RESIDENCE 350 East 18th street.

AN INVESTIGATION BY THE SOCIETY SHOWS THAT Society has no record of boy's ever having been arrested before. Boy's father is dead, the home of the stepfather is clean and comfortable and boy as well as his stepfather is well spoken of by the neighbors.— Stepfather stated that boy had to undergo 2 operations and that ever since he has been a little weakminded.

All which is respectfully submitted,
Fellows Bentley
Supt

To Dist. Atty.

Court of General Sessions.

The People

vs.

Mathew Cunningham.

Hall.

Larceny

PENAL CODE, §

**Report of the New York Society for the Prevention of Cruelty to Children.**

ELBRIDGE T. GERRY,

*President, &c.,*

100 East 23d Street,

New York City.

Police Court 2 District.

Affidavit—Larceny.

City and County of New York, } ss:

Samuel A Marquis

of No. Domestic Building Broadway & 14th Street, aged years, occupation Agent or clerk being duly sworn, deposes and says, that on the 15 day of April 1892 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the day time, the following property, viz:

One piece of black silk of the value of forty six dollars $46.

the property of Burlington Rand & Co. and in deponent care

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 Matthew Hall (now here)

The defendant was employed as an office boy and had access to said office property and he confessed to deponent that he had pawned said property and destroyed the ticket and deponent is informed by Officer Samuel G. Sheldon a detective of this Headquarters that he has seen said stolen property in the pawn shop of Sinfree on the Bowery near Delancy Street

A. A. Marquis

Sworn to before me this 16 day of May 1892

Police Justice.

0603

1377.

CITY AND COUNTY OF NEW YORK, } ss.

Samuel G. Sheldon

aged ..... years, occupation Detective of No. 300 Mulberry Street, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of Samuel A. Maguire and that the facts stated therein on information of deponent are true of deponent's own knowledge.

*Sworn to before me, this* May *day of* 10 *189* 2 } Samuel G. Sheldon.

Thos. F. Grady

*Police Justice.*

(1835)

Sec. 198—200. District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

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

*Question.* What is your name?

*Answer.* Matthew Hall

*Question.* How old are you?

*Answer.* 15 years

*Question.* Where were you born?

*Answer.* N. Y.

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

*Answer.* 350 East 17th St — 1 year

*Question.* What is your business or profession?

*Answer.* Errand 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 guilty

M Hall

*Taken before me this* 10 *day of* May 1899

[illegible] *Police Justice.*

0605

*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* Matthew Hall *guilty thereof, I order that he be held to answer the same, and he be admitted to bail in the sum of* One *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 10 *189* 2 ..... *Police Justice.*

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

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

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

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

0606

570
1334

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

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Samuel A Marquis
Domestic Building
Madison Broadway & 14th St Hall

Offense Larceny

BAILED,

*No.* 1, *by*

*Residence* *Street.*

*No.* 2, *by*

*Residence* *Street.*

*No.* 3, *by*

*Residence* *Street.*

*No.* 4, *by*

*Residence* *Street.*

2

3

4

Dated, May 10 1892

Grady Magistrate.

Sheldon & Heard Officer.

C. O Precinct.

Witnesses Hugo Schultes

No. 106 9. Street.

No. Street.

No. Street.

$ 1000 to answer. S. S

RECEIVED, POLICE
MAY 12 1892
DISTRICT ATTORNEY

# Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

*against*

Matthew Hall

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

The said Matthew Hall, late of the City of New York, in the County of New York aforesaid, on the 15th day of April in the year of our Lord one thousand eight hundred and ninety-two at the City and County aforesaid, with force and arms,

one piece of silk of the value of forty-six dollars

of the goods, chattels and personal property of one Samuel A. Marquis

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

De Lancey Nicoll
District Attorney.

0608

# BOX:
480

# FOLDER:
4392

# DESCRIPTION:
Hamilton, Charles

# DATE:
05/10/92

4392

Witnesses:

Offr Smith

Frank Gardner

Counsel, .....

Filed, 9 day of May 1892

Pleads, Not guilty, 12

THE PEOPLE

vs.

B

Charles Hamilton

KEEPING A HOUSE OF ILL-FAME, Etc.
(Sections 322 and 385, Penal Code.)

May 12/92

Sent to the Court of Special Sessions for trial, by request of Counsel for Defendant.

DE LANCEY NICOLL,
*District Attorney.*

Part I.
May, 16th J.

A TRUE BILL.

Julius Catlin
*Foreman.*

# Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

AGAINST

Charles H Hamilton

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

Charles H Hamilton

(Sec. 322, Penal Code.) of the CRIME OF KEEPING AND MAINTAINING A COMMON BAWDY HOUSE AND HOUSE OF ILL-FAME, committed as follows:

The said Charles H Hamilton

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

Charles H Hamilton

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

SECOND COUNT—

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

Charles H Hamilton

(Sec. 385, Penal Code.) of the CRIME OF MAINTAINING A PUBLIC NUISANCE, committed as follows:

The said Charles H Hamilton

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

ninety- two, and on divers other days and times between the said day and the day of the taking of this inquisition, at the Ward, City and County aforesaid, with force and arms, unlawfully did keep and maintain a certain common, ill-governed house, and in his said house for his own lucre and gain, certain persons whose names are to the Grand Jury aforesaid unknown, as well men as women, of evil name and fame and dishonest conversation, to frequent and come together then and on said other days and times, there unlawfully and wilfully did cause and procure, and the said men and women in said house, at unlawful times, as well in the night as in the day, then and on said other days and times there to be and remain, tippling, drinking, gaming, cursing, swearing, quarreling, making great noises and otherwise misbehaving themselves, unlawfully and wilfully did permit and suffer, to the great annoyance, injury and danger of the comfort and repose of a great number of persons, good citizens of our said State there residing, and passing and repassing, to the common nuisance of the said citizens, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

THIRD COUNT:

**And the Grand Jury aforesaid,** by this indictment further accuse the said Charles H Hamilton

(Sec. 322, Penal Code.) of the CRIME OF KEEPING A DISORDERLY HOUSE, committed as follows:

The said Charles H Hamilton

late of the Ward, City and County aforesaid, afterwards, to wit: on the Seventh day of May in the year of our Lord one thousand eight hundred and ninety- two and on divers other days and times between the said day and the day of the taking of this inquisition, at the Ward, City and County aforesaid, unlawfully did keep a certain ill-governed and disorderly house, the same being a place of public resort, and in the said house and place of public resort, for his own lucre and gain, certain persons, as well men as women, of evil name and fame, and of dishonest conversation, to frequent and come together, then and on the said other days and times, there unlawfully and wilfully did cause and procure, and the said men and women in his said house, at unlawful times, as well in the night as in the day, then and on the said other days and times, there to be and remain, drinking, tippling, gambling, rioting, disturbing the peace, whoring and misbehaving themselves, unlawfully and wilfully did permit, and yet continues to permit, by reason whereof the peace, comfort and decency af the neighborhood around and about the said house were, and yet are habitually disturbed, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

DE LANCEY NICOLL,
*District Attorney.*

0612

# BOX:
480

# FOLDER:
4392

# DESCRIPTION:
Hanlon, Edward

# DATE:
05/17/92

4392

*Witnesses:*

Wm Pellerly

Send for Complaint officer

Counsel,

Filed 17 day of May 1892

Pleads,

THE PEOPLE

*vs.*

Edward Hanlon

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

DE LANCEY NICOLL,
*District Attorney.*

**A TRUE BILL.**

Julius Cattin
*Foreman.*

May 18/92

Chas G. Hoey

3 mos

May 28/92

E13

0614

(1305)

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

City and County of New York, } ss.

William Pellenz

of No. 244 West 30th Street, aged 23 years,

occupation Printer being duly sworn,

deposes and says, that on the 28 day of April 189 2 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the day time, the following property, viz:

A Vest, containing a Silver Watch - Silver Watch Chain - a Silver Badge - Gold Pencil in all of the amount and of the value of Twenty six dollars and fifty cents ($26 50/100)

the property of deponent

and that this deponent has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen and carried away by Edward Hanlon (now here) from the following facts - That on the aforesaid date, said Vest, containing said Watch, Chain, Badge, and Pencil, was hanging in a back room at deponent's place of business, at the aforesaid address and said defendant was in the employ of deponent as an errand boy, and that between the hours of one and two o'clock P.M. of said date, deponent missed the aforesaid property from said room where he had placed the same and said defendant missing. deponent further says that the defendant after being advised of his rights, admitted and confessed in Open Court to deponent in presence of Officer Thomas Baker of the 20th Precinct Police, that he had taken, stolen and carried away the aforesaid property and had given the same to a boy to pawn and pledge for him. deponent therefore asks that the defendant may be held to answer. Wm. C. Pellenz.

Sworn to before me this 29 day of April 1892

Police Justice.

CITY AND COUNTY OF NEW YORK, } ss.

Thomas Baker

aged ..... years, occupation Police Officer of No. 20th Precinct Police Station, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of William Pellens and that the facts stated therein on information of deponent are true of deponent's own knowledge.

*Sworn to before me, this* 9 *day of* May 1892 } Thomas Baker

Thos. F. Grady

*Police Justice.*

(3692)

Sec. 198—200.

2 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

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

*Question.* What is your name?

*Answer.* Edward Hanlon

*Question.* How old are you?

*Answer.* 18 years -

*Question.* Where were you born?

*Answer.* New York

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

*Answer.* No Home -

*Question.* What is your business or profession?

*Answer.* None

*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.

Edward Hanlon

Taken before me this 9 day of May 1882

[illegible] Police Justice

0617

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

*guilty thereof, I order that he be held to answer the same, and he be admitted to bail in the sum of* 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,* May 7 *189*2 *Police Justice.*

*I have admitted the above-named*

*to bail to answer by the undertaking hereto annexed.*

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

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

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

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

0616

570

1834

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

THE PEOPLE, &c.,

ON THE COMPLAINT OF

William Pellens
2424 N. 30th St
Edward Hanlon

2

3

4

Offense Larceny

Dated, May 9 1892

Grady Magistrate.

Barker Officer.

2 Precinct.

Witnesses

No. Street.

No. Street.

No. Street.

$ 300 to answer

RECEIVED MAY 12 1892 DISTRICT ATTORNEY

BAILED,

*No.* 1, *by*

*Residence* *Street.*

*No.* 2, *by*

*Residence* *Street.*

*No.* 3, *by*

*Residence* *Street.*

*No.* 4, *by*

*Residence* *Street.*

# Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
*against*
Edward Hanlon

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

The said Edward Hanlon

late of the City of New York, in the County of New York aforesaid, on the 28th day of April in the year of our Lord one thousand eight hundred and ninety-two at the City and County aforesaid, with force and arms,

one vest of the value of ten dollars, one watch of the value of ten dollars, one chain of the value of five dollars, one badge of the value of two dollars, and one pencil of the value of three dollars

of the goods, chattels and personal property of one William C. Pelleng

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

De Lancey Nicoll
District Attorney

0620

# BOX:
480

# FOLDER:
4392

# DESCRIPTION:
Hanson, Jennie

# DATE:
05/26/92

4392

156

Ordered

Witnesses:

# Court of Oyer and Terminer.

Counsel,

Filed, 26 day of May 1893

Pleads, Not Guilty (Jones)

THE PEOPLE

*vs.*

Jennie Hanson

VIOLATION OF EXCISE LAW.
Selling on Sunday, Etc.
[Ill. Rev. Stat. (7th Edition), page 1988, § 21, and page 1989, § 5.]

I hereby consent that this case be transferred to the Court of Special Sessions for trial and final disposition.

DE LANCEY NICOLL.

Dated Dec 28 1893.

A TRUE BILL.

Part 3 Hedgesapeth

Part 1 John

Forfeited

*Foreman.*

# Court of Oyer and Terminer

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
*against*
Jennie Hanson

**The Grand Jury of the City and County of New York**, by this indictment, accuse Jennie Hanson of the CRIME OF SELLING INTOXICATING LIQUORS AND WINES AS A BEVERAGE, ON SUNDAY, committed as follows:

The said Jennie Hanson late of the City of New York, in the County of New York aforesaid, on the 15th day of June in the year of our Lord one thousand eight hundred and ninety- , at the City and County aforesaid, the same being the first day of the week, commonly called and known as Sunday, with force and arms, certain intoxicating liquors, and certain wines, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain intoxicating liquor to the Grand Jury aforesaid unknown, unlawfully did sell, as a beverage to one James L. Smith and to certain other persons whose names are to the Grand Jury aforesaid unknown, against the form of the statute in such case made and provided, and against the peace of the People of New York and their dignity.

SECOND COUNT—

**And the Grand Jury aforesaid**, by this indictment, further accuse the said Jennie Hanson of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

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

DE LANCEY NICOLL,
*District Attorney.*

0623

BOX:
480
FOLDER:
4392
DESCRIPTION:
Harrigan, John J
DATE:
05/24/92

4392

*Witnesses:*

Thos Monsell

Henry Reich

Counsel, 147 947 P.P. Brady

Filed 24th day of May 1892

Pleads, Mynelly 20

THE PEOPLE

*vs.*

John J. Harrigan

N.D.

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

DE LANCEY NICOLL,

*District Attorney.*

On motion of this case was adjd. at the right request. N.M.D.

**A TRUE BILL.**

Julius Catlin

*Foreman.*

Part 2 - June 1st 1892
Tried and Acquitted

Police Court 1 District. Affidavit—Larceny.

City and County of New York, } ss:

Thomas Marsell

of No. 23½ Gouverneur Street, aged 47 years, occupation Sadler being duly sworn, deposes and says, that on the 15 day of May 189 2 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession and person of deponent, in the day time, the following property, viz:

Good and lawful money of the United States consisting of divers bills of divers denominations of the amount and value of Twenty nine dollars $29.

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 Harragan (witness present) and an unknown person not arrested. That deponent is informed by Henry Richter that he saw said Harragan take the aforesaid money from the inside pocket of the coat then and there worn by deponent and

Sworn to before me, this day of 189 Police Justice.

4759

that said unknown person was
acting in concert with said
Hanagan

Thomas Monnell

Sworn to before me
this 19 day of May 1892

Police Justice

0627

1377

CITY AND COUNTY OF NEW YORK, } ss.

Henry Richter

aged 18 years, occupation Laborer of No. 125 Washington Street, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of Thomas Mansell and that the facts stated therein on information of deponent are true of deponent's own knowledge.

*Sworn to before me, this* 19 *day of* May 189 2

Henry Richter

*Police Justice*

(1835)

Sec. 198—200.

/ District Police Court.

CITY AND COUNTY OF NEW YORK } ss.

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

*Question.* What is your name?

*Answer.* John Hanagan

*Question.* How old are you?

*Answer.* 17 years

*Question.* Where were you born?

*Answer.* Canada

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

*Answer.* 17 West St 8 mos

*Question.* What is your business or profession?

*Answer.* Boots Binder

*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 J Hanagan

Taken before me this 6 day of May 1899

[illegible] Police Justice.

0629

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

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

*Dated,* May 1 1892 *Police Justice.*

*I have admitted the above-named*

*to bail to answer by the undertaking hereto annexed.*

*Dated,* 189 *Police Justice.*

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

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

*Dated,* 189 *Police Justice.*

0630

623
1334

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

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Thomas Morrell
HOUSE OF DETENTION CASE.
Wm Carragan
2
3
4

Offense Commitment
No person

BAILED,

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

*Residence* ..... *Street.*

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

*Residence* ..... *Street.*

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

*Residence* ..... *Street.*

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

*Residence* ..... *Street.*

Dated, May 19 1892

Duffy ..... Magistrate.

Colby ..... Officer.

2 ..... Precinct.

Witnesses Henry Richter

No. 125 Washington Street.

Complainant committed to the House of Detention in default of $100 bail

No. ..... Street.

$ 500 to answer

RECEIVED MAY 23 189 DISTRICT ATTORNEY

Commitment

Notify

0631

CITY AND COUNTY OF NEW YORK, } ss.

POLICE COURT, 1 DISTRICT.

William Colby

of ~~No.~~ Second Precinct-Police ~~Street, aged~~ ~~years,~~

~~occupation~~ being duly sworn deposes and says,

that ~~on the~~ ~~day of~~ 188

~~at the City of New York, in the County of New York,~~ Thomas Morsell

the within named Complainant is a necessary and material witness against John Hanagan charged with a felony

Deponent says that said Complainant is a seafaring man and asks that he give surety for his appearance to testify.

William Colby.

Sworn to before me, this 19 day of May 1895

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*

John J. Harrigan

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this indictment, accuse John J. Harrigan

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

The said John J. Harrigan

late of the City of New York in the County of New York aforesaid, on the 15th day of May in the year of our Lord one thousand eight hundred and ninety-two at the City and County aforesaid, with force and arms, in the day time of said day, divers promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of a number and denomination to the Grand Jury aforesaid unknown, for the payment of and of the value of twenty-nine dollars; divers other promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as Bank Notes), of a number and denomination to the Grand Jury aforesaid unknown, for the payment of and of the value of twenty-nine dollars; divers United States Silver Certificates, of a number and denomination to the Grand Jury aforesaid unknown, of the value of twenty-nine dollars; divers United States Gold Certificates, of a number and denomination to the Grand Jury aforesaid unknown, of the value of twenty-nine dollars; ~~divers coins of a number, kind and denomination to the Grand Jury aforesaid unknown, of the value of~~

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

DE LANCEY NICOLL,
*District Attorney.*

0633

BOX:
480
FOLDER:
4392
DESCRIPTION:
Harris, George E
DATE:
05/24/92

4392

0634

Bail $500 =

*Witnesses:*

Harry W Rundell
Offr Grady 307 - Broadway

after an examination of within case, it appearing that certain evidence of importance to the prosecution not being now obtainable, upon application of defts counsel I recommend the discharge of the defendant on his own recognizance.
July 8. 92
Barlow J. Burke
ADA.

765 765 Schumpelain

Counsel,

Filed 24th day of May 189 2

Pleads, Not guilty 25

THE PEOPLE

*vs.*

George E. Harris

Grand Larceny, First Degree.
(From the Person.)
[Sections 528, 531, Penal Code.]

Sent 2 — July 8, 1892
on motion of Dist Atty
deft. discharged on his
own recognizance

DE LANCEY NICOLL,
*District Attorney.*

A TRUE BILL.

Lewis Cattin

*Foreman.*

June 8 92
BSW.

June 2 1892

2

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

City and County of New York, } ss:

Harry W. Rendle

of No. 1307 Broadway Street, aged 30 years,

occupation Saloon and being duly sworn,

deposes and says, that on the 30 day of April 189 2 at the City of New York,

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

the ~~night~~ time, the following property, viz:

One diamond stud one diamond ring one gold watch with chain attached the whole being valued at six hundred dollars

$600 00

the property of Defendant

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 George E. Harris (now here) for the reasons following to wit: on the said date the defendant met deponent on Broadway and invited him to join him in a drink. ~~Deponent accompanied defendant and [illegible] on Broadway~~ Defendant asked deponent to accompany him to the Car of 6th Avenue and 30th Street, which deponent did, and while there defendant induced deponent to have a drink, deponent drank and says he remembers nothing further. Deponent at the time had the said property ~~upon~~ his person and says that no one but the defendant

Sworn before me, this day of 189

Police Justice.

was with him from the time he last saw his property until he missed the same. Deponent is informed by Detective Sergeant Gray that he Gray found in the room described by the defendant a bottle containing a substance known as "Thrust out stuff" which substance is used for the purpose of nursing people unconscious.

Sworn to before me this 19th day of May 1893

Harry W Randle

John O'Ryan

Police Justice

1

0637

1377.

CITY AND COUNTY OF NEW YORK, } ss.

Dennis Grady

aged 28 years, occupation Detective Sergeant of No. 300 Mulberry Street, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of Fanny Kunode and that the facts stated therein on information of deponent are true of deponent's own knowledge.

Sworn to before me this 29 day of May 1892 } Dennis Grady

John Ryan
Police Justice.

0638

Sec. 198—200.

2

District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

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

*Question.* What is your name?

*Answer.* George E. Harris

*Question.* How old are you?

*Answer.* 61 years

*Question.* Where were you born?

*Answer.* Employment

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

*Answer.* 206 West 27th St 5 years

*Question.* What is your business or profession?

*Answer.* Bartender

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

*Answer.*

I am not guilty

George E Harris

Taken before me this 18 day of March 1899

John A. Allen Police Justice.

0639

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

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

Dated, May 1 189 2 John Ryan Police Justice.

I have have admitted the above-named

to bail to answer by the undertaking hereto annexed.

Dated, 189 Police Justice.

There being no sufficient cause to believe the within named

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

Dated, 189 Police Justice.

0640

612

Police Court, 2 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Harry W. Kendle
307 Broadway
vs.
George E. Harris
1
2
3
4

Offense, Larceny from person

BAILED,

No. 1, by Isaac Hoff
Residence 760 Delaney Street.

No. 2, by
Residence Street.

No. 3, by
Residence Street.

No. 4, by
Residence Street.

Dated, May 19 1892

Magistrate.

Officer. Mary F. Manning Co

Precinct.

Witnesses Officer

No Street.

No. Street.

No. Street.

$1000 to answer

Larceny

RECEIVED, MA 23 189 DISTRICT ATTORNEY

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

The PEOPLE of the State of New York, on the complaint of Harry W. Rundle

Against

GEORGE E. HARRIS

To the Foreman and Grand Jury, of the County of New York:-

GENTLEMEN:

The undersigned Counsel for George E. Harris respect--fully begs leave of your Honorable Body to permit the defend--ant George E. Harris to testify in his own behalf, before your body, as well as his wife, Bertha Harris so as to explain to you the entire circumstances of the case; And this bottle of medicine, which in my opinion as Counsel for the defendant, can sufficiently be explained and proven, so that the defendant can establish his innocence, and save your Honorable body, as well as the Court, the difficulty of a trial, and also save the defendant, from being subjected to a trial, imprisonment and expense.

The wife will prove to your satisfaction that she bought the bottle of medicine about a year ago, last summer, to be used for an infant child, for Summer complaint in doses of three and four drops at a time; that the same was purchased at a drug store named Sims, on Eighth Avenue between 14th and 15th streets and that this particular bottle of medicine was found by the detective in the room of the defendant on May 17th 1892, while the offense is charged to have been committed on April 30th 1892.

That I will produce the said wife if you so require, by

being notified at my office at any time.

TRUSTING that your Honorable body, will give this matter your most favorable consideration, and not act hastily, so as to indict an innocent man, upon suppositions.,

I remain

Yours most respectfully,

Dear Sir.,

Charles I. Schampain

Counsel for defendant.

258 & 259 Broadway,

New York City.

Sir:

Please take notice, that the within is a true copy of ..... herein this day duly filed in the office of the Clerk of the .....

.....

in the County Court House in the City of New York.

New York, 189

Yours &c.,

CHARLES I. SCHAMPAIN,

Attorney for .....

258-259 Broadway,

New York City.

To

.....

Attorney for .....

General Sessions Court.

The People of the State of New York on the Complaint of Harry W. Rudler Plaintiff

against

George E. Harris

Defendant

Petition to Grand Jury

**CHARLES I. SCHAMPAIN,**

*Attorney for* Defendant

**258 & 259 BROADWAY,**

Room 30. NEW YORK CITY.

*To* ..... *Esq.,*

*Attorney for* .....

Due and timely service of a copy of the within

..... is hereby admitted.

*Dated,* ..... *189*

.....

*Attorney for* .....

County of ss:

being duly sworn says that he is years of age and upwards. That on the day of 189 between the hours of M. and M., at of he served in the upon in this action by delivering to and leaving with personally, a true copy thereof

**Deponent further says,** that he knew the person served as aforesaid to be the person mentioned and described in

Sworn to before me this day of 189

# 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 E. Harris

**The Grand Jury of the City and County of New York,** by this indictment, accuse George E. Harris of the CRIME OF GRAND LARCENY in the first degree, committed as follows:

The said George E. Harris

late of the City of New York, in the County of New York aforesaid, on the 30th day of April in the year of our Lord one thousand eight hundred and ninety-two, in the night-time of the said day, at the City and County aforesaid, with force and arms,

one stud of the value of two hundred and fifty dollars, one ring of the value of one hundred dollars, one watch of the value of two hundred dollars and one chain of the value of fifty dollars

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

De Lancey Nicoll
District Attorney

0645

BOX:
480
FOLDER:
4392
DESCRIPTION:
Harrison, William P
DATE:
05/11/92

4392

(501)

*Witnesses:*

The defendant offers to plead to the indictment as a ~~part~~ of Burglary 3-degree which I accept

May 16th 92

G. P. S

a Da

18 9. 589

Rand X

Counsel,

Filed 11th day of May 1892

Pleads, Guilty 12

45 Lonsdale
165 Forsyth St

THE PEOPLE

vs.

P

William P. Harrison

Burglary, 3rd degree, Grand Larceny, 1st degree, 2d Degree, Second Offense (Sec. 498, 506, 528, 530 and 668)

DE LANCEY NICOLL,

*District Attorney.*

**A TRUE BILL.**

Julius Cattin

Sent 2 — May 16/92 *Foreman.*

Plead Burglary 3rd deg

S. P. 4 yrs.

# 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 C. Harrison

**The Grand Jury of the City and County of New York,** by this Indictment accuse William C. Harrison — of the crime of Burglary in the third degree, as a SECOND OFFENSE, committed as follows:

Heretofore, to wit: at a court of General Sessions of the Peace, holden in and for the City and County of New York, at the City Hall, in the said City of New York, on the twenty second day of — October —, in the year of our Lord, one thousand eight hundred and eighty three before the Honorable Henry A. Gildersleeve, Judge of the said Court of General Sessions of the Peace, and Justice of the said Court, the said William C. Harrison, by the name and description of William C. Harrison was in due form of law convicted of a felony — to wit: burglary in the third degree, — upon a certain indictment then and there in the said Court depending against him the said William C. Harrison — by the name and description of William C. Harrison, — — as aforesaid, and John Talbot, Thomas Kelly and William Smith for that they the said William C. Harrison, John Talbot, Thomas Kelly and William Smith then — all — late of the Second Ward

of the City of New York, in the County of New York aforesaid, on the twentieth day of August, in the year aforesaid, at the Ward, City and County aforesaid, with force and arms, the store of George Tarder, there situate, feloniously and burglariously did break into and enter, the same being a part of a building there situate, in which divers goods, merchandise and valuable things were then and there kept for use, sale and deposit, to wit: the goods, chattels and personal property hereinafter described, with intent the said goods, chattels and personal property of the said George Tarder, then and there being, then and there feloniously and burglariously to steal, take and carry away, and one hundred pens of the value of one dollar each, one hundred watch chains of the value of five dollars each, fifty lockets of the value of five dollars each, ten pistols of the value of ten dollars each, and one hundred pocket books of the value of one dollar each, of the goods, chattels and personal property of the said George Tarder, so kept as aforesaid in the said store, then and there being found, then and there feloniously and burglariously did steal, take and carry away; the said William P. Harrison, John Talbott, Thomas Kelly, having each been before then convicted within this state of a felony

**And Thereupon,** upon the conviction aforesaid, it was considered by the said Court of General Sessions of the Peace, and ordered and adjudged that the said William R. Harrison

by the name and description of William R. Harrison as aforesaid, for the felony and burglary in the third degree whereof he was so convicted as aforesaid, be imprisoned in the State Prison at hard labor for the term of four years,

as by the record thereof doth more fully and at large appear.

And the said William R. Harrison late of the Fourth Ward of the City of New York, in the County of New York aforesaid, having been so as aforesaid convicted of the said felony and burglary in the third degree, in manner aforesaid, afterwards, to wit: on the twenty-second day of April, in the year of our Lord one thousand eight hundred and ninety-two, at the Ward, City and County aforesaid, with force and arms, a certain building, there situate, to wit: the warehouse of one Benjamin Figueroa, feloniously and burglariously did break into and enter, with intent to commit some crime therein, to wit: with intent the goods, chattels and personal property of the said Benjamin Figueroa, in the said warehouse then and there being, then and there feloniously and burglariously to steal, take and carry away, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

~~Second~~ COUNT:—

AND THE GRAND JURY AFORESAID, by this indictment further accuse the said William P. Harrison —

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

The said William P. Harrison, ~~Fourth Ward of the~~ late of the City of New York, in the County of New York aforesaid, on the twenty-second day of — April, — in the year of our Lord one thousand eight hundred and ninety- two, at the City and County aforesaid, with force and arms,

having been convicted of the said felony and larceny in the third degree, as alleged in the first count of this indictment, sixty-five thousand cigars of the value of six cents each,

of the goods, chattels and personal property of one Benjamin J. Figueroa,

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

Second COUNT:—

AND THE GRAND JURY AFORESAID, by this indictment, further accuse the said William R. Harrison —

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

The said William R. Harrison,

late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the Ward, City and County aforesaid, with force and arms, having been so convicted of the said felony and larceny in the third degree, as alleged in the first count of this indictment, sixty five thousand pounds of the value of six cents each,

of the goods, chattels and personal property of one Benjamin J. Figueroa, by James A. Wells, Thomas Temple, and

by a certain ~~person or~~ other persons to the Grand Jury aforesaid unknown, then lately before feloniously stolen, taken and carried away from the said Benjamin J. Figueroa, —

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

— William R. Harrison —

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

DE LANCEY NICOLL, *District Attorney.*

0652

# BOX:
480

# FOLDER:
4392

# DESCRIPTION:
Hart, Bessie

# DATE:
05/06/92

4392

Witnesses:

Offr Smith

" Schindler

Upon reading the within affidavit that the nuisance has been abated and the defendant pleads Guilty

I asst that Judgment be suspended

May 18th 92

G. F.

A. D. C.

(131) 5 0 1

131

Counsel,

Filed, 6 day of May 1892

Pleads, Guilty, G

THE PEOPLE

29, 108 Forsyth St.

vs.

B

Bessie Hart

KEEPING A HOUSE OF ILL-FAME, Etc.
(Sections 322 and 385, Penal Code.)

DE LANCEY NICOLL,
*District Attorney.*

May 7 1892 Mo D Part II
Ordered to plead guilty

A TRUE BILL.

Lewis Castle
*Foreman.*

Part 2 - May 18/92
Pleads Guilty

Sentence suspended

Court of General Sessions.

| | |
|---|---|
| The People etc. | ) |
| -agst- | : |
| BESSIE HART | o |
| | : |
| | o |
| | : |
| | ) |

City and County of New York, SS:-

Bessie Hart, being duly sworn, deposes and says, that she is the defendant above-named. That immediately after her arrest herein, she removed from the premises, No. 10 Delancey Street, in the City of New York, and abandoned said premises, and has no connection with the same. And deponent further says, that she now resides at No. 108 Forsyth Street, in said City, and that the nuisance complained of herein has been abated.

Sworn to before me this 17th day of May, 1892. ) :o:- Bessie Hart

Richard Lipe
Comr Deeds
N.Y. Co.

*Sir* :—

*Please take notice, that the within is a true copy of an*

*in the within-entitled action, this day duly entered and filed in the office of the Clerk of this Court.*

*Dated, N. Y.,* *189* .

*Yours &c.,*

**FRIEND & HOUSE,**

*Att'ys for*

*To* *Esq.,*

*Attorney for*

N. Y. General Sessions Court.

The People vs.

—*against*—

Bessie Park.-

Affidavit.

**FRIEND & HOUSE,**

Defendant's **ATTORNEYS,**

**61-65 PARK ROW,**

**WORLD BUILDING,**

**NEW YORK.**

Due and timely service of a copy of the within

_____ is hereby admitted.

this _____ day of _____ 189

Attorney for

(1335)

Sec. 198—200.

3

District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

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

*Question.* What is your name?

*Answer.* Bessie Hart

*Question.* How old are you?

*Answer.* 29 years

*Question.* Where were you born?

*Answer.* New York City

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

*Answer.* 9 Delancey St 10 Months

*Question.* What is your business or profession?

*Answer.* Housekeeper

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

*Answer.* I am not guilty I demand a trial by Jury

Bessie Hart

Taken before me this 10 day of May 189 7

Michael Mazzotta

Police Justice.

0657

Sec. 151.

Police Court 3 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 Mrs Ann Allen of ~~No.~~ The 11th Precinct Police Street, that on the 27 day of April 188[illegible] at the City of New York, in the County of New York, Jessie Hart did keep and maintain at the premises known as Number 210 Delancey Street, in said City, a House of Prostitution and there unlawfully procure and permit as well men as women of evil name and fame, and of dishonest conversation to visit, frequent and come together for unlawful sexual intercourse, and for the purpose of prostitution, and there unlawfully and wilfully did permit said men and women of evil name and fame there to be and remain drinking, ~~dancing, fighting~~, disturbing the peace, whoring and misbehaving themselves whereby the peace, comfort, and decency of persons inhabiting and residing in the neighborhood and there passing is habitually disturbed in violation of the statute in such case made and provided.

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 body of the said Jessie Hart and all vile, disorderly and improper persons found upon the premises occupied by said Jessie Hart and forthwith bring them before me, at the 3 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* April 188[illegible]

Charles N Tinton POLICE JUSTICE.

**Police Court—** **District.**

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Louis Schindler

*vs.*

Bessie Hart

WARRANT—Keeping Disorderly House, &c.

*Dated,* May 1 1892

Taintor *Magistrate.*

Gilligan *Officer.*

11 *Precinct.*

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

*Officer.*

*Dated* May 1 1892

This Warrant may be executed on Sunday or at night.

Charles N Taintor *Police Justice.*

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.*

0659

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 [illegible]

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

Dated May 1 188 9 [illegible] Police Justice.

I have admitted the above-named [illegible]

to bail to answer by the undertaking hereto annexed.

Dated May 2 188 92 [illegible] 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.

539

**Police Court---** 3 **District.**

THE PEOPLE, etc.,
ON THE COMPLAINT OF
Louis Schneider
vs.
Bessie Harris
2
3
4

Charge Felony
Assault

BAILED,
No. 1, by Bernard Winternyer
Residence 50 New Bowery Street.
No. 2, by
Residence Street.
No. 3, by
Residence Street.
No. 4, by
Residence Street.

Dated May 1 188 92
S Ponton Magistrate.
Smith and Schneider Officer.
Precinct.
Witnesses Call the Officers
No. Street.
George Smith
No. 11 Precinct Police Street.
No. Street.
$ 1000 to answer
Bailed

Sec. 322, Penal Code.

8 District Police Court.

CITY AND COUNTY OF NEW YORK. } ss.

Louis Schindler

of ~~No.~~ The 11th Precinct Police ~~Street~~, in said City, being duly sworn says that at the premises known as Number 10 Delancey Street, in the City and County of New York, on the 27 day of April 188 92 and on divers other days and times, between that day and the day of making this complaint

Bessie Hart

did unlawfully keep and maintain and yet continue to keep and maintain a House of Prostitution and did then, and on the said other days and times, there unlawfully procure and permit as well men as women of evil name and fame and of dishonest conversation to visit, frequent and come together for unlawful sexual intercourse, and for the purpose of prostitution and lewdness, and then and on the said other days and times, unlawfully and wilfully did permit and yet continues to permit said men and women of evil name and fame there to be and remain drinking, ~~dancing, fighting~~, disturbing the peace, whoring and misbehaving themselves, whereby the peace, comfort and decency of persons inhabiting and residing in the neighborhood, and there passing is habitually disturbed, in violation of the statute in such case made and provided.

Deponent therefore prays, that the said Bessie Hart and all vile, disorderly and improper persons found upon the premises, occupied by said Bessie Hart may be apprehended and dealt with as the law in such cases made and provided may direct.

*Sworn to before me, this* 30 *day of* April 188 92

Louis Schindler

Charles N Lainter *Police Justice.*

0662

W 3

Police Court— District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Chas Schneider

vs.

Bessie Hart

AFFIDAVIT—Keeping Disorderly House, &c.

Dated 188 92

Justice.

Officer.

Precinct.

WITNESSES :

CITY AND COUNTY OF NEW YORK, } ss.

George Smith

aged 30 years, occupation Police Officer of No. 240 1st Precinct Police Street, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of Louis E. Schmitter and that the facts stated therein on information of deponent are true of deponent's own knowledge.

*Sworn to before me, this* 1st *day of* May 1890, } George Smith

Charles N. Tomlins
*Police Justice.*

(3692)

# Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

AGAINST

Bessie Hart

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

Bessie Hart

(Sec. 322, Penal Code.) of the CRIME OF KEEPING AND MAINTAINING A COMMON BAWDY HOUSE AND HOUSE OF ILL-FAME, committed as follows:

The said Bessie Hart

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

Bessie Hart

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

SECOND COUNT—

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

Bessie Hart

(Sec. 385, Penal Code.) of the CRIME OF MAINTAINING A PUBLIC NUISANCE, committed as follows:

The said Bessie Hart

late of the Ward, City and County aforesaid, afterwards, to wit: on the twenty-seventh day of April in the year of our Lord one thousand eight hundred and

ninety- two, and on divers other days and times between the said day and the day of the taking of this inquisition, at the Ward, City and County aforesaid, with force and arms, unlawfully did keep and maintain a certain common, ill-governed house, and in her said house for her own lucre and gain, certain persons whose names are to the Grand Jury aforesaid unknown, as well men as women, of evil name and fame and dishonest conversation, to frequent and come together then and on said other days and times, there unlawfully and wilfully did cause and procure, and the said men and women in said house, at unlawful times, as well in the night as in the day, then and on said other days and times there to be and remain, tippling, drinking, gaming, cursing, swearing, quarreling, making great noises and otherwise misbehaving themselves, unlawfully and wilfully did permit and suffer, to the great annoyance, injury and danger of the comfort and repose of a great number of persons, good citizens of our said State there residing, and passing and repassing, to the common nuisance of the said citizens, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

THIRD COUNT:

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

(Sec. 322, Penal Code.) of the CRIME OF KEEPING A DISORDERLY HOUSE, committed as follows:

The said Bessie Hart

late of the Ward, City and County aforesaid, afterwards, to wit: on the twenty-seventh day of April in the year of our Lord one thousand eight hundred and ninety- two and on divers other days and times between the said day and the day of the taking of this inquisition, at the Ward, City and County aforesaid, unlawfully did keep a certain ill-governed and disorderly house, the same being a place of public resort, and in the said house and place of public resort, for her own lucre and gain, certain persons, as well men as women, of evil name and fame, and of dishonest conversation, to frequent and come together, then and on the said other days and times, there unlawfully and wilfully did cause and procure, and the said men and women in her said house, at unlawful times, as well in the night as in the day, then and on the said other days and times, there to be and remain, drinking, tippling, gambling, rioting, disturbing the peace, whoring and misbehaving themselves, unlawfully and wilfully did permit, and yet continues to permit, by reason whereof the peace, comfort and decency af the neighborhood around and about the said house were, and yet are habitually disturbed, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

DE LANCEY NICOLL,
*District Attorney.*

0666

# BOX:
480

# FOLDER:
4392

# DESCRIPTION:
Hawkins, William

# DATE:
05/16/92

4392

*Witnesses:*

Offlain

Edgar M Sutton

Many efforts have been made to find the Complainant in this case, but with no success. From information received he has left the City with no intention of returning.

I therefore recommend the dismissal of this indictment.

June 2nd 1892

Vernon M. Davis
Asst.

321 376

JDrNOC

Counsel,

Filed 1st day of May 1892

Pleads, Nguilty

THE PEOPLE

*vs.* B

William Hawkins

Assault in the First Degree, Etc.
(Sections 217 and 218, Penal Code.)

DE LANCEY NICOLL,
*District Attorney.*

A TRUE BILL.

Julius Catlin

*Foreman.*

Part 3. June 2/92
Ds on mo of D. Atty
& Bail dischd
June 2 92 F.T.

0668

1701

PART I.

THE COURT ROOM IS IN THE SECOND STORY AND FRONTING THE PARK.
If this Subpœna is disobeyed, an attachment will immediately issue.
Bring this Subpœna with you, and give it to the officer at the Court Room door, that your attendance may be known.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

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

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

To Edgar H. Letton

of No. 1349 Park Street

YOU ARE COMMANDED to appear before the Court of General Sessions of the Peace in and for the City and County of New York, at the Sessions Building, adjoining the New Court House in the City Hall Park, in the City of New York, on the 24 day of MAY 1892, at 10.30 o'clock in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York, against

William Hawking

Dated at the City of New York, the first Monday of MAY in the year of our Lord 1892.

DE LANCEY NICOLL, *District Attorney.*

0669

# Court of General Sessions.

Should the case not be assigned in Court, please call on the Office about it, and you may save time.

If inconvenient to remain, and state this early to the District Attorney's Office.

If ill when served, please send Attorney's Office.

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

THE PEOPLE

*vs.*

William Hawkins

**City and County of New York, ss.:** James J. Cain being duly sworn, deposes and says: I am a Police Officer attached to the 9th Precinct, in the City of New York. On the 23rd day of May 1892 I called at 369 West St.

the alleged residence of Edgar M. Sutton the complainant herein, to serve him with the annexed subpœna, and was informed by the people residing at 369 West St. that he had moved about two months ago to Kingston, N. Y. and is evidently trying to evade appearing in the case.

Sworn to before me, this 24th day of May, 1892

James J. Cain

John J. Buckley
Com. of Deeds. N. Y. Co.

# Court of General Sessions,

THE PEOPLE, *on the Complaint of*

*vs.*

Wm. Hawkins

*Offense:*

JOHN R. FELLOWS,
*District Attorney.*

*Affidavit of Police Officer*

James J. Cain

9 *Precinct.*

## Failure to Find Witness.

Police Court— 2 District.

City and County of New York, } ss.:

Edgar M. Sutton

of No. 364 - West Street, aged 28 years,

occupation Restaurant Keeper being duly sworn

deposes and says, that on the 21 day of January 1892 at the City of New

York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by

William Hawkins (nowhere)
who cut and stabbed deponent twice
under the right Eye and once on
the left hand — with the blade of a
Knife which defendant then and
there held in his hand.
Causing deponent severe and painfull
injuries

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 be dealt with according to law.

Sworn to before me, this 21 day of January 1892 } Edgar M. Sutton

Thos. H. Grady Police Justice.

Sec. 198—200.

2 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

William Hawkins 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 Hawkins

*Question.* How old are you?

*Answer.* 2 days

*Question.* Where were you born?

*Answer.* Jersey City

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

*Answer.* 364 West St. 11 weeks

*Question.* What is your business or profession?

*Answer.* Longshoreman

*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

William Hawkins

Taken before me this 12 day of June 1894

Police Justice.

0673

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

*Dated* January 25th 1892 ..... Thos. F. Grady ..... *Police Justice.*

*I have admitted the above-named* Defendant

*to bail to answer by the undertaking hereto annexed.*

*Dated* Jan 25 1892 ..... Thos. F. Grady ..... *Police Justice.*

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

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

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

0674

BAILED,

No. 1, by John Hawkins

Residence 160 Leroy Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street

Police Court 2 District. 98

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Edgar M. Sutton
369 West 54th St

1 William Hawkins

2

3

4

Offence Felonious Assault

Dated Jan 21 1892

Grady Magistrate.

Cain Officer.

9th Precinct.

Witnesses

No. Street.

No. Street.

No. Street.

$ 500 to answer G. S.

RECEIVED JAN 28 1892 DISTRICT ATTORNEY'S OFFICE

$2500 Ex. Jan 25/92 - Pitch. " " 3. P. m.

# 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 Hawkins

**The Grand Jury of the City and County of New York,** by this indictment, accuse William Hawkins of the CRIME OF ASSAULT IN THE FIRST DEGREE, committed as follows:

The said William Hawkins late of the City of New York, in the County of New York aforesaid, on the twenty-first day of January in the year of our Lord one thousand eight hundred and ninety-two, with force and arms, at the City and County aforesaid, in and upon the body of one Edgar M. Sutton in the peace of the said People then and there being, feloniously did make an assault and him the said Edgar M. Sutton with a certain knife which the said William Hawkins in his right hand then and there had and held, the same being a deadly and dangerous weapon, then and there wilfully and feloniously did strike, beat, cut, stab and wound,

with intent him the said Edgar M. Sutton 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 Hawkins of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said William Hawkins 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 the said Edgar M. Sutton in the peace of the said People then and there being, feloniously did wilfully and wrongfully make another assault, and him the said Edgar M. Sutton with a certain knife which the said William Hawkins in his right hand then and there had and held, the same being a weapon and an instrument likely to produce grievous bodily harm, then and there feloniously did wilfully and wrongfully strike, beat, cut, stab 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.

THIRD COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further accuse the said William J Cawkins of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said William J Cawkins

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 said Edgar M. Sutton in the peace of the said People then and there being, feloniously did wilfully and wrongfully make another assault and him the said Edgar M. Sutton with a certain knife,

which he the said William J Cawkins in his right hand then and there had and held, in and upon the face of him the said Edgar M. Sutton then and there feloniously did wilfully and wrongfully strike, beat, stab, cut bruise and wound, and did then and there and by the means aforesaid, feloniously, wilfully and wrongfully inflict grievous bodily harm upon the said Edgar M. Sutton against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

DE LANCEY NICOLL, *District Attorney.*

0677

# BOX:
480

# FOLDER:
4392

# DESCRIPTION:
Hayes, Timothy

# DATE:
05/26/92

4392

910
B. O.

*Witnesses:*

.....

.....

.....

.....

.....

Counsel,

Filed, 26 day of May 189 2

Pleads, Not guilty 31

THE PEOPLE

*vs.*

B

Timothy Hayes

May 22 93

VIOLATION OF EXCISE LAW.
(Keeping Open at Unlawful Hours.)
[Ill. Rev. Stat. (7th Edition), page 1880, Sec 5.]

DE LANCEY NICOLL,

*District Attorney.*

**A TRUE BILL.**

Julius Cathin

*Foreman.*

# Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
*against*
Timothy Hayes

**The Grand Jury of the City and County of New York,** by this indictment, accuse Timothy Hayes of the crime of KEEPING OPEN, BETWEEN THE HOURS OF ONE AND FIVE O'CLOCK IN THE MORNING, a place licensed for the sale of strong and spirituous liquors, wines, ale and beer, committed as follows:

The said Timothy Hayes late of the City of New York, in the County of New York aforesaid, on the 13th day of June in the year of our Lord one thousand eight hundred and ninety-, being then and there in charge of and having the control of a certain place there situate, which was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place so licensed as aforesaid unlawfully did not close and keep closed between the hours of one and five o'clock in the morning of the said day, and between the said hours of the said day, to wit: at the hour of Two o'clock in the morning of the said day, the said place so licensed as aforesaid unlawfully did then and there open and cause and procure, and suffer and permit, at the time aforesaid to be open and to remain open, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

DE LANCEY NICOLL,
*District Attorney.*

0680

# BOX:
480

# FOLDER:
4392

# DESCRIPTION:
Healy, Denis

# DATE:
05/26/92

4392

14 Indicted

# Court of Oyer and Terminer.

*Witnesses:*

Counsel,

Filed, 26 day of May 1892

Pleads, Not Guilty (Jury)

THE PEOPLE

*vs.*

Denis Healy

VIOLATION OF EXCISE LAW.
Selling on Sunday, Etc.
[Ill. Rev. Stat. (7th Edition), page 1988, § 21, and page 1989, § 5.]

*I hereby consent and desire the case against me be sent to the Court of Special Sessions for trial and disposition.*

Dated ..... 18 95

DE LANCEY NICOLL,

*District Attorney.*

Filed in the COURT of Special Sessions

A TRUE BILL.

*Foreman.*

1898

# Court of Oyer and Terminer

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

*against*

Denis Healy

**The Grand Jury of the City and County of New York**, by this indictment, accuse Denis Healy of the CRIME OF SELLING INTOXICATING LIQUORS AND WINES AS A BEVERAGE, ON SUNDAY, *committed as follows:*

The said Denis Healy late of the City of New York, in the County of New York aforesaid, on the 28th day of September in the year of our Lord one thousand eight hundred and ninety- , at the City and County aforesaid, the same being the first day of the week, commonly called and known as Sunday, with force and arms, certain intoxicating liquors, and certain wines, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain intoxicating liquor to the Grand Jury aforesaid unknown, unlawfully did sell, as a beverage to one Edward Bertell and to certain other persons whose names are to the Grand Jury aforesaid unknown, against the form of the statute in such case made and provided, and against the peace of the People of New York and their dignity.

SECOND COUNT—

**And the Grand Jury aforesaid**, by this indictment, further accuse the said Denis Healy of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

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

DE LANCEY NICOLL,
*District Attorney.*

0683

# BOX:
480

# FOLDER:
4392

# DESCRIPTION:
Healy, Thomas

# DATE:
05/26/92

4392

884
B.O. 8824

*Witnesses:*

Counsel,

Filed, 7th day of May 189 2

Pleads, Not guilty 31

THE PEOPLE

*vs.*

B
Thomas Healy

May 15 92
Frank O'Hare

**VIOLATION OF EXCISE LAW.**
(Keeping Open on Sunday.)
[Ill. Rev. Stat. (7th Edition), Page 1939, Sec. 5.)

DE LANCEY NICOLL,

*District Attorney.*

**A TRUE BILL.**

Lewis Cathin

*Foreman.*

486

# Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
*against*
Thomas F Healy

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

Thomas F Healy

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

The said Thomas F Healy late of the City of New York, in the County of New York aforesaid, on the 26th day of October in the year of our Lord one thousand eight hundred and ninety-, the same being the first day of the week, commonly called and known as Sunday, being then and there in charge of and having the control of a certain place there situate, which was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place so licensed as aforesaid unlawfully did not close and keep closed, and on the said day the said place so licensed as aforesaid unlawfully did open and cause and procure and suffer and permit to be open, and to remain open, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

DE LANCEY NICOLL,
*District Attorney.*

0686

BOX:
480
FOLDER:
4392
DESCRIPTION:
Heckler, Augustus L
DATE:
05/25/92

4392

*Witnesses:*

.....

.....

.....

.....

.....

51

Court of Oyer and Terminer

Counsel,

Filed, 25 day of May 1892

Pleads, Not Guilty Limit 3

THE PEOPLE

*vs.*

B

Augustus L. Heckler

VIOLATION OF EXCISE LAW.
(Keeping Open at Unlawful Hours.)
[III. Rev. Stat. (7th Edition), page 1880, Sec 5.]

Mayor

DE LANCEY NICOLL,

*District Attorney.*

Criminal Docket No

June 28 92

A TRUE BILL.

*Foreman.*

Acquitted

488

# Court of ~~General Sessions of the Peace~~ Oyer and Terminer

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

*against*

Augustus F. Fredeler

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

Augustus F. Fredeler

of the crime of KEEPING OPEN, BETWEEN THE HOURS OF ONE AND FIVE O'CLOCK IN THE MORNING, a place licensed for the sale of strong and spirituous liquors, wines, ale and beer, committed as follows:

The said Augustus F. Fredeler,

late of the City of New York, in the County of New York aforesaid, on the seventh day of July in the year of our Lord one thousand eight hundred and ninety- — , being then and there in charge of and having the control of a certain place there situate, which was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place so licensed as aforesaid unlawfully did not close and keep closed between the hours of one and five o'clock in the morning of the said day, and between the said hours of the said day, to wit: at the hour of two o'clock in the morning of the said day, the said place so licensed as aforesaid unlawfully did then and there open and cause and procure, and suffer and permit, at the time aforesaid to be open and to remain open, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

DE LANCEY NICOLL,
*District Attorney.*

0689

# BOX:
480

# FOLDER:
4392

# DESCRIPTION:
Heddendorf, William

# DATE:
05/26/92

4392

*Witnesses:*

148 ordered

# Court of Oyer and Terminer.

Counsel,

Filed, 26 day of May 1892

Pleads, Not Guilty (June 2)

THE PEOPLE

*vs.*

William Heddendorf

April 21/92

VIOLATION OF EXCISE LAW.
Selling on Sunday. Etc.
[Ill. Rev. Stat. (7th Edition), page 1983, § 21, and page 1989, § 5.]

Dated ..... 18 ....

DE LANCEY NICOLL,
*District Attorney.*

A TRUE BILL.

*Foreman.*

# Court of Oyer and Terminer

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

*against*

William Heddendorf

**The Grand Jury of the City and County of New York**, by this indictment, accuse William Heddendorf of the CRIME OF SELLING INTOXICATING LIQUORS AND WINES AS A BEVERAGE, ON SUNDAY, committed as follows:

The said William Heddendorf late of the City of New York, in the County of New York aforesaid, on the 15th day of June in the year of our Lord one thousand eight hundred and ninety-, at the City and County aforesaid, the same being the first day of the week, commonly called and known as Sunday, with force and arms, certain intoxicating liquors, and certain wines, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain intoxicating liquor to the Grand Jury aforesaid unknown, unlawfully did sell, as a beverage to one Daniel Dugan and to certain other persons whose names are to the Grand Jury aforesaid unknown, against the form of the statute in such case made and provided, and against the peace of the People of New York and their dignity.

SECOND COUNT—

**And the Grand Jury aforesaid**, by this indictment, further accuse the said William Heddendorf of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

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

DE LANCEY NICOLL,
*District Attorney.*

0692

# BOX:
480

# FOLDER:
4392

# DESCRIPTION:
Heid, John

# DATE:
05/23/92

4392

0693

On motion of Dist Atty $2500

Witnesses:

Antonia Lieber

Off Gourley Spec

" Brenner

Dr Tibbs

Dr Denock

Clerk Tyler

" (Bail exonerated)

$1500 for

Consult Dist Atty

731 B.W. 624

(Osborne)

Counsel,

Filed 23 day of May 1892

Pleads, Not guilty

THE PEOPLE

vs.

[illegible]

RAPE.
(Sections 278 and 218, Penal Code.)

DE LANCEY NICOLL,
*District Attorney.*

Pen 4 yrs & 6 mos.

A TRUE BILL: [illegible]

[illegible] Cathin

*Foreman.*

Part 3. June 27/92
Tried and Convicted
assault 2d deg
Not guilty 3d Count.

Part 3 June 23, 1892 VMA
for trial.

Max A. Lipser, M.D.
722 East Fifth Street.
New York.

N.Y. Nov 13th 1897.

Physicians Certificate.

To Whom It may Concern.

I hereby certify that on 11th inst Mrs Lobber brought her child to me to be examined. On examining the girls genitals, I found the labia somewhat swollen, a profuse leucorrhoea and a tearing visable through the hymen. The child entire expression showed suffering and I advised her to be taken to Bellevue.

Truly yours etc.

Max A. Lipser M.D.

0695

H. F. EICHACKER, M. D.,
83 Cannon Street.

New York, May 13th 1892

Physician's Certificate.

This is to certify that Rosa Leber is suffering from vaginitis & leucorrhoea.

The hymen of the child is split transversely.

This is all I can testify & also Dr. L. Kohn.

The ambulance surgeon Dr. Dimock of Bellevue Hospital has formed upon examination of the child that her legs were bloody.

He says that he felt confident that the child was assaulted.

He has also examined the man who was supposed to have assaulted the girl & found the fraenum of the penis torn, ~~he also found that the [illegible] little [illegible] during the assault.~~

He, the man, says it was done by a needle-point.

This would be a peculiar coincidence that the man should prick his penis & the little girl should have blood in her stockings & chemise at the same hour of a day.

Moreover the child pointed out the man & describes what he did to her.

Circumstantial evidence is sufficient to convict anybody.

H. T. Litchfield M.D.

COUNTY OF NEW YORK, ss.:

**In the Name of the People of the State of New York,** To any Sheriff, Constable, Marshal or Policeman in this State, GREETING:

An indictment having been found on the 23rd day of May 1892, in the Court of General Sessions of the Peace of the County of New York, charging John Ford

with the crime of Rape

**You are therefore Commanded** forthwith to arrest the above named John Ford and bring him before that Court to answer the indictment; or if the Court have adjourned for the term, that you deliver him into the custody of the Keeper of the City Prison of the City of New York.

*City of New York, the* 23rd *day of* May 1892

By order of the Court,

John F. Carroll

*Clerk of Court.*

New York General Sessions of the Peace.

THE PEOPLE

OF THE STATE OF NEW YORK,

*against*

John Hood

BENCH WARRANT FOR FELONY.

*Issued* [illegible] *189*

[illegible] 189

The within [illegible]

arrested this [illegible]

Court of Gen[illegible]

☞ The officer executing this process will make his return to the Court forthwith.

LAW OFFICES OF
MORRIS & KEANE,
No. 23 CHAMBERS STREET,
NEW YORK.

WILLIAM E. MORRIS,
J. OLIVER KEANE.

John Hight, 131 Willard Street, City
arrested May 8th 92 criminal
assault on Rosa Lebe.
Case dismissed by Justice
Kilbreth May 10th

Defendant can be found at 67
Lewis St.

Alex. H. Stimson, M.D.
[illegible]
New York.

New York May 27th 1862

To His Hon. Dr Lancey Nicoll,

My presence as a witness to-day must be excused due to illness caused by a poisoned wound

I hope to be able to attend next week.

Truly yours
A. H. Stimson M.D.
[illegible]

Police Court, 3 District.

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

Edward V. Gormley

of No. 100 East 23rd Street, in said City, being duly sworn, deposes and says, that a certain female child called Rose Leber [now present], under the age of sixteen years, to wit, of the age of four years, is a necessary and material witness on behalf of the People of the State of New York in a certain criminal case now pending in the Court of Sessions of, in and for the City and County of New York, entitled, The People against John Heid, wherein the said John Heid is charged with the crime of Rape, under Section 278 of the Penal Code of said State, in that he, the said defendant did unlawfully and wilfully perpetrate an act of Sexual Intercourse with a certain female (now here) called Rose Leber the said Rose Leber then and there under the age of sixteen years to wit of the age of four years not being his wife

and that the said Rose Leber will, as deponent verily believes, unless duly held to appear on trial thereof, avoid giving her testimony at the instance of the people.

Wherefore, deponent prays that the said child Rose Leber may be held as a witness to appear on the trial of the aforesaid criminal case, and be committed temporarily to an institution authorized by law to receive children on final commitment, and to have compensation therefor from the City or County authorities, as a witness, to appear on the trial of the aforesaid criminal case, in pursuance of the statutes in such case made and provided, and especially of Section 291 of the Penal Code of the State of New York.

*Sworn to before me, this* 9 *day of* May 1892 } Edward V. Gormley

J. Williams
*Police Justice.*

0702

365 Lexington Avenue.

May 8th 93.

Hon Elbridge T. Gerry,
President of the Society
for Prevention of Cruelty to Children,
Dear Sir:—
I saw this day
examined the person of Rosie Leber
aged 4 years, of 134 Willett Street,
and find there has been almost com-
plete penetration of her genital organs
by some blunt object. This injury
is of a very recent origin.

Respectfully submitted

N. Barwin Gilbert M.D.

3

District Police Court.

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

Edward V. Gormley

of Number 108 East 23rd Street being duly sworn, he has been informed and does believe on his information to believe deposes and says, that on the day of May 1892 at the City of New York, in the County of New York, at premises situated at 134 Willett street in said city of New York one John Heid (now here) did unlawfully and wilfully perpetrate an act of sexual intercourse with a certain female (now here) called Rose Leber the said Rose Leber being then and there under the age of sixteen years to wit of the age of four years not being his wife in violation of the statute in such case made and provided and especially of Section 278 of the Penal Code of the State of New York

**Wherefore** the complainant prays that the said John Heid may be ~~apprehended, arrested and dealt~~ with according to law.

*Sworn to before me, this* 9 *day of* May 1892

Edward V. Gormley

J. Williams

*Police Justice.*

Sec. 198—200.

3

District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

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

*Question.* What is your name?

*Answer.* John Heid

*Question.* How old are you?

*Answer.* 20 years

*Question.* Where were you born?

*Answer.* New York

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

*Answer.* 134 Hallett St. 3 months –

*Question.* What is your business or profession?

*Answer.* Iron Sawyer

*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 Heid

*Taken before me this* 20 *day of* 188 7

J. Mulhall

*Police Justice.*

0705

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

of No. 134 Willett Street being duly sworn, deposes and says, that on the 8 day of May 1899 at the city of New York, in the County of New York, at 134 Willett Street in said City of New York. Deponent met her daughter Rose Leber age four years in the Lower hallway of the above said premises. and the said ~~child~~ immediately told deponent that the the House Keepers son in law John Heid - down in the Water closet had put his thing into her. deponent then examined the child's privates and found them covered with blood and inflamed deponent then saw the said John Heid who stated that he carried the girl upstairs. as he was bleeding from his privates, saying he cut himself with a knife. that deponent has read the affidavit of Edward V. Connolly and that the said affidavit is true to her own knowledge her

Antonia + Leber
Mark

Sworn before me this 8 day of May 1899

Police Justice.

0706

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

*guilty thereof, I order that he be held to answer the same, and he be admitted to bail in the sum of* ..... *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 9 *189* 2 ..... *Police Justice.*

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

*to bail to answer by the undertaking hereto annexed.*

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

*There being no sufficient cause to believe the within named* Defendant

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

*Dated,* May 9 *189* 2 J. Whitehead *Police Justice.*

0707

~~210~~ 634

Police Court, 13 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Edward V. Cornley
100 E. 23 St

vs.

John Reid

2

3

4

Offense, Rape

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Dated, May 9 1892

Kilbreth Magistrate.

Brennan Officer.

13 Precinct.

Witnesses Antonia Leber

No. 134 Willett Street.

Dr Max E. Rupiser

No. 722 East 5th Street.

Dr H. F. Eichacker

No. Bertha Herzkowitz Canyon St
134 Willett St Street.

$ to answer

Hon May 10 at 10

Filed 16 May 92

Dr Asa Demsey
Bellevue Hospital

COURT OF GENERAL SESSIONS; Part III.

| | |
|---|---|
| The People of the State of New York, against JOHN HEID. | Before Hon. RUFUS B. COWING, and a Jury. |

Indict ent filed, May 23rd 1892.

Indicted for Rape.

New York, June 24th and 27th 1892.

APPEARANCES: For The People Asst. Dist. Atty. Robert Townsend.

For the defendant Mr. L. Steckler.

ANTONIA LEBER, a witness for the People, sworn, testified:

I am a married woman and live at No. 134 Willet Street, in the city of New York. The complainant in this case, Rose Leber, is my child. She is four years of age. On the 8th day of May I was living at the same address I have stated. The defendant John Heid and his wife lived on the same floor with me. His rooms adjoined mine. Between one and two o'clock on the 8th of May I saw my child Rose in the hallway of our house. She made a complaint to me. Mrs. Herkovitz was present. I examined her and found blood around her privates parts and on her stomach. There was also blood on her little dress and chemise. She appeared to be sad and downcast. I was about to take my child to the doctor to see if she had fallen or anything, when the defendant and his wife came downstairs, and he

said to his wife that she should tell me that I need not go to the doctor- that he had scratched his hand on a pin while he was pinning his drawers and that the child was ssanding nearby, and he wiped his chand on the child. I commenced reasoning with him, and I said "What business have you to wipe your hand on my child. Besides if you wiped your hand on my child how is it that her body is full of blood". He could not speak; but his wife s poke and said" He is a married man, he does not need your dirty child". He also said that he had carried the child up. There are witnesses to the fact that he was carrying the child. A doctor subsequently examined the condition of the child's privates and ordered the child to be taken to the hospital. I was directed by the doctor to go to the station house and lodge a com laint. I did so and the defendant was arrested. At the time I first saw the child she was crying. I did not question the child at all. The skirt and chemise which I now produce are the articles of clothing worn by Rose on that day. In the station house when I had made the complaint, the defendant said to me"You did not have so much sense only Mrs. Herkovitz induced you to do what you did".

CROSS EXAMINATION:

I dod not talk English. The defendant's wife spoke in German. I do not know whether the defendant can speak German or not. I understood some of the words that he said ing English. About fifty people live in this house. The water closets for this house are in the cellar and the door to the cellar is always open. All the house use the closets. People from the street could come in and use the

closets I testified in the Police Court as did all the other witnesses in this case. I have always been on good terms with the defendant and his wife. His wife's mother is the housekeeper of the house. I have had no quarrell with her at any time. I did not observe the hands of John Heid at the time I met him in the hall. Himself and his wife went down to the water closet to wipe up some blood that was there. She said that her husband had cut himself in the closet and had lost a great deal of blood. When I said "I intend to go for the doctor". she went to the cellar to wipe up the blood.

Dr. ASA DEMICK, a witness for the People, sworn, testified:

I am a physician practicing in this city. I have been attached to Bellevue Hospital since March. I examined the person of the little girl, Rose Leber, on the afternoon of May 8th 1892, at about half past three in the 15th precinct station house. I found blood on the external genital parts and on the thighs of the chid and also upon her clothes. Upon an examination of her I found that there was a transverse rupture of the hymen. She was nervous, irritable, crying. The rupture of the hymen was caused, in my opinion, by some blunt instrument. I saw the defendant at the same time and examined him. I found that there was a rupture of a small piece of mucous membrane which connects the fore-skin which is underneath the penus. It appeared to be broken. I could not say how recent the injury to the child was.

CROSS EXAMINATION:

The injury which was on this man's penus could have

been caused by a forcible pulling back of the fore-skin--a pin might also have done it. There was no blood on it when I saw it. The defendant consented to this examination of his person voluntarily. The injury which I found on the child could have been caused by any blunt instrument, a finger nail for instance.

MAX ZIPSOR, a witness for the People, sworn, testified:

I am a physician in this city. I examined the child Rose Leber three or four days after this affair happened-I think about the 11th of May. I found the external genitals, the labia, swollen and quite a profuse dishharge. I found quite an extensive tear of the hymen. I found her in such a condition that I caused her to be sent to the hospital. In my opinion the injury to the little girl must have been done with considerble force.

CROSS EXAMINATION:

The injury which I found could have been caused by any blunt instrument.

W. TRAVIS GIBB, a witness for the People, sworn, testified:

I live at No. 375 Lexington Aenue in this city. I examined the person of the child Rose Leber on the night of the 8th of May. I found a slight recent laceration of the hymen upon the left side, and also a discharge from the vagina. The genital organs of the little one were too small for complete penetration. It is almost impossible for me to say of how recent occurrence this was.

Cross Examination:

At the time I made the examination of the child there was no blood upon her.

BERTHA HERKOVITZ, a witness for the People, sworn, testified:

I live at No. 134 Willet Street in this city. I lived there on the 8th of May. That was A Sunday. I recollect it. Between one and two o'clock on that day I saw the child, Rose Leeber, standing near the street door. I saw her mother come down . While I was standing there the mother of the child came down and I spoke to her. I advised he to go and get a doctor for the little girl . Just at that time the defendant Heid came down the stairs. His wife was in his company and she had a wet rag in her hand. The prisoner said to his wife?"It is not necessary to take the child to a doctor; she did not received the hurt from a fall". Then he said that he was in the cellar and the child was there also and that he stuck his finger with a pin-that he was bleeding from his hand and he wiped his hands on the child's dress. . I then said to him, "Why is her body full of blood". Then his wife said, "My husband lost some blood and Iam going downstairs to wipe up the blood". I remained in the hall; the child wastaken to the doctor.

CROSS EXAMINATION:

I did not notice the ch ld crying. It may be that she cried before I cam downstairs. .dddd I did not understand what the defendant said to his wife but she told it to me in German. The water closets fro all the people are in the cellar; any one that wishes may go down there as the door is open.I noticed a young man with Heidgoing downstair towards the water closets. I am a dress maker and I have

done work for the complaint, Mrs. Leber.

PATRICK BRENNAN, a witness for the People, sworn, testified:

I am a police officer attached to the 13th precinct. On the 8th of May I arrested this defendant in his house. I asked him what he did this for and he told me he did not do it. He said he found the child crying on the stairs; he picked her up and carried her upstairs. I saw the rupture on the underpart of the prisoner's penus at the time the doctor examined him. I was a witness befre the Police Justice.

EDWARD V. GORMLEY, a witness for the eople, sworn, testified:

I am an officer in the society for the Prevention of Cruelty of Children. I had a conversation with this defendant in which he told me that he had been down in this water closet and had cut himself on the privates in pulling up whis drawers--with a pin. I saw the blood on his drawers.. He also told me that as he was coming upstairs he found this child on the stairs and carried her upstairs.

Rose Leber, the child, four years old was then produced before the Jury, but not sworn.

D E F E N C E .

JOHN HEID, a the defendant, sworn, testified:

I live at No. 134 Willet St. in this cit . I am 21 years of age. I am ma ried and have one child. I am a jig awyer by trade. On the 8th of May I had a call of nature and went down to the water closet in the cellar of

house in which I live. After I had used the closet I pulled up my drawers and a pin which I had in them cut my privates. I felt myself bleeding and I took my privates in my hand and held up my trousers and ran upstairs. On the way up the stairs I saw this little child standing on the stairs. She was in my way, I could not pass without knocking her over, so I picked her up and carried her upstairs. That is all I did to her . I did not touch the child in any improper manner and did nothing whatever towards having improper connection with her . I did not touch her privates a t all. My hands had blood on them and that is how the blood got on the child's dress. When I Got upstairs I showed my wife how I was cut and asked her to go and get me some salve to put on it. We were then in the hall afterwards and I saw the mother of the little girl and Mrs. Berkovitz . We had a talk with them as they have stated . I told my wife to tell them that I had cut myself with a pin in the privates and the blood on the little girl came from me. I showed the injury on my person to a young man who is here in Court. I told the officerthat I was innocent of this charge. I have been working for the one concern for nearly five years.

CROSS EXAMINATION:

The stairs were not wide enough for me to pass the child without knocking herover into the ce lar. I was holding my pants and my privates with one hand and I held the child with the other. I did not state through my wife that I had cut my hand with a pin . I stated that I cut my privates with a pin and told my wife to tell them the th

that the blood on the child may have come from that. I have always been in the habit of keeping my drawers up with a safety pin. It was one of those pins which stuck me. .

WILLIAM CLANCY, a witness for the defendant, sworn, testified:

I am the alderman of the 6th district. I know the defendant. I know him to be a young man of good character. He is hard, working and insdustrious.

BARBARA HEID, a witness for the Deft. ? sworn, testified:

I am the wife of the defendant. I am eighteen years of age. I have been married two years. I have one child. I remember Sunday the 8th day of May. . My husband came to me on tht day and told me he was cut on the privates and asked me to go to the drug store and get something for him to put on it. We went downstairs together and wiped up the blood in the water closet. I did this because my mother is the housekeeper of that house. A young man who came in to see my husband went down to the cellar with him also. I told the mother of this child that my husband said there was no necessity of sending for a doctor that he had cut his privates with a pin; I did not say that he had cut his hand. She told me she thought her child had fallen and hurt herself.

CROSS EXAMINATION:

It was rather dark at the time we went down into the cellar to wipe up the blood. My husband took this man John Burges down in the cellar to show him what was the matter with his privates. I did not see any blood in the cloet when we got there, but I afterwards found blood on the stairs. My only object in wiping up the blood was to save

my mother, who is the housekeeper of that house, the trouble of doing it . I always help my mother when I can.

JOHN BURGES, a witness for the Deft., sworn, testified:

I live at No. 319 East 61st street . I know this defendant . I saw him on the afternoon of the 8th day of May. I met him on the stairs as I was going to his appartments to see him and he requested me to go with him to the cellar and he would show me where he had been hurt. He then took me down to the water closet and took out his penus and he told me that he scratched it with a pin. I then went upstairs .

CROSS EXAMINATION: I am a friend of the defendant. I would do a good deal to help him, but I would not go to the extent of telling an untruth. It is true that he took me down in the cellar . What happened there before I got there I do not know. I did not see any blood in the closet It was rather dark down there.

FREDERICK WICKE, a witness for the defendenta, sworn, testified:

I live at 50 Lewis Street in this city. I am a carpenter by trade. I have made a diagram of the stairs leading to the cellar in the house in which this defendant livedon the 8th day of May last. It is correct. It shows that the width of the stairs is 2 feet and three inches. In my judgment if a child was sitting on one of those steps it would be impossible for a man to pass her without knocking her over. I dont beliebe it could be done unless you were to step over the child.

JOHN CATHARELL and Thos. M. Sanderson, testified to the good character of the defendant.

The jury convicted the Deft. of Assault in 2nd degree.

The jury convicted the Deft.

Indictment filed May 23-1892.

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COURT OF GENERAL SESSIONS

Part III.

---

The People of the State of New York,

against

J O H N  H E I D.

---

Abstract of testimony on trial New York, June 24th and 27th 1892.

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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 Reid

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this indictment, accuse John Reid of the CRIME OF RAPE, committed as follows:

The said John Reid, late of the City of New York, in the County of New York aforesaid, on the eighth day of May in the year of our Lord one thousand eight hundred and ninety-two, at the City and County aforesaid, with force and arms, in and upon a certain female not his wife, to wit: one Rose Sehen, then and there being, wilfully and feloniously did make an assault, and her the said Rose Sehen, then and there, by force and with violence to her the said Rose Sehen, against her will and without her consent, did wilfully and feloniously ravish and carnally know, against the form of the Statute is such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further accuse the said John Reid of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said John Reid, 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 a certain female not his wife, to wit: her the said Rose Sehen, then and there being, wilfully and feloniously did make another assault with intent her the said Rose Sehen, against her will and without her consent, by force and violence, to then and there wilfully and feloniously ravish and carnally know, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

THIRD COUNT—

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

of the CRIME OF RAPE, committed as follows:

The said John Reid, 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 a certain female not his wife, to wit: her the said Rose Fisher, then and there being, wilfully and feloniously did make another assault, and an act of sexual intercourse with her the said Rose Fisher, then and there wilfully and feloniously did commit and perpetrate, against the will of the said Rose Fisher, and without her consent; against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

FOURTH COUNT—

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

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

The said John Reid, 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 a certain female not his wife, to wit: her the said Rose Fisher, then and there being, wilfully and feloniously did make another assault, with intent an act of sexual intercourse with her the said Rose Fisher against her will and without her consent then and there wilfully and feloniously to commit and perpetrate, 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.

~~DELANCEY NICOLL~~, *District Attorney*

Eighth COUNT—

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

of the CRIME OF PERPETRATING AN ACT OF SEXUAL INTERCOURSE WITH A FEMALE UNDER THE AGE OF SIXTEEN YEARS, NOT HIS WIFE, committed as follows:

The said John Doe,

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 a certain female not his wife, to wit: her, the said Rose Doe, then and there being, wilfully and feloniously did make another assault, she the said Rose Doe, being then and there a female under the age of sixteen years, to wit: of the age of Four years; and the said John Doe then and there wilfully and feloniously did perpetrate an act of sexual intercourse with her the said Rose Doe, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

DE LANCEY NICOLL,
*District Attorney.*

0721

# BOX:
480

# FOLDER:
4392

# DESCRIPTION:
Heising, Christopher

# DATE:
05/19/92

4392

*Witnesses:*

.....

.....

451
ordered

H-51

Counsel,

Filed, 19 day of May 1892

Pleads, Not guilty

THE PEOPLE

*vs.*

B

Christopher H. Hauser

May 31 93

**VIOLATION OF EXCISE LAW.**
**(Keeping Open on Sunday.)**
[Ill. Rev. Stat. (7th Edition), Page 1969, Sec. 5.)

DE LANCEY NICOLL,

*District Attorney.*

**A TRUE BILL.**

Julius Catlin

*Foreman.*

# Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

*against*

Christopher H. Heising

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

Christopher H. Heising

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

The said Christopher H. Heising late of the City of New York, in the County of New York aforesaid, on the 13th day of July in the year of our Lord one thousand eight hundred and ninety- , the same being the first day of the week, commonly called and known as Sunday, being then and there in charge of and having the control of a certain place there situate, which was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place so licensed as aforesaid unlawfully did not close and keep closed, and on the said day the said place so licensed as aforesaid unlawfully did open and cause and procure and suffer and permit to be open, and to remain open, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

DE LANCEY NICOLL,
*District Attorney.*

0724

# BOX:
480

# FOLDER:
4392

# DESCRIPTION:
Henderson, Charles

# DATE:
05/31/92

4392

0725

# BOX:
480

# FOLDER:
4392

# DESCRIPTION:
Affleck, Charles

# DATE:
05/31/92

4392

1042. 670

Witnesses:

Counsel,

Filed 31 day of May 1892

Pleads,

THE PEOPLE

against

Charles Henderson

Charles W. Affleck

Grand LARCENY, (False Pretenses) [Section 528, and 536, Penal Code.]

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Lulius Cathin

Foreman.

Part 3 - June 15/92

Both tried and convicted G.L. 1st deg

Each S.P. 9 years.

TORN PAGE

0727

Police Court 1st District. Affidavit—Larceny.

City and County of New York, } ss:

Charles Geldner

of No 41 Bowery Street, aged 54 years, occupation Dry Goods & Groceries being duly sworn, deposes and says, that on the 11th day of May 1892 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the day time, the following property, viz:

Good & lawful money of the United States consisting of Bank notes & bills of the Value of

Six hundred Dollars

the property of Deponent

and that this deponent has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen and carried away by Charles Henderson and Charles W Affleck who are as yet not arrested & who were acting in concert for the reasons following to wit, That on said day defendant Henderson accosted deponent in Central Park and asked deponent where he was going & deponent replied he was going to South America & said Henderson stated deponent he was going to South America that very day & as long as deponent was going he deponent could go with him defendant & buy their tickets for South America as the defendant Henderson had a

Sworn to before me this 12th day of May 1892

4759

list of iron machinery which he was going to take with him and said deponent told defendant Henderson he had his money in the Emigrant Savings bank and said Henderson told deponent he would accompany him to get said money which he did, when deponent received the said money said Henderson told deponent to go with him defendant Henderson to the stocks office to buy his tickets which he did and arriving at Front Street said defendant Henderson told deponent to come in a hallway in said street and he said Henderson moved down his the machinery he was going to take with him and while in said hallway said Affleck entered and said Henderson calling him Captain John said I want to pay you what I owe you and said Henderson taking Ex a hereto annexed out of his pocket handed it to said Affleck and said Affleck replied he had no change and said Henderson asked deponent to get him five six hundred dollars on the United States bond of a $500 dollars which is marked Ex a until he could return from the hotel where his Hendersons wife was and had the money in a belt and he would give him deponent the money and take said bond, and said Affleck then told deponent the bond was as good as gold; deponent believing the representation to be true gave said defendant said money and from said time up to the present time said defendants have failed to return to deponent & he charges him with the larceny aforesaid

Sworn to before me this 26th day of May 1892

Charles Goldner

J. G. Reid
Police Justice

0729

1847

Sec. 151.

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

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

**Whereas,** Complaint in writing, and upon oath, has been made before the undersigned, one of the *Police Justices* for the City of New York, by Charles Feldner of No. 44 Bowery Street, that on the 26 day of May 1892, at the City of New York, in the County of New York, the following article, to wit:

Good and lawful money of the United States consisting of Bank notes and bills

of the value of Six hundred Dollars, the property of Complainant

was taken, stolen and carried away, and as the said Complainant has cause to suspect, and does suspect and believe, by Charles Henderson & Charles A. Affleck

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

**These are Therefore,** in the name of the PEOPLE of the State of New York, to command you the said *Sheriff, Marshals and Policemen,* and every of you, to apprehend the body of the said Defendant and forthwith bring him before me, at the 1 DISTRICT POLICE COURT, in the said City, or in case of my absence or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to be dealt with according to law.

*Dated at the City of New York, this* 27 *day of* May *189*2

Police Justice.

0730

CITY AND COUNTY OF NEW YORK, } ss.

POLICE COURT, 1 DISTRICT.

Michael J Reap

of No. 300 Mulberry Street, ~~aged~~ ~~years~~,

occupation Police Officer being duly sworn deposes and says,

that on the 4th day of June 1892

at the City of New York, in the County of New York, one Charles Gildner

a complainant against Charles Henderson and Charles W Fleck charged with Grand Larceny. Deponent asks that said Gildner be committed to the House of Detention to insure his attendance as a material witness for the People.

Michael J Reap

Sworn to before me, this 4 day of June 1892

H. McMahon Police Justice.

0731

Police Court, _____ District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF
M J Reef
vs.
Charles Geldner

AFFIDAVIT.

Dated June 4 188 2

W C Mahoney Magistrate.

I Reef Officer.

Witness,

Disposition,

THE PEOPLE
vs
CHARLES HENDERSON
and
CHARLES W. AFFLECK.

COURT OF GENERAL SESSIONS, PART I.

BEFORE JUDGE COWING.

Tuesday, June 14, 1892.

Indictment for grand larceny in the first degree.

A Jury was empannelled and sworn.

CHARLES GELDNER, sworn and examined by Mr. Townsend. Where wereyou born? In Germany, in Prussia. Have you been in South America? Yes sir. When did you leave South America? I left it in March. You arrived here when? I stopped Monday night because I had trouble with my ears --; I arrived about four weeks ago by the steamer Cruosa here to New York. What property in the shape of money did you have with you when you arrived here? I had about nine hundred dollars. Where did you go when you got here? I stopped in Market Street a while and then in Water Street; I went to Vanderbilt's clinic and Prof. Starr operated on me and I went to Bellevue Hospital to get cured, I had a disease in my ear. You came here for treatment? Yes sir. On the 6th of May how much money did you have in your possession? I had $612.00. What did you do with that money? I put six hundred dollars in the Emigrant Savings Bank in this city. On the 10th of May where were you? I was in Central Park in this city near 59th Street sitting on a bench. What time of day was this? It was about ten o'clock in the forenoon. The 10th of May was Tuesday? Yes, it was Tue day. About eleven o'clock do you say? Yes sir, about half past ten or eleven o'clock.

What did you go to Central Park for? I wanted to see the animals befre I go away because I intended to leave by the steamer the next day, Thursday the steamer was going back to South America and I wanted to go home. Looking at the defendants did you see either of these men before to-day? Yes sir. When did you first see either one of them? This man Henderson I seen him in Central Park. On this 10th day of May? Yes sir, I seen Henderson but not the other man, he was not there.

By the court. You saw Henderson in Central Park on the 10th day of May for the first time? Yes sir.

By Mr. Townsend. Did you have any conversation with Henderson? Yes sir. Where were you at the time? I was sitting on a bench near 59th Street; he came up to me and sat down with me on the bench. What did he do then? He commenced to speak to me; he said he did not know much about New Orleans, he came from New Orleans, the climate did not agree with him, he was sick and that he had his wife and children in a hotel and the doctor told him to go to South America; he told me that he had nine tons of machinery for cleaning coffee which he would have to ship to South America. What else did he say? I told him I came from South America and I wanted to go back the next day. He asked me where I was going and I told him to Venzuela, South America, and he told me he was going there too. Then he asked me have I got my ticket? I told him no, that I would buy it to-morrow, I had my money in the bank, six hundred dollars in the bank.
He asked you how much money you had in the bank and you told him six hundred dollars? Yes sir; he said, "let us go, you

draw the money and we will buy the ticket together. We went up the street and he took me in several saloons to have beer and cigars; I wanted to pay and he said "you might do me a good deal of favors, I cannot talk Spanish;" he wanted me to drink whiskey, he paid for the beer and cigars; we took a street car that went close to the City Hall; I went out and drew my money, he waited outside, I drawed all of it, six hundred dollars; then we went over to a street I and Henderson, he called me in an open hall; he said, "come in here, this is the place I have got my machinery." When I was in there the other man passed by, I never seen him before. Capt. Henderson called him in and said. "I want to pay you what I owe you." He pulled out a thousand dollar gold bond and gave it to this man; he looked over the bond he said, "why, it is as good as gold, I have ~~not~~ not got $175.00 in my pocket." Henderson said, "I have got small money, my wife has got the money in the hotel." Henderson turned around and said to me if I could let him have what money I had on this bond till he would go to his wife and get it; I gave him six hundred dollars and he gave me the bond. He went out. What did the other prisoner say? He told me to stop here and the wagon would come to load the machinery, he told me to stop the wagon and tell the driver to wait till they came back; I waited a short time and they did not come back; I went out on the street and saw a policeman and went and made my complaint the very same day. Is that the bond (showing it) which was given to you for your six hundred dollars? Yes sir. What did Affleck say about that money? He said it was as good as gold and he could not change it, he had only $75.00 in his

pocket; they went away. Did you act upon those representations made by these people, Henderson and Affleck in handing him your six hundred dollars? Yes, I handed a five hundred dollar and a hundred dollar bill. Did you believe the statement made by these parties that this was as good as gold, did you believe it to be true? Yes, I believed it to be true. Did you believe that the statement of Affleck that this was as good as gold was true? Yes, I did. You parted with your money on the strength of that representation? Yes. You would not have done so if that representation had not been made? No, I would not have done so. Then you went out and got a police officer? Yes; then I went to the Police Headquarters and made a complaint. I next saw the defendants in the Hudson County jail, a little over a week after I parted with my money. I saw Henderson first, I did not have much difficulty in recognizing him, only he looked pale. Detective Heap brought me over there to the jail; it was about two o'clock in the afternoon when I parted with my money in Front Street.; when I first met Henderson in Central Park it was about eleven o'clock, he was with me during the whole of that time except when I was in the Bank, I don't know where he went when I was in the Bank, I left him a little piece back in the street when I went into the Bank to draw the money and when I came out he was outside, I have no doubt that these men are the men, they have different clothes but I know them.

CROSS EXAMINED. It might have been ten or half past ten when I met Henderson in Central Park,

I did not know his name was Henderson then, they called him by that name in the Hudson County jail, he had a different hat and coat on from what he had in the Hudson County jail, he had a black derby hat on in Central Park and a black coat, he was not clean shaved as he is now, he had been shaved probably a day or two before, he did not have much beard, he had a moustache. I was with him about a half or three quarters of an hour in Central Park, I was sitting on a bench when I first met him. we came down a piece and then took a car. I think it was a quarter past eleven o'clock when we left the Park; we stopped in several saloons and Henderson paid for the beer and cigars, I think we went into two or three saloons, I suppose we stopped half an hour in each one, I did not look at the street car we took at the Park; I don't know where we got off the car, I am not acquainted in New York. I am a stranger here. I do not know how long it took from the time I left up there before getting down to the savings bank, I did not figure on those things, it is so long since I did not think it was of much importance. it might have taken about an hour to get down to the Bank after we got the drinks. I went into the emigrant savings bank about a quarter to one. I did not look at the clock that day, I had to wait a long time in the savings bank before I got my money, I believe Iwaited over an hour there, I think it was about a quarter to two when I came out of the savings bank with my money, I went away with Henderson toward Front St. it was about two o'clock when Affleck came up. I had never seen either of the men before. After I had given up the

sixteen hundred dollars and taken this bond I went into the street and saw a policeman and had a conversation with him, I showed him the bond and asked him if the bond was good, he said it was not good for anything and the best thing I could do would be to go to Headquarters and make my complaint; he asked me how I got that bond. I did not give to that policeman a description of the two men, it was no use, he told me to go to Police Headquarters. Did not you tell the policeman that the man you came from Central Park with was a man with a long red beard? I might hve done that, I went to the Police station first. Then you said it was a man with a long red beard? No; they showed me pictures there and I looked at the pictures and they sent me to Mulberry Street, I did not find a picture of Henderson there, I seensome pictures that looked pretty much like him but I was not sure. this was up at Police Headquarters. Detectives Mulvey and Reap were the two men that were assigned to the case. I told him about the transaction and described those men, I am sure that I did not say that he had a red beard but a red moustache; they showed me a lot of pictures; this was on the 10th; this was late in the afternoon, it might have been five or six o'clock; then I went home after that and the next time that I saw these men was about a week afterwards, I cannot tell you exactly but it was not two weeks after that I saw him in the Hudson County jail; I kept no account of the date but I believe it was on the 27th; Detectives Reap and Mulvey went over with me to the jail. There was a gentleman in the office of the jail. We sat down on chairs and they called down one of the

prisoners. The detective said to the jailer that he wanted to see the two men he had been speaking to him about because the detective was in the Hudson County jail before, I believe. I can't tell whether the jailer said anything or not. I believe he wenthout and got the men. Henderson came back with the jailer, he was dressed differently from what he is now, he was in his shirt sleeves and without any hat on, he was brought in front of me, they asked me to look at him, I told the detective he looked a good deal paler than he did when I seen him in Central Park, I wanted to see him with the clothes on, then he was taken back and his clothes were put on him; he came in with his hat and coat on and then I said he was the man and he was taken away, I wanted to see the other man with his clothes on too; the jailer brought Affleck up to me, he was in his shirt sleeves the first time, I recognized him and told the detective that he was the man, I told the detective I wanted to see both of them with their clothes on; I wanted to see whether they had the same clothes on when they swindled me, I wanted to know if they used my money for buying new clothes, they both looked to me as if they did not have the clothes on they had when they swindled me. I went to Jersey to see if the right men were there. The detectives met me in the Bowery where I stopped in a hotel, they met me about nine o'clock in the morning, they said they found the men that swindled me and they took me over to Jerwey; they described the men to me going over, they said there was a man with a red moustache; the officers did not tell me going over that these two men were thieves and had been

in the State Prison but they told me later; the detectives paid my carfare overto Jersey. There was a man shown to me in the jail named Shields before these men were brought down, he was all alone. I said to Mulvey that I knew Henderson by his walk and also by his face.

HUGH G. CONNELL, sworn and examined.

I am paying teller of the Emigrant Savings Bank, I have no distinct memory of the 10th of May or the transactions that took place there except from the books. To my best judgment the drawing out of six hundred dollars from the bank occurred about one o'clock, it certainly was between twelve and two; it was the 185th transaction of the day, 184 preceded it. I don't personally know anything about the transaction except that the six hundred dollars was drawn out on the 10th of May.

THOMAS MULVEY, sworn and examined.

I am a police officer connected with the central office, I recollect the complainant in this case meeting him on the 10th of May at police headquarters 300 Mulberry st. I had conversations with him in company with Officer Reap; he told me his troubles, the conversation consisted of getting a description of the people whom he claimed had robbed him. I entered that on the book with my own memorandum, I started out the following day to look for those parties who I thought would fill that description and kept looking until about the 25th of May when I received some information from a party that there were three men arrested

and in consequence of that information I proceeded to the Hudson County jail in Hudson City, I got permission from the jailer to go through the jail and there I discovered the two defendants with another man, I saw the complainant Geldner the following day and took him to the Hudson County jail, I made my business known to the jailer there and told him what I would like to have him do; he brought down one of those three men who was under arrest there, that was a man named Shields; he came in and the complainant failed to identify him; the next party who was brought in was the defendant Hendeson, he came in without any coat on. After Henderson came down stairs he remained probably two minutes in the jailer's office where Geldner was sitting, Henderson went back into the jail. I asked him the complainant, if he knew that man? He told me that he was the man that accosted him in Central Park, he identified him and the next man that was brought down was Affleck, he identified him in the same manner, he said to me that he was the man that met him in 135 Front Street where he parted with his money. These are the two men.

CROSS EXAMINED. I have been connected with the police force for twenty-two years, I have some knowledge of crooked men, thieves and ex-convicts. Thieves, like men of other professions, have certain methods of doing their business. When a man has been robbed by the confidence ~~gained~~ game I look among the men who have been convicted of confidence operations for that man. I was at Headquarters when the complainant was there, I did not show him the rogues' gallery; he was not shown a picture of Henderson but was shown a picture of Affleck.

The complainant may have been taken and shown the gallery; there is probably three thousand pictures in it. Henderson's picture is in the gallery now but it was not then. I did not hear that these two men were over in Hudson County jail but I heard there was three confidence men there. I went over and saw Affleck and Henderson, I have known them for a long time. We told the complainant that we wanted to take him to another State. to Hudson County, New Jersey to see if he could identify anybody who had any connection with him since he had been here from South America; Officer Reap was with me; on the way over to Jersey we did not describe these men to the complainant and did not tell him what kind of looking men they were, there was no necessity for doing that. The Keeper of the jail brought those people down one by one.

The Case for the Defence.

HENRY PLAGE, sworn and examined, by Counsel.

I keep a bar and lunch room at the corner of Frankfort and Rose Streets, New York, I know Henderson and Affleck, I know Henderson about two years and Affleck not quite so long; they have been in the habit of coming into my place more or less every day and sometimes two or three times a day. I recollect the 10th day of May; it has been called to my mind by one of the men writing a letter to his wife to come down and see me to see if I remembered that they had been at my place eating some lunch and that I paid a bill to an insurance man on that day; the day that the insurance man came in, whatever that day was, was the day that these men were there. I was not in when they

came in, I first saw them at half past one, they were sitting at a table, they had been having sandwiches or pies they had empty plates before them; they were there quite a while. to half past two and perhaps a little longer. I fix it at half past one because we have lunch and we are very busy from twelve to one. I sent my man to his dinner he has to go upstairs, he generally remains from ten to fifteen minutes and I go up to mine. I am always down in the store unless I take a nap and I am there at half past one. When I came on duty that day these two men were there and they remained until half past two sure, possibly a little later. I would not like to say, I did not look at the clock when I came in the store or went out but I know they were there quite a while, they talked quite a little while to the insurance man and he asked them to have something to drink and they drank together.

CROSS EXAMINED.

They came into my saloon more or less every day. I do not know what they do for a living. I will not swear that they were there on Monday the 9th or Wednesday the 11th or Saturday the 8th. These men were sitting at the table having refreshments, I do not know whether the insurance man came at the time I was in the store, I wrote him out a check for fifteen dollars and six cents, then he went up to the bar and said. "give me a glass of beer," I drew him a glass of beer, he turned around to the table and asked these men to drink. One drank I believe milk and seltzer and another seltzer water, as near as I can tell. I can show

you the stub in the check book that it was the 10th that I gave it to the insurance man, if you want to see the check book I will send my man for it. I believe it would take twenty minutes to walk from my place to 135 Front Street, I saw them at half past one sure in my place, I did not look at the time, I get back from my dinner sometimes half past one and sometimes twenty-five minutes past, that is the reason I say it was half past one; I do not think it was a quarter to two. Did you see them between the 13th and the 27th of the month? No, I cannot say. I have been told they were arrested on the 13th of the month, I did not know that they had been in State Prison. When was your attention first drawn to the fact that they were in your saloon on the 10th of May? It must have been about two weeks afterwards; if it had not been for the insurance man I would not know anything about it. The insurance man talked something with them about some insurance company; my insurance man and myself had some conversation; he told me that the rates had been raised. I never dreamed that these two individuals would ever be brought up in connection with the insurance man. Affleck wrote a letter to his wife and she brought it to me and recalled the circumstance of the insurance man being there, I looked at my check book and found it was the 10th of May. At the time these men were in the saloon there were other men going in and out, I dare say that there were seventy-five men came in between twelve and one o'clock. I never knew until to-day that these men were ex-convicts, I have been in business eight years.

CHARLES F. OPPERMAN, sworn and examined.

I am in the fire insurance business and know Mr. Plage, I recollect being at his place on the 10th of May last. I remember it because Mr. Plage's policy is due on the 12th and I was there on the 10th, he gave me a check on that day, it was about a quarter or half past one o'clock I remember the time because I was at the barber's at half past twelve. Mr. Plage says after he gave you the check you invited these two men to take a drink? No, I did not; there was another gentleman, he asked me to take a drink and out of politeness I returned the compliment, I remained there probably twenty or twenty-five minutes. I am sure these are the men that drank there, I am very nearly positive, I remember one was drinking seltzer and the other was drinking lager beer. This is the first time I have seen the defendants since the 10th of May. I could not swear that I did not drink in another saloon that day, I may have drank with other men in other saloons that day, I could identify them. My barber is in 100 Williams Street near Frankfort, I could walk from his place to Mr. Plage's saloon in five minutes. My attention was called to this 10th of May three or four weeks ago by a party named Murphy he is not here, he asked me if I could remember the conversation I had in Mr. Plage's saloon and asked me if I recollected seeing him with two other men there and asked me if I remembered a conversation we had, I do not think he asked me what time it was, I am able to swear positively that these are the two men I saw in the saloon on the 10th of May. I do not know that Murphy is a friend of these men

but I think he must be because he served me with a subpoena.

HENRY PLAGE, recalled.

I have brought the check book and here is the stub of the check that I tore off on that day to pay the insurance man. It reads "May 10, 1891, C.F.Opperman, $15.08 insurance." That is all the remarks I made. It does not say the time that I gave it to him. I know Frank Murphy..

CHARLES HENDERSON, sworn and examined.

I recollect the 10th of May; I was born in Poughkeepsie, New York, I am very nearly fifty years old and am married, I have been convicted once before of grand larceny in 1885 and was sentenced four years and a half in the Court of General Sessions by Judge Smyth, that is the only time I have been convicted of crime; I have been selling sterescopes part of the time, I live uptown on Third Avenue I did not meet the complainant in Central Park, I recollect where I was on the 10th; I came down on the elevated railroad on the morning of the 10th an got o ff at Franklin Square about nine o'clock, I walked to the corner of Frankfort and Rose Streets and stayed there for a few moments and went out and got my shoesshined and then came back again and met Mr.Affleck; we both started and walked over the Brooklyn Bridge, it was a very pleasant day, we were looking around to see what we could see, I left the Bridge at the Brooklyn side and went up Fulton Street to a saloon a block above and stayed there a little while and had some drink,

some Apollinaris water there. We got back on the Bridge again, it was a little after twelve, then we started back towards the New York side and at the towers on the New York side we met three other men; the name of one of the men was Warner, Mr. Affleck went and spoke to him, they stayed down where the cables are, half way from the tower while I was talking with the other two men; then we heard the bells ring for the people to go to work; somebody suggested to let us go off and get some lunch; then I seen Affleck and this man Warner walking off the Bridge, we went off and we followed around till we came to the corner of Rose and Frankfort Streets, we went into the saloon, I have been going there for the last year two or three times a week with the exception of being confined at home by sickness; it was after one o'clock when we got in there. The man who keeps the saloon has a lunch set that he delivers to the working men between twelve and one o'clock and when we got in that lunch was all over and the man was cleaning up the tables and sweeping up the floor. We sat down to a table right in front of the bar and then one of the men suggested that we get something to eat; we had some sandwiches and then another one suggested something to drink, and the proprietor was behind the bar, he was talking to some large man, I found out afterwards he was an insurance man, he was talking and laughing and joking with him, in fact we all kind of laughed and joked, we got talking with this insurance man about insurance, one of the men was talking whether he could get the price of a hole in a carpet if the hole was burned into it. I staid in the saloon until half past three I think, Affleck and

Murphy and the other two men were with me all the time. Affleck andI were arrested in Jersey on suspicion, they preferred no charge against us, they simply held us and locked us up; we were arrested on the 13th of May in Jersey and locked up in jail. Mulvey came over on the 26th of the month, he came up to the cell door and said, "hello, Johnson." I followed the name of Henderson over there, Johnson is my right name. Mulvey said, "hello, Johnson, what have they got you here for." I said, "I do not know, I have been locked up here, there has been no charge preferred." He says, "I guess they can't do anything to you", and he went away from my cell door. The next day I was called down to go into the front office of the jail and when I went in I seen Mr.Mulvey with some other people there that I did not know and also Policeman named Gallagher and I seen the complainant in this case sitting down in a chair and the rest of the people were standing up. Gallagher says to me, "I see that you have lost some of your color since you have been locked up." I says, "I guess it would make anybody lose their color to be locked up in this manner." He says, "I just came over on a little business, there is some gentleman in the back room waiting for me"; and I went out and I went upstairs. Then afterwards they took Affleck down, and by the way, this man, the complainant, never said one single word while I was in the office, never opened his mouth. After I had been taken to my cell theybtold Affleck to put on his coat and hat and come down in the corridor of the prison; they told me to come down with my hat and coat on and as

soon as I came Mulvey says, "walk up and down here." I walked up and just as I was turning to come back the complainant says, "yes, I know him now by his walk." Then they locked us up and after that they extradited us. I have on the same clothes now I had then, I have been wearing this shirt a long while, I wore those clothes on the 10th of May I had an overcoat on. Did you have anything to do with this matter at all? I never seen that man (the complainant) until he came over to the Hudson County jail, I never seen him in my whole life, that is the honest truth.

CROSS EXAMINED. We were locked up on suspicion and put in the Hudson County jail, we were taken in a little park just as we arose from the seats in Husdon County, there was a policeman came up with a crowd of people, he says, "I am a police officer and I arrest you three men", there was three men of us; I asked him what charge and the charge was suspicion; that is the only thing they ever told me, I never found out since, there was no complainant. What had you done when you went up to State Prison for four years? I was accused and convicted of robbing a man of $250.00, I never took it; they accused me of taking a man out of the Grand Central Depot and taking him out in an ostensible manner and the other man coming up and borrowing his money, I was not with any other man. I know a man by the name of Frank Murphy and Mr Warner. On Monday, the 9th. I was over in Brooklyn with a man named Shields, I was sitting in a saloon part of the time and part of the time walking around, I did not get down town until about ten o'clock. On Saturday I was I think in Mr. Plage's

saloon part of the time and part of the time out on the streets. Shields is the man who was arrested with us in Hoboken. We were arrested in Hoboken on the 16th of May and Shields was with me on Saturday, the 7th of May. I was with him in Brooklyn on Monday. What do you do for a living? I have been selling sterescopes, I have been sick with the rheumatism this winter. I had rheumatism the latter part of March. I did not do anything in April, I was not well when I was arrested. I had the rheumatism but I could walk around. I have been up in Central Park but I do not go there frequently; I may go there once every six months. I live in 100th Street and Third Avenue. Who supports you? I have a pension from the Army, I draw twenty-four dollars every three months; I was wounded. You live on that? No. How do you live? I have money, sometimes, my wife is a dress-maker, she makes twelve to fifteen dollars a week. I went into this saloon on the 10th at about half past nine o'clock in the morning, as soon as I got off the elevated, that is where I met Affleck, I have him there before and Murphy and Warner who are friends of mine. You do not know what they do for a living? I do not know. You do not care to say? I do not care to say what they do; I went out of the saloon by half past nine and went on the Bridge and went over on the Brooklyn side and got off on the Brooklyn side to get some refreshment; we did not do any business of any description, we looked around, we did as thousands of others, we were not looking for work; it was a little after one o'clock when we got back to the saloon. I did not write a letter to

Mr.Plage. I never was arrested under the name of Quinn. We were identified on the 28th day of the month when Mr. Mulvey brought over this complainant; the following morning was the 27th and I bought the New York Sun and Herald and there was a description given in the Sun something similar- I did not know what this man identified me for at that time, I had never seen the complainant before. How did you ascertain that this complainant claimed that he was robbed of his money on the 10th of May? Through seeing the report in the New York Sun and Herald on the following day after this identification, after the 28th of May; the New York Herald and Sun said it was on the 10th of May. You were present before Judge Duffy when you were taken there on the examination? No, we never knew anything about what we were charged with, we had no examination, we did not know anything about this case until we heard it in Court the first time, stated what I read in the newspapers. Were not you taken before a Police Justice? No sir, we had no examination. When were they over to identify you? The 28th, the paper stated that Justice Duffy had issued a warrant and we were to be indicted. Did these papers state that this man was supposed to be robbed on the 10th of May? Yes, on the 10th of May. Then it was that Affleck wrote to his wife to find out and get the saloon keeper to say where you were on the 10th? Yes. I was a soldier in the War for three years and three months, I drew a pension of eight dollars a month for wounds received. I belong to the 19th Illinois Regiment.

CHARLES W. AFFLECK, sworn and examined.

I am one of the defendants and am an ex-convict. Did you steal this man's proper y? No sir. I presume you would have done so if you had a good chance? I think so, yes. You are a thief, are you not? Yes, that is my business. Where were you on the 10th, do you recollect? In the morning -- I was living on the 10th of May at 82 Miller Avenue, Brooklyn, that is the extreme end of the Brooklyn elevated road, within a block of the last station; I left home about eight o'clock and arrived down town at nine o'clock at the spot where Johnson says he met me. I read the paper for a moment or two and from there I drifted across the Brooklyn Bridge up Fulton Street a square or two and spent the morning until pretty nigh noon. From that saloon in Brooklyn I drifted back across the Bridge again with Mr. Johnson, Mr. Warner and a man named Russell Shields to Mr. Plage's place. I remained there until about half past three o'clock, I met my daughter and went home with her. I had an appointment to meet her at Plage's saloon. We were arrested over in Hudson County as suspicious persons. Henderson, Shields and myself on the 13th; there was no charge made against us that I ever heard of. Mulvey came over I think on the 25th or 26th of May and then the next day he came over with the complainant. Mulvey called for Shields and he went down stairs and went to the front office, I was locked up in the cell with Shields, he was told to go down stairs to the front office to meet Mulvey and Detective Gallagher. Henderson came next and I last. When I went there I saw the complainant, Mulvey, Gallagher and this man Reap and the

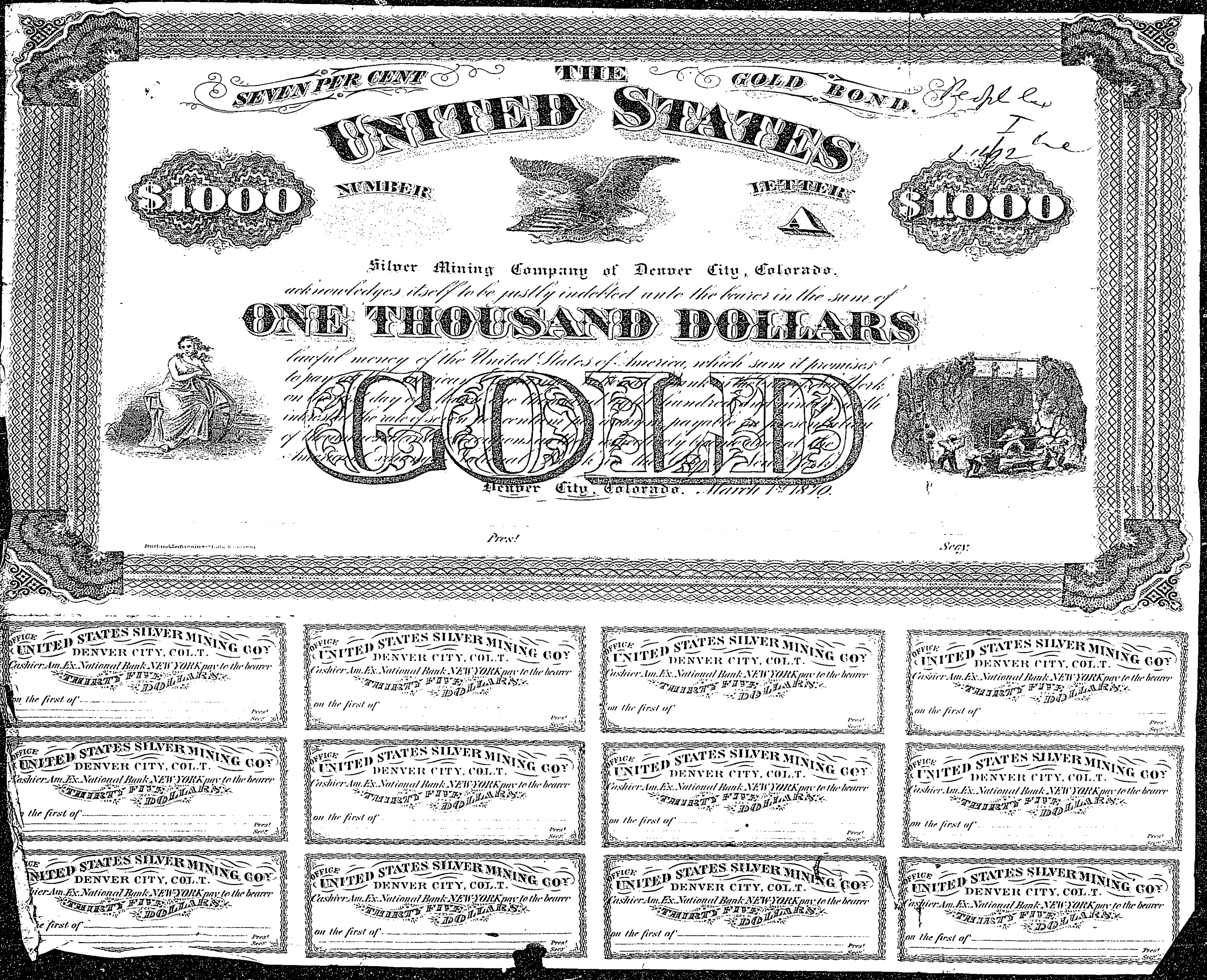
clerk of the jail. Gallagher asked me how long I had been there. I told him about two weeks; he asked me how I liked it and I told him I did not like it very well; he asked me where the overcoat was I wore when I was arrested? I told him I had no overcoat. They sent me back upstairs to jail in the cell and after I had been in the cell a moment or two they sent for me again; I came down and they told me to put on my coat and hat which I did; they had a moment's conversation to the same effect again and finally sent me back to the cell. Did the complainant identify you at first? I do not think so. I was informed by the prisoners and the Deputy Sheriff that was taking what they call the Dutch watch on one or two murderers that were there. Did you as matter of fact meet Henderson on that day and get six hundred dollars as he says? No sir. I never saw that man the complainant until I saw him in the Hudson County jail. Do you recollect meeting your daughter that afternoon? Yes. When did you first hear about this charge made against you after this complainant had been over there? The next morning in the New York papers. it appeared in the World, Herald and Sun. Was the date when he was supposed to be robbed in that paper? Yes. the day he was picked up at the Park, the time he was met at the Park, it told the circumstances in quite a long article. You saw in the papers it was on the 10th, the day on which the crime wascommitted? Yes it was so published in the New York papers. You read it on the morning of the 28th? The morning they were published, they have not been published ince. Then you wrote a letter? I thought in my cell where I was that day and I

concluded it was only two or three days, I had to refresh my memory for two or three days where I was that day. There was a peculiar circumstance occurred when we entered the saloon; we were all a little hungry, one or two of the party were very anxious for a lunch. This man has the reputation that kept the place, of making very nice sandwiches; they stood on the adjoining bar so people can go and help themselves without putting him to the trouble --- among the party the man Russell had quite a platter ---- You were there that time? Yes. Did you write a letter to the proprietor to the jail? Yes, I wrote a letter to my wife requesting her to see this man and to refresh his memory, I knew after I read it in the paper that I would be certainly extradited, I wrote to my wife to see the saloon keeper and the insurance man to impress it on their minds so that there would be no mistake that I was there at the time this man claimed he was robbed.

The Court adjourned.

Mr McAuliffe Examination Part 3
Finished Tues evg Oct

Testimony in the
case of
Chas. Henderson
and
Chas. W. Affleck
filed
May
1892
73-02



SEVEN PER CENT GOLD BOND.

Schl [illegible]
I [illegible]
1.462

THE

# UNITED STATES

$1000

NUMBER

LETTER A

$1000

Silver Mining Company of Denver City, Colorado,

*acknowledges itself to be justly indebted unto the bearer in the sum of*

## ONE THOUSAND DOLLARS

*lawful money of the United States of America, which sum it promises to pay [illegible] New York on [illegible] day of [illegible] hundred [illegible] interest [illegible] the rate of seven per cent [illegible] payable [illegible] of [illegible] America [illegible] York*

GOLD

Denver City, Colorado. *March 1st 1870.*

Pres!

Secy.

OFFICE UNITED STATES SILVER MINING COY
DENVER CITY, COL.T.
*Cashier Am. Ex. National Bank NEW YORK pay to the bearer*
THIRTY FIVE DOLLARS.
*on the first of*
Prest
Secy

OFFICE UNITED STATES SILVER MINING COY
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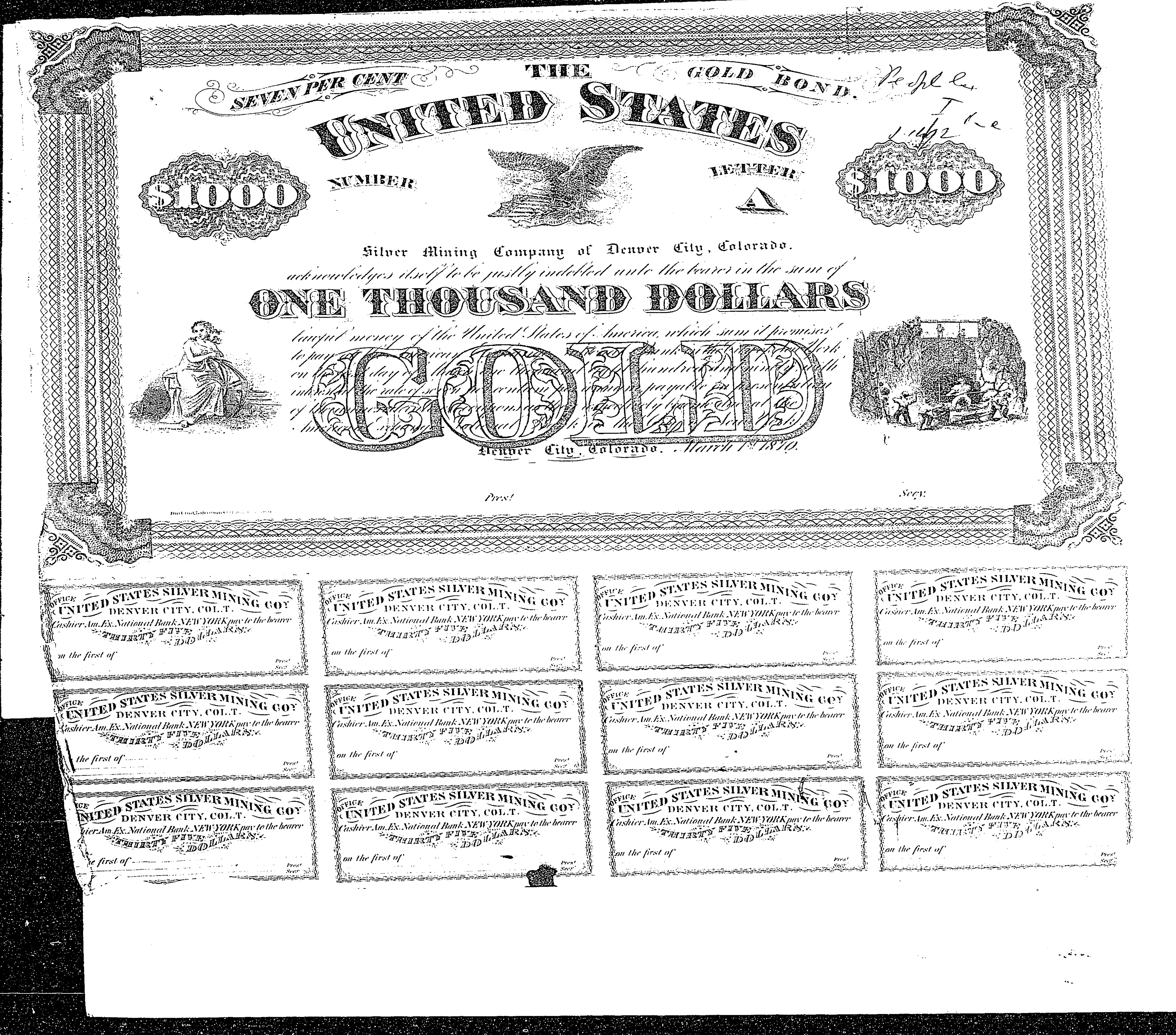

SEVEN PER CENT — GOLD BOND.

THE

UNITED STATES

Repl ex
I ne
1/42

$1000 — NUMBER — LETTER A — $1000

Silver Mining Company of Denver City, Colorado.

*acknowledges itself to be justly indebted unto the bearer in the sum of*

ONE THOUSAND DOLLARS

*lawful money of the United States of America, which sum it promises to pay [illegible] New York on the [illegible] day of [illegible] hundred and ninety [illegible] with interest at the rate of seven per cent per annum payable [illegible] of [illegible] America [illegible]*

GOLD

Denver City, Colorado. *March 1st 1870.*

*Pres!* — *Secy.*

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*on the first of*
*Pres! Secy.*

075

BAILED,

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

*Residence* ..... *Street.*

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

*Residence* ..... *Street.*

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

*Residence* ..... *Street.*

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

*Residence* ..... *Street.*

No 1042

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

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Chas. Geldard

*vs.*

1 Chas. Sheridan

2 Chas. Taffee

3 .....

4 .....

Offense Fraud

Dated, ..... 189

Murphy ..... Magistrate.

Mulvey Mulry ..... Officer.

..... Precinct.

Witnesses 135 Mus.

No. ..... Street.

No. ..... Street.

No. ..... Street.

$ ..... to answer .....

# 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 Henderson
and
Charles W. Affleck

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

Charles Henderson and Charles W. Affleck

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

The said Charles Henderson and Charles W. Affleck, both

late of the City of New York, in the County of New York aforesaid, on the eleventh day of May, in the year of our Lord one thousand eight hundred and ninety-two, at the City and County aforesaid, with force and arms, with intent to deprive and defraud one Charles Eglsamer, who had arranged and then intended to sail for South America on said last mentioned day,

of the proper moneys, goods, chattels and personal property hereinafter mentioned, and of the use and benefit thereof, and to appropriate the same to their own use, did then and there feloniously, fraudulently and falsely pretend and represent to the said Charles Eglsamer,

**That** he the said Charles Henderson was also about to sail for South America on said day; that he the said Charles Henderson had then lately before purchased a large quantity of mean machinery which he was going to take to South America with him; that the said Charles W. Affleck was known as "Captain John"; that the said Charles Henderson owed the said Charles W. Affleck the sum of six hundred dollars which he then desired to pay to him; that he the said Charles Henderson did not then have that sum of money with him in cash, but had more than that sum in cash at his hotel; that a certain paper writing which the said Charles Henderson

then and there handed to the said Charles W. Affleck, and pretended to tender him for the purpose of having the said Charles W. Affleck return to him the difference in cash between the value thereof and the amount of such pretended indebtedness, was then and there a good and valid United States Government Bond of the denomination and value of one thousand dollars; that the said Charles W. Affleck did not have the amount of such difference with him ~~and so~~ and so returned the said paper writing to the said Charles W. Henderson.

And thereupon the said Charles W. Henderson returned the said paper writing to the said Charles Eglauer, and requested him to advance to him the said sum of six hundred dollars in order that he might purchase such pretended indebtedness, and to accept and hold said paper writing as security for the repayment of such advance, which he the said Charles Henderson promised to repay on the same day.

By color and by aid of which said false and fraudulent pretenses and representations, the said Charles ~~W.~~ Henderson and Charles W. Affleck

did then and there feloniously and fraudulently obtain from the possession of the said Charles Eglauer the sum of six hundred dollars in money, lawful money of the United States of America and of the value of six hundred dollars,

of the proper moneys, goods, chattels and personal property of the said Charles Eglauer,

with intent to deprive and defraud the said Charles Eglauer,

of the same, and of the use and benefit thereof, and to appropriate the same to ~~their~~ own use.

**Whereas,** in truth and in fact, the said Charles Henderson was not then about to sail for South America on the said day; and the said Charles Henderson had not then lately before purchased a large quantity of iron machinery which he was going to take to South America with him; and the

said Charles W. Affleck was not known as "Captain John"; and the said Charles Henderson did not owe the said Charles W. Affleck the sum of six hundred dollars which he then demanded to pay to him, and he did not have the more than that sum in cash at his hotel; and the said paper writing which the said Charles Henderson then and there handed to the said Charles W. Affleck, and pretended to tender as aforesaid, was not then and there a good and valid United States Government Bond of the denomination and value of one thousand dollars, but was an absolutely void, invalid and worthless paper, and purported to be an unsigned and unexecuted seven per cent gold bond of the United States Silver Mining Company of Denver City, Colorado of the denomination of one thousand dollars, so printed however as that upon a cursory inspection it might be mistaken for a valid United States Government Bond.

**And Whereas,** in truth and in fact, the pretenses and representations so made as aforesaid by the said Charles Henderson and Charles W. Affleck to the said Charles Fyldner ——— was and were then and there in all respects utterly false and untrue, as they the said Charles Henderson and Charles W. Affleck at the time of making the same then and there well knew;

**And so the Grand Jury Aforesaid,** do say that the said Charles Henderson and Charles W. Affleck in the manner and form aforesaid and by the means aforesaid, the said proper moneys, goods, chattels and personal property of the said Charles Fyldner, ———

then and there feloniously did STEAL, against the form of the statute in such case made and provided, and against the peace and dignity of the said people.

DE LANCEY NICOLL,
*District Attorney.*