0170

BOX:
475

FOLDER:
4349

DESCRIPTION:
Edwards, James

DATE:
04/22/92

4349

Witnesses:

Julia Sheath

Officer Hayes

254 588

Counsel, Geo. Mingay

Filed 22 day of April 1892

Pleads, Not guilty

THE PEOPLE

vs.

James Edwards

Grand Larceny, Second Degree.

[Sections 528, 531, Penal Code.]

DE LANCEY NICOLL,

District Attorney.

Offense committed on the 9th day of March 1892

A TRUE BILL.

Wm. H. Tohan

Foreman.

May 13/92

Deft acquitted

Witnesses:

Julia Sharp

Officer Hayes

254 588

Counsel, Geo. P. Murphy

54 Mul

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THE PEOPLE

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[Sections 528, 531, Penal Code.]

DE LANCEY NICOLL,

District Attorney.

Charge and on the above

of the witnesses named

A TRUE BILL.

Ira H. Dohan

Foreman.

May 13/92

Tried & acquitted

0173

STENOGRAPHER'S MINUTES.

2 District Police Court.

THE PEOPLE, &c., IN COMPLAINT OF
Julia Sherb
vs.
James Edwards

BEFORE HON.
Thomas F. Grady
POLICE JUSTICE,
March 1st 1882

APPEARANCES: { For the People, ... For the Defence, ...

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W. L. Cornish
Official Stenographer.

0174

2 District Police Court.

THE PEOPLE
ON COMPLAINT OF
Julia Heath
agst.
James Edwards

Examination had March 22 1892
Before Thomas F. Grady Police Justice.

I, W. L. Ormsby Jr. Stenographer of the 2 District Police Court, do hereby certify that the within testimony in the above case is a true and correct copy of the original Stenographer's notes of the testimony of Julia Heath, James Edwards, Julius Mendel as taken by me on the above examination before said Justice.

Dated March 22 1892.

W. L. Ormsby Jr.
Stenographer.

Thos. F. Grady
Police Justice.

0175

POLICE COURT,
SECOND DISTRICT,
W. L. ORMSBY, JR.
STENOGRAPHER.

The People &c
Julia Sharp
v
James Edwards

Examination Before Justice Grady
March 14 1891

For the People - Abe Hummel Esq
" " Dft J. S. C. Bailey, Esq

Julia Sharp the complaining witness being further examined as a witness for the People deposes and says.

By Mr Hummel
Q When did you first retain the defendant in your employ?
A In the latter part of December 1890
Q In what capacity did you employ him
A He was merely employed in the first instance

to make exchanges

2 At what salary?

A Fifteen dollars per week, at first

2 Subsequently did you increase his salary?

A When Mr Mendel was discharged for taking —

objected to.

A. (Continued) He got $5 extra making $20.

2 Was defendant authorized by you to have access to the safe?

A Yes.

2 When

A During the time I have been ill he has had access — my husband and he had the combination

2 What orders did you give in regard to it?

A When I came back after the fire I said I was going to have the combination changed

2

the agent of Holmes was there, and I spoke about getting a time lock put on the safe - because I had a suspicion after what I had heard.

Q Did defendant overhear the remarks?

A He was present and heard me speak to the man from Holmes. Defendant said it would cost $90. I said "I dont care if it costs $500. I am going to have that on the safe.

Q What directions did you give him?

A nothing that day

Q the following day,

A that is the day the money was stolen - in the afternoon - this morning was the day that Holme man was there.

Q When the money was taken

out when was you?

A I had gone to engage a servant. I told Edwards not to leave the house before I came back. This $400 had been kept by me for an especial purpose. I told Edwards not to go until I came back.

Q In what denominations was this money.

A I think there were three one hundred dollar notes and two fifties. He had charge of the money when I went out.

Q Did you authorize the defendant to take that money away?

A Certainly not: decidedly not.

Q Had Edwards any right to take it?

A No Sir.

Q When did you first learn that this money had been

taken

A Not afternoon, when I came back at 10 minutes to five

Q Was Edwards present?

A I told him not to leave the place until I came back. But when I got there he was not there. When he came in and said the money had been stolen from him I said "How dare you touch my money?" That is the time I took the pistol.

Q Went near his clothes

A To change money behind the counter

Q Was he authorized to go to the safe to take money from the safe

A He used to take money out.

Q When you were present

A Yes.

Cross examined

Q When did the other young man leave?

A. Mendel left about the first of January some time

Q Defendant had access to the safe?

A Yes

Q Was not a part of his duty to go and purchase foreign money?

A No sir — not since my earrings disappeared six weeks ago he worried. I wanted the combination changed. I could not trust him.

Q Did you not trust him with this money?

A No sir.

Q Do I understand you that for six weeks up to the time of his taking this $ 50 he did not take money from the safe

A Taken inside the office. behind the counter - not to go out with it without my consent certainly.

Q Had he done it

A No; he had not unless he did it unknown to me.

Q You had at that time some insurance running that was due - payable to you

A Mr Mullett came and offered $20 for the loss.

Q Ask you if it —

A - No it was not - it was settled; it was not

Q You say you husband was present at the time he took this money from the safe?

A He was

Q Were you there?

A No sir. He took it during my absence

Q How do you know?

A My husband told me.

Objected to

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Q When did you get back?
A Half past two or quarter to three
Q Did you see defendant there
A While I was gone
Q Did you ask your husband where he had gone?
A I did.
Q Did you send after him?
A No. I did not - My husband said he had gone to the Varnish House
Q When did you leave?
A Half past 12 or quarter to 1
Q When did you come back?
A Half past two
Q When did you next see the defendant?
A Ten minutes to five
Q Who was present -
A No one was present but a policeman was at the door and ran in when he heard me attack him
8 Q You say you attacked him

what did you do?

A. When he told me he had taken it I said "You scoundrel you have stolen my money; if you do not return it I will shoot you; you have sent innocent men away and stolen my earrings

Q. You have an intelligence office?

A. Yes - I run that for Charity

Q. How long have you run that place?

A. Since the end of November 1899

Q. You get servants there don't you?

A. Yes. If I want to

Q. How many servants have you taken from there?

A. I have got some servants

Q. Have you not had trouble with servants you have obtained from there?

A. No

Objected to

9

Mr Howard Robbins being duly sworn and examined as a witness for the People deposes and says.

By Mr Hummel

Q Do you know defendant?

A Yes: from going into Mrs Sharp's store

Q Did you have any conversation with Mr Edwards?

A Yes.

Q In reference to a suggestion that he made to you?

A Yes.

Q State what it was.

A When I started to leave the business for Mrs Sharp he said "Look out for yourself in the business - see that you get your pay.

Objected to and the testimony of this witness struck out by the Court.

The People Rest.

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James Edwards, the defendant being duly sworn as a witness in his own behalf deposes and says:-

Q. Do you know the complainant?
A. Yes sir
Q. How long have you known her?
A. Since the latter part of December 1891 when she employed me. I was in her employ in December
Q. In what capacity?
A. I took charge of the banking business - foreign money - exchanges, buying on the outside. Whenever I felt like going out to hotels or other places to obtain money
Q. What kind of exchanges?
A. Exchanging money. I got a certain amount of American money in my pocket, and I used to go around to hotels and buy foreign money and then come back in the evening and turn in the balance of American

money and the foreign money I had bought and on account of expenses.

Q You did that all the time of your employment?

A Yes Sir. — after Mr Mendel went away I took charge of her business

Q For how long a time?

A Up to the time Frous Mendel left about March 11

Q Was it a part of your duty during your engagement to take money from the safe?

A Ever since I have been employed by Mrs Sharp I have had her entire confidence.

Q (Repeated)

A Yes Sir. I took money from the safe

Q What were you to do with this money that you took from the safe?

A Every night I made a report to the complainant

Q. The total amount?
A. Yes sir.
Q. Was the cognizant of your taking money to make exchange for foreign coin?
A. Yes sir
Q. Was the cognizant of it up to the time of your discharge?
A. Yes sir. I took it nearly every day. I took this on the 10th
Q. On the 10th of March also was present when you took it?
A. Mr Sharp was not there — I believe the watchman was there
Q. Did you refer to this particular money?
A. No.
Q. I am asking you about this particular money this $40 that you took from the safe.
A. I took it in the morning about 9 O'Clock — I put this particular money which was independent of the other — I put it in my private drawer

of which I had the Key

2 What did you do with it after?

A. I left it there until about 1 O'Clock, then a lady known I had engaged to meet a gentleman in Wall street

Q. She knew what was the engagement?

A. The engagement at 1 O'Clock. Some money which had to be obtained. a little damage for a fire that had occurred in the store. She said "Mr. Edwards I am going a moment to the intelligence office. I will be back in a moment, and you will be able to meet your appointment in Wall street. I waited until about a quarter to two and she did not come. I said to Mr Sharp "I have got to get my lunch. I have got to go down to Wall street. I have got to go." He said "wait a moment let us send the watchman

over to the place where Mrs Sharp is" so the watchman came back and said Mrs Sharp would be there directly, then I took out the insurance policies and I took the money out of the drawer and counted it in the presence of Mr Sharp and put it in my pocket.

2 Then what did you do?

A I went to my home and ate my lunch, I then walked to 23d street and I took a car and bought a ticket and took the elevated railway for Rector street intending to attend to the business of Mrs Sharp

2 Do you know whether or not you had that money with you when you were at your home at lunch

A I think so sir.

2 Do you know?

A Yes sir.

15 2 When you went to lunch did

you have on an overcoat?
A. The same that I have on now
Q. Where did you place the money?
A. In my pants pocket.
Q. Which pocket?
A. The right hand side
Q. When did you get the money from that you used to buy your railroad ticket?
A. I had some loose change in my pocket - I was in a hurry to catch for the train was near and I went two or three steps at a time
Q. Did you put your hand in the pocket where these bills were to get the money for your ticket?
A. Yes sir
Q. Then you went on the train
A. Yes sir
Q. Was the train crowded?
16 A. The train was crowded and

I did not get a seat until I was at Christopher street

Q Was your coat buttoned?

A No sir! it was open because it was warm

Q When did you get a seat?

A When Christopher street was called out

Q Was any person sitting in the seat with you?

A Yes sir.

Q How far did you continue on the train?

A I got off at ~~Christopher~~ Rector street and went over the bridge from the 9th avenue station and came out through No 71 Broadway

Q From there where did you go?

A I went along Broadway — I had to go to a water closet

Q Tell as near as you can where it was?

A - About three or four house away from Wall street

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2 What is the name of the place?
A I forget — I can find out
2 It is still there?
A Yes sir
2 What did you do there?
A I had to go I was taken with cramps
2 Where did you go?
A In the water closet
2 What did you do there?
A I had to sit down
2 Then you came up from the closet?
A Yes
2 From that where did you go?
A In the insurance office at 59 & 61 Wall street — I had to attend to some business there
2 About some particular insurance business?
A Yes.
18 2 How long did you stay there?

A. I do not know exactly. I had to wait. I had an appointment with Mr Millett.

Q. Who is he?

A. The agent of the company. I told Mr Kenney that Mr Millett had asked me to meet him. I went to the telephone box with Mr Kenney. I was waiting for Mr Millett.

Q. Did you get the papers?

A. No; I waited about 10 minutes and had a talk about insurance matters.

Q. Did you get the papers?

A. No.

Q. What did you do?

A. I had a talk concerning the papers. I told him Mr Stark sent me to collect the money.

Q. Did you leave there then?

A. Yes.

Q. During the time you were there did you have occasion to put your hand on this money?

A. No.

Q. From there where did you go?

A. I went straight back and took a ticket for the elevated R.R. where I discovered my loss. Then I retraced my steps to all those places where I had been and made inquiries but could not find out anything. Then I went to the office to tell Mr Sharp what has happened to me. When I came back she was engaged with some customer I concluded to wait before telling her of my terrible misfortune. When I told her she made the exhibition she has already stated. She said I had stolen it. I told her that I could not shake the money out of my pocket and that in a day or two I would try and make up the money - to get it in a couple of days.

I went back again that very night to the insurance Company's Office and reported my loss. and asked if they had found the money and they said they had not

2 What time did you get to the insurance Office?

A. About 6 O'Clock or a quarter of six — may be a little later. I went up seven flights. I saw some one in the Office. I told them of my loss. They said they had not heard of it. There were some people clearing up. They said it would be best to come back in the morning that it may have been given to Mr Lozey. I went home that night and the next morning I returned to my work. I wanted to see her and have a talk with her. Mr Mallett came between 9 and 10 I met him by accident and told him of my loss. He said I had better come with him to the Office and I went

with him to the insurance office and after full investigation having been made it was not there; I said it was a horrible scrape I was in as Mr Sharp was no chicken to deal with because she —

Objected to

A. (Continued.) They said you had better have legal advice. Then I went over and saw an attorney who said "you had better go and see her lawyer and see if I don't think you can speak to her about a making a settlement". I went right over to 52 Wall street and saw her lawyer and ~~told~~ wanted to tell him the circumstances. I said "I come to you under terrible circumstances that have happened to me. I would like to make a statement to you" He said Mr. Edwards I want you to understand that I am Mrs. Sharp's lawyer. I told him that I had talked with Mrs Sharp

and that the lady had pointed a revolver at me within a couple of feet. I told him I would go back and talk the matter over. It was too late when I came back to the store and I went home. I had my dinner and talked the matter over with my wife. Some one rang the bell and there was an officer came with a warrant for me, on the accusation of stealing four hundred dollars.

2 What is there if anything about the conversation between you and Mrs Sharp touching the combination of this safe the day before or the same day

A Mrs Sharp has not usually been prompt in the payment of accounts. She has been unwilling to pay and compelled

23 Settle to come twenty or thirty

times. I said "People dont like that: you had better pay them: dont let people waste their time" She said to me "That's my business" Then she said at the time she paid a check to the men "Can you tell me what it will cost to put a time lock on" He said "I do not know: I will speak to the manager." Being in her employ and confidence I said "Madam if you have not got money to pay a little bill why should you go to the expense of some two hundred or three hundred dollars for a time lock" She said "I will have it on any account" I said "You have got to decide that matter"

2 In regard to the loss of this money: going to the vault closed for instance: did you return or not to the place to see whether

you could find the money?
A Certainly sir.
Q You did return them?
A Yes sir.
Q Not able to find it?
A No.

Cross examined by Mr Hammond

Q How long have you been employed by Mr Shaw?
A From the 21st of December to the 10th of March.
Q You were unfortunate once before in relation to the loss of some money?

Objected to

Q While you were in his employment were you unfortunate because of the loss of two valuable rings?
A No sir
Q Did you lose two rings?
A I did not lose two rings
Q What was it about them?

A I had two rings given to me by a man to sell them for him if I could. I went to wash my hands and I put the rings on the table I did not want to store them and the rings were taken while I was washing my hands.

Q Had you gone into the water closet that time?

A No sir, there was no water closet there.

Q Those rings were lost?

A Yes sir.

Q Mr Shark compelled you to pay for them?

A Yes I paid for them.

Q Did Mr Shark have you to pay for them?

A I have

Q You paid from time to time a certain portion of your salary

A Yes

Q In that way you paid for the earrings?

A No sir

Q You swear to that?

A I do not know - I have not seen the account.

Q about two coins. Did you have the misfortune to lose two silver coins?

A Not that I know of - No sir; not at all.

Q Was there any question about two silver coins.

A There were some silver coins handed to me and I put them in a drawer.. The next day the shark told me to sell the silver and I went to a place in Broadway and sold it and got bills for it. Among the silver those sold were the two coins which she handed to me. and I noticed that it was just worth the other silver. We had some correspondence about it

Q You claim that you sold it with the other silver you got?

A Yes sir.

Q Before you were employed by Mr Shaw were you employed at the Hoffman House

A Yes sir.

Q Did you have a similar experience about a check there?

A Yes.

By the Court

Q - What do you mean by a "similar experience."

A - There was a good many people going to the Hoffman House to get checks cashed and it was a misfortune for myself that I was good natured enough to cash checks that came back "no good."

Q After that serious misfortune were you dismissed from the Hoffman house?

A Yes sir.
Q You got this $400 according to your own statement?
A Yes sir
Q You took it from the safe.
A Yes.
Q Were there three one hundred dollar notes and two fifties
A No sir.
Q What denominations?
A Three single hundred dollar bills, three twenties and four tens
Q Did you put that money in any purse?
A No.
Q Put it in your pants pocket loosely?
A Yes sir.
Q For what purpose did you intend to use this $400?
A On the day previous a steamer came in. Every day after a steamer comes in I go around to hotels to buy foreign

money which Darties bring and which is kept for me

2 You were used to make these purchases of foreign coin.

A Yes sir.

2 From different hotels

A Yes

2 Did you go to any hotels this day?

A No sir.

2 Did you take this money out for the purpose of purchasing foreign coin?

A Yes sir.

2 Where?

A as I stated to look out for it.

By the Court

2 Where were you to purchase foreign coin.

A at public hotels

~~By Mr Hammel~~ By Mr Hummel

2 Did you go to any hotel

30 A No.

0205

Q You never took it out of your pocket from the time you went away?

A No

Q You never looked to see if you had the money until your return from Mr Sharp store.

A No sir. I came out and crossed 23d street

Q You had been gone how long how many hours?

A about two hours including the time for my lunch

Q You were about returning to Mr Sharp store at the time you missed it?

A No Sir

Q where were you going?

A I went back to the duties —

Q Before you missed it were you designing to go to certain places, or to return to Mr Sharps store

A — No sir, to go to a hotel to buy foreign money with it.

Q In what hotel were you going?

A The 5th Avenue coach may not one.

Q You went by the 5th Avenue before you went to lunch?

A Yes sir

Q Did you have the money out when you were at home at lunch?

A Yes sir; I had the money there

Q Did you not tell the court before that you saw it there

A I did not say anything at all

Q Did you not say you thought you had the money

A Yes I looked at it.

Q What is your best recollection - that you did or did not.

A That I did

Q Before you did not remember!

92 A I did not say that.

2 You did surely have the money in the house?

A Yes sir

2 You took it out of your pocket?

A Yes

2 Count it?

A No

2 You saw it?

A Yes

2 What made you take it out of your pocket at that particular time?

A I was going to wash my hands in the sink and I put my hand in my pocket to get my pocket knife to clean my nails. and I took it out and looked at it.

2 and then put it back?

A That is all

2 Did you take your pocket knife out at the time you lost your money?

30 A I left it at home

2 You did not take it with you?

A No.

2 On a previous occasion did you remember a man by the name of Mendel who worked for Mr. Sharp?

A Yes sir

2 You know that Mendel was discharged

A I do.

objected to

2 Was it not on account of the stealing of the earrings that Mendel was discharged?

A Mr Sharp had some suspicion — yes.

2 Was not that suspicion on account of what you told her?

A I never told her

2 Did you not suggest that Mendel was a gambler, and intimate to the detective that he was likely to steal the earrings!

A No sir
Q nothing of the kind?
A No sir.
Q Was he discharged at your instance?
A No, sir.
Q. What do you know about the taking of $20 — about these earrings.
A Mrs. Sharp said said the ear rings were lost and she told me that she was going to discharge the man she said "Mr. Edwards I will give you $20 if you compel a trace of them
Q To be a detective
A No sir - just to the best of my knowledge to try and find out something about it.
Q Did Mr Sharp count the three hundred the three twenties and four tens?
A No sir - I cant recollect
95 Q It is not a matter of very

After occurrence

A I should say not.

Q You got $20 a week

A and I got my commission

Q Will you swear ~~regular~~ that you got $20 or $30

A not as a general rule

Q Did she give you $20 or $100

A $20

Q What made you charge $20 for what reason

A She asked me to go to the theatre when Mendel was going I said I wanted my expenses

Q She swears that she told you not to go in the defendant not to take that money. Is that a fact.

A I do not know that she did she said nothing to me.

By the Court

Q When did you go last to purchase foreign money?

A The last time was three or four days previously

Q what amount did you purchase.

A all depends upon what I can get

Q what was the amount of you purchase

A I bought £15 sterling, and some 120 of leaves gold

Q what amount of money did you take from the safe.

A about $.500

Q Did you take that every time?

A No sir

Q How long before was that?

A ~~At~~ about — $125 — because ~~this was money that was in the boy~~ the madame sick. ~~At the~~ time she usually gave me any check.

Q When did you ever take out four hundred dollars from the safe before?

A Every time when there was money there I took it

Q $400?

A. $500 in cash - and she gave me ~~any~~ checks which were made payable to James Edwards to get money. and when I came back I would give her an account of the money

2 Do you know whether or not the Sharp directed you not to take that money from the safe on that particular day.

A She did not

2 You are positive about that

A Positive

2 Explain the change about this particular check at the Hoffman House that you mention.

A Some parties used to come and say "Edwards this is Mr So and So. would you be kind enough to cash a check and I cashed checks that were found to be no good.

98 2 Did you cash the particular

check that I speak of;
1. I cashed several checks and I had trouble to get it back. It gave me a great deal of annoyance
2 When it came back you would have to make payment
1 Yes sir; It has been a continual trouble
2 How much money was on this check;
1 altogether 307 dollars.
2 Not you have paid;
1 Yes.

Cross Examined by Mr. Hummel

2 Have you paid all the checks
1 Yes sir.
2 When did you pay the last check?
1 I have settled with Mr Stokes
2 Have you settled with Mr Stokes?
1 I have with the Hoffman House
2 all that you owe?

Q up to the present day?
A Yes sir.
Q No question about that?
A No sir.
Q You passed the 5th Avenue Hotel to go to the elevator
A No sir
Q Where is Mr Shaubs office
A 28 East 23d St. between Broadway and 4th Avenue
Q Where did you take the elevator.
A At 9th Avenue and 23d Street
Q What do mean by saying that you did not pass the 5th Avenue Hotel
A Because I did not pass the Broadway entrance
Q You passed the ladies entrance at 23d Street?
A The ladies entrance yes.
Q Was that the reason you did not go in because the entrance on 23d Street is

the ladies entrance
1 I generally go in the hotel from Broadway
2 Was that the reason?
1 Because I had business with a person in Wall st.
2 You carried this money intending to come back there before going to the hotel?
1 Yes sir

Julius Mendel being duly sworn as a witness for the people deposes and says I know Mr Stark the complainant. I was in his employ last October, until about the middle of January
2 Did you see defendant Edwards there?
1 Yes sir.
2 Do you know what his business was there?
1 It appeared to be the

entire charge of the banking
departments — the financial
2 Had charge of the money.
A Yes. He exchanged foreign
money; he had the combination
of the safe. So far as I saw
he always took money whenever
he chose: all that he could
get; money for different States
for foreign money.
Q That was the manner during
the time you was there?
A Yes sir He was the manager.
Q How was it the accused
was of stealing certain diamonds,
A myself and the Edwards and
the coachman
Q She accused more than one
of you:
A Yes sir
B She said there was a lady's
earrings missing — that they
were worth $80 that they
were worth $30 and $20.
42 She said they were missing

she suspected Mr Edwards, myself and the coachman. I was discharged and they were found I think three weeks after my discharge

2 Did you hear any conversation on the telephone about this jewelry.

A My employer went to the telephone and said "Julia you have got into difficulty. Mrs Shank says you have mislaid or taken her ear-rings. I wanted to go up and see about it. After a while I went to the telephone and word came down by telephone that the earrings had been found.

Henry Perry being duly sworn as a witness for defendant as to the reputation and character of the defendant. The testimony is excluded by the court

James Edwards the defendant
recalled in his own behalf
(A book produced)
Q Look at that: what is it
A Moneys which I used to pay in the place
Q You did not record these moneys you took.
A No sir. at night when I came back I reported to her and she would give me receipts. she recieved the money all right
Cross Examined
Q where are those receipts?
A She received the money all right that is all.
Q Can you show one receipt
A I have got one
By the Court
Q Did you give her that a detailed statement of the money you had received?
A No sir. she gave me a $50 check, and I would pay out money, or a $10 or check

and when I came in I would give her an account of the money: how much money I had used: how much used.

Q She gave you a check for money with which you intended to buy foreign coin.

A Yes.

Q You came back to Mr. Sharp and talked with him about it?

A Yes.

Q You said "I have bought one hundred dollars paper, &c?

A Yes. all I bought.

Q You counted out this money that you had bought and gave her an account of the balance of American Money?

A Yes.

Q And in the case of foreign coin you figured the cost?

A Yes.

45 Q You bought pounds at $4.80

$4.82 or $4.86 whichever the price was?

A Yes.

Q And you never gave in accounts of purchases of foreign coin (in writing)

A I have not

Cross Examined

Q She gave you receipts?

A She said all right.

Q She used to give receipts?

A Sometimes. The receipt covers the answer. The receipt means all right. Some I have got in writing

Q I understand you to say you took out as much as $500.-

A Every time — very seldom less

Q On the day before?

A Yes.

Q It is not entered in this book is it?

46 A No.

Q Have you got any receipt for it in writing

A Yes; the last receipt

Q Where is that receipt?

A I have not got it with me.

Q Have you got it?

A I might have left it in my drawer - very likely

Q In the place?

A In the place

By the Court

Q - What time did you leave the office with this money?

A I left there about 2 o'clock

Q What time did you expect to get to the insurance office 61 Wall St.

A Three O'clock

Q Meantime you were to have lunch?

A Yes.

Q You have explained that you had to go directly to Wall street without stopping at the hotels to purchase foreign coin. You knew when you started that you would have to

go first to your lunch and then to Wall street. will you explain to the court why you thought it necessary to carry this money up town and down town and then up town again instead of leaving it at his shop until you return from Wall street.

A Because I was instructed to go by appointment with Mr Mellett to be there at 3 o'clock, and Mr Sharp did not return until 2 o'clock

Q You do not understand me - You took this money out before you made your visit to the hotels?

A Yes

Q You knew before you went out that you were required to go to your house and to 69 Wall St?

A Yes.

Q That you knew when you started out?

A Yes.

Q You knew you had to go to lunch and to Wall st?

gs

A Yes sir

Q Not after you return from down town you would have to go to the Hotel in Madison Square to buy this foreign money?

A Exactly.

Q Now why did you take this money on that journey when you would be required to go with it down to Wall street and back to 23d street when you might have left it at Mr Sharp and have stopped for it when you got back from Wall st.

A I always used to put it in my pocket when I was going out in order to carry it until I should wish to use my funds.

Julia Sharp recalled by Mr Hummel

Q Please state about the use of your money to purchase foreign coin

A - He surely never had $500 out

Q Did you ever give him your consent to take out $500?

A. No: never. I stopped that game. I stopped him taking it unless I was present.

Q. You have heard his testimony that he took this money out to buy foreign coin and that he came in and turned it over to you and that you gave him receipts for it — is that true?

A. No sir not for five weeks — I stopped that five weeks ago.

By the Court

Q. Was there at any time a practice of giving Mr Edwards money to the amount of $5.00 with which to buy foreign coin in the hotels?

A. Before January first he bought foreign coin. but after my earnings disappeared I stopped it. I said people could come to the office

Q. Did you understand that the 10th of March was the day succeeding sleeping day

50

A No such thing. I put this $400 in the drawer because I had sufficient other money I never told him to take it. I merely left it in his charge

Q Did you put the $400 in the safe

A after the fire I drew $500 from the bank and locked $400 up in the safe. He had no right to touch it

Q How long before the 6th of March did you put this money in the safe

A On Saturday the 5th of March, or Friday night. Previous to the fire I locked it up on the 6th of March.

Q Do you mean that the $400 that your father had been placed by you in the bundle in the drawer on the 6th of March and had not in any way been disturbed up to the time

it was taken

A No Sir: it ought not to have been

2 It was not intended to be opened at all

A No Sir

2 You say you put the money in on the 4th of March?

A Yes.

2 When did you next see it?

A I never saw my $400.

2 It was when he came back from his visit to Wall St that you asked for it?

A Yes Sir – the first thing I asked for the $400.

2 That was on the 7th or 8th

A No Sir: on the 9th. – when I asked the doctor. I had two doctors

2 You say you had two doctors?

A Yes.

Defendant held to answer
$1000 bail.

2

District Police Court.

Julia Shark

vs.

James Edwards

STENOGRAPHER'S TRANSCRIPT.

March 31 1892

BEFORE HON.

Thomas F. Grady

Police Justice.

W. L. Ormsby

Official Stenographer.

0228

MELLIN'S FOOD

Assures the digestion of cow's milk.

15/292

£1/30

300 tins

7/6

12/92

0229

Returned at 6.10 pm
£ 10 paper 7.3 [illegible]
£ 3 Sold
20 free ones
10 from paper
7 [illegible]
Dept 2
[illegible]
[illegible] 12/12

0230

London American Banking Co.
— AND —
BUREAU DE CHANGE,
MAR 10 1892
25 EAST 23RD STREET,
Opposite Madison Sq. N. Y.

1 0 11

To the the

105.30/100

Dolls 3

J Lhuf

12/92

0231

Carl Edwards

0232

Sec. 192 2

District Police Court.

Undertaking to Appear during the Examination.

CITY AND COUNTY OF NEW YORK, } ss:

An information having been laid before Patrick Dever a Police Justice of the City of New York, charging James Edwards Defendant with the offense of Larceny — a felony

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

WE, James Edwards Defendant of No. 415 West 24th Street, by occupation a clerk and Emil Stork and of No. 455 West 24th Street, by occupation a Cigar manufacturer Surety, hereby jointly and severally undertake that the above-named James Edwards Defendant shall personally appear before the said Justice, at the 2 District Police Court in the City of New York during the said examination, or that we will pay to the People of the State of New York the sum of Ten Hundred Dollars.

Taken and acknowledged before me this 12 day of March 1892

Jas. Edwards

Emil Stork

Police Justice.

0233

City and County of New York, ss:

Emil Stork

the within-named Bail and Surety, being duly sworn, says, that he is a resident and free holder within the said County and State, and is worth one Hundred Dollars, exclusive of property exempt from execution, and over and above the amount of all his debts and liabilities, and that his property consists of deponents interest in the home and lot of land at No 455 West 24th Street in the city of New York, worth twelve thousand dollars and mortgaged for six thousand

Emil Stork

Sworn to before me this 12 day of March 189 2

Police Justice.

District Police Court.

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Phi Stark
vs.
Jas Edwards

Undertaking to Appear during the Examination.

Taken the 12 day of March 189 2

Dimm Justice.

0234

Sec. 568.

District Police Court. UNDERTAKING TO ANSWER— SESSIONS.

CITY AND COUNTY OF NEW YORK, } ss.

An order having been made on the 18 day of March 1892 by Thomas F. Grady a Police Justice of the City of New York. That James Edwards be held to answer upon a charge of

Larceny

upon which he has been duly admitted to bail, in the sum of ____ Hundred Dollars.

We, James Edwards Defendant of No. 455 West 24 Street; Occupation Clerk, and Emil J. Winterroth of No. 117, 119 & 121 Fourth Avenue Street, Occupation Piano and Organ Surety, hereby undertake jointly and severally, that the above named James Edwards shall appear and answer the charge above-mentioned, in whatever Court it may be prosecuted: and shall at all times render himself amenable to the orders and process of the Court; and if convicted, shall appear for judgment, and render himself in execution thereof, or if he fail to perform either of these conditions that we will pay to the People of the State of New York, the sum of Ten Hundred Dollars.

Taken and acknowledged before me, this 19 *day of* March 1892

Thos. F. Grady POLICE JUSTICE.

James Edwards

Emil J. Winterroth

0235

CITY AND COUNTY OF NEW YORK, } ss,

Emil J. Winterroth

the within named Bail and Surety, being duly sworn, says, that he is a resident and House holder within the said County and State, and is worth Seven Hundred Dollars, exclusive of property exempt from execution, and over and above the amount of all his debts and liabilities, and that his property consists of Stock of Pianos and Organs situated at 115, 117, 119 & 121 Fourth Avenue - and with Four thousand dollars free and clear of all encumbrances

Emil J. Winterroth

Sworn to before me, this day of March 198

Police Justice.

New York Sessions.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

Undertaking to Answer.

Taken the day of 188

Justice,

Filed day of 188

0236

(1665)

Police Court— 2 District.

Affidavit—Larceny.

City and County of New York, } ss.

Julia Sharp

of No. 42 — E — 23rd Street, aged 42 years,

occupation Banker being duly sworn,

deposes and says, that on the 15th day of March 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 and lawful money of the United States amounting to Four hundred Dollars ($400 00)

the property of Deponent

and that this deponent has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen and carried away by James Edwards (now here) for the reasons following to wit On said date deponent placed said money in a money drawer in her place of business no 28 — E — 23rd Street and left the defendant (who was in her employ) in charge of said place deponent went out and when she returned the defendant was gone and ~~the money missing~~ ~~about the~~ in about two hours afterwards the defendant returned to deponent and informed her that he had been robbed of the ~~$~~ Four hundred dollars that had been left in his care by deponent, wherefor deponent charges defendant with Larceny and asks that he be dealt with according to law

Julia Sharp.

Sworn to before me, this 17 day of March 1892

Police Justice.

0237

(1285)

Sec. 198—200.

2 District Police Court

CITY AND COUNTY OF NEW YORK, } ss.

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

Question. What is your name?

Answer. James Edwards

Question. How old are you?

Answer. 35 years

Question. Where were you born?

Answer. France

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

Answer. 425 West 24th St 1 year

Question. What is your business or profession?

Answer. Clerk

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

Answer. I am not guilty

James Edwards

Taken before me this 2 *day of* March 189 7

Police Justice.

0238

Recd by Mar 12 1892 at 2 P.M.
Investigated carefully & examined back 21, 1892
and discharged
Thos. F. Smith
Police Justice

Police Court— 2 —District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Julia Hirsch
No. 23 St
James Edward
2.
3.
4.

Offence Larceny

Dated March 12 1892
Driver
Magistrate.
Officer.
Precinct.

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

BAIL.
No. 1, by Thos. F. Smith
Residence 1174 1/2-4 Avenue
No. 2, by Edward C. Sullivan
Residence 664-10-Avenue Street.
No. 3, by
Residence Street.
No. 4, by
Residence Street

The presiding magistrate is authorized to hear and determine this case in his absence and to accept bail.

Police Justice.

RECEIVED MAR 28 1892 DISTRICT ATTORNEY'S OFFICE.

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named James Edward 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 March 12th 1892 Thos. F. Smith Police Justice.

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

Dated March 23 1892 Thos. F. Smith 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.

0239

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

James Edwards

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this indictment, accuse James Edwards

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

The said James Edwards

late of the City of New York in the County of New York aforesaid, on the tenth day of March 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 two hundred $400.00 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 two hundred dollars; divers United States Silver Certificates, of a number and denomination to the Grand Jury aforesaid unknown, of the value of two hundred dollars; divers United States Gold Certificates, of a number and denomination to the Grand Jury aforesaid unknown, of the value of two hundred dollars; divers coins of a number, kind and denomination to the Grand Jury aforesaid unknown, of the value of two hundred dollars

of the goods, chattels and personal property of one Julia Sharp 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.

0240

BOX:
475

FOLDER:
4349

DESCRIPTION:
Edwards, John

DATE:
04/28/92

4349

964.

Witnesses:
Edward J. O'Connell

The dft having died I recommend that this indictment be dismissed
Martin Lynn
A. D. A.
April 29/92

Counsel,
Filed, 28 day of April 1892
Pleads,

THE PEOPLE

vs.

John Edwards

POLICY.
[§ 344, Penal Code.]

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

Chas H Isham
April 9/92
Foreman.

Indictment
Dismissed

0242

AFFIDAVIT—Selling Lottery Policies.

CITY AND COUNTY OF NEW YORK, } ss.

C 2 District Police Court.

Edward J. O'Connell

of No. 351 Hudson Street, being duly sworn, deposes and says, that on the 23rd day of January 1892, at premises No. 51 South 5th Avenue Street, in the City and County of New York,

John Edwards (now here)

did unlawfully and feloniously sell and vend to

Deponent

hereto annexed and marked Ex. A

a certain paper and document, the same being what is commonly known as, and is called a Lottery Policy, and which said Lottery Policy, writing, paper, and document is as follows, that is to say:

Two gigs to wit: 13-25-50/5
25-29-74/5

Which deponent charges was in violation of the statute in such case made and provided, and prays that the said John Edwards may be dealt with according to law.

Sworn to before me, this 24 day of January 1892

E J O'Connell

Police Justice.

0243

POOR QUALITY ORIGINAL

2 District Police Court.

Sec. 198—200.

CITY AND COUNTY OF NEW YORK, } ss.

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

Question. What is your name?

Answer. John Edwards

Question. How old are you?

Answer. 44 years

Question. Where were you born?

Answer. New York

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

Answer. 120 Bleecker St. 1 year

Question. What is your business or profession?

Answer. Clerk

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

Answer. I am not guilty

John Edwards

Taken before me this 21 *day of* December, 1882

Police Justice.

0244

Sp Jany 31/92 - 9 E.R.

BAILED,

No. 1, by Gustav Lange

Residence 160-E-78th Street.

No. 2, by ..... Residence ..... Street.

No. 3, by ..... Residence ..... Street.

No. 4, by ..... Residence ..... Street.

Police Court ..... District.

121

THE PEOPLE, &c.,

ON THE COMPLAINT OF Cannon McDonnell

vs.

1. John O'Connor

2. .....

3. .....

4. .....

Offence Selling Rotten Potatoes

Dated Jany 24 1892

Henry Magistrate.

Albert Dean Officer.

15 Precinct.

Witnesses: Officer

No. ..... Street.

No. ..... Street.

No. ..... Street.

No. ..... Street.

$ 500 to answer

Bailed

$500 E. Jany 2 1892

Part 2 Jan 29/92 S.P.

Pin

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 Jany 24 *18*92 Thos. F. Brady *Police Justice.*

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

Dated Jan 31 *18*92 Thos. F. Brady *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.*

0245

88 188 | 88 188 | 88 188 | 88 188 | 88 | 188

30-1-102 | 3-1133 | 9-19-29 | 12-13-27
29-64-1145 | 4-5-32 | 1-10-30/2 | 7-18-25
15-28-1343 | 10-16-45 | 14-28-36-47 | 35-36-75
35-10-63-53 | 23-5-8- | 6-8-46-68 | 15-27-31
14-18-2642 | 9-19-29 | 4-1-12 | 3-47-50
8-13-20-23 | 3-6-9- | 3-7-10-12 | 11-40-62
4-18-1 | 3-12-60 | 14-22-33 | 34-41-53
1-30-62 | 3-10-40 | 3-5-8-16 | 54-65-70
10-16-45 | 4-11-40 | 9-19-29 | 43-53-79
5-19-29 | 25-29-74 | 57-67-73 | 5-30-40
13-1-2 | 7-11-77 | 3-11-33 | 10-17-38
58-1-41 | 10-16-45 | 10-16-45 | 42-62-63
29-44-1413 | 18-44-6 | 10 | 9-16-22
27-47-3329 | 10-16-40-45 | | 8-59-61
10-16-40-36 | 4-5-45-32 | | 4-67-78
11-1-2-41 | 23-30-53 | | 19-33-45
4-1-65 | 13-17-40 | | 14-26-60-73
3-11-33 | 16-37-73 | | 9-11-29
2-13-14 | 4-1-40 | | 10-16-45
6-16-69 | 3-1-33 | | 34-40-77
1-11 | | | 3-11-33
1-2-00/2 | 57-67-73/2 | | 13-25-50-75
| | | 25-29-74-75

88 | 188

3-5-8
9-19-29
27-67-73
3-11-33
10-16-45
8-18-25-10
3-11-33
3-6-9
3-4-5-6
2-3-6-7
40-72
10-16-45-10
13-1-2-41

0246

COURT OF GENERAL SESSIONS, PART One

THE PEOPLE

vs.

John Edwards

For INDICTMENT

To

M. Gustav Lange

No. 160 East 78 Street.

The indictment against the above-named defendant for whose appearance you are bound, has been placed upon the Calendar for Homicide at the Court of GENERAL SESSIONS of the Peace, at the Sessions Building, adjoining the New Court House, in the Park of the said City, on ——— the 29 day of April instant, at eleven o'clock in the forenoon.

If the defendant is not produced at that time, your bond will be forfeited.

DE LANCEY NICOLL,

District Attorney.

0247

City & County of N. Y. ss.

Gustav Lange being duly sworn says that he is Bondsman for the within deft and he knows that the said John Edwards the deft herein is dead, being dead on the 22nd day of March 1892 as affirmed by the certificate herein filed

Sworn to before me this 29th day of April 1892

Gustav Lange

Isaac Pratt
Notary Public
N. Y. Co.

Filed January 21 - 1892
Filed March 22 - 1892

Form No. 120.

327

New York, April 29 1892

A Transcript from the Records of the Deaths Reported to the Health Department of the City of New York.

County of New York. STATE OF NEW YORK. City of New York. No. of Certificate, 10439

CERTIFICATE AND RECORD OF DEATH of John Parsons

I hereby certify that I attended deceased from Mar. 18 1892 to Mar. 21 1892 that I last saw him alive on the 21 day of March 1892, that he died on the 22 day of March 1892 about 3 o'clock A. M. ~~or P. M.~~, and that to best of my knowledge and belief, the cause of his death was as hereunder written:

		Duration of Disease.
Chief Cause,	Pneumonia	4 days
Contributing Cause,		

Sanitary Observations,

Witness my hand this 22 day of March 1892

Place of Burial, Cypress Hills (Signature), M. B. Early M. D.

Date of Burial, March 24

Undertaker, Eagan & Lance Residence, 84 Madison St.

Residence,

Burial permits issued at 301 Mott Street, Room 38, Week days, 7 A. M.–6 P. M. Sundays and Holidays, 8 A. M.–5 P. M.

Date of Death.	March 22. '92
Full Name.	John Parsons
Age, in years, mos. and days.	44 years
Color.	W.
Single, Married or Widowed.	S.
Occupation.	Broker
Birthplace.	City
How long in U. S. if foreign born.	
How long resident in New York City.	
Father's Name.	Solon Parsons
Father's Birthplace.	N.Y. State
Mother's Name.	Helen A. Parsons
Mother's Birthplace.	N.Y. State
Place of Death.	35 Grove St.
Last place of Residence.	" " "
Class of Dwell'g (A tenement being a house occupied by more than two families.)	Tenement
Direct cause of Death.	Pneumonia
Indirect cause of Death.	—
Date of Record.	—

A True Copy.

C. Johnson

Chief Clerk.

NOTICE.—In issuing this transcript of record, the Health Department of the City of New York does not certify to the truth of the record transcribed. The seal of the Board of Health attests only the correctness of the transcript, and no inquiry as to the facts reported has been provided for by law.

0249

SATURDAY, JANUARY 23, 1892.

MORNING

Extra Class 37—78—12

1st	2d	3d	4th	5th	6th	7th	8th	9th	10th	11th	12th	13th	14th	15th
28	33	52	20	50	14	54	29	30	12	78	-4			

Extra Class 87—78—12

1st	2d	3d	4th	5th	6th	7th	8th	9th	10th	11th	12th	13th	14th	15th
75	23	-6	30	66	-9	44	77	46	73	60	26			

BEWARE OF COUNTERFEITS.

0250

Sec. 192. 2 District Police Court. Undertaking to Appear during the Examination.

CITY AND COUNTY OF NEW YORK, } ss:

An information having been laid before Thomas H. Cooley Esq a Police Justice of the City of New York, charging John Edwards Defendant with the offense of Violation Policy law

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

WE, John Edwards Defendant of No. 120 Bleecker Street, by occupation a Clerk and Gustave Lang and of No. 160 East 78th Street, by occupation a Builder Surety, hereby jointly and severally undertake that the above-named John Edwards Defendant shall personally appear before the said Justice, at the 2 District Police Court in the City of New York, during the said examination, or that we will pay to the People of the State of New York the sum of five Hundred Dollars.

John Edwards

Gustav Lange

Taken and acknowledged before me this 7th *day of* January 1891

Thos. H. Cooley *Police Justice.*

0251

City and County of New York, ss: Gustave Lange

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

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

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

and that his property consists of two four story front and rear tenements house with the ground valued at twenty seven thousand dollars subject to a mortgage of seventeen thousand dollars. 421 & 423 West. 32nd street in the City of New York.

Gustav Lange

Sworn to before me this 24 day of 189 1

Police Justice.

District Police Court.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

John Edward

Undertaking to Appear during the Examination.

Taken the day of 189

Justice.

0252

POOR QUALITY ORIGINAL

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 Edwards

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

John Edwards

of the CRIME OF SELLING WHAT IS COMMONLY CALLED A LOTTERY POLICY, committed as follows:

The said John Edwards

late of the City of New York in the County of New York aforesaid, on the twenty-third day of January in the year of our Lord one thousand eight hundred and ninety-two, at the City and County aforesaid, feloniously did sell to one

Edward J. O'Connell

what is commonly called a Lottery Policy, the same being a certain paper and writing, as follows, that is to say:

13 25 50 75
25 29 44 47 5

(a more particular description of which said paper and writing so commonly called a Lottery Policy is to the Grand Jury aforesaid unknown, and cannot now be given), against the form of the statute in such case made and provided, and against the peace of 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 Edwards

of the CRIME OF SELLING A PAPER, WRITING AND DOCUMENT IN THE NATURE OF A BET AND WAGER UPON THE DRAWING OF A LOTTERY, committed as follows:

The said John Edwards

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, feloniously did sell to one Edward J. O'Connell

0253

a certain paper, writing and document in the nature of a bet and wager upon the drawing of a certain lottery, the same being a scheme for the distribution of property by chance among persons who had paid or agreed to pay a valuable consideration for such chance (a more particular description of which said lottery is to the Grand Jury aforesaid unknown, and cannot now be given), which said paper, writing and document is as follows, that is to say:

13 25 50 75
25 29 44 75

(a more particular description of which said paper, writing and document is to the Grand Jury aforesaid unknown, and cannot now be given), against the form of the statute in such case made and provided, and against the peace of 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 Edwards —

of the Crime of SELLING A WRITING, PAPER AND DOCUMENT IN THE NATURE OF AN INSURANCE UPON THE DRAWING OF A LOTTERY, committed as follows:

The said — John Edwards —

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, feloniously did sell to one

— Edward J. O'Connell —

a certain paper, writing and document in the nature of an insurance upon the drawing of a certain lottery, the same being a scheme for the distribution of property by chance among certain persons who had paid or agreed to pay a valuable consideration for such chance (a more particular description of which said lottery is to the Grand Jury aforesaid unknown and cannot now be given), which said paper, writing and document is as follows, that is to say:

13 25 50 75
25 29 44 75

(a more particular description of which said paper, writing and document is to the Grand Jury aforesaid unknown, and cannot now be given), against the form of the statute in such case made and provided, and against the peace of 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 Edwards —

of the Crime of SELLING A PAPER, WRITING AND DOCUMENT IN THE NATURE OF A BET AND WAGER UPON THE DRAWN NUMBERS OF A LOTTERY, committed as follows:

0254

The said — John Edwards —

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, feloniously did sell to one

Edward J. O'Connell

a certain paper, writing and document in the nature of a bet and wager upon the drawn numbers of a certain lottery, the same being a scheme for the distribution of property by chance among persons who had paid or agreed to pay a valuable consideration for such chance (a more particular description of which said lottery is to the Grand Jury aforesaid unknown, and cannot now be given), which said paper, writing and document is as follows, that is to say:

13 25 50 75
25 29 44 75

(a more particular description of which said paper, writing and document is to the Grand Jury aforesaid unknown, and cannot now be given), against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

FIFTH COUNT:

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

— John Edwards —

of the Crime of SELLING A WRITING, PAPER AND DOCUMENT IN THE NATURE OF AN INSURANCE UPON THE DRAWN NUMBERS OF A LOTTERY, committed as follows:

The said — John Edwards —

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, feloniously did sell to one

— Edward J. O'Connell —

a certain paper, writing and document in the nature of an insurance upon the drawn numbers of a certain lottery, the same being a scheme for the distribution of property by chance among certain persons who had paid or agreed to pay a valuable consideration for such chance (a more particular description of which said lottery is to the Grand Jury aforesaid unknown, and cannot now be given), which said paper, writing and document is as follows, that is to say:

13 25 50 75
25 29 44 75

(a more particular description of which said paper, writing and document is to the Grand Jury aforesaid unknown, and cannot now be given), against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

DE LANCEY NICOLL,
District Attorney.

0255

BOX:
475

FOLDER:
4349

DESCRIPTION:
Eisenberg, David

DATE:
04/08/92

4349

Witnesses:

Edward Becker

69 Rosenthal

Counsel,

Filed, 8 day of April 189 2

Pleads, Not Guilty (!)

THE PEOPLE

vs.

B

David Eisenberg

VIOLATION OF EXCISE LAW.
(Selling to Minor.)
[Section 290, Penal Code, sub. 3.]

Transferred to the Court of Special Sessions for trial and final disposition

Pars March 28th 1893

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Chas. H. Isham

Foreman.

0257

457

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against
David Eisenberg

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

of a MISDEMEANOR, committed as follows:

The said David Eisenberg

late of the City of New York, in the County of New York aforesaid, on the twenty-second day of February in the year of our Lord one thousand eight hundred and ninety-two, at the City and County aforesaid, certain strong and spirituous liquors, and certain wine, ale and beer, to wit: one gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did sell, and cause and procure and permit to be sold to one Ova Poster who was then and there a child actually and apparently under the age of sixteen years, to wit: of the age of thirteen years, 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.

0258

BOX:
475

FOLDER:
4349

DESCRIPTION:
Elder, August

DATE:
04/25/92

4349

286.

Joseph Levy

Witnesses:

Mary Goldstein

Officer Kranich

Philip Goldstein

Counsel,

Filed 25 day of April 1892

Pleads, Not guilty

THE PEOPLE

vs.

August Elder

Grand Larceny, Second Degree.

[Sections 528, 529, 530 Penal Code.]

DE LANCEY NICOLL,

District Attorney.

Part 2 Apl 29, 92

May 4 1892 dis'd

A TRUE BILL.

Chas H. Isham

Foreman.

Part 2 May 4, 1892

Tried and Acquitted

0260

POOR QUALITY ORIGINAL

(1365)

Police Court— 3rd —District.

Affidavit—Larceny.

City and County of New York, } ss.

Mary Goldstein

of No. 123 Willett Street, aged 48 years,

occupation married woman being duly sworn,

deposes and says, that on the 22nd day of August 189/ 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:

Two gold ladies breast pin one gold ladies neck lace two gold rings two earings one cuff button and one collar button and one Silver pocket Knife and one purse together of the value of Seventy 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 August Elder

from the fact that defendant was in the employ of deponent and deponent is informed by her son Philip Goldstein that at about the hour of eleven o'clock and thirty minutes a.m. on said date said Philip saw the defendant go into the rear room where said Jewelry was in said purse in a wardrobe and about four hours afterwards at 3 o'clock P.M. said Philip discovered said wardrobe had been broken open and said Jewelry taken stolen and carried away and said Philip subsequently found a portion of said property the purse knife and colar button in defendants overcoat pocket in the rear room and no other person was in said rear room but defendant

Sworn to before me, this day of 189

Police Justice.

and deponents family deponent identified
said property found in defendants coat
pocket and prays he may be apprehended
and dealt with as the law directs

Sworn to before me
this 5th day of April 1892

Mary Goldstein
her
Mark

J. Williams
Police Justice

0262

POOR QUALITY ORIGINAL

3 District Police Court.

Sec. 198—200.

CITY AND COUNTY OF NEW YORK, } ss.

August Elder 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. August Elder

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. 115 Forsyth St. 2 months

Question. What is your business or profession?

Answer. Tinker

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

August Elder

Taken before me this 19 *day of* May 1887

J. Williams

Police Justice.

0263

POOR QUALITY ORIGINAL

Police Court 3 District.

Sec. 151.

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 Mary Goldstein of No. 123 Willett Street, that on the 22 day of August 189[illegible] at the City of New York, in the County of New York, the following article to wit:

a quantity of jewelry

of the value of Seventy Dollars,

the property of said Mary Goldstein

was taken, stolen and carried away, and as the said complainant has cause to suspect, and does suspect and believe, by August Elder

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 3rd 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 8 *day of* April 1892

J. Kilbreth POLICE JUSTICE

CITY AND COUNTY OF NEW YORK, } ss.

Philip Goldstein aged 22 years, occupation Express of No. 123 Willett Street, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of Mary Goldstein and that the facts stated therein on information of deponent are true of deponent's own knowledge.

Sworn to before me, this 8 *day of* April 1892 } P. Goldstein

J. Kilbreth *Police Justice.*

(3692)

0264

Police Court 3 District. 15423

THE PEOPLE &c.
ON THE COMPLAINT OF
Mary Goldstein
128 Pitt St
August Oler

2.
3.
4.

Offence Grand Larceny

Dated April 12 1882

Magistrate.

Officer.

Precinct.

Witnesses Philip Goldstein
No. 128 Pitt St Street.
Philip Goldstein
No. 109 Rivington Street.
No. Street.
$ 1000 to answer. Street.

REGISTERED
APR 14 1882
DISTRICT ATTORNEY'S OFFICE

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* [illegible] *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 April 12 1882 *Police Justice.*

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

Dated 188 *Police Justice.*

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

Dated 188 *Police Justice.*

0265

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

August Elder

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

The said August Elder

late of the City of New York, in the County of New York aforesaid, on the 22nd day of August in the year of our Lord one thousand eight hundred and ninety-one, at the City and County aforesaid, with force and arms,

two breast-pins of the value of ~~fifteen~~ ten dollars each, one necklace of the value of fifteen dollars, two finger rings of the value of ten dollars each, two earrings of the value of five dollars each, one cuff button of the value of five dollars, one pocket-knife of the value of two dollars and one collar-button of the value of one dollar,

of the goods, chattels and personal property of one Mary Goldstein

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

August Elder

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

The said August Elder

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

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

of the goods, chattels and personal property of one Mary Goldstein

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

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

August Elder

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.

0267

BOX:
475

FOLDER:
4349

DESCRIPTION:
Elwowsky, Samuel

DATE:
04/06/92

4349

50. Indictment
Dismissed April 8th 1892

Counsel, [illegible]

Filed 6 day of April 1892

Pleads, Not guilty

THE PEOPLE

vs.

Samuel Elworthy

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

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

S. W. Comstock
Foreman.

Indictment & Bail
decision two days
See Memo. attached
Apl 12/92 FM
Part 2.

Witnesses:

Minnie Linna
Officer Murphy
Alex Babinsky

From an examination of the within case, I am satisfied from the within affidavits and from like information received from Officer Murphy I am satisfied that it is a case of mistaken identity and therefore recommend the dismissal of the within indictment.
Apr 12/92 Barton J. Hayes
ADA.

0269

POOR QUALITY ORIGINAL

Police Court 1st District. Affidavit—Larceny.

City and County of New York, } ss:

Timothy Quinn

of No. 578 West 39th Street, aged 13 years, occupation Errand Boy being duly sworn, deposes and says, that on the 13th day of March 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:

Forty three yards of Striped Linen Goods

Being together of the Value of Thirty 02 Dollars

the property of Le Boutillier Bros Essex St

and in the custody of

Deponent and that this deponent has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen and carried away by Samuel Glusansky (Crowbar) for the reasons following to wit on said day deponent was in the employ of Le Boutillier Bros and was returning to the said firm with said property and when deponent was in front of 61 First 13th with said property said defendant stopped deponent and asked him if he would take a small package up stairs to Fields Grocery store and get a receipt for the same and that he said defendant wanted keep his deponents bundle until he deponent came down stairs deponent gave said defendant the part bundle containing said property

4759

Sworn to before me, this 13 day of March 1892

Police Justice.

and to or his (defendants) hereafter upon stand and when he returned he found said defendants gone and said property missing. Deponent further says that he fully identifies said defendants as the persons he saw on said day and that he stole and carried away said property and he charges him with the larceny aforesaid.

Sworn to before me this 31st day of March 1[illegible]

Timothy Quinn

[illegible]
Police Justice

0271

Sec. 198—200.

1 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

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

Question. What is your name?

Answer. Samuel Elwowsky

Question. How old are you?

Answer. 20 years.

Question. Where were you born?

Answer. Russia

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

Answer. 242 Monroe St 4 years

Question. What is your business or profession?

Answer. Watchmaker

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

Samuel Elwowsky.

Taken before me this 1 *day of* September *188*9

Police Justice.

0272

Police Court— 1 District.

THE PEOPLE &c.,

ON THE COMPLAINT OF

Charlotte Thomas

No. 598 Pacific St

1 Samuel Schwartz

2

3

4

Offense Grand Larceny

Dated March 31 1892

Magistrate.

Murphy

Officer.

Precinct.

Witnesses Alexander Palmer

No. 215 Livingston Street.

Marie Lapera

No. 230 Baxter Street.

No. Street.

No. Street.

$ 1000 Bail

RECEIVED, DISTRICT ATTORNEY'S OFFICE. APR 4 1892

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, March 31 1892 — Police Justice.

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

Dated, March 31 1892 — 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.

State of New York
City and County of New York ss

Henry P. Wilkinson of No. 7th Avenue and 12th Street South Brooklyn N.Y. being duly sworn says that he is the foreman of the Ansonia block Co at the City of Brooklyn and that he knows "Samuel Blowosky" that the said Blowosky has been employed by and has worked for the Ansonia Company continuously for the last eight months. that department keeps the record and time and an account of the work done by the employees of said Company and knows of his own knowledge that the said Blowosky has worked every day since the first of January 1892. and did a full day's work every day. deponent further says that he has personally examined the record and time book for the 12th day of March 1892. and can positively say that that the said Blowosky worked on that day from 7 o'clock A.M. until 5 o'clock P.M. that he did a full day's work. and was paid for the same. Henry P. Wilkinson

Sworn to before me this 12th day of April 1892.
[illegible]

City and County of New York ss

William H. Meeker being duly sworn says that he is the time keeper of the Ansonia Clock Co. Cor. 7th Avenue and 12th Street in city of Brooklyn, and that he knows "Samuel Blowowsky, and knows that he has worked continuously for the said Company for the last eight months. Deponent further says that the said Blowowsky has worked every working day in said Company's shop since the first day of January 1892. Deponent has examined the time book and record of the work of said Blowowsky and can say positively that the said Blowowsky was working in the shop on the 12th day of March 1892 and worked a full day and was there from 7 o'clock A.M. until 5 P.M. and was paid for the same

W. H. Meeker

Sworn to before me this 12th day of March 1892

Louis Bohaus
Commr of Deeds

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Samuel Elwowsky

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

The said Samuel Elwowsky

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

forty-three yards of cloth of the value of seventy-five cents each yard

of the goods, chattels and personal property of one George Le Bontillier

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.

0277

BOX:
475

FOLDER:
4349

DESCRIPTION:
Engstrom, Ernest

DATE:
04/01/92

4349

No 186

Counsel,

Filed 1 day of April 1892

Pleads, Not Guilty (H)

THE PEOPLE

vs.

Ernest Engstrom

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

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

Foreman.

April 7/92

Sentenced

S. P. 4 yrs

Witnesses:

Elsie Johnson

Chas. Nirlander

47

The People vs. Ernest Engstrom

Court of General Sessions Part I
Before Judge Cowing. April 7. 1892.

Elise Johnson, sworn and examined, testified: I live at No. 42 West Forty Fifth Street. I am a domestic. I know the defendant. Did you give him any money on the 19th of last March — you gave him some money? Yes, it was the 19th of March How much money did you give him? One hundred and ten dollars. Did you give it to him in cash or in a check? In cash. Where did you give it to him? I gave it in the basement of No. 42 West Forty Fifth Street in this city. That is where you were employed, was it? Yes sir. I asked him to carry it over to my friend, Charles Norlander. He said he would bring it. There was nothing else said. I gave him the money. Did you learn later on that the money had not been delivered? Yes. I did not see the defendant before he was arrested. You had no opportunity to talk to him after he left that day did you? No sir.

Cross Examined. I am sure that I gave him money to bring to my friend. Did you ever talk with this man about his borrowing any money from you? No. Quite sure of that? Yes. Where is this friend of yours? He is in Court. Was Mr. Norlander

in the Penitentiary? Yes sir. In Brooklyn at that time? Yes sir. Was it not ten dollars that you sent? No, one hundred and ten dollars; it was my money. You gave it to this man to bring over to him who was in trouble? Yes.. You swear that you did not lend this defendant one hundred dollars and also tell him to take ten dollars over to your friend in Brooklyn? No sir, I gave him one hundred and ten dollars.

Charles Nolander, sworn and examined. Are you the Nolander referred to by Elise Johnson as being in Brooklyn on the 19th of March last? Yes, I am. Did you receive $110 from this defendant? No. You were expecting some money were you not? I was. I expected one hundred and ten dollars. You never received it? No sir.

Cross Examined. How much did you receive? I received nothing. Did you not receive ten dollars? No. You were in trouble. I believe in Brooklyn? Yes. You wanted this money to get out of trouble? Yes. You never got it? No.

Michael F. Shelly sworn and examined. Did you make the arrest of this defendant? Yes. The case was reported to me on the 21st. I arrested the defendant on the 30th of March, the date of the commitment. I

arrested him on the corner of Thirty first street and Third avenue. I had no warrant for him but I had been looking for him before that. I told him about the charge; he told me that he had lost the money in a saloon in the Bowery; he admitted taking it; he said he spent it and lost some of it; he admitted taking the money. Did he say anything about the complainant loaning him a hundred dollars? No.

Ernest Engstrom, sworn and examined in his own defence testified. Do you know the lady who was on the stand a few minutes ago? Yes. On the 19th of March did you get any money from her? Yes sir. How much did you get? One hundred and ten dollars. Did you have a talk with her at that time, at the time you got it, did she speak to you? Yes. Tell the jury what you said and what she said? I had been there three or four days before asking her if she could lend a hundred dollars for Mr. Nolander; he was in the Brooklyn penitentiary. I came down to the lady and asked her if she can lend a hundred dollars to take him out. She said, I have no money now, come back. Do you want to come back Saturday? I will see if I can do that. I came back Saturday

She told me to go in the basement and sit down, she would go to the bank to take out some money. The lady came back; she gave me one hundred and ten dollars. That was to take over to Brooklyn to pay this other man's fine one hundred dollars or one hundred days? I told her I wanted the money to pay for Mr. Salander. I told her I would pay the money back, a couple of dollars every week. She gave me the $110 and I went over to Brooklyn: I sent ten dollars to the Penitentiary. Tell the jury what you did with the rest? I was in the Police station; I wanted to pay the hundred dollars for Mr. Salander; the Police Captain told me it was too late that night; he told me to come back Monday morning. I went back to New York. I went up the Bowery Sunday and on Monday I lost sixty dollars in the saloon and the other forty dollars I spent: I was not gambling I guess somebody took it out of my pocket. She loaned me the money. She knew my friend who was in the penitentiary two years and a half.

The jury rendered a verdict of guilty. The defendant was sent to the State prison for four years.

Testimony in the case of Ernest Brighton filed April 1892

0284

Police Court 4 District.

Affidavit—Larceny.

City and County of New York, } ss:

Elise Johnson

of No. 42 West 45 Street, aged 25 years, occupation Domestic being duly sworn, deposes and says, that on the 19 day of March 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:

Good and lawfull money of the United States Issue & the Commonwealth of One hundred & ten dollars

$ 110.00/100

the property of deponent

and that this deponent has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen and carried away by Ernest Engstrom (worker) from the place on said date said defendant was entrusted with said money to be given to one Carl Arlander. Said defendant has since failed to deliver said money to said Arlander. Deponent caused the arrest of said defendant by Officer Mushers & Shelly of the 33 Precinct. Said defendant admits and confesses that he did appropriate the said money for his own use and benefit

Elise Johnson

Sworn to before me this 20 day of March 1892

Police Justice.

4759

0285

(1335)

Sec. 198—200.

C District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

Ernst Engstrom 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. Ernst Engstrom

Question. How old are you?

Answer. 23 Years

Question. Where were you born?

Answer. Sweden

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

Answer. 430 3 Avenue. 6 months

Question. What is your business or profession?

Answer. Painter

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

Answer. I have nothing to say
Ernst Engstrom

Taken before me this 30 *day of* May 1897

Police Justice.

0286

359
1384

Police Court--- 4 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Chas. Gottman
[illegible]
Michael Engelmann

1 Chas. Gottman
2
3
4

Offense Grand Larceny

Dated, Nov 30 1892

Mitchell Magistrate.

M. Kelly Officer.

23 Precinct.

Witnesses Chas. Gottman Officer

BAILED,

No. 1, by ..... Street.

Residence ..... Street.

No. 2, by ..... Street.

Residence ..... Street.

No. 3, by ..... Street.

Residence ..... Street.

No. 4, by ..... Street.

Residence ..... Street.

No. ..... Street.

Chas. Gottman

No. 238 Greene Street.

No. ..... Street.

No. ..... Street.

$ 1000 to answer

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 Chas Gottman

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, Nov 30 *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.*

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

Ernest Engstromm

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this indictment, accuse Ernest Engstromm

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

The said Ernest Engstromm

late of the City of New York in the County of New York aforesaid, on the 19th day of March 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 fifty-five 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 fifty-five dollars; divers United States Silver Certificates, of a number and denomination to the Grand Jury aforesaid unknown, of the value of fifty-five dollars; divers United States Gold Certificates, of a number and denomination to the Grand Jury aforesaid unknown, of the value of fifty-five dollars; divers coins of a number, kind and denomination to the Grand Jury aforesaid unknown, of the value of fifty-five dollars

$110.00

of the goods, chattels and personal property of one Elise Johnson 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.

0288

BOX:
475

FOLDER:
4349

DESCRIPTION:
Ennis, James

DATE:
04/06/92

4349

Witnesses:

I recommend that the plea of Petit Larceny be accepted

W. Lynn
Asst. D.A.
4/7/92

45

Counsel,

Filed 6th day of April 1892

Pleads,

THE PEOPLE

vs.

James Ennis

Grand Larceny, Second Degree
[Sections 528, 529, Penal Code.]

Not Guilty

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

S. W. Comstock
Foreman.

April 7/92

Plead N.G.

Pen 8 mos.

Witnesses:

I recommend that the plea of Petit Larceny be accepted

W. Lyons
April 9 a. m. 92

45

Counsel,

Filed 6th day of April 1892

Pleads,

THE PEOPLE

vs.

James Ennis

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

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

S. W. Comstock
Foreman.

April 7/92

Plead N.G.

Pen 8 mos.

Police Court 1 District. Affidavit—Larceny.

City and County of New York, } ss:

Fred J. McAllan

of No. 344 Central Avenue Brooklyn ~~Street~~, aged 17 years, occupation Driver of Express wagon being duly sworn, deposes and says, that on the 28th day of March 1895 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 suit of clothes of the value of Thirty dollars

the property of Dresden Match Box Company of Newark N.J. left in deponents charge and 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 James Curry

now here I first see the last that deponent had said property in an express wagon standing in Murray Street on said date that said property was stolen from deponents wagon and subsequently the defendant was arrested with said property in his possession

F. McAllan

Sworn to before me, this 29 day of March 1895

Police Justice.

4759

0292

CITY AND COUNTY OF NEW YORK, } ss.

POLICE COURT, 1 DISTRICT.

James Malley

of No. 17th Precinct Street, aged 42 years,

occupation Policeman being duly sworn deposes and says,

that ~~on the day of 188~~

~~at the City of New York, in the County of New York,~~ James Ennis

now here be arrested on a charge of larceny. Deponent prays that the said Ennis be committed for twenty four hours to enable him to procure further evidence.

James Malley

Sworn to before me this 20 day of March 1887

Police Justice.

POLICE COURT

0293

Police Court, 1 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

James Ennis

AFFADAVIT.

Larceny

Dated March 28 1892

Duffy Magistrate.

Officer.

Witness,

Disposition,

Et. Mar 29th 1892. G. 30

0294

Sec. 198—200.

/ District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

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

Question. What is your name?

Answer. James Ennis

Question. How old are you?

Answer. 24 years

Question. Where were you born?

Answer. US

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

Answer. 456 Pearl

Question. What is your business or profession?

Answer. Truck driver

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

Answer. I am not guilty

James Ennis

Taken before me this 24 *day of* March 1897

[illegible] *Police Justice.*

0295

Police Court--- District.

1384

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Ted Mahan
344 Christopher St
Felix Conrad

1.
2.
3.
4.

Offense Grand Larceny

Dated March 29 1892

Magistrate.

Officer.

Precinct.

Witnesses Call Officer

No. Street.

No. Street.

No. Street.

$ 500 to answer G. L. Sp

Committed

BAILED,

No. 1, by Residence Street.

No. 2, by Residence Street.

No. 3, by Residence Street.

No. 4, by Residence Street.

RECEIVED MAR 31 1892 DISTRICT ATTORNEY'S OFFICE.

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, March 29 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.

0296

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

James Ennis

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

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

one coat of the value of fifteen dollars, one vest of the value of seven dollars, one pair of trousers of the value of eight dollars

of the goods, chattels and personal property of ~~one~~ a corporation known as the Dresden Watch Case Company

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

The said James Ennis late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, one coat of the value of fifteen dollars, one vest of the value of seven dollars and one pair of trousers of the value of eight dollars of the goods, chattels and personal property of ~~one~~ a corporation known as the Dresden Watch Case Company by a certain person or persons to the Grand Jury aforesaid unknown, then lately before feloniously stolen, taken and carried away from the said Corporation unlawfully and unjustly did feloniously receive and have; the said James Ennis 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.

0298

BOX:
475

FOLDER:
4349

DESCRIPTION:
Ennis, Michael

DATE:
04/20/92

4349

225

Counsel,

Filed 20 day of April 1892

Pleads,

THE PEOPLE

vs.

Michael Ennis

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

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

Foreman.

Witnesses:
Michael Nulin
Officer Hall

On examination of the officer in this case I ascertain that the prisoner has been before the courts and that the defendant's character is good

Part 3. May 9/92
Pleads Petit Larceny
30 days C.P.
May 9. 1892.

City and County of New York, S. S.

Robert Jones, being duly sworn says: I reside at No. 321 Stanton Street, this City. I am in the Charcoal business. I known Michael Ennis for the past Ten(10) years. Dyring that period I have had accasion to come in contact with him in various business matters; and he has often worked for me on odd jobs as a tinsmith. I have always known him to be a good and lawabiding citizen, and have never heard anything concerning his habits to the contrary. During the time that I have known him he has been a hardworking and industrious young man.

Sworn to before me this 12th day of May 1892.

Robert Jones

Julius Schwarzwolf
Notary Public
New Co

City and County of New York, S. S.

CHARLES STONEBRIDGE, being duly sworn, says: I am in the Butcher business for myself, and reside at No. 236 Sixth Street, this City. I know Michael Ennis for the past nine (9) years, during that time he has worked for me at different times as tinsmith. I have always known him to be a good and lawabiding Citizen and have never hear anything to the contrary. I have had occasion to see him very frequently during that time and know that he is a hardworking and industrious man.

Sworn to before me this
I2th day of May, I892.

Julius Schwarzwalt
Notary Public
Kings

Charles F. Stonebridge
236 Sixth Str N.Y.

0302

City and County of New York, S. S.

JOSEPH BLACKGROVE, being duly sworn says, I am a Decorator by occupation, and reside at No.23I Sixth Street, this City. I know Michael Ennis for the past nine (9) years, during that time he has worked for me at different times as a tinsmith. I have always known him to be a good and lawabiding Citizen, and have never heard anything to the contrary. I have had occasion to see him frequently during that time, and know that he is a hard-working and industrious man.

Sworn to before me this
I2th day of May I892.

Joseph F Blackgrove

G W Ennman
Notary Public
(32) N Y Co

City and County of New York, S. S.

SAMUAL BERNARD, being duly sworn, says: I am a manufacturer of waiter's jackets and do business at 202 and 204 Fifth Street. I am acquainted with Michael Ennis, for the past four years. During that time he has worked for me as a tinsmith. I have always known him to be a good and wellbehaving young man and I have never heard anything to the contrary. I have had occasion to see him frequently during that time and know that he is a hard-working and industrious man.

Sworn to before me this 12th day of May, 1892. } Samuel Bernard

Julius Schwarzwolf
Notary Public
New York

General Sessions

The People vs.

Michael Evans

Affidavits

Rorisch & Fennel
Dep'ty Atty's
280 Broadway
N.Y.

State of New York
City & County of New York } ss:

Michael Nolan

being duly sworn says that he is the complainant in the case of the People vs. Michael Ennis; that he knows nothing further about the case than that his wagon was found in the possession of said Michael Ennis; that he has no desire to prosecute said Michael Ennis & that in view of his previous good character and the parents of said Ennis being respectable people he joins in the application for the clemency of the Court in his behalf.

Michael Nolan
Michael Nolan

Sworn to before me this 12th day of May 1892
William Roesch
Notary Public
N.Y.Co. (36)

STATE OF NEW YORK.

CITY AND COUNTY OF NEW YORK, S. S.

PATRICK S. HARE, being duly sworn says: that he resides at No. 226 Sixth Street in the City of New York; and is in business at No. II Third Avenue, for himself. That he knows Michael Ennis for four years past, that he is acquainted with his parents and that they reside on the same block with deponent. That during these four years said Michael Ennis has been a peaceable and law-abiding young man and has been working for his father who is a roofer and tinsmith; and said Michael Ennis has frequently done jobs in that line for deponent, and deponent believes said Michael Ennis to be a young man of good character and industrious.

Sworn to before me this
9th day of May, 1892.

William H. Geiger

Patrick S. Hare

STATE OF NEW YORK,

CITY AND COUNTY OF NEW YORK, S. S.

JAMES RYAN, being duly sworn says: That he resides at No. 223 Sixth Street in the City of New York, and is a Merchant Tailor by occupation and does business at No. 223 Sixth Street. That he knows Michael Ennis for five years past and is also acquainted with the parents of said Michael Ennis, who reside on the same block with deponent. That said Michael Ennis to the knowledge of deponent has never before been in any trouble and is an industrious and well-behaving young man.

Sworn to before me this
9th day of May, 1892.

James Ryan

William H. Gaegle

GENERAL SESSIONS.

The People &c.,

-vs-

Michael Ennis.

AFFIDAVITS.

Roesch & Fennel,
Defendant's Attys.
280 Broadway,
N. Y. City.

filed May 13/92

0309

POOR QUALITY ORIGINAL

Police Court— 3rd —District.

Affidavit—Larceny.

City and County of New York, } ss.

Michael Nuhn

of No. 227 Fifth Street, aged 25 years,

occupation Iron Work being duly sworn

deposes and says, that on the 24 day of Dec 18 9 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 Single truck of the value of about Two Hundred dollars

the property of August Stohracker and Ephraim

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 Michael Ennis (now here) And Albert Geerlack not now arrested while acting in concert with each other from the fact that deponent was informed by Officer Samuel Hall of the 11th Precinct that he found the said truck in the possession of the defendant Ennis on the corner of Ludlow and Rivington Streets, said defendants offering the said truck for sale to a man by the name of Hartman Marsden deponent has since been shown said truck and identified the same as the property taken stolen and carried away from in front of the above described premises Michael Nuhn

Sworn to before me, this day of 18

John Keenan Police Justice.

0310

CITY AND COUNTY OF NEW YORK, } ss.

Samuel Hall

aged 25 years, occupation Police Officer of ~~No.~~ 11th Precinct Police Street, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of Michael Nolan and that the facts stated therein on information of deponent are true of deponent's own knowledge.

Sworn to before me, this 25 *day of* Dec 1890, } Samuel Hall

John Ryan *Police Justice.*

(8692)

0311

POOR QUALITY ORIGINAL

3

District Police Court.

Sec. 198—200.

CITY AND COUNTY OF NEW YORK, } ss.

Michael Ennis 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. Michael Ennis

Question. How old are you?

Answer. 20 years

Question. Where were you born?

Answer. New York City

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

Answer. 218 Sixth St & Martha

Question. What is your business or profession?

Answer. Roofer

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

Answer. I am not guilty I was intoxicated at the time I dont know anything about it

Michael Ennis

Taken before me this 3 *day of* 1887 188

Police Justice.

BAILED,

No. 1, by Robert Jones

Residence 321 Stanton Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

1579

Police Court--- 3 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Michael Nuhn

227 vs. 6th Div

1 Michael Ennis

2

3

4

Offence Grand Larceny

Dated Dec 25 1891

Ryan Magistrate.

Jno Hall Officer.

11 Precinct.

Witnesses Caleb Offman

No. Street.

Herman Wander

No. 181 Christie Street.

No. Street.

$ 1000 to answer G. S.

Bailed

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 [illegible] *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 Dec 25 18 [illegible] *Police Justice.*

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

Dated 18 *Police Justice.*

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

Dated 18 *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

Michael Ennis

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

The said Michael Ennis, late of the City of New York, in the County of New York aforesaid, on the 24th day of December in the year of our Lord one thousand eight hundred and ninety-one, at the City and County aforesaid, with force and arms, one vehicle, to wit: one truck of the value of two hundred dollars

of the goods, chattels and personal property of one August Strohacker

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.

0314

SECOND COUNT—

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

Michael Ennis

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

The said Michael Ennis

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

one vehicle, to wit: one truck of the value of two hundred dollars

of the goods, chattels and personal property of one August Strohaecker

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

unlawfully and unjustly did feloniously receive and have; the said

Michael Ennis

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.

0315

BOX:
475

FOLDER:
4349

DESCRIPTION:
Ernst, Leopold

DATE:
04/22/92

4349

268

Max Steinert

Witnesses:

John Grambinger

Counsel, Berlinger

Filed 22 day of April 1892

Pleads, Mynuth 25

THE PEOPLE

vs.

Leopold Ernst

Assault in the Second Degree.
(Section 218, Penal Code.)

DE LANCEY NICOLL,
District Attorney.

May 3/92 - V. & D.
May 5/92 V. & D.

A TRUE BILL.

Chas. H. Isham
Foreman.

Part 3. May 5/92
Tried & Convicted
Assault 3d deg.
with recommendation to mercy
Mo 750
May 6/92

Court of General Sessions

The People &c
— against —
Gottfried Ernst.

City and County of New York ss:

Theresa Ernst being duly sworn
do depose and say I reside at No 110 E. 1st avenue
in this City; where my husband the defendant has
been engaged in keeping a Lager Beer Saloon and
boarding, for the past year and a half. I was
married to the defendant during the year 1874
in this City and during and since that time
have always lived in said City, my said
husband was never before arrested charged
with the Commission of any crime, save and
except upon one occasion, which was for an
alleged violation of Excise law. I have never
known my husband the defendant to have
previous to the occasion upon which he is
charged in this action, with having assaulted
or in any wise attacked any person
in his Saloon or Elsewhere — he have only
one child, a daughter, who was present and
in Court and testified on behalf of the
defendant,

Deponent further says, she was present

at the time the assault which the complainant alleges was committed upon by the defendant and that if the defendant was injured, the deponent is unable to see how her husband is charged with the same — that the complainant took the gun from the counter — and that the defendant did not strike him with the beer glass —
My husband with whom I have lived happily and contented for the past 20 years, has to my knowledge never abused, man, woman, child or beast

Sworn to before me this 15th day of May 1892 — Emma Ewell

Stet — Vacatur
May 7th 1892

N.Y. General Sessions

The People
&c
— vs —
Leopold Smith

City and County of New York ss:

Reinhard Hesche being duly sworn says, I keep a saloon at No 647 — 1st Ave in this City; also keep his barber. I know the defendant for the past 12 years, and during that period have seen him very often - I never heard or knew of his having trouble with any one, prior upon the present charge — Others and myself who know the defendant have also looked up to the defendant as an honorable and quiet citizen of this community.

Sworn to before me this 6 day of May 1897
Phil Waldheimer Notary Public
N.Y. Co

Reinhard Hesche

M.f. General Sessions.

The People
&c
vs.
Leopold Ernst

City and County of New York ss:

Frank Reuter being duly sworn says I reside at No 1104 - 1st ave this City - where I carry on the butter and Egg business. I have been located at this stand for the past 3 years. - I know the defendant for the past seven or eight years - and during that time have always looked upon the defendant Ernst as a quiet and peaceable citizen, and those whom I know of his acquaintances and friends, have always so regarded him - I never knew or heard of his having any trouble with any one - and his place of business has at all times been orderly and conducted in a decent and respectable manner.

His wife and daughter

assist him in his labors of carrying on the beer saloon and boarding house at No 1105 - 1st Ave - this City.

Sworn to before me this 6 day of May 1892
Abel Waldheimer
Notary Public
Cook Co (19)

Frank Reuter

N.Y. General Term

The People
vs
— app —
Leopold Ernst

Affidavits

Jacob Berlinger
Atty for Deft
22 Chambers St
N.Y.

N.Y. General Term

The People
vs
— app. —
Leopold Ernst

Affidavits

Jacob Berlinger
Atty for Deft
22 Chambers St
N.Y.

0324

Police Court— 4 District.

City and County of New York, } ss.:

John Graubinger

of No. 1189 First Avenue Street, aged 33 years,

occupation brewer being duly sworn

deposes and says, that on the 27th day of February 1892 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by Leopold Ernst (now here) who struck deponent a blow on the head with a glass which said Ernst then and there held in his hand

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 28 day of February 1892 } Johann Graubinger

Police Justice.

0325

Sec. 198—200.

X District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

Leopold Ernst 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. Leopold Ernst

Question. How old are you?

Answer. 47 Years

Question. Where were you born?

Answer. Germany

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

Answer. No 1105 - First Avenue - 1 year

Question. What is your business or profession?

Answer. Saloonkeeper

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.

Leopold Ernst

Taken before me this 28 *day of* February 1887

Police Justice.

0326

Police Court--- 4 **District.**

239

1332

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Mrs Laughlin 11 89 1st St.

1. Leopold Ernst

2.

3.

4.

Offense: Assault

Dated, February 28 189 2

Hogan Magistrate.

Officer.

Precinct.

Witnesses

No. Street.

No. Street.

RECEIVED FEB 29 1892 DISTRICT ATTORNEY'S OFFICE.

BAILED,

No. 1, by Thos Noer

Residence 110 E 18th Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

No. Street.

$ 500 to answer

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, February 28 *189* 2 *Police Justice.*

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

Dated, February 28 *189* 2 *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.*

0327

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Leopold Ernst

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

Leopold Ernst

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

The said Leopold Ernst

late of the City and County of New York, on the 27th day of February in the year of our Lord one thousand eight hundred and ninety-two, at the City and County aforesaid, in and upon one

John Grabinger

in the peace of the said People then and there being, feloniously did wilfully and wrongfully did make an assault; and the said Leopold Ernst

with a certain glass which he the said Leopold Ernst in his right hand then and there had and held, the same being then and there a weapon and an instrument likely to produce grievous bodily harm, him, the said John Grabinger then and there feloniously did wilfully and wrongfully strike, beat, cut, bruise 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.

De Lancey Nicoll,
District Attorney

0328

BOX:
475

FOLDER:
4349

DESCRIPTION:
Ewers, Ferdinand N.

DATE:
04/29/92

4349

378.

489

Witnesses:

George S. Edgell
Corbin Banking Co
192 Broadway

Counsel,

Filed 29 day of April 189 2

Pleads,

THE PEOPLE

vs.

Ferdinand N. Evers
(4 cases)

Grand Larceny, 1st Degree.
[Sections 528, 530, Penal Code.]

Crim'd May 19/92

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

Thos. H. Isham
Foreman.

May 20/92

Plead G. Guilty
8 yrs S.P.

May 27/92

29

The Corbin Banking Company
192 Broadway and 11 John Street,
New York, Oct. 15, 1896.

Elevator 11 John St.

Hon. Henry W. Unger,
District Attorney's Office,
City.

Dear Sir:-

Acknowledging your letter of the 14th, in answer to your enquiry, we beg to advise you that we are not familiar with the form in which Ferdinand Ewers' wrongdoing came before the courts, whether on indictment for burglary, larceny, or forgery; the facts being that Ewers, who was a clerk in the employ of this Company prior to his absconding, had been guilty of forgery and larceny, by which the bank and several of its customers had been defrauded of a large sume of money, amounting to more than $24,000. Besides the particular depredations on the bank, he had gone outside to persons dealing with us, and had obtained money from them by false representations and forgery. On the day on which he absconded, he broke the lock of the private safe in the bank, and took therefrom the sum of $11,355.32 in currency, with which he disappeared. He was apprehended in hiding some weeks later, and a sum of $10,015, a part of the currency stolen, was found on his person, which was turned over to the District Attorney, and subsequently handed by him to Mr. Edgell.

Mr. John D. Lindsay was the gentleman having charge of the matter for your office.

In addition to these offences, he was prosecuted by a jeweller named C. K. Colby, in this building, for larcency of a diamond, or jewelry of some sort, which he obtained immediately before leaving The property referred to in your letter consisted of premises at Morris Park, Long Island, which Ewers had transferred to his wife before absconding, and which she conveyed to Mr. Wheeler (then of this Company) subject to a mortgage on which interest and principal were in arrears, and which was afterwards foreclosed and resulted in a deficiency judgment of about $1700. We do not know why the District Attorney was not informed of all these facts in 1894. At the time you refer to we were not asked for any information, and have no knowledge of any of the obligations to which you refer; but with regard to the money stolen from the safe, as above stated, it was returned to us through the District Attorney's office, and you will doubtless find our receipt in your files.

Yours respectfully,

The Equitable Life Assurance Soc. of the U.S.

File with the papers in the case of

The People

vs

Ferdinand N. Ewer

G.J.

Sentenced May 20/92

To 8 yrs.

by Judge Gildersleeve

filed Apl 29/92

0333

Court of General Sessions,
Judge's Chambers,
32 Chambers Street.

New York, Oct 19th 1896

[illegible],

I have no information personally regarding the statements of the learned District Atty. but am informed that they have been all verified by him and if they are such as appeal to the merciful

conversation of your
Secretary, I have
no objection to urge.

0335

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

Ferdinand A. Ewers

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this indictment, accuse Ferdinand A. Ewers —

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

The said Ferdinand A. Ewers, —

late of the City of New York in the County of New York aforesaid, on the twenty-fifth 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, 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 eleven thousand, three hundred and fifty five — 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 eleven thousand three hundred and fifty five — dollars; divers United States Silver Certificates, of a number and denomination to the Grand Jury aforesaid unknown, of the value of eleven thousand three hundred and fifty five — dollars; divers United States Gold Certificates, of a number and denomination to the Grand Jury aforesaid unknown, of the value of eleven thousand three hundred and fifty five — dollars; and divers coins of a number, kind and denomination to the Grand Jury aforesaid unknown, of the value of ten dollars,

#11355.

of the goods, chattels and personal property of one Austin Gordon, — 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.