

0000

BOX:

387

FOLDER:

3603

DESCRIPTION:

Smith, Bert O.

DATE:

02/26/90



3603

Bail fixed at
\$2500 RRR

Witnesses:

Ellen C. de la Hogue

Patrick Hughes

By consent of
the Met Atty the
bail is reduced
to \$1000
RRR
of

Bailed by
James O. Carpenter
Jeg At Marks Ave
First Avenue
Next Avenue
Next Avenue
Next Avenue

2444

Counsel, Dr. Lancy Chapell

Filed

26 day of

1890

Pleads, both Guilty

THE PEOPLE

vs.

A.A.D.

Bess O. Smith

(5 cases)

Small Larceny, 1st degree
(Sections 528 and 530 of the Penal Code)

May 12th indictment ASDP
JOHN R. FELLOWS,

District Attorney.

May 12th ASDP this indictment.

May 14th ASDP then to find

A True Bill. Consent

James W. Keene

Foreman.

Part II May 14/90

Reads Pet's Larceny.

May 14/90
W. J. Smith

0010

New York General Sessions.

PEOPLE ON MY COMPLAINT,
VERSUS

Burr O Smith

As complainant in the above case, I beg to recommend the defendant to such leniency and clemency as the Court and District Attorney may see fit to show; but I expressly assert that my reasons for so doing are not controlled by any advantage to myself. I am informed that the act for which the defendant was indicted, was the first offense ever committed by him. And I believe he is truly penitent. He comes of a good family & has always been a hard-working young man. He is the only son of his widowed mother and has a young wife dependent on him for support. Reputation has been made.

Sworn to before me Ella C. DeAngelis
this 14th day of May

1890

Wm J. Nicholson
Notary Public
N.Y.C.

Manager of

The Mutual War Co

0011

-----x
People of the State of New York,
 against
Burt O. Smith.
-----x

City and County of New York, ss:

HENRY C. BOWERS, being
duly sworn, deposes and says: I am in the wholesale dry
goods trade, and for the past twenty years have been connec-
ted with the house of Dunham, Buckley & Co.

I have known the defendant for the past three years,
during most of which time he has lived at my house with his
mother. I have had opportunities to observe his actions and
to know his character, and believe him to be at heart an hon-
est and industrious young man, who yielded to temptation from
necessity. He is wholly penitent, and I believe that if the
Court in its mercy shall suspend sentence upon him and give
him another chance that he will never commit an act of crime
again.

Sworn to before me this)
14th day of May, 1890.)

Charles
Notary Public,
N.Y.C.

Henry C. Bowers

00 12

COURT OF GENERAL SESSIONS OF THE PEACE.

The People of the State of New York

against

B u r t O . S m i t h

CITY AND COUNTRY OF NEW YORK, SS:-

JAMES O. CARPENTER, being duly sworn deposes and says:

I am the uncle of the above named defendant, and have known him all his life. I was formerly in the dry goods trade in New York, but am now retired from business. For during one and two years I had defendant in my employ and found him to be thoroughly honest, trustworthy and industrious. I have known of his employment in other large and respectable houses and have never heard of any complaint against him, either in respect to honesty or attention to business.

The defendant is about twenty two years old. He is the only son of his mother, who is a widow. He has been carefully brought up by her, receiving a good common school education and religious training. His family are throughout thoroughly upright and respectable people and this is the first offense ever heard of however remote.

About six months ago he married a young woman, 19 years of age, who is dependent upon him for support. For the past three months she has been, in ill health, confined to her bed.

When he brought his wife to New York some months ago

0013

he was in the enjoyment of a fair salary from the Watch Company where he was employed. Shortly after her arrival, however, his salary was reduced and he was put on commission where he could not earn as much as he previously received. The necessities of his wife constituted the temptation which induced him to commit the act of which he has been indicted. He did not take the money to spend in foolishness or in high living. From what I know of him I believe him to be honest at heart and truly penitent for what he had done. If the honorable court in the exercise of its mercy shall suspend sentence upon him I believe he will never again commit a criminal act and on behalf of his family I beg the Court to show him the mercy asked for.

I may add that restitution has been made to the Watch Company, who join in this application.

Sworn to before me this :

14th day of May 1890. :

C. V. Canabe

Notary Public,

N.Y.C.

James D. Carpenter

00 14

Leobee

B.C. Smith

appears to be
character

0015

Law Offices of
Whitehead & Lyon,
47 Broadway,

H. M. Whitehead.
George W. Lyon.

New York, Feb 12th 1890

Dear Mr Lindsay,

I submit an affidavit
in the matter of the charges of the
Mutual Watch Co. against Bert O. Smith.
It is I presume too diffusive for specific
complaint purposes, but it seems to me
that in any accusation laid before
the Grand Jury in this matter, it should
be precisely shown and charged that
the accused presented the alleged
fraudulent written evidence of ^{general} sales
to secure ^{the \$300} with ^{off watches & diamonds} ^{and} ^{upps} ^{thereon} and in his
representations he did secure from
the "managers" of the Company on
Jan'y 4th, the principal business man of
the Co. Mr. Costello - being at the time
absent ill with "la grippe" and in
the proceeds of which I understand
he got married ~~into~~ to a very respectable
young lady; thereby doubly a scoundrel.

Very truly yours
Wm J. Nicholson, Atty
with Whitehead & Lyon, 47 Broadway

00 16

THE MUTUAL WATCH CO.

INCORPORATED UNDER THE LAWS OF NEW YORK.

196 BROADWAY,

New York, Feb 8th 1890

Mr. J. Nicholson Esq
Dear Sir

Mr. Hughes' report
reads as follows: L. Carter 110 Lorimer
St Bklyn; no such address, Broadway
dividing the numbers of that street, from
92 to 120.

George Winters 40 Manhattan Ave
This place is a vacant lot. —

Mrs A Ball 109 Oakland St, not
known, only approximate numbers
being 105, 113, 125.

It again 76 Van Cott Ave Bklyn. Vacant
lots, no numbers between 66 & 110.

Hughes full name is Patrick Hughes
Mrs D. is Ella Cordelia De Angelis
Enclosed find the cash. True

0017

COUNTY OF NEW YORK, ss.

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

An indictment having been found on the 26th day of February
18 90; in the Court of General Sessions of the Peace of the County of New York,
charging Bert O. Smith

with the crime of Forgery in the second degree

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

New York City, the 26th day of February 189 0

By order of the Court,


Clerk of Court.

0018

Catskill Apr 1879
The within warrant
May be executed
in Green County
J B Sage
Police Justice

New York General Sessions of the Peace.

THE PEOPLE
OF THE STATE OF NEW YORK,
against

Bert O. Smith

BENCH WARRANT FOR FELONY.

Issued

March 4th 1890

Ses

William J. Nicholson, Atty
(with Whitehead & Syon) 47 Broadway

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

0019

Law Offices of

Whitehead & Lyon,

No. 47 Broadway,

H. M. Whitehead.
George W. Lyon.

New York, April 21st 1890

Hon. John R. Fellows,
District Attorney

Dear Sir:

The bearer, Mrs. Anna L. Smith, is the mother of a young man now in the Tombs, under indictments for defrauding the Mutual Watch Company, and as Mrs. Smith is a widow and I am advised the prisoner's young wife is dangerously ill, my sympathies and that of Mr. Costello, Priest of the Co. have been appealed to. I do not wish to go into details of this offence, but as in any event his mother proposes to aid the Company in recovering its property and indemnify it for any losses through her son, as we understand it is his first false step, we cheerfully recommend at her request to give her this letter to you with a view of having the young man released on bail, same to be fixed at such moderate amount as her influence can command and your considerations.

Very truly yours
Wm. D. Nichols, Atty.
with Whitehead & Lyon

0020

N. B.-You are requested not to give up the Watch to any one unless he returns this receipt which you have signed.

1772
This is to certify that I have this day received of Jan 4 1890
CO., One 14K Gold Watch, Case No. 34130, Movement No. 3612266
valued at \$65.00, which I agree to use as a sample, and hereby promise
to return on demand.

Name, V. H. Smith

Address, _____

Witness, _____

SEAL.

002.1

N. B.-You are requested not to give up the Watch to any one unless he returns this receipt which you have signed.

698

Jan 4

18

This is to certify that I have this day received of **THE MUTUAL WATCH CO.**, One Watch, Case No. 176633, Movement No. 3867246 valued at \$ 40.00, which I agree to use as a sample, and hereby promise to return on demand.

Name, R. O. Smith

Address, _____

Witness, _____

SEAL.

N. B.-You are requested not to give up the Watch to any one unless he returns this receipt which you have signed.

1076 1/2

Jan 4th

18

This is to certify that I have this day received of **THE MUTUAL WATCH CO.**, One diamond ring Watch, Case No. _____, Movement No. _____ valued at \$ _____, which I agree to use as a sample, and hereby promise to return on demand.

Name, R. O. Smith

Address, _____

Witness, _____

SEAL.

N. B.-You are requested not to give up the Watch to any one unless he returns this receipt which you have signed.

631

Dec 20th

18

This is to certify that I have this day received of **THE MUTUAL WATCH CO.**, One W-Burg Watch, Case No. _____, Movement No. _____ valued at \$ 40.00, which I agree to use as a sample, and hereby promise to return on demand.

Name, R. O. Smith

Address, _____

Witness, _____

SEAL.

N. B.-You are requested not to give up the Watch to any one unless he returns this receipt which you have signed.

1531

Jan 4

18

This is to certify that I have this day received of **THE MUTUAL WATCH CO.**, One Watch, Case No. 181839, Movement No. 3857421 valued at \$ 38.00, which I agree to use as a sample, and hereby promise to return on demand.

Name, R. O. Smith

Address, _____

Witness, _____

SEAL.

0022

N. B.-You are requested not to give up the Watch to any one unless he returns this receipt which you have signed.

2041

Jan 4th 18

This is to certify that I have this day received of **THE MUTUAL WATCH CO.,** One Watch, Case No. 266593, Movement No. 4128466 valued at \$ 33.00, which I agree to use as a sample, and hereby promise to return on demand.

Name, R. B. Smith

Address,

Witness,

SEAL.

N. B.-You are requested not to give up the Watch to any one unless he returns this receipt which you have signed.

705

Jan 4 18

This is to certify that I have this day received of **THE MUTUAL WATCH CO.,** One Watch, Case No. 205662, Movement No. 3269496 valued at \$ 38.00, which I agree to use as a sample, and hereby promise to return on demand.

Name, R. B. Smith

Address,

Witness,

SEAL.

N. B.-You are requested not to give up the Watch to any one unless he returns this receipt which you have signed.

1975

Jan 4th 1890

This is to certify that I have this day received of **THE MUTUAL WATCH CO.,** One Watch, Case No. 256067, Movement No. valued at \$ 38.00, which I agree to use as a sample, and hereby promise to return on demand.

Name, R. B. Smith

Address,

Witness,

SEAL.

duplicate

John Smith
Wm. Smith
J. Smith
J. Smith

SEAL.

Witness,

Address,

Name,

R. B. Smith

to return on demand.

valued at \$ 38.00, which I agree to use as a sample, and hereby promise

CO., One Watch, Case No. 204993, Movement No. 4503625

This is to certify that I have this day received of **THE MUTUAL WATCH**

18

Jan 4

N. B.-You are requested not to give up the Watch to any one unless he returns this receipt which you have signed.

0023

N. B.-You are requested not to give up the Watch to any one unless he returns this receipt which you have signed.

1881

Jan 4

18

This is to certify that I have this day received of **THE MUTUAL WATCH CO.**, One Watch, Case No. 260589, Movement No. 4230670 valued at \$ 3800, which I agree to use as a sample, and hereby promise to return on demand.

Name,

B. S. Smith

Address,

Witness,

SEAL.

N. B.-You are requested not to give up the Watch to any one unless he returns this receipt which you have signed.

1947

Jan 4

18

This is to certify that I have this day received of **THE MUTUAL WATCH CO.**, One Watch, Case No. 232255, Movement No. 404343 valued at \$ 3800, which I agree to use as a sample, and hereby promise to return on demand.

Name,

B. S. Smith

Address,

Witness,

SEAL.

N. B.-You are requested not to give up the Watch to any one unless he returns this receipt which you have signed.

722

Dec 30

18

This is to certify that I have this day received of **THE MUTUAL WATCH CO.**, One Gold filled Watch, Case No. 205408, Movement No. 3307024 valued at \$ _____, which I agree to use as a sample, and hereby promise to return on demand.

Name,

B. S. Smith

Address,

Witness,

SEAL.

N. B.-You are requested not to give up the Watch to any one unless he returns this receipt which you have signed.

#1833 ✓

Dec 21st

1889

This is to certify that I have this day received of **THE MUTUAL WATCH CO.**, One gold filled Watch, Case No. 247242 Movement No. 3698067 valued at \$ 38.00, which I agree to use as a sample, and hereby promise to return on demand.

Name,

Wm. H. H. H.

Address,

Ackers Ferry, Tenn.

Witness,

B. S. Smith

SEAL.

0024

N. B.-You are requested not to give up the Watch to any one unless he returns this receipt which you have signed.

1881

Jan 4 18

This is to certify that I have this day received of **THE MUTUAL WATCH CO.**, One Watch, Case No. 260589, Movement No. 230670 valued at \$ 3800, which I agree to use as a sample, and hereby promise to return on demand.

Name, B. B. Smith

Address,

Witness,

SEAL.

N. B.-You are requested not to give up the Watch to any one unless he returns this receipt which you have signed.

1764

Dec 30 18

This is to certify that I have this day received of **THE MUTUAL WATCH CO.**, One ~~Yale~~ Watch, Case No. 163302, Movement No. 3709357 valued at \$, which I agree to use as a sample, and hereby promise to return on demand.

Name, B. B. Smith

Address,

Witness,

SEAL.

0025

NOTICE.—Read this agreement before you sign it, as no statement, agreement or understanding, verbal or written, differing from this, will be valid.

THE MUTUAL WATCH CO.

No 2017

B.M. Cabes saloon
Collect Lorimer St + Van Cor Ave

Jan 3rd 1890

Geo Winters

This is to certify, That I, Geo Winters
have this day rented and received from THE MUTUAL WATCH CO., one watch
at the agreed value of thirty dollars for the use of which I agree to pay
said Company the weekly rent of one dollar in advance from
this date, or return said gold watch, forthwith, in case of default
in such payment, in good order (the necessary wear excepted), and I further agree not to remove from
No 40 Manhattan Street, City of Brooklyn, where I now
reside, without previously notifying said The Mutual Watch Co. Geo Winters

Witness,

T. B. Smith

Signed,

Geo Winters



In consideration of the renting of the foregoing, as aforesaid, which renting is done
at my instance, I hereby guarantee the prompt and full payment of all of the instalments of rent,
above mentioned, to THE MUTUAL WATCH CO., or their assigns.

Movement No. 4196925

Case No. 627655

L.P. 888

Address, _____ [SEAL.]

0026

NOTICE.—Read this agreement before you sign it, as no statement, agreement or understanding, verbal or written, differing from this, will be valid.

THE MUTUAL WATCH CO.

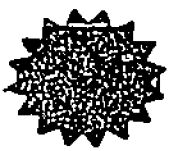
No. 2121 ✓

Collect at House
Dec 31st 1889

This is to certify, That I, H. Egan
have this day rented and received from THE MUTUAL WATCH CO., a watch
at the agreed value of thirty eight dollars, for the use of which I agree to pay
said Company the monthly rent of five dollars in advance from
this date, or return said Gold filled Watch, forthwith, in case of default
in such payment, in good order (the necessary wear excepted), and I further agree not to remove from
No. 76 Van Cortlandt Street, City of Brooklyn, where I now
reside, without previously notifying said The Mutual Watch Co. Greenpoint.

Witness, B. Smith

Signed, H. Egan



In consideration of the renting of the foregoing, as aforesaid, which renting is done
at my instance, I hereby guarantee the prompt and full payment of all of the instalments of rent,
above mentioned, to THE MUTUAL WATCH CO., or their assigns.

Movement No. 4203607

[SEAL.]

Case No. 215322

Address, _____

4 P-390

0027

NOTICE.—Read this agreement before you sign it, as no statement, agreement or understanding, verbal or written, differing from this, will be valid.

THE MUTUAL WATCH CO.

No. 1992 ✓

Collect on house

Jan 2nd 1899

This is to certify, That I, L. Carder Jr.
have this day rented and received from THE MUTUAL WATCH CO., a watch
at the agreed value of forty two dollars for the use of which I agree to pay
said Company the weekly rent of one dollar in advance from
this date, or return said solid gold watch forthwith, in case of default
in such payment, in good order (the necessary wear excepted), and I further agree not to remove from
No. 110 Lorimer Street, City of Brownlyn, where I now
reside, without previously notifying said The Mutual Watch Co.

Witness,

D. O. Smith

Signed,

L. Carder Jr.



In consideration of the renting of the foregoing, as aforesaid, which renting is done at my instance, I hereby guarantee the prompt and full payment of all of the instalments of rent, above mentioned, to THE MUTUAL WATCH CO., or their assigns.

Movement No. 4232737

[SEAL.]

Case No. 195553

Address Y. Ave.
P-387

0028

NOTICE.—Read this agreement before you sign it, as no statement, agreement or understanding, verbal or written, differing from this, will be valid.

THE MUTUAL WATCH CO.

No. 2064

Collect at home

Jan 2nd 1899

This is to certify, That I, Mrs. A. Ball
have this day rented and received from THE MUTUAL WATCH CO., a watch
at the agreed value of thirty six dollars for the use of which I agree to pay
said Company the weekly rent of one dollar in advance from
this date, or return said gold filled watch, forthwith, in case of default
in such payment, in good order (the necessary wear excepted) and I further agree not to remove from
No. 109 Oakland Street, City of Brooklyn where I now
reside, without previously notifying said The Mutual Watch Co. Greenpoint

Witness,

J. P. Smith

Signed, Mrs. A. Ball



In consideration of the renting of the foregoing, as aforesaid, which renting is done at my instance, I hereby guarantee the prompt and full payment of all of the instalments of rent, above mentioned, to THE MUTUAL WATCH CO., or their assigns.

Movement No. 4229352

[SEAL.]

Case No. 269144

Address, _____

L. P. 389

0029

Mr. A. B. C.
B. K. L. & Co.

0030

Court of General Sessions
City and County of New York

The People of the State of New York

against

Bert. O. Smith

City and County of New York; ss:

Ella Adelia De Angelis
being duly sworn says that she is
manager and superintendent of The
Mutual Watch Company, a corporation organ-
ized under the laws of this State
and having its office at No. 196 Broad-
way, New York City, That she knows is
acquainted with the said Bert. O. Smith
who had been an agent for the said
company in selling watches and jewelry
therefor, and as such agent he called
at the office of said company on
or about the 30th day of December, 1890
and represented to deponent as
manager of said company that he
had certain customers for watches
wh to whom he could sell some for
said company on credit and part cash,
and relying on said statements and
the truth of same, deponent as manager
entrusted said Smith with a gold
watch of the value of forty two dollars

003.1

the property of said company, and
which watch is particularly described
as having Movement No 4232727
and Case No. 195553.

That on or about the 4th day of January,
1890, said Smith called at the office
of said company and reported to
deponent as manager thereof that he
had delivered said watch to one L.
Carter Jr, a resident of No. 110 Lormier
Street, Brooklyn, N.Y. who was to pay
for said watch at the rate of one
dollar per week and who had executed
the writing and instrument annexed
therefor, which he delivered to deponent
as the manager of said company
as a voucher and evidence of the
said transaction, and deponent relying
on the truth of same and the genui-
ness of said instrument and of
others of a similar kind, and the repu-
tation made at the time by the
said Smith that he had other customers
for watches and jewelry entrusted to him
as samples and to be returned on demand
property consisting of watches and
diamond rings to the value of over
three hundred dollars, after receiving

0032

which deponent absconded from the State and is now located at Boston in the State of Massachusetts.

Deponent on behalf of said company has caused careful search to be made for the person who appears to have signed the writing and instrument above referred to and hereto annexed and ~~she~~^{can not} find that any such person exists as L. Corder ~~or~~ exists and there is no such address as No. 110 Lenox Street, Brooklyn N.Y.; and the said writing and instrument was fabricated and the ^{false} representations aforesaid made by said Smith with the intent to secure from and defraud the said ~~Watch~~^{Watch} Mutual Watch Company out of said watch and the other property of said company entrusted to him as aforesaid therein.

Seen to before me this Ella C. DeAngelis
11th day of February, 1890
Wm. J. Nicholson
Notary Public
New York County.

0033

Carroll
v
Bar v Smith

0034

DISTRICT ATTORNEY'S OFFICE,

City and County of New York.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Ells C. DeAngelis
Mutual Watch Co

vs. 196 Bway

Berk. D. Smith

(5 cases)

Offence Grand Jurisdiction
and Forgery

Dated February 14 1890

Witnesses, Mr Hughes

No. Care complainant Street,

No. Street,

No. Street,

0035

Grand Jury Room.

PEOPLE

vs.

Bert O. Smith
(5 cases)

Search warrant
issued Feb 26/40
in possession of
Reilly or Herman
J. B. S. S. S. S. S.
McCortegan
Chief Clerk

0036

TO THE CHIEF CLERK.

Please send me the Papers in the Case of
PEOPLE

vs.

Bert O. Smith
(5 cases)

After examining the
facts presented by the
papers in these cases,
I would recommend
that bail in the
sum of 1000 \$ would
be ample. The indictments
are based upon sub.
stantially the same
State of fact and the
amount of property
involved taken by
deft, as stated be 603 \$
The deft claims it is
only worth 400 \$. This is his
first offense.

R. G. [Signature]
[Signature]
Atty.
Apr 22/90

0037

TO THE CHIEF CLERK.

Please send me the Papers in the Case of

PEOPLE

vs.

B O Smith NA

Now is the very
least sum to which
the People can consent
as ~~being~~ in this case
until satisfied that
the sum taken has
been refunded to the C.

J R Collins
District Attorney

0038

Law Offices of
Cowen, Dickerson, Nicoll & Brown,

15-17-19 & 21 Wall Street,
2-4 & 6 Broad Street,

New York, May 14th 189

Esck Cowen,
Edward M. Dickerson,
DeLancey Nicoll,
Edwin H. Brown.

People
v
Smith

Hon. Frederick Smyth,
Recorder.

Dear Sir:-

I beg to send you the following papers in support of my application for a suspension of sentence:

The withdrawal of the complaint, duly verified, the affidavits of Henry C. Bowers, James O. Carpenter, Rev. Thomas Armitage, Augustus T. Carpenter, John Cowell, and a letter from the defendant's mother received by me this morning.

Yours very truly,

DeLancey Nicoll

0039

26 New York Ave
Brooklyn May 14th 90
Mrs. Nicoll

Dear Sir

I am positively
unable to come over with
my son today. My
condition physically
and mentally forbids
my being at his side
in the hour when he
most needs me.

For the third
time he demonstrates
courage to appear at
court, and in your

0040

plea for my boy do
not forget that he is
sick. He has not
been well for a year -
and for three months
has been so anxious
about his wife, and
for the most of the time
has been with her an
unwilling watcher.

He has never ceased
to feel remorse for the
evil committed four
months ago - and the
dread of the hand of
Justice - with the sting
of the arrest, and the
few days imprisonment
in the Tombs, has so
aggravated the disease

004.1

that he is hardly able
to bear up under the
strain of today.

I do so earnestly pray
God to help you in your
effort today - to help

Bert in his weakness.
And the Judge in his
decision. He alone
can help.

Yours respectfully

Anna L. Smith.

0042

State of New York, }
County of Westchester. } S.S.

Thos^d Armilage; being
duly sworn, says:-

I have known
Bert C. Smith, from early
boyhood. He has been brought
up in one of the best families
of the city, and in the most
careful and Christian
manner. His grandfather
and grandmother, were
amongst the most excellent

0043

of the earth. His mother
also, ranks amongst the
noble Christian ladies, and
has been for many years a
member of the Church of which
I have been the pastor for
forty years. The boy's character
has been spotless, and it is
with the deepest sorrow, that
I hear of a charge against
him in one of our Courts,
for the first time in his life.

It would be improper,

0044

for me to suggest to the
honourable Court to which he
is answerable, what course
should be taken with him;—
but, I do most heartily com-
mend him to the utmost
mercy, that can be com-
mended in his case. May
God bless the family, and
deliver the young man
out of all his troubles.

Thos. Amisage.

0045

*Sworn to before me this
6th day of May 1890
Geo. H. Cuitfield*
CLERK OF THE CITY COURT OF YONKERS.

0046

State of New York
County of Kings S. S.

John Corwell
being duly sworn says
I am the uncle of the Mother
of Bert C. Smith, have known
the young man from child-
hood to the present time,
and am now pained to
learn that he is charged with
a crime. I believe this to be
his first foul step for I
have never before known
of any wrong doing on his
part. He has been employed
for a number of years by several
large mercantile firms whom
I believe he has served with
honesty and ability.

0047

I therefore commend
the young man to the
utmost mercy of the
Court

John Cornell

Sworn to before
me this 12th day of
May 1890

R. Handorff
Notary Public
Kings County
N.Y.

0048

State of New York } ss
County of New York }

Augustus T Carpenter being
duly sworn, says: Bert C
Smith has been in my
employ in this City, and
during that time I have
always found him attentive
to business, honest & trustworthy.

Augustus T Carpenter
Sworn to before me

this 13th day May 1890

W. M. Andrews #1

Notary Public N.Y.C.

0049

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against

Bert O. Smith

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

Bert O. Smith

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

The said

Bert O. Smith

late of the City of New York, in the County of New York aforesaid, on the
second day of January in the year of our Lord
one thousand eight hundred and eighty-ninety, with force and arms, at the City and
County aforesaid, feloniously did forge, and cause and procure to be forged, and willingly
act and assist in the forging a certain instrument and writing,

which said forged instrument and writing
is as follows, that is to say:

No 2064

Collect at house

Jan 2nd 1890

This is to certify, That I, Mrs. A. Ball
have this day rented and received from The Mutual
Watch Co. a watch at the agreed value of thirty-
six dollars for the use of which I agree to pay said
company the weekly rent of one dollar in advance
from this date, or return said gold filled watch
forthwith, in case of default in such payment
in good order (the necessary wear excepted) and I
further agree not to remove from No. 109 Oakland Street,
City of Brooklyn, where I now reside without previous-
ly notifying said The Mutual Watch Co. Greenpoint

Witness B.O. Smith Signed Mrs. A. Ball

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

0050

SECOND COUNT:—

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

Bert O. Smith
of the CRIME OF FORGERY IN THE SECOND DEGREE, committed as follows:

The said

Bert O. Smith

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

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

No 2064

Collect at house
Jan end 1890

This is to certify, That I, Mrs. A. Ball
have this day rented and received from The Mutual
Watch Co. a watch at the agreed value of thirty
six dollars for the use of which I agree to pay
said company the weekly rent of one dollar, in
advance from this date, or return said gold
filled watch, forthwith; in case of default in such
payment, in good order (the necessary wear excepted)
and I further agree not to remove from No. 109
Oakland Street, City of Brooklyn where I now
reside without previously notifying said The
Mutual Watch Co. Greenpoint

Witness B.O. Smith Signed Mrs. A. Ball

with intent to defraud, he

the said

Bert O. Smith

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

JOHN R. FELLOWS,

District Attorney.

005.1

Witnesses:

Edw. L. de Angelis

Patrick Hughes

247
AM Detroit
Cory

Counsel,

Filed,

Pleads,

24 day of Feb 1880
not guilty

THE PEOPLE,

vs.

B.

~~RA~~

Bert O. Smith

(5 cases)

committed April 18/90

Part 2

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

JOHN R. FELLOWS.

District Attorney.

A True Bill.

James McKee

Foreman.

0052.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Bert O. Smith

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

Bert O. Smith

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

The said

Bert O. Smith

late of the City of New York, in the County of New York aforesaid, on the
thirty-first day of *December* in the year of our Lord
one thousand eight hundred and eighty-*nine*, with force and arms, at the City and
County aforesaid, feloniously did forge, and cause and procure to be forged, and willingly
act and assist in the forging a certain instrument and writing,

which said forged instrument and writing
is as follows, that is to say:

No. 2121

Collect at house

Dec 31st 1889

*This is to certify That J. H. Egan
have this day rented from The Mutual Watch
Co. a watch at the agreed value of thirty-
eight dollars for the use of which I agree
to pay said Company the monthly rent
of five dollars in advance from this date
or return said gold filled Watch forthwith
in case of default in such payment in good
order (the necessary wear excepted) and I
further agree not to remove from 76 Van Cotte
Ave City of Brooklyn, where I now reside
without previously notifying said The Mutual Watch Co. Greenpoint*
Witness *B.O. Smith* Signed *H Egan*

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

0053

SECOND COUNT:—

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

Bert O. Smith
of the CRIME OF FORGERY IN THE SECOND DEGREE, committed as follows:

The said

Bert O. Smith

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

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

No 2121

Collect at house

Dec 31st, 1889

This is to certify that I, N. Egan
have this day rented, ^{and received} from The Mutual Watch Co.
a watch at the agreed value of thirty-eight
dollars, for the use of which I agree to pay said Company
the monthly rent of five dollars in advance from
this date, or return said Gold filled Watch, forthwith,
in case of default in such payment, in good order
(the necessary wear excepted) and I further agree not
to remove from No 76 Van Batt Ave City of Brooklyn
where I now reside, without previously notifying
said The Mutual Watch Co. Greenpoint
Witness B.O. Smith signed N. Egan

with intent to defraud

he

the said

Bert O. Smith

then and there well knowing the same to be

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

JOHN R. FELLOWS,

District Attorney.

Witnesses:

Ella C de Angeles

Patrick Hughes

245

GA

Counsel,
Filed, *26* day of *July* 188*0*
Pleads, *Not Guilty*

THE PEOPLE,

vs.

H. A. B

Bert O. Smith

(5 cases)

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

JOHN R. FELLOWS.

District Attorney.

A True Bill.

Lawrence Hokever

Foreman.

0054

0055

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Bert O. Smith

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

Bert O. Smith

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

The said

Bert O. Smith

late of the City of New York, in the County of New York aforesaid, on the
third day of January in the year of our Lord
one thousand eight hundred and eighty-nine, with force and arms, at the City and
County aforesaid, feloniously did forge, and cause and procure to be forged, and willingly
act and assist in the forging a certain instrument and writing,

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

No. 2017

3 The Cabes saloon
Collect Lorimer, St. K Van Cotte Ave
June 3rd 1890

This is to certify That I, Geo. Winters
have this day rented and received from The Mutual Watch
Co, one watch at the agreed value of thirty-six dollars,
for the use of which I agree to pay said Company the
weekly rent of one dollar in advance from this
date, or return said Gold watch forthwith, in case
of default in such payment, in good order,
(the necessary wear excepted) and I further agree
not to remove from No. 40 Manhattan Ave,
City of Brooklyn, where I now reside, without
previously notifying said The Mutual Watch
Co. Greenpoint.

Witness B.O. Smith. Signed Geo. Winters

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

0056

SECOND COUNT:—

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

Bert O. Smith
of the CRIME OF FORGERY IN THE SECOND DEGREE, committed as follows:

The said

Bert O. Smith

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

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

No. 2017

B. Mc Cabe's saloon
Collect Lorimer St Van Cott Ave
Jan 3rd, 1890.

This is to certify, That I, Geo. Winters have this day rented and received from The Mutual Watch Co., one watch. at the agreed value of thirty-six dollars for the use of which I agree to pay said Company the weekly rent of one dollar in advance from this date, or return said Gold watch, forthwith, in case of default in such payment, in good order (the necessary wear excepted) and I further agree not to remove from No. 40 Manhattan Ave, City of Brooklyn, where I now reside, without previously notifying said The Mutual Watch Co. Greenpoint.

Witness B.O. Smith. Signed Geo. Winters.

with intent to defraud, he

the said

Bert O. Smith

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

JOHN R. FELLOWS,

District Attorney.

0057

Witnesses:

Charles de la Torre

Patrick Hughes

Counsel,

Filed,

Pleads,

246
26 day of July 1890
at Springfield

THE PEOPLE,

vs.

K.A.D.

Bert O. Smith

(5 cases)

April 30 - 10 C.A.M.

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

JOHN R. FELLOWS.

District Attorney.

A True Bill.

Lawrence McKee

Foreman.

0058

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Bert O. Smith

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

Bert O. Smith
of the CRIME OF FORGERY IN THE SECOND DEGREE, committed as follows:

The said

Bert O. Smith

late of the City of New York, in the County of New York aforesaid, on the
second day of *January* in the year of our Lord
one thousand eight hundred and ~~eighty~~ *ninety*, (with force and arms, at the City and
County aforesaid, feloniously did forge, and cause and procure to be forged, and willingly
act and assist in the forging a certain instrument and writing,

which said forged *instrument and writing*
is as follows, that is to say:

No. 1992

Collect at house

Jan 2nd 1890

This is to certify, That I, L. Border Jr. have this day rented and received from the Mutual Watch Co., a watch at the agreed value of forty-two dollars for the use of which I agree to pay the said Company the weekly rent of one dollar in advance from this date, or return said solid gold watch, forthwith, in case of default in such payment, in good order (the necessary wear excepted) and I further agree not to remove from No. 110 Lorimer Street, City of Brooklyn, where I now reside, without previously notifying said The Mutual Watch Co.

Witness B. O. Smith. Signed L. Border

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

0059

SECOND COUNT:—

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

Bert O. Smith
of the CRIME OF FORGERY IN THE SECOND DEGREE, committed as follows:

The said

Bert O. Smith

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

which said forged instrument and writing —
is as follows, that is to say:

No. 1992

Collect at house
Jan 2nd 1890

This is to certify, that J. L. Carder Jr. have this day rented and received from The Mutual Watch Co. a watch at the agreed value of forty-two dollars for the use of which I agreed to pay said Company the weekly rent of one dollar in advance from this date on return said solid gold watch forthwith, in case of default in such payment, in good order (the necessary wear excepted) and I further agree not to remove from No. 110 Lorimer Street, City of Brooklyn, where I now reside, without previously notifying said The Mutual Watch Co.

Witness B. O. Smith signed J. Carder Jr.

with intent to defraud, he

Smith

the said

Bert O.

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

JOHN R. FELLOWS,

District Attorney.

0060

248

Witnesses:

Ella C. De Angelis

District Attorney

Counsel,
Filed, 26 day of July 1880
Pleads, *Not Guilty*

THE PEOPLE,

vs.

H. H. P.

Bern O. Smith

(Scars)

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

JOHN R. FELLOWS.

District Attorney.

A True Bill.

Samuel McKee

Foreman.

006.1

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Bert O. Smith

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

Bert O. Smith
of the CRIME OF *Grand* LARCENY, in the first degree, committed
as follows:

The said

Bert O. Smith

late of the City of New York, in the County of New York aforesaid, on the
fourth day of *January* in the year of our Lord
one thousand eight hundred and ~~eighty-ninety~~, at the City and County aforesaid, being
then and there ~~the clerk and servant of~~ *the agent and bailee*
of a corporation called *The Mutual Watch*
Co. and as such agent and bailee
and as such clerk and servant then and there having in his possession, custody and control
certain ~~moneys~~, goods, chattels and personal property of the said *corporation*

the true owner thereof, to wit:

eleven watches of the
value of thirty-eight dollars each, two
rings of the value of forty dollars each,
one other watch of the value of forty
dollars, and one other watch of the
value of sixty-five dollars:—

the said

Bert O. Smith

afterwards, to wit:

on the day and in the year aforesaid, at the City and County aforesaid, with force and arms,
did feloniously appropriate the said *goods, chattels and personal property*

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

corporation

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

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

JOHN R. FELLOWS,

District Attorney.

0062

BOX:

387

FOLDER:

3603

DESCRIPTION:

Smith, Garry

DATE:

02/12/90



3603

0063

Witnesses;

John F. Harrop
Off. S. Gallagher

Counsel,

Filed

Pleads,

12 July 1890

THE PEOPLE

vs.

Gary Smith

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

JOHN R. FELLOWS,

District Attorney.

A True Bill.

James McKee

Foreman.

July 13/90

Reads & seals
Pen 1 yr - R.B.M.

0064

Police Court—1—District.

CITY AND COUNTY }
OF NEW YORK, } ss.

of No.

John F. Harrington being duly sworn, deposes and says, that

Age 24. Laborer.

on Sunday the 26th day of February

in the year 1890 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by

Harry

Smith (now here) who

cut and stabbed deponent

in the face and eye with a

sharp knife. Then and there held

in the hand of the said Smith

causing a painful wound

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 26th day

of February 1890

W. W. McMahon

POLICE JUSTICE.

John F. Harrington

0065

Sec. 198-200.

CITY AND COUNTY OF NEW YORK, ss.

1 District Police Court.

Garry Smirk 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.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

I am not guilty of the charge
Garry Smirk
mailed

Taken before me this

day of *February* 189*3*

Police Justice.

0066

Police Court, ^{1st} District.City and County } ss.
of New York,of ~~the~~ ^{14th} Precinct Police ^{John J. Gallagher} ~~Street~~, aged ²⁵ years,
occupation ^{Police officer} being duly sworn, deposes and says,
that on the ²⁶ day of ^{January} 18⁹⁰, at the City of New
York, in the County of New York,John F. Harrington was violently
and feloniously assaulted and beaten by
Garry Smith (nowhere)Deponent is informed by said John
F. Harrington in the presence of said Garry
that he Garry stabbed him Harrington
in the head with a fork he held in
his hand.That said Harrington is now
confined in the Chamber Street Hospital
from the effect of the wounds inflicted
upon him and in a dangerous condition
as certified to by the health officer
certificate of C. S. Cole, the Health Officer
of said Hospital.Deponent prays that said defendant
be committed for further examination
and to await the result of said
wounds.

John J. Gallagher

Subscribed and sworn to before me this
27 day of January 1890John J. Morgan
Police Justice

0067

Police Court-- District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Joseph Gallagher
vs.
1 *Garry Smith*
2
3
4
Office, *Joseph Smith*
Joseph Smith

Dated *Jan 29* 188*8*
Joseph Smith Magistrate.
Joseph Smith Officer.
H Clerk.

Witnesses,
No. Street,
No. Street,
No. Street,
\$ to answer Sessions.

Held without bail
to await results in
2500 bond to await results
of inquest
file 8 9 am

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

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

Dated 188 Police Justice.

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

Dated 188 Police Justice.

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

Dated 188 Police Justice.

0068

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 Alexander

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 July 18 1890 W. T. Malin Police Justice.

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

Dated _____ 18 _____ Police Justice.

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

Dated _____ 18 _____ Police Justice.

0069

Police Court---

239
District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

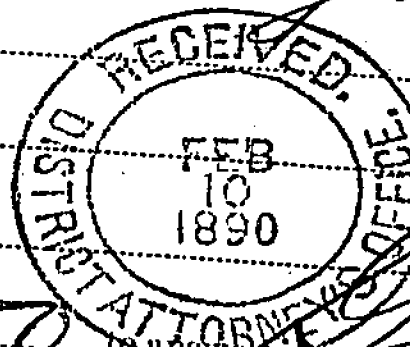
John H. Harrington
vs.
Garry Smith

William H. Harrington
Officer

2 _____
3 _____
4 _____

Dated *February 8* 1890
M. Mahan Magistrate.
Gallagher Officer.

Complainant in City Prison
as defendant in case of
John H. Harrington Street.
No. _____ Street.
No. _____ Street.



No. _____ Street.
\$ *1000* to answer

C. W. [Signature]

BAILED,

No. 1, by _____
Residence _____ Street.

No. 2, by _____
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

0070

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Garry Smith

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

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

The said

Garry Smith

late of the City of New York, in the County of New York aforesaid, on the
twenty sixth day of January in the year of our Lord
one thousand eight hundred and ninety, with force and arms, at the City and
County aforesaid, in and upon the body of one John F. Harrington
in the Peace of the said People then and there being, feloniously did make an assault
and him the said John F. Harrington
with a certain fork

which the said

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

with intent

him the said John F. Harrington
thereby then and there feloniously and wilfully to kill, against the form of the statute in
such case made and provided, and against the peace of the People of the State of New York
and their dignity.

SECOND COUNT—

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

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

The said

Garry Smith

late of the City and County aforesaid, afterwards, to wit: on the day and in the year
aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of
the said John F. Harrington in the peace of
the said People then and there being, feloniously did wilfully and wrongfully make
another assault, and him the said

with a certain

John F. Harrington
fork

which the said

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

007.1

THIRD COUNT—

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

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

The said

Garry Smith
late of the City and County aforesaid, afterwards, to wit: on the day and in the year
aforesaid, at the City and County aforesaid, with force and arms, in and upon the said
John F. Harrington in the peace of the said People then
and there being, feloniously did wilfully and wrongfully make another assault, and
him the said John F. Harrington
with a certain fork

which

the said

in

he the said Garry Smith
his right hand then and there had and held, in and upon the face
of him the said John F. Harrington

then and there feloniously did wilfully and wrongfully strike, beat, stab, cut, bruise and
wound, and did then and there and by the means aforesaid, feloniously, wilfully and wrong-
fully inflict grievous bodily harm upon the said John F. Harrington

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

JOHN R. FELLOWS,

District Attorney.

0072

BOX:

387

FOLDER:

3603

DESCRIPTION:

Smith, James

DATE:

02/06/90



3603

0073

BOX:

387

FOLDER:

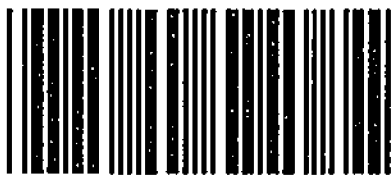
3603

DESCRIPTION:

Martin, Frank

DATE:

02/06/90



3603

Laura Morgan
Jean McFarland

day of 1890

Difficulty 7

vs.

THE PEOPLE

vs.

James Smith

and

Frank Martin

[Section 49/506, 528, 531, 530].
 Agree and Accounting.
 Ground Accounting, second
 Engineering in the second degree,

JOHN R. FELLOWS.

JOHN R. FELLOWS,
Feb. 20. 1873, Subpoena returned for. Ad.
Clerk of District Attorney.

Clarence B. District Attorney

Printed by Courtenay & Co. Ltd.
Gloucester & London

ATTN: Bill

Foreman.

2 Aug 7/90

No. 1

P.L. J.P. 3 ms. 7. ms. 1490

Election of 1864

March 1864

1864

007,4

0075

I was only acquainted
with prisoner Martin
about 2 weeks previous
to my arrest. He paid
himself off as his
brother who I knew
about 10 years ago,
who is now in prison.
He claims that I enticed
him away with him
which is not true.
I sheltered him when a
frank to Governor home
for the reason that the
robbed a party out of \$400
in the same house, & the
robber was known when
he was there. I was
neither paid nor given his
brother said I was & I was
in prison out of the same house
with the money - I returned all
the property I could to the owners.

0076

P.S. I will soon
have to go on for
days to come because
in the charge of
brigade, a charge I
shook with me, a
charge I am guilty
of - I do not say it
with a proud or pos-
sible spirit but with
the sorrow I say it
with sorrow & I feel
I committed the crime
when out of work for
longer & could have
not done it

0077

The People's Court of General Sessions. Part I
 Frank Martini (Before Judge Fitzgerald
 jointly indicted with James Smith for burglary in
 the second degree, grand larceny and receiv-
 ing stolen goods. ~~Wednesday~~ Thursday, March 13, 1890.

Jeane M. Farland, sworn and exam-
 ined, testified. I am a widow and on
 the 24th of January I was living at 493
 Eighth ave. in this city, and still reside
 there. There is a store on the first
 floor, I have got the second floor, and
 there are two floors over my floor,
 it is a dwelling house. I occupy the
 entire floor over the store, with the
 exception of the front hall room, which
 I rented to a young lady. I do dress
 making for a living, and on the
 24th of January I had ten ladies
 dresses, one jacket, one black coat
 and one fur cape, belonging to me
 and other people; it was all in
 my care and custody. I left my
 apartment on the 24th of January about
 8 o'clock in the morning and locked
 it about seven o'clock in the
 evening. I returned and discovered
 the door unlocked. I walked through
 my room - it was dark - and I

0078

thought before I lit my light I would walk through the room. I found I had left the coat lying on one side of my sofa and a dress unfinished. Then I went to my closets and discovered the white walls; of course there was a great many dresses there. I discovered right away, although it was dark, that I had been robbed. I did not authorize anybody to enter my room during my absence, nor did I authorize any of my customers to come and take the clothes. I don't know of my own knowledge who unlocked the door and took the property, which was in my custody for my customers. That is all I know about it. Cross Examined. I saw some ^{of my} property afterwards in the station house. On the 29th of January Mr. McCarthy and Mr. Mularchy, police officers, called on me with a party named Smith; they told me this man had robbed me; they told me if I would come to the station house I would find some of my property. I went there and found a very small portion of it.

0079

I did not find the lace dress there at first, but I found it in the station house after I left nobody in the house behind me after I went out. I have lived in that house about sixteen years. I locked the door with a key, and when I came back in the evening I still had the key in my pocket. The door was closed when I came back and even my closets were closed tight. I found the door was not locked, I put the key in but it would not turn. I found that it had been opened. I have no servant, but I have girls who work for me during the day. Nobody has a key to the room but me. Both of my girls were working with me that day - they were out with me to work. When I am away they have no way of getting in unless I give them the key. I never give them the key. It is very seldom I go out to work, but I have a customer who expects me to go out occasionally, but I have never given the girls to my knowledge the key to get in.

0000

Laura Morgan, sworn and examined,
I reside at 526 Second Avenue I don't
know anything at all about this burglary.
I bought a dress on a Friday. I
think it was about eight weeks ago from
Frank Martin, the defendant. It was
a lace dress for which I paid him five
dollars; it was not worth more than
that to me. I don't know what it is
worth. Martin came to my house;
he was alone and he brought the
dress with him. He said he was
working for a man that was a
pedlar and he had a dress to sell
which he thought would fit me. He
took it out of a newspaper in which
it was rapped, and showed it to
me; it did fit me. He wanted
six dollars for it. I said I did not
want it. I say, I have not got any
money to spare today. I knew the
young man and his parents
quite a while. I bought the dress
and paid him five dollars about
two hours afterwards. He did not
mention the name of the pedlar
he worked for. I have known Martin
about five years.

0001

I left the dress in the front room from the time I got it till Mr McCarthy came after it - the police officer. I believe the dress was in my possession a week. McCarthy brought it to the station house. I know nothing more about it. I saw Mrs McFarland in Court; the dress was not in Court I think when she was there. This was a second-hand dress, and it was a good deal worn. The dress now shown me is the one; it has a hole under the arm. I bought the sacque now shown me with the dress at the same time and paid five dollars for the both. I thought I made a good bargain, but I did not need them.

Jean McFarland recalled. The dress and sacque now shown me are mine. I value them both at sixty five dollars. I have worn the sacque but very little and the dress I have worn during the summer. I would not like to sell it for thirty dollars; the sacque is worth fifteen dollars. The price of it was eighteen dollars in Laid and Taylor's but I got a discount on my goods; it cost me fifteen dollars.

0082

The dress is not a year old; it was not made till the fall; it is in good condition except it is a little worn under the arms. I would not like to part with it or to sell it.

Herman Buchler, sworn and examined. I live at 63 Columbia St. in this city. I don't know anything of my own knowledge of the burglary that was committed at 493 Eighth Avenue. I have not seen any property which was alleged to have been stolen on that day.

Dennis McCarthy sworn. I belong to the 21st precinct and arrested the prisoner on the night of the 28th of January at 322 East Twenty Fourth St., four days after the burglary. There were nine persons in the room and with the assistance of another officer I took them to the station house and on the following morning they were taken to the Court. I had not evidence enough and had them remanded until the 30th. Then Smith pleaded guilty and he told me something. [Smith was jointly indicted with Martin.] In consequence of a conversation with Smith I went

0083

to 493 Eighth Avenue, Mrs. McFarland's place and asked her if she had been robbed? I discovered that she was. I told her to come to the 21st precinct station house, that I thought we had some of her property there. I also went to the corner of Delancey and Attorney Sts. to the Station house and made enquiries of detectives if there was a robbery committed. ~~Then~~ Then I had the complainant notify Herman Buchler to come to the 21st precinct station house: he did so and identified a coat and vest which the defendant Martin had on him at the time. (This evidence was stricken out) I have had a conversation with Martin in relation to this alleged burglary. After finding out from Smith a good deal of the case, the Captain (Ryan) called Martin in his room and in my presence asked him what his business was with Smith and if he went over to Eighth Avenue near Thirty Fifth St. with him, and Martin said he did. The Captain asked him what he went there for, and he said for the purpose of stealing - that he knew what Smith went there for. Martin said he did

0084

not go in. I asked Martin about the dress, and he said he sold it to Mrs. Morgan, 526 Second Avenue. He told me he got it from Smith - the dress and jacket. I went to 526 Second Ave. and got the dress and jacket from Mrs. Morgan and Mrs. M^cFarland identified them as her property.

Cross Examined. Detective Mularchy and Smith were present most of the time when the Captain had the talk with Martin. I have been in the force fifteen years. Capt. Ryan asked him if he went over to this place in Eighth Avenue near 35th St. with Smith, and Martin said, Yes, that he went there for the purpose of stealing; he said he did not go in but waited in the corner. Martin also said that he knew Smith was a thief - and that he was straight until he met him. I did not put any of this conversation down in writing.

Bernard Mularchy sworn. I am an officer of the 21st precinct and had a conversation with Martin in reference to the burglary for which he is now on trial. Capt. Ryan and Officer M^cCarthy

0085

and myself were in the Captain's room in the station house. Smith, another prisoner, was taken out. The Captain asked the defendant what he went out with Smith for - what was the purpose? and Martin told him he went out for the purpose of stealing. Smith stated that Martin went into the house on Eighth avenue and opened the door and came down and told Smith and he (Smith) went up and took the property out. Martin denied that, he said that he did not go in, that he stayed on the outside.

Thomas M. Ryan sworn. I am Captain of the 21st precinct and was present at the conversation between officer Mularchy and McCarthy and Martin bearing on this burglary. I first sent for Smith and had a talk with him and after I had a talk with him I sent for Martin. Smith said he had been to the house in Eighth avenue between 34th and 35th sts. and robbed it. I asked him if Martin was with him, and he said "yes." He said Martin entered the

0086

house while he remained outside. He had a key, and after some time he came out and told him that he ~~had~~ ^{would} unlock the door on a certain floor in the house, "it is all right now, you can go in and take what is in the room." He said he went in and collected all the clothing he could get in that room; Martin remained outside until I returned and both started off together with the proceeds of the burglary. Martin said he did not enter the room, Smith said he did. I asked Martin if he knew what Smith went there for when they started from their residence? He said he knew he went to steal and went with him for that purpose. I asked Martin where he got the suit of clothes he had on his back? He said Smith gave him the clothes, the proceeds of a burglary in Columbia street. Nellie Waggerty sworn. I have seen Martin before today. I never bought anything from him. he gave me a skirt. Officer McCarthy came and got it from me a week after I got it.

0087

James Smith, sworn and examined.
I have been indicted with Martin and
pleaded guilty to burglary in the third
degree. I believe it was on the 26th of
January I was arrested for the crime
that I am now indicted upon and to
get sentenced I supposed. It was only
a week previous to this that I got
acquainted with Frank Martin. I made
his acquaintance on the corner of
Second Avenue and 29th St.; he looked
at me very sharply; there was a
boy named John Green on the corner,
I knew Green from his childhood and
I asked Green who was the young
man that was looking at me so
sharp? He said his name was
Martin. I asked him if his name
was what they called Pat Martin,
a nickname that they used to
have for his brother? and he said
it was the same. I did not know
but what he was the brother until
I found out afterwards that he
had deceived me. I told the boy
Green to bring him down to my
room, that I had known him
seven years previous to this as a

0000

friend of mine. Then he came to my room I asked him if he was the same Martin and he said, yes. I asked him if he recollected me and he said, no; I asked him if he belonged to a club they used to call "the rammers?" and he said, yes. I asked him where he was stopping and he said, no place at present, his old man, his father, would not let him in. I went over to Eighth Avenue about half past nine or ten o'clock in the morning in company with Martin. He knew that I was going for the purpose of stealing. I made a statement before Capt. Ryan and two detective officers. I entered the house and took the goods that were in the woman's premises. Martin was standing on the corner. I carried the things with me over to where I had my room located in Twenty Fourth St. near Second Ave. and he was there almost as soon as I was. I got into my room and spread them out upon the bed. He said he knew a lady friend of his on Second Avenue that he could

0089

sell some of the articles to. I wanted him to go and pledge them, for I could help him to do that myself. I told him he could sell the dress for six dollars. He went up and showed her the dress; she wanted to give five. He said her father was a car driver and he would not be home until two o'clock in the day and the money was all right. I sent him up again at 2 o'clock in the day and the father was not yet home. I told him to go up again and demand either the dress or the money, for I was hard up at the time. I did not have hardly the price of a meal of victuals. The girl was willing to pledge a gold ring, that she had possession of the dress, but that I believe she did not do. He came down afterwards and told me that she went and borrowed it of some neighbor who lived in the house. He gave me five dollars and I gave him two dollars and a half for himself, and the rest of the things I helped to put away with himself - what I could put in pledge.

0090

He said ^{he had} a young lady friend living in Twenty-Seventh St. to whom he wanted to make a present of one of those skirts. I told him I would let him take it for a dollar - half for himself and half for me. He took the dress and made the girl a present of it. Then I and Martin went over in the morning to Eighth Avenue I gave him fully to understand that I went there for the purpose of committing a burglary. He slept with me the night previous. I went in the house at Eighth Ave.; he remained outside. I carried a bag folded up under my arm - a bag that junk men generally carry. I was in the house somewhere in the neighborhood of ten minutes before I came out; the bag was full when I came out; Martin was waiting there; he went one way and I another. I went over to the house; he was there before me. There was a dress in the bag that I sold for five dollars. The Key with which I opened the door was a common brass Key filed down - what might be called a skeleton Key. I did not file it myself. I bought

009.1

it in New York. Cross Examined. I am testifying not exactly voluntarily but because I consider it an act of justice. I was never in the State prison, but I was in the penitentiary about seven years ago for assault, and that is the only time. I have worked upon Public Works and Railroads, wherever I could get a job. I have no trade. Then I told Capt. Ryan and the officers that the defendant went into the place, opened it and told me it was all right. I was not under oath, I lied then, but I would not lie when I had a Bible in my hand. I have too much respect for the word of God although I am bad. I have committed three burglaries in my life. I have been in the junk business. Frank Martin sworn. I reside at 502 First Avenue and have resided there eight months with my mother. I was at work last about seven weeks ago. I worked for John Henry Whitson of Twenty Fourth St. about a year. Before that I was employed in Snyders in Twenty Seventh St. three years. I have heard the testimony in the case. I had nothing to do with the commission.

0092

Of this burglary. I was not on the corner as stated by Smith. I went over to Eighth Avenue with this man. I left him at 34 or 35th St. and Eighth Avenue. I don't know what day it was, about six weeks ago, I guess, and I left him to go over towards Ninth Ave. I went up to 58th St. I used to work up there for Mr. Van Cott. I went to look for a job and I did not get it. I came down that afternoon and Smith asked me if I would sell a dress for him, and I said, "yes, if I can." He said he wanted six dollars for it. I got five for it. I came down and I gave him the same back, but he never gave me a cent because the man gave me a suit of clothes and I did not want anything. Afterward he said, "Take this old skirt and give it to some poor girl." I said, "All right." I took it to a poor girl. I did not get anything for it. I did not know at any time that this man had committed a burglary. I did not know that the things were

stolen. Cross Examined

I did not say to officers McCarthy and Mularchy and to Capt Ryan that I went with Smith to Eighth ave. Knowing he was going to steal. Capt. Ryan asked me if I walked over to Eighth avenue with Smith and I said, 'yes'. When I found out the things were stolen, I kept away from him three or four days before I was arrested. Capt. Ryan asked me, "Did you go over to ~~the~~ ^{8th} ave. with this man?" I says, 'yes'. Then he said, "Well, you went with him to steal - (he pegged his pen at me - "that settles it."

Bridget Martin sworn. The defendant is my son; there never was a better boy to a mother ever lived than he is; he has helped me; he had the 'grip' and was not able to work for five weeks.

The jury rendered a verdict of guilty of grand larceny in the second degree with a recommendation to mercy.

0094

Testimony in the
case of
Frank Martine
filed

Feb. 1890.

0095

Police Department of the City of New York.

Precinct No. 23.

New York, April 27/1896

Arrested at 313 E. 35 St 4³⁰ PM
John Smith age 52 yrs Peddler
widower Residence 313 E 35 St
Charged with breaking into the
rooms of Salina M. Boyoskuri
on the morning of Tuesday April
21st 1896. about 9 AM. and stealing
clothing and money to the value
\$62.15 from Complaint address
313 East 44 St.

April 28/96.
Held in \$1000 Bail
5th P.C. Magistrate Brannan

0096

James. Smith arrested
January 28th 1890. at
322 E 24 St for Burglary
was sentenced to 3 Yrs and 4 months
in states Prison in General Dennis
by Judge. Martin.

March 13th 1890.

Officer M^r Leahy, CO.

0097

Police Court—H District.City and County } ss.:
of New York,of No. 493 Eighth Avenue Street, aged 45 years,
occupation Dressmakerdeposes and says, that the premises No. aforesaid Street, 20th Ward
in the City and County aforesaid the said being a three four story brick
building and which was occupied by deponent as a dwelling
and in which there was at the time a human beings by namewere **BURGLARIOUSLY** entered by means of forcibly opening thedining room door leading from the hall
of 2nd floor of said premises by means of
false keys and entering therein with
intent to commit a felony
on the 24th day of January 1889 in the day time, and the
following property feloniously taken, stolen, and carried away, viz:Seven Ladies Dresses, One Jacket,
One Black Coat and One Fur
Cape all together of the value
of Two hundred dollars (\$200.00)

the property of

Deponent and her children
and deponent further says that she has great cause to believe, and does believe, that the aforesaid
BURGLARY was committed and the aforesaid property taken, stolen and carried away byJames Smith and Frank Martin
(both now here)

for the reasons following, to wit:

That at about 8 O'clock
and of above date deponent securely
locked and fastened all the doors
and windows of said 2nd floor premises
and when she again returned at about
7 O'clock P.M. of said date she discovered
said door open and that the above
described property had been
taken stolen and carried away.

0098

Deponent is informed by Dennis
McCarthy of the 21st Precinct Police
that he arrested defendant Smith
in premises at 322 East 24th Street
and found a portion of the aforesaid
property in his (Smith's) room
which deponent has since seen
and fully and positively identified
that subsequently said officer arrested
defendant Martin in said (Smith's)
room and headman and expressed
in the presence of Officer McCarthy and
Maloney that he accompanied
defendant Smith on the day that
said property was stolen. Wherefore
deponent prays that each of defendants
be held to answer and be dealt
with as the law directs.
Sworn to before me
this 3rd day of January 1891 by Jean M. Leonard
Police Justice

It appearing to me by the within depositions and statements that the crime therein mentioned has been
committed, and that there is sufficient cause to believe the within named
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of
Hundred Dollars and be committed to the Warden and Keeper of the City Prison
of the City of New York, until he give such bail.
Dated 188
I have admitted the above named
to bail to answer by the undertaking hereto annexed.
Dated 188
There being no sufficient cause to believe the within named
guilty of the offence mentioned, I order he to be discharged.
Dated 188
Police Justice

Police Court, District, Offence—BURGLARY.

THE PEOPLE, &c.,
on the complaint of

1. 2. 3. 4.

Dated 188

Magistrate.

Officer.

Clerk.

Witnesses,

No. Street,

No. Street,

No. Street,

to answer General Sessions.

0099

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 43 years, occupation Police Officer of No.

111th Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of Jean M. Fordland
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this 30
day of January 1898 } Dennis M. McCarthy

J. Humphreys
Police Justice.

0100

Sec. 198-200.

CITY AND COUNTY }
OF NEW YORK, } ss.

H District Police Court.

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

Question. What is your name.

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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
at present*

his
James Smith
mark

Taken before me this

day of

188

Police Justice.

0101

Sec. 188-200

CITY AND COUNTY
OF NEW YORK, ss.

District Police Court.

Frank Martin being duly examined before the undersigned according to law, on the annexed charge; and being informed that it is *his* right 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.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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 at present*

Frank Martin

Taken before me this

day of

1881

Police Justice.

0102

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.....

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

Dated *Jan 30th* 188*0* *John Henry Ford* Police Justice.

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

Dated 188 Police Justice.

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

Dated 188 Police Justice.

0103

Police Court

192 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

John H. Harland
493 1/2 8th ave
Jas Smith
Frank Martin
3
4
Office *Harland*

BAILED, *h 57*

No. 1, by *152*

Residence _____ Street.

No. 2, by *152*

Residence _____ Street.

No. 3, by *152*

Residence _____ Street.

No. 4, by *152*

Residence _____ Street.

Dated *Jan 30* 1890

Ford Magistrate

McCarthy Officer.

Kelbe Precinct. 344 E. 5th St.

Witnesses *James McCarthy*

No. *Officer 21st Precinct* Street.

No. *Officer 21st Precinct* Street.

Captain Ryan Precinct.

No. *526* Street.

George B. Ryan 63 Calumet St.

Corral

0104

New York, Feb. 27/70

District Attorney, Fellowes -

Dear Sir -

I am
sorry it will be utterly im-
possible for me to attend
court this morning. I am busy
finishing a dress to be
worn at a wedding this
evening, but would be
able to come to-morrow
morning if convenient.

Yours most respt.

Jean W. Farland

493-8 Ave.

POOR QUALITY
ORIGINAL

0105

July 17th 1890,

District Atty.

Dear Sir:

I am about
to go on the stand to
testify about a fellow
prisoner, like myself.

It is the first time
in my life that I go
before a Court of
Justice, to swear for or
against any human being.
I feel although I have
left away my Society
& God, yet as I go I
have a little prayer
for the man I go
so much for the
testimony I give in the case
and in time.

0106

[illegible]

POOR QUALITY
ORIGINAL

0107

I also sincerely
hope that what
is justice done
to you as well
as to the others.
The rest of the
family will be
happy. I told her
I would not stay
any longer for her
for the health of the
rest of the family.
The rest of the family
afterwards the same
with the same
words of the same
McGowan's the same
secretary of the same
the same of the same
the same the same
Gowan her son, very
innocent & if the

**POOR QUALITY
ORIGINAL**

0108

Love to + of the
 Love to the women
 for your help in
 the ~~same~~ ~~same~~
 Church, I am
 also glad that I
 have been able to
 help in the same
 manner. I do
 not see why she could
 have been so good
 for her. I am
 heartily for your state
 and I hope to be
 in the future. I will
 be with you about
 the same time.
 I am with a respect
 for the Court, your old friend
 James Smith

0109

TORN PAGE

Smith
and
Marlin

McAdona

a letter concerning the
case which ~~was~~ may be
of use to the assistant
who tries Marlin

Feb 28th 1890

0110

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 Smith and
Frank Martin*

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

James Smith and Frank Martin
of the CRIME OF BURGLARY IN THE *second* DEGREE, committed as follows:

The said

*James Smith and Frank
Martin, both*

late of the *Seventh* Ward of the City of New York, in the County of New York
aforesaid, on the *fourth* day of *January*, in the year
of our Lord one thousand eight hundred and *ninety*, with force and arms, about the
hour of *three* o'clock in the *day* time of the same day, at the Ward,
City and County aforesaid, the dwelling house of one *John McFarland,*

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

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

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

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

0111

SECOND COUNT—

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

James Smith and Frank Martin
of the CRIME OF *Grand LARCENY in the second degree*, committed as follows:

The said *James Smith and Frank Martin, both*

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

*ten dresses of the value of fifteen
dollars each, one jacket of the
value of ten dollars, one coat of
the value of twenty dollars and
one pair of the value of thirty
dollars,*

of the goods, chattels and personal property of one *Jean McFarland*,

in the dwelling house of the said *Jean McFarland*,

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

0112

THIRD COUNT—

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

James Smith and Frank Martin
of the CRIME OF RECEIVING STOLEN GOODS, committed as follows:

The said *James Smith and Frank Martin*

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

*Ten dresses of the value of
fifteen dollars each, one jacket
of the value of ten dollars, one
coat of the value of twenty dollars,
and one pair of the value of
twenty dollars,*

of the goods, chattels and personal property of one *John McFarland*,

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

unlawfully and unjustly, did feloniously receive and have; the said *James
Smith and Frank Martin*

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

JOHN R. FELLOWS,
District Attorney.

0113

BOX:

387

FOLDER:

3603

DESCRIPTION:

Smith, William

DATE:

02/12/90



3603

Witnesses:

Philip De Vries
off. McCarty

J.R. Perryman

Counsel,

Filed

12 day of May 1890

Pleads,

Chargable 13

THE PEOPLE

vs.

P

William Smith

Burglary in the THIRD DEGREE
(Section 498, Penal Code.)

JOHN R. FELLOWS,

District Attorney.

A True Bill.

James McKee

Foreman.

May 13/90

Legate Dugan
Elmura (Ref B.M.)

0114

0115

Police Court—Fourth District.

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

of No. 490 Third Avenue Philip S. Derries Street, aged 30 years,
occupation Merchant being duly sworn

deposes and says, that the premises No. 490 Third Avenue 21 Ward
in the City and County aforesaid the said being a Four story Brick

Building
and which was occupied by deponent as a dwelling
and in which there was at the time a human being, by name

were **BURGLARIOUSLY** entered by means of forcibly prying open
the door leading from the hall
into the deponent's apartment and
bursting the locks on said door

on the 8th day of February 1888 in the night time, and the
following property feloniously taken, stolen, and carried away, viz:

Wearing Apparel and Personal
Effects of the value of Five Hundred
Dollars — (\$500.00)

the property of deponent

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

William Smith (now here) and an unknown
person not yet arrested and while acting in concert
with each other

for the reasons following, to wit: that at about the hour of 3 P.M.

on the aforesaid day deponent securely fastened
and locked the aforesaid door leading into said
apartment and deponent went down stairs into
the store under said apartment and at about the
hour of 8 o'clock P.M. on same day the Burglar
Alarm connecting said apartment with said store
where deponent was standing and deponent
rushed out into the hall and saw said defendants

0116

and said other unknown person coming down stairs and run out into the street and deponent ran after said defendants and said other person into said street and followed said defendants until sa and said other person until said defendant was arrested.

deponent therefore charges said William Smith while acting in concert with some other person unknown to deponent with having Burglariously entered said premises and asks that he may be dealt with as the Law may direct.

Sworn to before me this 9th day of February 1890

Philip S. Mearns
Police Justice

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named _____ guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of _____ Hundred Dollars _____ and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

Dated _____ 188 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

Police Court, _____ District, _____	Office—BURGLARY.
THE PEOPLE, &c., on the complaint of _____	
vs.	
1 _____	
2 _____	
3 _____	
4 _____	
Dated _____ 188 _____	Magistrate.
	Officer.
	Clerk.
Witnesses, _____	
No. _____	Street, _____
No. _____	Street, _____
No. _____	Street, _____
\$ _____	to answer General Sessions.

0117

Sec. 198-200.

4

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

William Smith

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

Question. What is your name.

Answer.

William Smith

Question. How old are you?

Answer.

16 years

Question. Where were you born?

Answer.

Brooklyn

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

Answer.

No 852 Second Avenue about 4 months

Question. What is your business or profession?

Answer.

Printer

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 now

Wm Smith

Taken before me this

day of *February* 18*98*

James J. [Signature]
Police Justice.

0118

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 Feb 9 18890 Robert D. Smith Police Justice.

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

Dated _____ 188 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

0119

Police Court

23rd
District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Philip De Vries
480 32nd St
William Smith

Offence *burglary*

2
3
4

BAILED.

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Dated *Feb 9* 1890

J. J. McCarthy Magistrate

Officer.

21 Precinct.

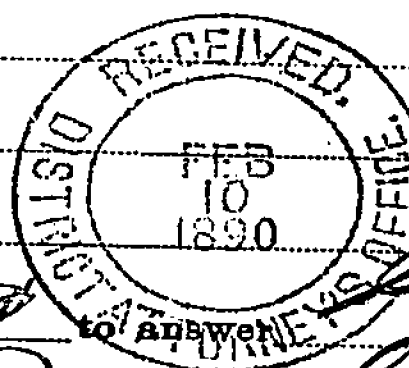
Witnesses *John T. Wilson*

No. *21* Rec^t Police Street.

No. _____ Street.

No. _____ Street.

1000 to answer *5-5*



Ans 3

0120

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

William Smith

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

William Smith

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

The said

William Smith

late of the *Twenty first* Ward of the City of New York, in the County of New York
aforesaid, on the *eighth* day of *February* in the year of our Lord one
thousand eight hundred and eighty-*ninety*, with force and arms, in the
night - time of the same day, at the Ward, City and County aforesaid, the
dwelling house of one

Philip S. De Vries

there situate, feloniously and burglariously did break into and enter, with intent to
commit some crime therein, to wit: with intent, the goods, chattels and personal property
of the said

Philip S. De Vries

in the said dwelling house then and there being, then and

there feloniously and burglariously to steal, take and carry away, against the form of
the Statute in such case made and provided, and against the peace of the People of the
State of New York, and their dignity.

John R. Fellows
District Attorney

012.1

BOX:

387

FOLDER:

3603

DESCRIPTION:

Speitel, Gottlieb

DATE:

02/10/90



3603

Witnesses:

Off Newman

ordered 54 121.
Plunkett

Counsel,

Filed

10 *July* 1890
day of

Pleads,

Obtaining

THE PEOPLE

vs.

B

Gottlieb Spiehl

VIOLATION OF EXCISE LAW
(Selling on Sunday, Etc.)
[III Rev. Stat. (7th Edition), page 1883, Sec. 21 and
page 1889, Sec. 5.]

JOHN R. FELLOWS,

Dist. Attorney.
Feb. 11, 1890 see endorsement on
edge of this document

A True Bill.

James W. Keever

Foreman.

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

Part 2... *Feb. 11, 1890*

0122

0123

Court of General Sessions of the Peace,

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Gottlieb Speitel

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

The said

Gottlieb Speitel

late of the City of New York, in the County of New York aforesaid, on the
nineteenth day of *January* in the year of our Lord one
thousand eight hundred and *ninety*, at the City and County aforesaid,
the same being the first day of the week, commonly called and known as Sunday, with
force and arms, certain intoxicating liquors and certain wines, to wit: One gill of wine,
one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial,
one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer,
and one gill of a certain intoxicating liquor to the Grand Jury aforesaid unknown,
unlawfully did sell as a beverage to one

Adam Neumann

and to certain other persons whose names are to the Grand Jury aforesaid unknown,
against the form of the Statute in such case made and provided, and against the peace of
the People of the State of New York and their dignity.

SECOND COUNT—

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

Gottlieb Speitel

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

The said

Gottlieb Speitel

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

JOHN R. FELLOWS,

District Attorney.

0124

BOX:

387

FOLDER:

3603

DESCRIPTION:

Stanley, William

DATE:

02/27/90



3603

Witnesses:

Off. Jones

Hubert

W. J.

W. J. Garrison

for

287 138

Counsel, *W. J. Jones* 1886
Filed day of
Pleads, *W. J. Jones*

THE PEOPLE
W. J. Jones
William Stanley
Grand Larceny, (From the Person.)
[Sections 528, 584, Penal Code].

JOHN R. FELLOWS,
District Attorney.

A True Bill.

W. J. Jones

Foreman.
Part III March 4/90
Pleads - G. L. 2d deg.

W. J. Jones

0126

Police Court

2 District.

Affidavit—Larceny.

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

Albert Nelson

of No. 390 Broome Street, aged 33 years,

occupation Weaver being duly sworn

deposes and says, that on the 23 day of Feb 1883 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 following time, the following property, viz:

One brass watch of the
value of three dollars
and fifty cents
\$3.50
100

the property of

Deponent

and that this deponent

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

and carried away by William Spaulley now here

from the fact that Deponent

is informed by Franklin E. Powers

of the 5th Precinct Police that

he saw the said Deponent

feloniously take, steal and

carry away the said property

from the left hand lower pocket

of deponent's vest which he

was then and there wearing

upon his person

Albert Nelson

Sworn to before me this

43 day

of Feb 1883 Police Justice.

0 12.7

CITY AND COUNTY }
OF NEW YORK, } ss.

aged _____ years, occupation Police Officer of No. _____

Presumpt Police Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Albert Wilson

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

Sworn to before me this _____ day of _____ 188 _____

Franklin E Powers

A. White
Police Justice.

0128

Sec. 198—200.

2 District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK,

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

Question. What is your name?

Answer.

William Stanley

Question. How old are you?

Answer.

18 years

Question. Where were you born?

Answer.

New York

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

Answer.

116 Christopher St

Question. What is your business or profession?

Answer.

Telegraph

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
Wm Stanley

Taken before me this

day of

July

188

23

Police Justice.

0129

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

Defendant

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

Dated *Feb 23* 18*90* *H. J. White* Police Justice.

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

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

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

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

0130

Police Court---

2 311 District

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Albert Wilson

390

vs. Brown

William Stanley

2

3

4

Offence: Supply
from the person

Dated

Feb 23 1890

White

Magistrate.

Power

Officer.

Precinct.

Witnesses

No.

Street.

No.

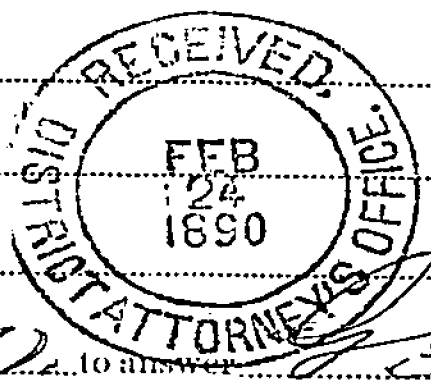
Street.

No.

Street.

\$

150.00



Ben

G. R. Menon

BAILED,

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

0132

District Attorney's Office, 36

CITY AND COUNTY OF NEW YORK.

March 11 1894

CAPTAIN OR OFFICER IN COMMAND.

Dear Sir:

I desire to see Officer J. E. Powers
now attached to your command ~~is~~
formerly in 8th Precinct
in relation to the case of
Wm. Stanley
sentenced one year to Elmore
years and 90 months imprisonment by
Reverend Judge

Please ask the officer to bring such information in relation to the case, and as to the previous record of the prisoner, as he may be enabled to obtain.

Yours truly,

HENRY W. UNGER,

Deputy Assistant and Secretary to the District Attorney.

0133

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

William Stanley

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

— *William Stanley* —
of the CRIME OF GRAND LARCENY in the *first* degree, committed as follows:

The said

William Stanley —

late of the City of New York, in the County of New York aforesaid, on the *twenty-third*
day of *February* in the year of our Lord one thousand *eight* hundred and
~~eighty-ninety~~ *in the night* - time of the said day, at the City and County
aforesaid, with force and arms,

*one watch of the
value of three dollars and
fifty cents*

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

John L. Fellows,
District Attorney.

0134

BOX:

387

FOLDER:

3603

DESCRIPTION:

Stumpf, Francis

DATE:

02/21/90



3603

Witnesses;

Charles Lehr

off. Weblorn

I recommend the acceptance
of a plea of attempt
at burglary in the
third degree.
Feb 27/90. *W.D. O'Connell*
offh

191

Counsel, *Hembelmay*
Filed *21* day of *Feb* 18 *90*
Pleads, *Not guilty*

THE PEOPLE

vs.
25
divided - 10 to 10
65th St + 10th Ave

Francis Stampf

Burglary in the Third degree.
and Petit Larceny.
[Section 498, 506, 508, 509, 510, 511, 512]

25th St
JOHN R. FELLOWS
District Attorney.

A True Bill.

James McKeen

Forfeited.
Park III February 27/90
Pleads. Attorney Dury. 3rd day

S.P. 2 yrd

0135

0136

CITY AND COUNTY
OF NEW YORK, ss.

POLICE COURT, 5 DISTRICT.

of No. 22 West 64th Street, aged 22 years,

occupation Inspector being duly sworn deposes and says

that on the 5th day of July 188

at the City of New York, in the County of New York, at about the hour of 8 1/2 o'clock P.M. on said date this defendant came to my house on 4th Avenue in company with another man and left there two horse blankets and immediately left the house without saying anything in regard to said blankets

John S.attery

Sworn to before me this

of July

1880

day

Police Justice.

0137

Police Court—5 District.

City and County } ss.:
of New York,

of No. 818 10th Avenue Street, aged 22 years,

occupation Express of 65 St bet 114 Avenue & 115th Street being duly sworn
deposes and says, that the premises ~~is~~ situated on the South 10th Street, 32 Ward

in the City and County aforesaid the said being a One story frame

building

and which was occupied by deponent as a stable

~~and in which there was at the time a horse being, by name~~

were BURGLARIOUSLY entered by means of forcibly wrenching
the stable off the door of said premises

on the 9th day of February 1890 in the night-time, and the
following property feloniously taken, stolen, and carried away, viz:

Two horse blankets of the
value of (Eleven Dollars)

the property of Deponent
and deponent further says, that he has great cause to believe, and does believe, that the aforesaid
BURGLARY was committed and the aforesaid property taken, stolen and carried away by
Francis Stump (now here)

for the reasons following, to wit: that at the hour of
3 O'clock P.M. on said date deponent
locked and securely fastened the
door of said premises leaving said
property therein, and at about the
hour of 8 O'clock A.M. on February
9th deponent discovered that said
premises had been entered as
aforesaid and said property taken

0139

Sec. 198-200.

5 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer.

Francis Stumpf

Question. How old are you?

Answer.

25 years

Question. Where were you born?

Answer.

New York City

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

Answer.

North East 65 St & 10 Ave - 4 months

Question. What is your business or profession?

Answer.

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 have nothing to say at
present*
Francis Stumpf
Mark

Taken before me this

1890

Police Justice.

0140

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

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

Dated *July 10* 18*90* *Wm. J. [Signature]* Police Justice.

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

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

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

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

0141

112 0 12 0 0 2
C. W. 2 6. 6 x

12426 / 18 1/2 26 2
5 1 7 0 1 10 1 10 1 1 2
31 1 x 12 1 2 6 7 10

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court---

246 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Charles Ketr
1818 107 Ave
Francis Stump

1

2

3

4

Officer
M. J. McGowan

Dated

Feb 10 1890

Magistrate.

Officer.

Precinct.

Witnesses

No.

No.

No.

\$

RECEIVED
FEB 10 1890
OFFICE
ATTORNEY

to answer

Come

0142

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Francis Stumpf

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

Francis Stumpf

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

The said

Francis Stumpf

late of the *Twenty-second* Ward of the City of New York, in the County of New York, aforesaid, on the *eighth* day of *February* in the year of our Lord one thousand eight hundred and *ninety*, with force and arms, at the Ward, City and County aforesaid, a certain building there situate, to wit: the *stable* of one

Charles Lehr

feloniously and burglariously did break into and enter, with intent to commit some crime therein, to wit: with intent, the goods, chattels and personal property of the said

Charles Lehr

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

0143

SECOND COUNT—

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

— Francis Stumpf —
of the CRIME OF Petit LARCENY committed as follows:

The said Francis Stumpf

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

two blankets of the value of five
dollars and fifty cents each

of the goods, chattels and personal property of one Charles Lehr

in the stable of the said Charles Lehr —

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

John R. Felloe,
District Attorney.

0144

BOX:

387

FOLDER:

3603

DESCRIPTION:

Sullivan, John

DATE:

02/05/90



3603

0145

BOX:

387

FOLDER:

3603

DESCRIPTION:

Geoghan, James

DATE:

02/05/90



3603

Witnesses:

Salatore Muzquitta
Off. O'Rourke

*It appearing by the within affidavit
that it is impossible to secure the at-
tendance of Salvatore Muzquitta
a material and necessary witness for
the People and without whose evidence
a conviction cannot be had. I there-
fore respectfully recommend that the
defendant herein *John Sullivan*
James Geoghan be
discharged on his own recognizance
N. Y. Sup. Ct. B. 1890*

James T. Haddock
Attorney at Law
District Attorney

Box 19

Counsel,
Filed *27* day of *July* 1890
Plends, *Whitely*

THE PEOPLE
vs.
John Sullivan
and *James Geoghan*
Grand Larceny, Second Degree.
(From the Person.)
[Sections 528, 587 — Penal Code].

JOHN R. FELLOWS,
District Attorney.

A True Bill.

James T. Haddock
Att. 3/90 Foreman.
Dishy? on what
own recognizance
on motion of District
Attorney J. T. Haddock

0146

0147

Police Court— / — District.

Affidavit—Larceny.

City and County }
of New York, } ss.

Salvatore Maggiora
of No. 59 Mulberry — Street, aged 22 years,
occupation Laborer.

being duly sworn
deposes and says, that on the 27th day of January 1890 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession and

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

One Silver Watch of the value of
Five Dollars

the property of deponent.

and that this deponent
has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,
and carried away by John Sullivan (a) James

Geoghan. (both now here) from the fact
that at, or about, the time of 4:30 P.M.
on said date, deponent, was standing
in Mott near North Street, when the
said deponents came and stood
in front of deponent. That the said
Geoghan, commenced pushing
deponent, and deponent saw the
said Sullivan take steel and
carry away said property from the
left hand pocket of the vest then on deponent's
person, and that the said Sullivan
in company with the said Geoghan,
ran away from deponent with said property
in their possession. Salvatore Maggiora

Subscribed before me, this 28 day

of January 1890

1890

Police Justice.

0148

Sec. 198-200.

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK,

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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 found the watch on the
side of the car*

John Sullivan

Taken before me this

day of *November* 1897

John J. Moore
Police Justice.

0149

Sec. 198-200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

*I am not guilty of the
Charge*

James Geoghan

Taken before me this

day of

188

Police Justice.

0150

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 Defendants

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

Dated May 25 1890 John H. Connor Police Justice.

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

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

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

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

015.1

Police Court---

186

District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Salvatore Muzzio
57 Mulberry St
John Sullivan
James Goughan

BAILED,

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

~~Not appearing by the within affidavits
that it is impossible to secure the at-
tendance of Salvatore Muzzio
a material and necessary witness for
the People and without whose evidence
a conviction cannot be had. I there-
fore respectfully recommend that the~~

~~defendant herein John Sullivan
and James Goughan be
discharged on his own recognizance.~~

~~N. Y. July 28-1890~~

~~District Attorney~~

Dated

January 28 1890
Gorman

Magistrate.

Officer.

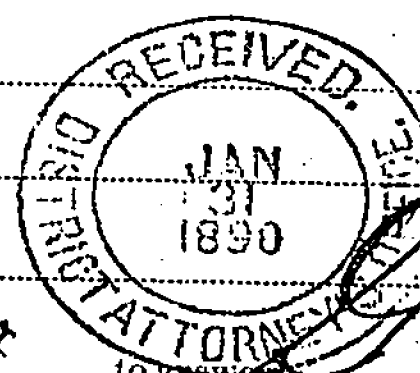
Precinct.

No.

No.

No.

\$



Street.

Street.

Call

Person

0152

DIRECTIONS.

The Grand Jury Rooms are in the third story of large brown tone Building in Chambers Street, near Centre Street, adjoining the New Court House in the Park.

When you arrive at the witness room, hand this Subpoena to the officer or Clerk at the desk.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

Affidavit wanted ask to see Mr. Gray
SUBPOENA FOR A WITNESS TO ATTEND THE GRAND JURY OF THE COURT OF
GENERAL SESSIONS.

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

To *Salvatore Mazzotta*

of No. *39 Mulberry* Street

YOU ARE COMMANDED to appear before the Grand Jury of County of New York, at the Grand Jury Room, in the third story of the Sessions Building, adjoining the New Court House in the City Hall Park, in the City of New York, on the *31* day of *March* 1890, at the hour of 10½ in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York, against

John Sullivan et al

Dated at the City of New York, the first Monday of *March* in the year of our Lord 1890.

JOHN R. FELLOWS, District Attorney.

0153

Court of General Sessions.

THE PEOPLE

vs.

John Sullivan et al

City and County of New York, ss :

William Gallagher

being duly

sworn, deposes and says : I reside at No. *207 West*
Street, in the City of New York. I am a Subpoena server in the office of the District Attorney of the
City and County of New York. On the *28th* day of *March* 1890,
I called at *57 Mulberry Street*,

the alleged *residence* of *Salvatore Magzotta*

the complainant herein, to serve him with the annexed subpoena, and was informed by his

*sister that he had gone to Pennsylvania to work in the
mines and would not come back again. I called on other
occasions with the same result*

Sworn to before me, this

day

of

188

William Gallagher

Subpoena Server.

Noted and filed with the District Attorney

0154

Court of General Sessions.

THE PEOPLE, on the Complaint of

Charlotte Wigglesworth

vs.

John Sullivan case

JOHN R. FELLOWS,

District Attorney.

Affidavit of

William C. Sullivan

Subpoena Server.

Failure to Find Witness.

0155

DIRECTIONS.

The Grand Jury Rooms are in the third story of large brown stone Building in Chambers Street, near Centre Street, adjoining the New Court House in the Park.

When you arrive at the witness room, hand this Subpoena to the officer or Clerk at the desk.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

ask to see Mr. Day - affidavit Wanted
SUBPOENA FOR A WITNESS TO ATTEND THE GRAND JURY OF THE COURT OF
GENERAL SESSIONS.

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

Salvatore Muzzio
to *Salvatore Muzzio*

of No. *59 Mulberry* Street, *New York*

YOU ARE COMMANDED to appear before the Grand Jury of the County of New York,
at the Grand Jury Room, in the third story of the Sessions Building, adjoining the New Court House
in the City Hall Park, in the City of New York, on the *26* day of
February, 18 *1904*, at the hour of 10¹/₂ in the forenoon of the same day, as a witness
in a criminal action prosecuted by the people of the State of New York, against

John Sullivan et al.

Dated at the City of New York, the first Monday of
in the year of our Lord, 18 *1904*

February

JOHN R. FELLOWS, *District Attorney.*

If the Grand Jury adjourns without explanation, inquire at the District Attorney's office, if necessary.

W. H. C.

Submanu Server

Court of General Sessions.

THE PEOPLE, on the Complaint of

Salvatore Murgenthal

vs.

John R. Fellows
Attorney

JOHN R. FELLOWS,
District Attorney.

Affidavit of

Wm. Gallagher
Subpoena Server.

Failure to Find Witness.

0157

0158

DIRECTIONS.

The Grand Jury Rooms are in the third story of large brown tone Building in Chambers Street, near Centre Street, adjoining the New Court House in the Park.

When you arrive at the witness room, hand this Subpoena to the officer or Clerk at the desk.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

SUBPOENA FOR A WITNESS TO ATTEND THE GRAND JURY OF THE COURT OF GENERAL SESSIONS.

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

To Salvatore Mazzotta

of No. 59 Mulberry Street

YOU ARE COMMANDED to appear before the Grand Jury of County of New York, at the Grand Jury Room, in the third story of the Sessions Building, adjoining the New Court House in the City Hall Park, in the City of New York, on the day of March ~~April~~ 31st 1890, at the hour of 10 $\frac{1}{2}$ in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York, against

John Sullivan et al

Dated at the City of New York, the first Monday of March in the year of our Lord 1890.

JOHN R. FELLOWS, District Attorney.

sworn, deposes and says: I am a Police Officer

0159

GLUED PAGE

Part of General Sessions.

THE PEOPLE

vs.
m. Sullivan
et al

and County of New York, ss.:

John M. O'Rourke being duly
sworn, deposes and says: I am a Police Officer attached to the Precinct,
in the City of New York. On the 31st day of March 1890
I called at No 59 Mulberry

the alleged Residence of Salvatore Inzigo
the complainant herein, to serve him with the annexed subpoena, and was informed by his
Sister, that he gone to the Country about
about 6 weeks ago, and she was unable
to tell to what part she had gone, and she had
no knowledge of when he would return, or
if he has any intention of returning.

Sworn to before me, this 31st day
of March 1890

John M. O'Rourke
Commissioner of Decds N. Y. Co

Court of General Sessions.

THE PEOPLE, on the Complaint of

Salvatore Muzgetti

vs.

John J. Sullivan
Def.

JOHN R. FELLOWS,
District Attorney.

Apparatus of Police Officer

John W. O'Pade
6 Precinct.

Failure to Find Witness.

0160

016.1

DIRECTIONS.

The Grand Jury Rooms are in the third story of large brown stone Building in Chambers Street, near Centre Street, adjoining the New Court House in the Park.

When you arrive at the witness room, hand this Subpoena to the officer or Clerk at the desk.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

SUBPOENA FOR A WITNESS TO ATTEND THE GRAND JURY OF THE COURT OF
GENERAL SESSIONS.

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

To Salvatore Muzzetta

of No. 179 Mulberry Street,

YOU ARE COMMANDED to appear before the Grand Jury of the County of New York, at the Grand Jury Room, in the third story of the Sessions Building, adjoining the New Court House in the City Hall Park, in the City of New York, on the 26 day of February, 18 , at the hour of 10 $\frac{1}{2}$ in the forenoon of the same day, as a witness in a criminal action prosecuted by the people of the State of New York, against

John Sullivan et al.

Dated at the City of New York, the first Monday of
in the year of our Lord, 18 .

February,

JOHN R. FELLOWS, *District Attorney.*

0162

Court of General Sessions.

THE PEOPLE

Salvatore Muzzotta

vs.

John Sullivan Et al.

City and County of New York, ss.:

John O'Rourke being duly sworn, deposes and says: I am a Police Officer attached to the sixth Precinct, in the City of New York. On the 25th day of February 1890, I called at 59 Mulberry Street, N.Y. City.

the alleged residence of Salvatore Muzzotta the complainant herein, to serve him with the annexed subpoena, and was informed by the lady

and gentleman that he lived with, that he had gone to the country some time ago, and they were unable to say, when he would come back, or what part of the country he went to, I also called to-day and failed to ascertain his present whereabouts

Sworn to before me, this 26 day
of Feb 1890.
James H. Driscoll
COMMISSIONER OF DEETS
N. Y. C.

John M. O'Rourke

Court of General Sessions.

THE PEOPLE, on the Complaint of

Sabatoro Muzziotta

John Sullivan

Offense

JOHN R. FELLOWS,
District Attorney.

Affidavit of Police Officer

John O'Rourke
6th

Precinct.

Failure to Find Witness.

0163

0164

DIRECTIONS.

The Grand Jury Rooms are in the third story of large brown tone Building in Chambers Street, near Centre Street, adjoining the New Court House in the Park.

When you arrive at the witness room, hand this Subpoena to the officer or Clerk at the desk.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

SUBPOENA FOR A WITNESS TO ATTEND THE GRAND JURY OF THE COURT OF GENERAL SESSIONS.

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

To Salvatore Mezzetto
of No. 39 Mulberry Street.

YOU ARE COMMANDED to appear before the Grand Jury of County of New York, at the Grand Jury Room, in the third story of the Sessions Building, adjoining the New Court House in the City Hall Park, in the City of New York, on the day of ~~April~~ 2nd 1890, at the hour of 10 $\frac{1}{2}$ in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York, against

John Sullivan Et. al.
Dated at the City of New York, the first Monday of March
in the year of our Lord 1890.

JOHN R. FELLOWS, *District Attorney.*

0165

Court of General Sessions.

THE PEOPLE

vs.

John Sullivan et al

City and County of New York, ss.:

John M. O'Rourke being duly sworn, deposes and says: I am a Police Officer attached to the Precinct, 6 in the City of New York. On the 2nd day of April 1890, I called at 59 Mulberry

the alleged Residence of *Salvatore Mazzetta* the complainant herein, to serve him with the annexed subpoena, and was informed by his

Sister, that he had gone to the country, to work, about two months ago, and she did not know what part of the country he went to or when he would come back

Sworn to before me, this 2nd day of April 1890
Jas H. Criswell
COMMISSIONER OF DEEDS
N. Y. C.

John M. O'Rourke,

If it is very inconvenient for you to attend on the day designated, let the District Attorney's Officer or Clerk in the witness room know this at an early moment.
If you do not obey this Subpoena, or do not explain your absence, the Court will enforce your attendance by attachment, and fine you.
If you are ill when served, send timely notice of that fact to the District Attorney.
If other witnesses in this case are taken up, you may be called upon to appear in Court.

Court of General Sessions.

THE PEOPLE, on the Complaint of

Salvatore Muzzetta

vs.

John Sullivan & Co.

Offence: Grand Larceny

JOHN R. FELLOWS,

District Attorney.

Affidavit of Police Officer

John M. O'Hara

6th Precinct

Failure to Find Witness.

0166

0167

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 Sullivan and
James Geoghan*

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

John Sullivan and James Geoghan
of the CRIME OF GRAND LARCENY in the *second* degree, committed as follows :

The said

John Sullivan and James Geoghan, both

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

*one watch of the
value of five dollars*

of the goods, chattels and personal property of one *Salvatore Mazziotta*
on the person of the said *Salvatore Mazziotta*
then and there being found, from the person of the said *Salvatore Mazziotta*
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.

0168

SECOND COUNT—

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

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

The said

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

of the goods, chattels and personal property of one

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

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

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

JOHN R. FELLOWS,

District Attorney.

0169

BOX:

387

FOLDER:

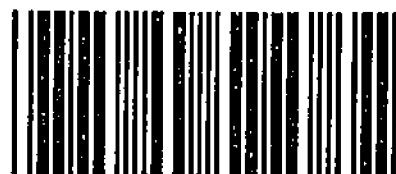
3603

DESCRIPTION:

Sullivan, John

DATE:

02/10/90



3603

0170

Witnesses:

Samuel Maguire
Elizabeth Moore

49. v. 1

Counsel,

Filed

10 day of *July* 1890

Plends,

THE PEOPLE

vs.

P

John Sullivan

Bartholomew in the second degree,
and Grand Jurors first degree

[Section 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100]

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Samuel Moore

Foreman.

July 11/90

Samuel Moore

S.P. 2 yrs 11 mo.
P.B.M.

0171

Police Court—4—District.

City and County } ss.:
of New York.Jane McGuire Maguire
of No. 6 Livingston Place Street, aged 24 years,
occupation Servant being duly sworndeposes and says, that the premises No. 6 Livingston Place Street, 18th Ward
in the City and County aforesaid the said being a Brown stone buildingand which was occupied by deponent as Employer as a Dwelling House
and in which there was at the time a human being, by name Sarah McLaughlin
and three otherswere BURGLARIOUSLY entered by means of forcibly opening an iron
gate leading into the basement of said
premiseson the 29 day of January 1890 in the night time, and the
following property feloniously taken, stolen, and carried away, viz:One leather purse containing good
and lawful money of the United States
of the amount and value of Twenty
five dollars

the property of Lizzie Moss a servant in said house

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

John Sullivan (marked)

for the reasons following, to wit:

That deponent saw said
defendant in the hallway of the basement
of said premises and immediately thereafter
she missed the aforesaid property
That deponent is informed by
Alfred Small that he saw said
defendant throw the aforesaid described
property in the gutter in Livingston
Place in said City

Jane Maguire

Sworn to before me
this 30th day of Jan'y 1890
John J. Maguire
Police Justice

0172

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 14 years, occupation Alfred Small
School Boy of No.

403 E 15th Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Jane McGuire

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

Sworn to before me, this 30
day of July, 1898

Alfred Small

John J. [Signature]
Police Justice.

0173

Sec 198-200.

CITY AND COUNTY
OF NEW YORK, ss.

14th District Police Court.

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

Question. What is your name.

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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
and waive further examination
John Sullivan

Taken before me this

day of

Police Justice.

0174

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 Jan 30 1890 J. M. [Signature] Police Justice.

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

Dated _____ 188 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

0175

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

49 B.O. 191
Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

John Maguire
6 Livingston Place
John Sullivan

1
2
3
4

Offence Burglary

Dated Jan 30 1890

Ford Magistrate
Pharm Officer.

Witnesses Alfred Small

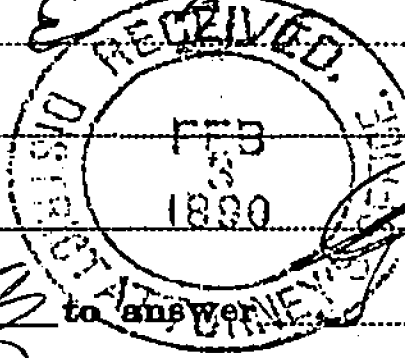
No. 4030 E 15th Street.

George D O. Neefe

No. 346 E Street.

No. _____ Street.

\$ 100.00 to answer



0176

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 Sullivan

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

John Sullivan

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

The said *John Sullivan*.

late of the *Eighth* Ward of the City of New York, in the County of New York
aforesaid, on the *29th* day of *January*, in the year
of our Lord one thousand eight hundred and *nineteen*, with force and arms, about the
hour of *twelve* o'clock in the *night* time of the same day, at the Ward,
City and County aforesaid, the dwelling house of one

Nathaniel W. S. Patton,

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

one Sarah Mc Sanghlin.

within the said dwelling house, with intent to commit some crime therein, to wit: the goods,
chattels and personal property of the said *Nathaniel W. S. Patton*.

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

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

0177

SECOND COUNT—

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

John Sullivan.
of the CRIME OF ^{Grand} ~~Grand~~ LARCENY in the first degree, committed as follows:

The said John Sullivan.

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

one purse of the value of Twenty
five cents, and the sum of Twenty
five dollars in money, lawful
money of the United States of
America, and of the value of
Twenty five dollars.

of the goods, chattels and personal property of one Sizzie Moss.

in the dwelling house of the said Nathaniel W.S. Cotton.

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

John P. Collins,
District Attorney

0178

BOX:

387

FOLDER:

3603

DESCRIPTION:

Sullivan, Martin F.

DATE:

02/12/90



3603

0179

Witnesses;

Edward L. Tinkels

JB
126
Counsel,
Filed
Pleads,
12/13/90
1890

THE PEOPLE
vs.
P
Martin J. Sullivan
Grand Larceny
[Sections 528, 531 - Penal Code].

John R. Fellows
JOHN R. FELLOWS,
District Attorney.

A True Bill.

Harmon W. Keever
Foreman.
12/13/90
July 13/90
Pleads, G. J. Gray
Elmira Ref. P.M.

0180

Police Court— / — District.

Affidavit—Larceny.

City and County }
of New York, } ss.

of No. 397 Madison Street, aged 31 years,
occupation Driver 41 North being duly sworn

deposes and says, that on the 29th day of January 1890 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent, in the day time, the following property, viz:

One piece of cloth of the value
of Seventy five dollars

the property of Schoff Fairchild and Company
and in care and charge of deponent

and that this deponent
has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,
and carried away by Martin F. Sullivan (now here)
for the reasons that deponent saw
the defendants take said property
from deponent's truck standing on
Leonard Street.

E. L. Tibbets

Sworn to before me, this 30 day

of January 1890

John J. McNamee Police Justice.

0-18-1

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, } ss.

District Police Court.

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

Question. What is your name?

Answer. *Martin J. Sullivan*

Question. How old are you?

Answer. *20 years*

Question. Where were you born?

Answer. *England*

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

Answer. *No home*

Question. What is your business or profession?

Answer. *Sailor*

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*
M J Sullivan

Taken before me this 30

day of December 1890

John J. Sullivan
District Police Justice.

0182

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

Dated July 30 1890 John J. Horner Police Justice.

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

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

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

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

0183

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Police Court---

206

District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Edward L. Tibbets
397 vs. *Madison*
Martha J. Sullivan

2

3

4

Dated *Jan 30* 18*90*

Gorman Magistrate.

Pratt Officer.

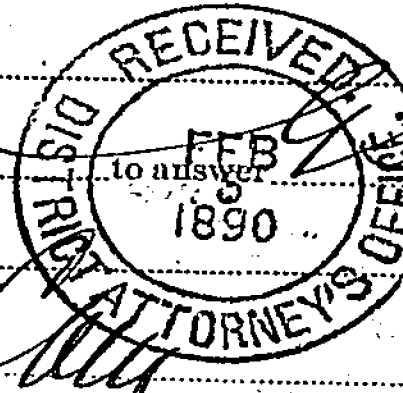
Witnesses *Frank J. H. H. H.*

No. *41* *Worth* Street.

No. _____ Street.

No. _____ Street.

\$ *4.00* to answer



gh

0184

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against
Martin F. Sullivan

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

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

The said *Martin F. Sullivan*

late of the City of New York, in the County of New York aforesaid, on the *twenty-ninth*
day of *January* in the year of our Lord one thousand eight hundred and *ninety*,
at the City and County aforesaid, with force and arms,
one piece of cloth of the value
of seventy-five dollars, and
twenty-five yards of cloth of the
value of three dollars each yard

of the goods, chattels and personal property of one

Arno N. Schoff

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

John R. Fellows,
District Attorney.

0185

BOX:

387

FOLDER:

3603

DESCRIPTION:

Sullivan, Thomas

DATE:

02/26/90



3603

0186

BOX:

387

FOLDER:

3603

DESCRIPTION:

Mooney, Edward

DATE:

02/26/90



3603

Witnesses:

Bartholomew Miller

Off Logan

Feb 26/90

The charge against Edward Mooney was dismissed by the Grand Jury; but through an error this case has been filed against both defendants.

Therefore the indictment as to Mooney should be dismissed and he discharged from custody

Justices
Deputy

238

L. Kavan

Counsel,

Filed

26 day of Feb 1890

Pleads

vs. THE PEOPLE

Thomas Sullivan

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

and Edward Mooney

JOHN B. FELLOWS,

District Attorney.

Chas. J. Plead G. L. 2nd

A TRUE BILL.

Lawrence McKeen

Foreman.

Feb 26/90

Indictment dismissed

P.B.M.

P. L. 2 yrs & mos f. 17.

Feb 26/90

0187

0188

Police Court 2 District.

Affidavit—Larceny.

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

Catharine Miller

of No. 20 Charlton Street, aged 64 years,
occupation Keep House being duly sworn

deposes and says, that on the 14 day of Feb 1890 at the City of New

York, in the County of New York, was feloniously taken, stolen and carried away from the possession of
person of deponent, in the day time, the following property, viz:

A Pocket book containing

good and lawful money of

the United States to the amount

and value of twelve dollars

(\$12.00)

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 Thomas Sullivan and Edward

McCarthy from the fact deponent was
walking down Macdougall Street south

of Beekman Street on the west side
and she had the said property

in her left hand when the defendant
Sullivan did feloniously take said

and carry away the said property from
the person and possession of deponent

Deponent is informed by Thomas
Logan of the 15 Precinct Police that he

found the property which deponent
identifies as the said property in

the possession of the defendant
Sullivan the Officer further says

Subscribed and sworn to before me this 14th day of Feb 1890

Notary Public

0189

that while he was taking the defendant Sullivan to the Station House the defendant Mooney came up to the defendant Sullivan and extended to him his hand and the defendant Sullivan took the said property out of his pocket and attempted to pass it to the defendant Mooney and the defendant Mooney attempted to take it from the defendant Sullivan when he the officer knocked the arm of the defendant Sullivan and the effect of such a knock was the cause of the defendant Sullivan dropping the said property to the ground when he the officer caused the defendants Mooney's arrest.

Wherefore deponent charges the said defendants with being together and acting in concert with each other feloniously taking stealing and carrying away the said property from the person and possession of deponent and pray that they may be held and dealt with as the law directs.

Sworn to before me
this 14th day of Feb 1890

[Signature]
Police Justice

[Signature] Catherine Mortimer

0190

CITY AND COUNTY } ss.
OF NEW YORK, }

Thomas Logan
aged 30 years, occupation Policeman of No.

253 Mercer Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Frederick Miller

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

Sworn to before me, this 14
day of February 1898

Thomas Logan

T. Logan
Police Justice

0191

Sec. 198-270.

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK,

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

Question. What is your name?

Answer. *Thomas Sullivan*

Question. How old are you?

Answer. *28 years*

Question. Where were you born?

Answer. *MS*

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

Answer. *Excluded*

Question. What is your business or profession?

Answer. *Laborer*

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

Answer. *I have nothing to say*

Thomas X Sullivan
Ward

Taken before me this

14

day of

July

1887

Police Justice.

[Signature]

0192

Sec. 198-200.

CITY AND COUNTY }
OF NEW YORK, } ss.

2 District Police Court.

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

Question. What is your name?

Answer. *Edward M. Mory*

Question. How old are you?

Answer. *23 years*

Question. Where were you born?

Answer. *England*

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

Answer. *24 Downing Street 6 years*

Question. What is your business or profession?

Answer. *Reporter*

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*

Edward M. Mory
Mory

Taken before me this
day of *July* 189*7*

Police Justice

0193

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

Thomas Sullivan
and Edward Mooney

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

Dated Feb 24 1898 [Signature] Police Justice.

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

Dated _____ 18 _____ Police Justice.

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

Dated _____ 18 _____ Police Justice.

0194

BAILED,

No. 1, by _____
Residence _____ Street.

No. 2, by _____
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

Police Court--- 274 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Catharine Miller
20 Charlton St.

Thomas Sullivan
Edward Mooney

3. _____
4. _____

Dated *Oct 24* 18*90*
Hogan Magistrate.
Logan Officer.
15 Precinct.

Witnesses *H S Shaw*
No. *125 Greenwich Ave* Street.

Notify
No. *Cornwall St* Street.

No. *75 Charlton St* Street.
\$ *1000*



Row *9* *12*
more *paid*

0195

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

Thomas Sullivan
and
Edward Mooney

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by

this indictment, accuse

Thomas Sullivan
and *Edward Mooney*

of the CRIME OF GRAND LARCENY IN THE *second* DEGREE,

committed as follows:

The said

Thomas Sullivan and Edward Mooney both

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

Twelve

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

Twelve
dollars; divers United States Silver Certificates of a number and denomination to the Grand
Jury aforesaid unknown, of the value of

Twelve

dollars; divers United States Gold Certificates of a number and denomination to the
Grand Jury aforesaid unknown, of the value of

Twelve

dollars; divers coins of a number, kind and denomination to the Grand Jury aforesaid
unknown, of the value of

ten dollars, and one

pocketbook of the value of fifty
cents

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

JOHN R. FELLOWS, District Attorney.

0196

BOX:

387

FOLDER:

3603

DESCRIPTION:

Szandravitz, Bernard

DATE:

02/28/90



3603

0197

305

Witnesses:

off. Verhoren

Counsel,
Filed *27* day of *July* 188*8*
Pleads, *Allegedly attached*

THE PEOPLE
vs.
Bernard Spandorff
VIOLATION OF EXCISE LAW.
(Selling without License.)
[Ill. R. S. (7th Ed.) page 1981, § 13, and
of 1888, Chap. 340, § 6].

JOHN R. FELLOWS,
District Attorney.
*Transferred to the Court of Special
Sessions for the purpose of final disposition.
Part 2. March 27, 1888.*
A True Bill.
James H. Hester

Foreman.
Transferred to the Court of Special
Sessions for the purpose of final disposition.
Pe 188

0198

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

THE PEOPLE OF THE STATE OF NEW YORK,
AGAINST

Bernard Gandravit

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

(III. Revised
Statutes, [7th
edition] p. 1981
Section 13).

Bernard Gandravit
of the CRIME OF SELLING STRONG AND SPIRITUOUS LIQUORS AND WINES
WITHOUT A LICENSE, committed as follows:

The said

Bernard Gandravit
late of the City of New York, in the County of New York aforesaid, on the
day of *December* in the year of our Lord one thousand eight hundred and
eighty-*nine*, at the City and County aforesaid, certain strong and spirituous
liquors, and certain wines, to wit: one gill of wine, one gill of brandy, one gill of rum, one
gill of gin, one gill of 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, in
quantity less than five gallons at a time, to *Peter Verhoeven and to*

certain *other* persons whose names are to the Grand Jury aforesaid unknown, without
having a license therefor, as required by law, contrary to the form of the Statute in such case
made and provided, and against the peace and dignity of the People of the State of New York.

(Laws of 1883,
chapter 340 sec-
tion 5)

SECOND COUNT—

John R. Feltow
District Attorney
And the Grand Jury aforesaid, by this indictment, further accuse the said

of the CRIME OF SELLING STRONG AND SPIRITUOUS LIQUORS, ALES, WINE AND
BEER WITHOUT A LICENSE, to be drank upon the premises, committed as follows:

The said

late of the City and County aforesaid, afterwards, to wit: on the day and in the year
aforesaid, at the City and County aforesaid, and at the premises there situate, known as
number

certain strong and spirituous liquors, and certain ales, wines 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 to

certain persons whose names are to the Grand Jury aforesaid unknown, to be
drank upon the premises aforesaid, without having a license therefor, as required by law,
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.

0199

(Laws of 1883,
chapter 840 sec.
tion 5.)

THIRD COUNT:

And the Grand Jury aforesaid, by this indictment, further accuse the said of the CRIME OF GIVING AWAY STRONG AND SPIRITUOUS LIQUORS, ALES, WINE AND BEER WITHOUT A LICENSE, to be drank upon the premises, committed as follows:

The said

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, and at the premises there situate, known as number

certain strong and spirituous liquors, and certain ales, wine 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 give away to

certain persons whose names are to the Grand Jury aforesaid unknown, to be drank upon the premises aforesaid, without having a license therefor, as required by law, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.