

03 19

**BOX:**

406

**FOLDER:**

3760

**DESCRIPTION:**

Edwards, Frank

**DATE:**

08/15/90



3760

0320

POOR QUALITY  
ORIGINAL

157.  
Counsel,

Filed

15

day of

Aug 18 90

Pleads,

THE PEOPLE

vs.

Frank Edwards

Grand Larceny Second degree  
[Sections 528, 53, 57, Penal Code].

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Commander

Foreman.

August 18, 1890

Pleads

A.C. & 24

H.P. J.P. H

70



0321

POOR QUALITY  
ORIGINAL

157

Counsel,

Filed 15 day of Aug 1890

Pleads,

27<sup>th</sup> or 10<sup>th</sup> 806<sup>th</sup> THE PEOPLE vs.

Frank Edwards

Grand Larceny 1st degree  
[Sections 528, 531, 532 Penal Code]

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Edmond B. For.

Foreman.

August 18, 1890

Pleaded to the charge

44

20

Witnesses:

John Kelly  
J. J. Donovan

Left has seen

a time in P.

Prigley under

the name of Frank

Edwards

He heard of 27/87

0322

Police Court—

District.

Affidavit—Larceny.

City and County }  
of New York, } ss.

of No.

104 Forsythe

Street, aged

37

years,

occupation

Porter

being duly sworn

deposes and says, that on the

6<sup>th</sup>

day of August

18

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:

Three (3)  
Suits of Clothes, men's  
Wearing Apparel, of the  
value of Seventy Dollars

the property of

Deponent

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

Frank Mars (now  
here) for the reason that  
said property was found  
in the possession of the  
Defendant as well as his  
own admission of guilt,  
of his own free will, in  
open court.

Wherefore now  
Deponent charges said  
Defendant with taking,  
stealing and carrying  
away said property and  
prays that he be dealt with  
as the Law directs

John Kelly  
made

Sworn to before me, this

18<sup>th</sup>

day

of August 1898

Police Justice.



0323

Sec. 198-200

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Frank Edwards* 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 guilty*  
*Frank Edwards*

Taken before me this  
day of *May* 188*8*

Police Justice

0324

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

Benjamin  
Ben ~~guilty thereof, I order that~~ he be held to answer the same and he be admitted to bail in the sum of 100 Hundred Dollars, and be committed to the Warden and Keeper of the City Prison, of the City of New York, until he ~~give such bail~~

Dated Aug 6 1891 John H. [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.

0325

BAILED,

No. 1, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 2, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 3, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 4, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

Police Court---

1214 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

2

3

4

Dated Aug 6<sup>th</sup> 1890

1890

Magistrate.

Officer.

Precinct.

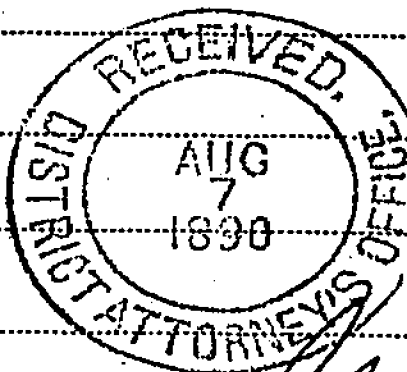
Witnesses \_\_\_\_\_

No. \_\_\_\_\_ Street.

No. \_\_\_\_\_ Street.

No. \_\_\_\_\_ Street.

\$ 1000 to answer U.S.



Canine g<sup>th</sup>



0326

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Frank Edwards*

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

*Frank Edwards*

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

The said

*Frank Edwards*

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

*three coats of the value of twelve dollars each, three vests of the value of five dollars each, and three pair of trousers of the value of six dollars each pair.*

of the goods, chattels and personal property of one

*John Kelly*

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.



0327

SECOND COUNT—

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

*Frank Edwards*

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

The said

*Frank Edwards*

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

*three coats of the value of twelve dollars each, three vests of the value of five dollars each, three pair of trousers of the value of six dollars each pair.*

of the goods, chattels and personal property of one

*John Kelly*

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 Kelly*

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

*Frank Edwards*

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.

0328

**BOX:**

406

**FOLDER:**

3760

**DESCRIPTION:**

Ellenberger, George

**DATE:**

08/18/90



3760



0329

Witnesses:

John Clonney  
Dawson  
Henry Rogers  
John  
405 Brown St

Ed Rogers  
the 11th  
Rachin Goo  
of 1st St  
New for office

1897 Ch Lavin  
Munday Keenan  
R

178

Counsel,  
Filed 18 day of Aug 1890  
Pleads,

THE PEOPLE  
vs.  
George Ellenberger  
Grand Larceny Second degree  
[Sections 628, 634, 635, Penal Code]

JOHN R. FELLOWS,  
District Attorney.

A TRUE BILL  
Dawson

Aug 19, 1890 Foreman.  
Plead as ~~to be~~ F.I.  
4/10/90  
Aug 25/90 22

0330

Police Court

2

District.

Affidavit—Larceny.

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

John Clohesy  
of No. 435 Broome Street, aged 49 years,  
occupation Former goods being duly sworn  
deposes and says, that on the 15 day of August 1889 at the City of New  
York, in the County of New York, was feloniously taken, stolen and carried away from the possession  
of deponent, in the day time, the following property, viz:

a quantity of  
wax beads of the value of about  
three hundred dollars

\$300—

the property of Henry Rogers - 435 Broome St.  
and then in deponent's care

and that this deponent  
has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,  
and carried away by George Ellenburger, (not

arrested) a porter, in the employ of the  
said Henry Rogers, for the reason  
that deponent is informed by  
Charles J. Martin, now here, that  
he saw the said goods in the  
possession of the defendant  
away from the store of the  
said Rogers, where the said  
defendant had no right to take  
them.

John Clohesy

Sworn to before me, this 11 day  
of August 1889

J. DeMott  
Police Justice.



0331

CITY AND COUNTY }  
OF NEW YORK, } ss.

Charles J. Martin  
aged 25 years, occupation Greener of No. 211 West 64th Street, being duly sworn deposes and  
says, that he has heard read the foregoing affidavit of John Clohesy  
and that the facts stated therein on information of deponent are true of deponents' own  
knowledge.

Sworn to before me, this 11  
day of August 1890 } Chas. J. Martin

J. C. Beatty  
Police Justice.

0332

Sec. 108-200.

District Police Court.

CITY AND COUNTY } ss.  
OF NEW YORK, }

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

Question. What is your name?

Answer.

*George Ellenturger*

Question. How old are you?

Answer.

*33 years*

Question. Where were you born?

Answer.

*New York City*

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

Answer.

*150 Elm Street, 4 months*

Question. What is your business or profession?

Answer.

*Porter*

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

Answer.

*I am guilty*  
*Geo Ellenturger*

Taken before me this  
day of *March* 188*8*

Police Justice



0333

Sec. 151.

Police Court 2 District.

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

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police  
Justices for the City of New York, by John C. Leary  
of No. 495 Monroe Street, that on the 15 day of August

1880 at the City of New York, in the County of New York, the following article to wit:

a quantity  
of wax beads of the  
of the value of about three hundred Dollars,  
the property of John C. Leary  
w. a taken stolen and carried away, and as the said Complainant has cause to suspect, and does suspect and  
believe, by George Ellenburger

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

These are Therefore, in the name of the PEOPLE of the State of New York, to command you the said  
Sheriff, Marshals and Policemen, and every of you, to apprehend the bod 7 of the said Defendant  
and forthwith bring him before me, at the 2 DISTRICT POLICE COURT, in the said City, or in  
case of my absence or inability to act, before the nearest or most accessible Police Justice in this City, to answer the  
said charge, and to be dealt with according to law.

Dated at the City of New York, this 11 day of August 1880

Do I C. Leary POLICE JUSTICE.

0334

Police Court 2 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

John Globson

vs.

George Ellenburger

Warrant-Larceny.

Dated August 11 1880

Daniel O'Reilly Magistrate

Bernard P. Connolly Officer.

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

Bernard P. Connolly Officer.

Dated August 11 1880

This Warrant may be executed on Sunday or at  
night.

D. O'Reilly Police Justice.

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

Dated \_\_\_\_\_ 188

Police Justice.

The within named

45<sup>th</sup> St. 33. M. N. S. Corle N. No. 150<sup>th</sup> St. N. York



0335

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 August 12 1898 D. J. R. Kelly Police Justice.

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

Dated \_\_\_\_\_ 18 \_\_\_\_\_ Police Justice.

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

Dated \_\_\_\_\_ 18 \_\_\_\_\_ Police Justice.

0336

BAILED,

No. 1, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 2, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 3, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 4, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

Police Court--- 2 District. <sup>1241</sup>

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*John Clohessy*  
*430 Broome St*  
*George Ellenburger*

2 \_\_\_\_\_  
3 \_\_\_\_\_  
4 \_\_\_\_\_

Offence

Dated *August 12* 188*90*

*O. Reilly* Magistrate.

*Connolly* Officer.

*Com A* Precinct.

Witnesses *Charles J. Martin*

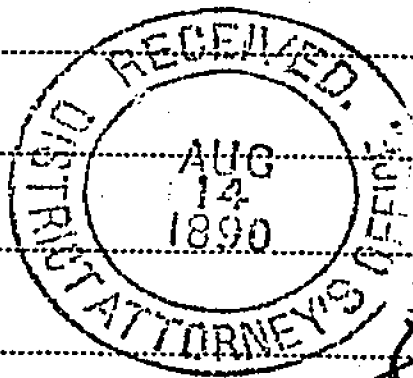
No. *211 West 64* Street.

No. \_\_\_\_\_ Street.

No. \_\_\_\_\_ Street.

\$ *1000* to answer

COMMITTED.



0337

Police Department of the City of New York.

~~District No. 2~~ District Court

New York, August 22 1890

John R. Fellows  
District Attorney  
Sir

Colman Bernard F.  
Kennolly of this Court is absent  
from the City at Fishkill on a  
Warrant since yesterday morning  
and has not returned. If he comes  
in time to day I will send him  
down

Respectfully  
Charles W. Lamb  
Sgt in Command  
2 Dist Court



0338

PART I.

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

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

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

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

To See Recorder Smith

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

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

To

Off Conolly

of No.

Street

YOU ARE COMMANDED to appear before the Court of General Sessions of the Peace in and for the City and County of New York, at the Sessions Building, adjoining the New Court House in the City Hall Park, in the City of New York, on the 22 day of 1890, at the hour of 11 in the forenoon of the same

day, as a witness in a criminal action prosecuted by the People of the State of New York, against

George Ellenberger

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

JOHN R. FELLOWS, District Attorney.

2 DTC  
Bring property, if any, in this case.

0339

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*George Ellenberger*

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

accuse

*George Ellenberger*

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

The said

*George Ellenberger*

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

*a quantity of beads, a more particular  
description whereof is to the Grand  
Jury aforesaid unknown, of the  
value of three hundred dollars*

of the goods, chattels and personal property of one

*Henry Rogers*

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.

0340

SECOND COUNT—

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

*George Ellenberger*  
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY committed as follows:

The said

*George Ellenberger*

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,

*a quantity of beads a more particular description whereof is to the Grand Jury aforesaid unknown, of the value of three hundred dollars*

of the goods, chattels and personal property of one

*Henry Rogers*

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

*Henry Rogers*

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

*George Ellenberger*

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.



0341

**BOX:**

406

**FOLDER:**

3760

**DESCRIPTION:**

Emmer, Charles

**DATE:**

08/05/90



3760

0342

Witnesses:

David a. Sague Jr.  
David a. Sague  
Louis Cresner

Counsel,

Filed

5

day of

Aug

1890

Pleads,

Not Guilty (1)

16

325 E. 115th St.

THE PEOPLE

vs.

P

Charles Emmer

CRIME AGAINST NATURE.

[Sec. 303, Penal Code.]

1 -

10 d All

Aug 11 1890

JOHN R. FELLOWS,

District Attorney.

A TRUE BILL.

Edward A. R.

Foreman.

Part 2 - Sept 4/90.

Ready Guilty of an attempt.

Pen 3 yrs 11 mos.

R. M. &

0343

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

Police Court, 5 District.

*Samie A. Saggi*  
 of No. *248 East 119<sup>th</sup>* Street, being duly sworn, deposes and  
 says, that on the *18<sup>th</sup>* day of *July*, 18*90*

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

*Charles. Emmen (now here)*  
 did feloniously commit a  
 detestable, and abominable  
 crime against Nature in violation  
 of section 303. of the Penal Code of  
 the State of New York.

From the following reasons  
 I think that deponent is informed  
 by Louis Dresner. That he saw the  
 said Emmen put his Penis into  
 the mouth of deponent's son. Samie  
 A. Saggi aged 6 years. in a stable  
 located in premises No. 249 East  
 119<sup>th</sup> Street, Deponent. Therefore charges  
 that the said Emmen did feloniously  
 and carnally know the body of deponent's  
 son. aged six years. in a manner  
 contrary to Nature

*From Deponent's son David Saggi.*  
*This 20 day of July 1890*

*ced & em*  
*Robt. J. Hwa*



0344

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Louis Dresner*  
aged *14* years, occupation *School Boy* of No.

*311 E 119* Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of *Samuel A. Squire*

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

Sworn to before me, this

day of

188

*20* } *Louis Dresner*  
*July* }  
*90* }

*my 612*

Police Justice.

0345

Sec. 198-200.

District Police Court.

CITY AND COUNTY } ss.  
OF NEW YORK, }

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

Question. What is your name?

Answer. *Charles Emmen*

Question. How old are you?

Answer. *16 years*

Question. Where were you born?

Answer. *Ireland*

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

Answer. *329 East 115 St. 1 Year*

Question. What is your business or profession?

Answer. *Port Blues &c.*

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

Answer. *I am not guilty*  
*Charles Emmen*  
*Mundt*

Taken before me this

day of *July* 189*9*

Police Justice.

0346

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

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 20 1890 [Signature] Police Justice.

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

Dated, \_\_\_\_\_ 189 \_\_\_\_\_ Police Justice.

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

Dated, \_\_\_\_\_ 189 \_\_\_\_\_ Police Justice.



0347

Police Court---

1115 District

THE PEOPLE, &c. 239

ON THE COMPLAINT OF

*Samuel W. Dwyer*  
*Charles Emmen*

BAILED,

No. 1, by .....

Residence ..... Street.

No. 2, by .....

Residence ..... Street.

No. 3, by .....

Residence ..... Street.

No. 4, by .....

Residence ..... Street.

2 .....

3 .....

4 .....

Dated, *July 20* 189*0*

*G. J. Power* Magistrate.

*J. T. Garner* Officer.

*Y. 29* Precinct.

Witnesses *Louis Dwyer*

No. *311 E 19* Street.

*Emanuel Burdett*

No. *100 E 23* Street.

No. .... Street.

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

*Samuel W. Dwyer*

0348

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

THE PEOPLE OF THE STATE OF NEW YORK,

*against*

*Charles Kummer*

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

indictment, accuse *Charles Kummer* —

of the CRIME AGAINST NATURE, committed as follows:

The said *Charles Kummer* —

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

*eighteenth* day of *July*, in the year of our Lord one thousand  
eight hundred and ninety — at the City and County aforesaid,

with force and arms, in and upon one *David A. Sagar*, —

a male person, then and there being, feloniously did make an assault, and

*Sagar*, the said *David A. Sagar*, in a manner  
contrary to nature, then and there feloniously did carnally know; against the form of

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

*John R. Fellows,*  
*Attorney*

0349

SECOND COUNT :—

AND THE GRAND JURY AFORESAID, by this indictment further

accuse the said

of the same CRIME AGAINST NATURE, 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, feloniously did voluntarily submit to carnal  
knowledge of self by one , a male  
person, in a manner contrary to nature; 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.*