

1050

BOX:

420

FOLDER:

3886

DESCRIPTION:

Nathan, Benjamin

DATE:

12/15/90



3886

134.

[Handwritten signature]

Witnesses
[Handwritten signature]

Counsel,

Filed 10th day of Dec 1890

Pleads, *[Handwritten signature]*

THE PEOPLE

vs.

B

Benjamin Nathan

[Handwritten signature]

[Handwritten signature]
[Sec. 325, Code of Laws]

JOHN R. FELLOWS,

District Attorney.

A TRUE BILL.

[Handwritten signature]

Dec. 2, 1891
Foreman.

Plea do Guilty
Sentence suspended
PSA

City, County and State of New York. ss.

Anthony Bantock of 41 Park Row, New York City, being duly sworn deposes and says, he is Chief Special Agent, of the New York Society for the Suppression of Vice, that Benjamin Nathan here present, did at the City, County and State of New York, aforesaid, on or about the 16th day of September 1890 unlawfully contrive, propose and carry on, or assist in contriving, proposing and carrying on a lottery, where said lottery was set on foot for the purpose of disposing of ^{money or} property by lot or chance, in violation of Chapter VIII of the Penal Code of the State of New York, and particularly Section 325 of said Chapter of said Code.

Deponent further says, that the said Nathan, aforesaid, did in assisting in the contriving, proposing and carrying on of said lottery aforesaid, which said lottery was then and there known and called the Louisiana State Lottery, drawn at New Orleans, Louisiana, unlawfully advertise by circular and publish an account of said lottery, stating when, and where said lottery was drawn and what the prizes are, and further did keep an office or room for the sale of tickets in said lottery; and further did keep a large quantity of tickets in said lottery for sale, and did sell the same.

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1053

Antony J. ...

... is ...



THE LOUISIANA STATE LOTTERY CO.

Will Draw at *New Orleans*, on **Tuesday, Oct. 14th, 1890. G**

FIVE HUNDRED TWENTY DOLLAR DRAWING

THIS TWENTIETH TICKET ENTITLES THE HOLDER THEREOF TO ONE TWENTIETH OF SUCH PRIZE AS MAY BE DRAWN BY THE NUMBER IN THE WITHIN-NAMED DRAWING PRESENTED FOR PAYMENT BEFORE THE EXPIRATION OF THREE MONTHS FROM THE DATE OF SAID DRAWING.

TWO SIX NINE FIVE FOUR
(26954)

Met Dauphin

Deponent further says, that the said Nathan aforesaid, did further violate the provisions of said Penal Code aforesaid, and particularly Section 325 of the Penal Code of the state of New York, at the said time and place, to wit on or about the 16th day of September 1890, at 838 Broadway New York City, by further contriving, proposing, or assisting in the contriving and proposing and carrying on of a lottery, to wit a lottery to be drawn without the state, called and known as the "Grand Lottery Quarez", the monthly drawings of which said lottery, the said Nathan did by Circular advertise and publish to take place at "City of Quarez, Mexico". which said lottery was set on foot for the purpose of disposing of money or property by lot or chance; and further the said Nathan, did assist in the contriving, proposing, carrying on and drawing of said lottery by, advertising the same by Circular, and by keeping an office or room, for the sale of tickets, and the keeping of tickets in said office in his possession for the purpose of selling the same, all against the peace and dignity of the People of the State of New York, and against the form of the Statutes of the state of New York in such case made & provided.

Subscribed & sworn to before me
 this 16th day of September 1890
 [Signature]
 Police Justice

Auctioneer & Court Clerk

Control the Drawing, and all
 thing this ticket, which appear
 on this ticket, fairly, and
 honestly.

It Entail
 will pay such Prize as may
 be claimed.

Bank,
 Orleans National Bank,
 L. KOHN, Pres. Union National Bank

POOR QUALITY ORIGINAL

1055

Mexican International Banking Co.,

(SOCIEDAD ANONIMA.)

Capital Stock, - - - - - \$1,000,000

CONCESSIONARY OF THE

GRAND LOTTERY JUAREZ.

AT CITY OF JUAREZ, (formerly Paso del Norte,) MEXICO.

The ordinary monthly drawings have a Capital Prize of

\$60,000 WITH BUT 60,000 TICKETS!

PRICES OF TICKETS

Wholes, \$4.00 Halves, \$2.00. Quarters, \$1.00.
Club Rates, \$50 worth of Tickets for \$45.

Attention!

Attention!

CERTIFICATE.—We, the undersigned, hereby certify that the Banco Nacional de Mexico, in Chihuahua, has on deposit, from the above company the necessary funds to guarantee the payment of all prizes drawn.

We further certify that we supervise the arrangements and in person manage and control all the drawings, and that the same are conducted with honesty, fairness and in good faith towards all parties.

CAMILO ARGUELLES, Govt Supervisor.
JOHN S. MOSBY, Commissioner.

CAUTION.

In buying your ticket see that it is dated Ciudad Juarez, formerly Paso del Norte, Mexico, signed by F. A. Gonzales and endorsed on its back with the signature of Camilo Arguelles and John S. Mosby.

GRAND LOTTERY JUAREZ

THE MONTHLY DRAWINGS TAKE PLACE AT
CITY OF JUAREZ, MEXICO.
(Formerly Paso del Norte, Mexico.)

ON THE FOLLOWING DATES:

1890.	CAPITAL PRIZE.
APRIL 23d.	\$50,000
MAY 21st.	50,000
JUNE 25th.	50,000
JULY 23d.	50,000
AUGUST 20th.	50,000
SEPTEMBER 24th.	50,000
OCTOBER 22d.	50,000
NOVEMBER 19th.	50,000
DECEMBER 24th.	50,000

Under the personal supervision and management of

General John S. Mosby,
Commissioner.

Remit Bank Exchange on New York or Express Money Order.
draft or Postal Note on El Paso, Texas.
No Postage Stamps will be accepted as payment for the Tickets.

IMPORTANT.

To Our PATRONS.—All English Printed Tickets drawing prizes are payable in

UNITED STATES CURRENCY
In Full Without Discount.

Address all Letters to Mexican International Banking Co., C. Juarez, Mexico. Your handwriting must be distinct and signature plain. Enclose envelope with full address.

POOR QUALITY ORIGINAL

1056

by light B.

Mexican International Banking Co.
SOCIEDAD ANONIMA.

Capital Stock, \$1,000,000.
 CONCESSIONARY OF THE

GRAND LOTTERY JUAREZ.

The State of Chihuahua, Mexico, having founded a Lottery for the benefit of its charitable institutions, has intrusted its management to this company.

THE LOTTERY WILL BE UNDER THE CONTROL OF THE GOVERNMENT

Through its supervisor Mr. CAMILO ARGUELLES, an official of the highest character and standing in the Republic of Mexico. The Company, as an additional guarantee of its good faith, has secured the services of

GENERAL JOHN S. MOSBY,

national fame and prominence in the world.

for and manage and control each of the prizes in person or by a trustee of same, thereby guaranteeing that the prizes will be distributed with the strictest honesty, fairness and good faith to the winners.

The company, by its charter is obliged to deposit with the government the full amount of all prizes of each drawing before its supervisor can authorize the issue of tickets, and therefore this company

HAS MADE A PERMANENT DEPOSIT

with the largest and strongest bank of the Republic,

The Banco Nacional of Mexico, in Chihuahua

of a sum covering fully the prizes of the drawing to guarantee their prompt payment on presentation.

The plan of the Lottery is such as to offer the public opportunities to invest not equaled by any other Company.

FIRST.—We issue only 60,000 tickets at \$4.00, which is from 25 to 40 per cent less than any other company and offer prizes equal in amounts to other companies.

SECOND.—The El Paso National Bank at El Paso, Texas, and its branch office C. Juarez, will collect all prizes sent to them and remit exchange free of charge to holder.

N. B.—The City of Juarez, formerly Paso del Norte, virtually Grand one town with El Paso, Texas, being only divided by the Rio Ganges river over which two international street railways convey passengers to and from within five minutes.

PLAN OF THE LOTTERY.

60,000 Tickets.

MONTHLY ORDINARY DRAWINGS.

LIST OF PRIZES.

1 Capital Prize of \$60,000 is.....	\$60,000
1 Grand Prize of \$10,000 is.....	10,000
3 Prizes of \$5,000 is.....	5,000
10 Prizes of \$1,000 are.....	3,000
50 Prizes of \$200 are.....	2,000
100 Prizes of \$100 are.....	5,000
250 Prizes of \$50 are.....	5,000
30 Prizes of \$30 are.....	7,500

APPROXIMATION PRIZES.

1,914 Prizes

AMOUNTING TO \$125,970
 The numbers from one to 60,000 corresponding with those numbers on the tickets, printed on separate slips of paper, are encircled with small rubber tubes and placed in one wheel. The prizes similarly printed and encircled are placed in another wheel. The wheels are then revolved and a number is drawn from the wheel of numbers, and at the same time a prize is drawn from the other wheel. The number and prize drawn out are opened and exhibited to the audience and registered by the Commissioners, the prize being placed against the number drawn. This operation is repeated until all the prizes are drawn out.

EXPLANATION OF APPROXIMATION PRIZES.

The series of 50 numbers on each side of the number drawing the three first prizes in each drawing will be entitled to the 300 approximation prizes. For example: If ticket No. 31,436 draws the \$60,000 prize, those tickets from 31,386 to 31,486 inclusive, 100 in all, will each be entitled to \$50; so on for the other two capital prizes.

NOTE. The 1,198 terminal prizes of \$20 and \$10 each will be determined by the terminal figures of the numbers drawing the two first capital prizes. For instance: If the numbers drawing the \$60,000 and \$10,000 prizes end with 48, then all the other tickets where the numbers end with 48 will be entitled to \$20 and \$10 respectively.

OFFICIAL DRAWING OF THE LOUISIANA STATE LOTTERY, Single Number Class "I," Drawn at New Orleans, Louisiana, on Tuesday, September 9th, 1890.

The Supreme Court of the United States has decided that the Louisiana State Lottery Company has a contract with the State of Louisiana which does not expire until January 1st, 1895.

ALL GENUINE Louisiana State Lottery Tickets are issued at New Orleans, signed by M. A. Dauphin, Pres., and agree to pay all prizes in New Orleans, where the Company holds its Charter from the State, and where both the purchaser of a ticket and the Company are equally protected by the laws of the State and of the United States. Tickets signed with fictitious names, dated and issued from other cities in the name of the Louisiana State Lottery Company, promising to pay prizes in other places than New Orleans, are not Louisiana State Lottery Tickets at all, but are counterfeits and cheats intended to deceive and defraud the unwary. REMEMBER that ONE DOLLAR is the price of the smallest part or fraction of a Ticket issued in any Single Number Drawing. Anything in our name offered at a less price, is either a counterfeit or a swindle. REMEMBER further, when examining to see if your ticket has drawn a prize, never to accept anything but our official drawings, which are copyrighted under the Act of Congress, and cannot be reprinted correctly under penalty of the Law.

Table of lottery results with columns for NO. and PRIZE. Includes major prizes like 10931 (100000), 20488 (5000), 22536 (30000), 46722 (1000), 56800 (5000), 79051 (10000), and 50533 (10000).

APPROXIMATION PRIZES.

Table listing approximation prizes: 100 numbers from 22486 to 22586 inclusive, being 50 numbers on each side of the number drawing the Capital Prize of \$300,000 - \$500; 100 numbers from 10881 to 10981 inclusive, being 50 numbers on each side of the number drawing the Capital Prize of 100,000 - 300; 100 numbers from 62586 to 62686 inclusive, being 50 numbers on each side of the number drawing the Capital Prize of 50,000 - 200; 100 numbers ending with 36, being the two last figures of the number drawing the Capital Prize of 300,000 - 100; 999 numbers ending with 31, being the two last figures of the number drawing the Second Capital Prize of 100,000 - 100.

Prizes Cashed in Full Without Deduction.

We the undersigned Bankers of New Orleans, La., will pay all prizes drawn in the Louisiana State Lotteries which may be presented at our counters. R. M. WALMSLEY, President Louisiana National Bank; PIERRE LANAUX, President State National Bank; A. BALDWIN, President N. O. National Bank; CARL KOHN, President Union National Bank.



The Subscribers having supervised the Single Number Drawing, Class "I" Louisiana State Lottery, hereby certify that the above are the numbers which were this day drawn from the 100,000 C. J. VILLERE, vice GEN. G. T. BEAUREGARD, placed in the wheel, with the prizes corresponding to them. Witness our hands at New Orleans, La., this Tuesday, September 9th, 1890.

No. 22536 draws Capital Prize, \$300,000, Sold in Washington, D. C., New York, N. Y., San Francisco and W. Oakland, Cal., and Watertown, S. Dak. No. 10931 draws Second Capital Prize, \$100,000. No. 62636, draws Third Capital Prize, \$50,000, Sold in Washington, D. C., New Orleans, La., New York, N. Y., San Francisco, Cal., and St. Louis, Mo. No. 3837 draws \$25,000 Sold in New Orleans, La., Washington, D. C., Boston, Mass., St. Louis, Mo., Concordia, Kans., Walla Walla, Wash., Bowling Green, Ky., Cambridge, O., and Calder, Ont., Can. Nos. 50533 and 79051 draw each \$10,000. Nos. 2995, 19026, 20488, 56800, and 77586 draw each \$5,000.

THE WORK of sending the Official List TO EVERY CORRESPONDENT begins immediately after the drawing, and continues day and night until completed. Should any of our patrons experience any delay in receiving it, it is owing to their name being among the last on the list. Entered according to Act of Congress, in the year 1890, by the Louisiana State Lottery Company, in the office of the Librarian of Congress at Washington.

in the possession of the said BENJAMIN NATHAN aforesaid.

Subscribed, and sworn to before me : *George E. Oran*
this 16th. day of September 1890. :

A. J. [Signature]
Police Justice.

First National Bank, New York, N. Y.	2,500	First National Bank, Jackson, Tenn.	15,000	J. E. Norland, Fairfield, Va.	1,000
Land Bank, Galveston, Texas.	2,500	Farmers and Traders' Bank, Owensboro, Ky.	15,000	Richard Curry, Baltimore, Md.	1,000
Franklin Savings Bank, Baltimore, Md.	2,500	John Killebrew, 2911 17th St., Philadelphia, Pa.	10,000	R. A. Bigham, [illegible]	1,000
Franklin Savings Bank, 432 N. Gay street, Baltimore, Md.	2,500	Mrs. Ellen [illegible]	1,000	Anglo-Catholic Bank, San Francisco, Cal.	2,500
Merchants National Bank, Vicksburg, Miss.	2,500	Lewis & Curry, [illegible]	1,000		
First National Bank, Rawlins, Wyo.	2,500	Kittling, Pringle, & Co., [illegible]	1,000		
		Mrs. [illegible]	1,000		

GEORGE E. ORAN

1060

Sec. 198-200.

CITY AND COUNTY OF NEW YORK, ss.

District Police Court.

Benjamin Nathan 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.

Benjamin Nathan

Question. How old are you?

Answer.

47 years

Question. Where were you born?

Answer.

England

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

Answer.

38 Broadway

Question. What is your business or profession?

Answer.

Coal

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
Benjamin Nathan*

day of

Taken before me this

88

Police Justice.

Albert Cobb, Boston
First National Bank
William Waldorf, M.D.
W. H. Schuebel, 520 Jefferson Street, Pittsburg, Mo.
National Bank of Commerce, Kansas City, Mo.
John Bybee, Topeka, Kan.
F. Lind, 51 Exchange Place, New York, N. Y.
R. L. Laug, Box 610, West Chester, Pa.
Arthur S. Plekter, Engine House, No. 1,
Chicago, Ill.

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

Benjamin Nathan 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. *Benjamin Nathan*

Question. How old are you?

Answer. *29 years*

Question. Where were you born?

Answer. *England*

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

Answer. *338 Broadway*

Question. What is your business or profession?

Answer. *Chal*

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
Benjamin Nathan*

Taken before me this *14* day of *April* 18*88*
[Signature]
Police Justice

1062

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 Sept 26 1890 Police Justice.

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

Dated Sept 30 1890 A. J. White 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.

1063

72

#134 150/ 10/10
Police Court--- District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Anthony Constantino

vs. Benjamin Nathan

1
2 2 indictments
3 on his compliance
4

Offence

BAILABLE
No. 1, by William Shields
Residence 78 Michael Street

No. 2, by
Residence Street

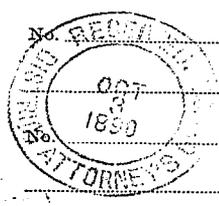
No. 3, by
Residence Street

No. 4, by
Residence Street

Dated Sept 19 1889
W. White Magistrate

Officer
Precinct

Witnesses
Street



No. Street
to answer

at Sept 19, 2 PM
" " 26, 10 am

1064

Sec. 151.

Police Court, 1st District.

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

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

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police Justices for the City of New York, by Anthony Lauterbach & Geo. E. Oran of No. 41 Park Row Street, charging that on the 14 day of September

1890 at the City of New York, in the County of New York that the crime of selling, uttering and furnishing a lottery ticket in a lottery where money is dependant upon the result of chance

has been committed, and accusing Benjamin Nathan whose real name unknown but who can be identified by thereof.

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, Deputy Sheriffs, Peace Officers, Marshals, Constables and Policemen, and each and every of you, to apprehend the said Defendant and bring him forthwith before me, at the 1st DISTRICT POLICE COURT, in the said City or in case of my absence or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to be dealt with according to law.

Dated at the City of New York, this 14 day of September 1890
[Signature] POLICE JUSTICE.

1065

POLICE COURT, 12th DISTRICT.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Anthony Santolucito et al
vs.
Benj. Nathan.

Warrant-General.

Dated *Sept 16* 188*0*

Magistrate.

English Officer.

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

Patrick J. ... Officer.

Dated *Sept 16* 188*0*

This Warrant may be executed on Sunday or at night.

Police Justice.

REMARKS: *Benjamin Nathan*

Time of Arrest

Native of *English*

Age *67*

Sex

Complexion

Color *White*

Profession *Coal Dealer*

Married *Yes*

Single

Read *Yes*

Write *Yes*

838 Broadway

1066

Sec. 198-200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK } ss.

Benjamin Nathan 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. *Benjamin Nathan*

Question. How old are you?

Answer. *37 years*

Question. Where were you born?

Answer. *England*

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

Answer. *338 Broadway*

Question. What is your business or profession?

Answer. *Coal*

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
Benjamin Nathan*

Taken before me this
day of *April* 188*7*
John W. Smith
Police Justice

1067

City and County of New York, ss:

In the name of the People of the State of New York:

To any Peace Officer in the City and County of New York:

Proof by affidavit having been this day made before me, by Antonio J. Santoro & George E. Crane of 41 Park Row Street, New York City, that there is probable cause for believing that Benjamin Nathan

has in his possession, at, in and upon certain premises occupied by him and situated and known number 838 Broadway in said City of New York certain and divers device, establishment, apparatus and articles suitable for gambling purposes, lottery policies, lottery tickets, circulars, writings, papers and documents in the nature of a bet, wager or insurance upon the drawing or drawn numbers of a lottery, books and other documents for the purpose of enabling others to sell lottery policies and other writings, papers and documents, black-boards and gaming tables, with intent to use the same as a means to commit a public offense.

YOU ARE THEREFORE COMMANDED, at any time of the day or night time to make immediate search on the person of the said Benjamin Nathan

and in the building situate and known as number 838 Broadway aforesaid, for the following property, to wit: all Faro layouts, Roulette Wheels and layouts, Rouge et Noir, or Red and Black layouts, gaming tables, chips, packs of cards, dice, deal boxes, lottery policies, lottery tickets, circulars, writings, papers, documents in the nature of bets and wagers, or insurance upon the drawings, or drawn numbers of a lottery, books documents for the purpose of enabling others to gamble or sell lottery policies, or lottery tickets black-boards, and all slips or drawn numbers of a lottery, and all money to gamble with, and all device, establishment, apparatus and articles suitable for gambling purposes.

And if you find the same, or any part thereof, to bring it forthwith before me at the 1st District Police Court at the Towns in Centre street in the City of New York.

Dated at the City of New York, the 18th day of September 1890.

[Signature]

POLICE JUSTICE



1068

Inventory of property taken by Patrick English the Peace Officer by whom this warrant was executed :

~~Faro layouts, Roulette Wheels, Roulette layouts, Rouge et Noir lay-~~
~~outs, gaming tables, chips, packs of cards, dice, deal~~
~~boxes, deal trays for holding chips, cue boxes, markers, or tally cards, 76~~
ivory balls, 1 lot of lottery policies, 711 lottery tickets, 260 circulars, 42 writings, or return slips
~~papers, black boards, 1 book slips, or drawn numbers in policy, money,~~
2 manifold books, 4 ~~some loose sheets~~ 1 quic, 2 dream books, 2 stamps
+ 2 pads, 1 Memo Book, 1 account book of numbers.

City of New York and County of New York ss:

I, Patrick English the Officer by whom this warrant was executed,

do swear that the above Inventory contains a true and detailed account of all the property taken by me in this warrant.

Sworn to before me, this 16

day of September, 1896

Patrick English

A. J. White Police Justice.

Police Court--- 1st District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Anthony Cantabro et al.

vs.
Benjamin Nathan

Search Warrant.

Dated

188

Justice.

Officer.

1069

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 Sept 26 90 18 90 White Police Justice.

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

Dated Sept 30 90 18 90 White 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.

1070

BAILED.

No. 1, by William Mundy
Residence 78 Municipal St.

No. 2, by _____
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

Not Guilty
Police Court--- District 38
1694

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Anthony Coustock
vs.
Benj Nathan

1 _____
2 _____
3 _____
4 _____

Dated Sept 10 1890
Magistrate.

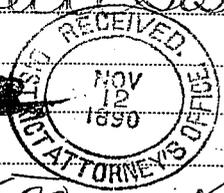
Officer.

Precinct.

Witnesses Nov 11
No. transferred to Street.
Genev Sessions

No. _____ Street.
No. _____ Street.

\$ 5.00 to answer W
by Sept 17, 1890
Parsons H. H. H.
" " 25 1890



1071

THE LOUISIANA STATE LOTTERY CO.
Will Draw at New Orleans on **Tuesday, Sept. 9th, 1890.** G
WEDNESDAY MORNING DRAWING

TWENTIETH CLASS
8728

THIS TWENTIETH TICKET ENTITLES THE HOLDER THEREOF TO ONE TWENTIETH OF SUCH PRIZE AS MAY BE DRAWN BY THE NUMBER IN THE WITHIN NAMED DRAWING. TO BE PAID FOR PAYMENT BEFORE THE EXPIRATION OF THREE MONTHS FROM THE DATE OF SAID DRAWING.

(ONE TWO TWO CIPHER FOUR)
12204
McDonagh

1072

STATE OF NEW YORK,
AND
CITY OF NEW YORK.

Anthony Lautock of *41 Park Row* Street, New York, being duly sworn,
deposes and says that he has just cause to believe ^{is informed} and does believe that

Benjamin Nathan

did, on the *16th* day of *September*, 18*90*, at number

838 Broadway

Street, in the City of New York and County of New York,
unlawfully and knowingly sell, furnish, vend and procure, and cause to be furnished and
procured, a certain paper or instrument, purporting to be a ticket or part of a ticket in a
lottery, which said ticket or part of a ticket is hereto annexed, and which said paper or
instrument hereto annexed is what is commonly known as, or are called lottery ^{tickets} policies;
and further that the said *Benjamin Nathan*

has in *his* possession, within and upon certain premises, occupied by *him* and

situated and known as number *838 Broadway* Street,
in the City of New York and County of New York aforesaid, certain others, what are
commonly known as, or are called lottery policies or lottery tickets, and also certain
writings, cards, books, documents, personal property, tables, devices, and apparatus, for
the purpose of enabling others to sell or vend lottery policies or lottery tickets, and at,
within and upon said premises, sells, vends, furnishes and procures, and has in *his*
possession, the aforesaid articles in violation of the laws of the State of New York, in such
case made and provided, and with intent to use the same as a means to commit a

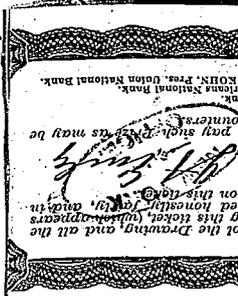
public offence, and to promote, maintain and carry on a common and public nuisance.
Deponent's information and belief is based upon the statements and report of
George E. Quinn.

Subscribed and sworn to before me,

this *16th* day of *September* 18*90*

[Signature]
Police Justice.

Anthony Lautock



1073

THE PEOPLE, ETC.,
 ON THE COMPLAINT OF
Anthony Bonaventura
 VS.
Benjamin Nathan

LOTTERY AND POLICY.

Dated *Sept 16* 1880.

Magistrate.

Clerk.

Officer.

WITNESSES:

A. Croutch, 41 Park Row

Geo. E. Crane

Bailed \$

to appear Sessions.

By

Street.

City, County and State of New York, SS:

GEORGE E. ORAM of 41 Park Row, New York City, being duly sworn, deposes and says, that he is more than twenty-one years of age, and is employed as an agent for the New York Suppression of Vice, and that on the first day of September 1890, he personally visited premises 838 Broadway, and there saw BENJAMIN NATHAN, and saw in his possession a number of Lottery Tickets, and deponent purchased of the said NATHAN the Ticket annexed to the foregoing affidavit of ANTHONY COMSTOCK, paying the said NATHAN One Dollar for the same. Deponent saw the said NATHAN have a package of other Tickets in his possession from which he selected two and sold to this deponent; the said Ticket hereby annexed, was one of the two for which deponent paid One Dollar to the said NATHAN. This deponent ^{is} informed, and fully believes, ^{from personal observation, conversation and dealing had with said Nathan,} that at, in, and upon certain premises situate and known as 838 Broadway in the City and County of New York aforesaid, the said NATHAN now has in his possession with intent to use the same as a means to commit a public offense, and in violation of Chapter ^{VIII of the} 8th., Penal Code of the State of New York, divers and sundry Lottery Tickets, ^{or} Parts of Tickets, also certain Writings, Cards, Books, Documents, Personal Property, ^{for the} Devices and Apparatus, with purpose of vending, selling, and furnishing Lottery Tickets, and divers Papers, Advertisements, Circulars, and Drawings of said Lottery, against the peace and dignity of the people of the State of New York, against the form of the Statute of the said State of New

1076

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

THE PEOPLE OF THE STATE OF NEW YORK
against.

Benjamin Nathan

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

Benjamin Nathan

of a Misdemeanor, committed as follows:

The said Benjamin Nathan

late of the City of New York in the County of New York aforesaid on the first day of September in the year of our Lord one thousand eight hundred and eighty and eighty nine at the City and County aforesaid, unlawfully did sell, furnish and transfer to one

George E Oram

a certain ticket in and dependent upon the event of a certain lottery called

The Louisiana State Lottery

thereafter, to wit: on the ninth day of September in the year aforesaid, to be drawn, at New Orleans in the

said State of Louisiana

the same being a scheme for the distribution of property by chance among persons who had paid or agreed to pay a valuable consideration for such chance, which said ticket is as follows, that is to say:

Twentieth The Louisiana State Lottery Co.

Class will draw at New Orleans, on Tuesday, Sept. 9th, 1890. C.

8728

One

the Monthly Twenty Dollar Drawing
(One Two Two Four)
McDauphin
President

This Twentieth ticket entitles the holder thereof to One-Twentieth of such Prize as may be drawn by its number in the within named drawing, if presented for payment before the expiration of three months from the date of said drawing

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

SECOND COUNT.

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

Benjamin Nathan

of a MISDEMEANOR, committed as follows:

The said *Benjamin Nathan*

late of the City and County aforesaid, afterwards, to wit: on the said *first* day of *September* in the year of our Lord, one thousand eight hundred and eighty ~~eight~~ *ninety* at the City and County aforesaid, unlawfully did sell, furnish and transfer to one

George E. Oram

a certain paper, certificate, and instrument purporting to be and to represent a ticket in and dependent upon the event of a certain lottery called *The Louisiana State Lottery*

thereafter, to wit: on the *ninth* day of *September* in the year aforesaid, to be drawn *at New Orleans in the said State of Louisiana*

the same being a scheme for the distribution of property by chance, among persons who had paid or agreed to pay a valuable consideration for such chance, which said paper, certificate and instrument is as follows, that is to say:

The Louisiana State Lottery Co.

Will draw at New Orleans on Tuesday, Sept. 9th, 1890. Case The monthly Twenty Dollar drawing

One

This Twenty ticket entitles the holder thereof to one twentieth of such Prize as may be drawn by its number in the within named drawing if presented for payment before the expiration of three months from the date of said drawing.

(One Two Two Cipher Four) 12204 W. Dauphin President

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

John D. Feltow, District Attorney

THIRD COUNT.

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

of a MISDEMEANOR committed as follows:

the same being a scheme for the distribution of property by chance, among persons who had paid or agreed to pay a valuable consideration for such chance, which said paper, certificate and instrument is as follows, that is to say :

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

JOHN R. FELLOWS, District Attorney.

1890
Filed
Pleas
Counsel;
Dec
10
13

SELLING LOTTERY TICKETS, ETC.
(Section 326, Penal Code.)
vs
THE PEOPLE
vs
Benjamin Frachan
(Defendant)

JOHN R. FELLOWS,
District Attorney.

A True Bill.

John R. Fellows
Foreman.

F 2 Nov 2 1891

Pleas Guilty

1st Court
Fine \$100. P.M.

Witnesses
William C. ...
Bill ...

paid to them, (as more particularly described in
the schedule of said letters is to be found among
the records maintained) 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. Tolson,
~~Attorney General~~

Witnesses:

Counsel,

Filed *15* day of *Dec* 18 *90*

Pleas, *of* *16*

THE PEOPLE

vs.

B

Benjamin Nathan

[3 carey]

*Keeping letters office at
1st 229 Grand Ave*

JOHN R. FELLOWS,

District Attorney.

A TRUE BILL.

William K. Pennington

F 2 *Apr 2 1891* *Foreman.*

Pleas Guilty

June 100, P.M.

134.

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

Benjamin Nathan

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

Indictment accuse *Benjamin Nathan* of the crime
of *contributing and preparing and assisting*
of the crime of *in contributing and preparing*
a lottery.

committed as follows:

The said *Benjamin Nathan*, —

late of the City of New York, in the County of New York, aforesaid, on the
sixteenth day of *September*, in the year of our Lord one thousand
eight hundred and eighty *ninety*, at the City and County aforesaid,

did unlawfully contribute and prepare, and
assist in contributing and preparing, a certain
lottery called the Grand Lottery of New York,
whereafter, to wit: on the twenty-fourth day
of September in the year aforesaid, to be
drawn at the City of Quebec, in the Republic
of Mexico, the same being a scheme for
the distribution of property by chance,
among persons who had paid a valuable
consideration for such chance, a more
particular description of which said
lottery is to be found in the laws of aforesaid

unknown, and cannot now be given)
against the form of the Statute in such
case made and provided, and against
the peace of the People of the State of
New York, and their dignity.

John B. Fellows,

Attorney at Law

1084

BOX:

420

FOLDER:

3886

DESCRIPTION:

Nelson, Frank

DATE:

12/03/90



3886

Witnesses:

Wm. Mahoney
J. Ruel

Counsel,

Filed

day of

1889

Pleads,

Stacy 4

#113
Canda

THE PEOPLE

vs.

H
Frank Nelson

Call Reviewing Pleas
(Section 498)
Barthary in the THIRD DEGREE

JOHN R. FELLOWS,

District Attorney.

96
96
96

A True Bill.

John R. Fellows
Foreman.

Dec 4 90
James H. Ray Esq.
S. P. 1 yr 8 11/100
R. B. M.
Dec 5 90

1086

Police Court— 3 District.

City and County } ss.:
of New York,

of No. 157 Avenue C Street, aged 35 years,
occupation Truckman being duly sworn

deposes and says, that the premises No. 157 Avenue C Street, 11 Ward
in the City and County aforesaid the said being a Four story brick
tenement house the Hall room on the first floor
and which was occupied by deponent as a furnished room
and in which there was at the time a human being, by name

were **BURGLARIOUSLY** entered by means of forcibly opening the
door of said rooms by means of false
Keys

on the 26th day of March 1887 in the day time, and the
following property feloniously taken, stolen, and carried away, viz:

One Coat and two pairs
of pants valued at Ten
dollars
\$ 10 ⁰⁰/₁₀₀

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

Frank Nelson (nowhere)

for the reasons following, to wit: Deponent recently lectured
and bolted the doors of said room
at the hour of 6 A.M. on said date.
When deponent returned home at
the hour of 8:30 p.m. he was informed
by James H. Rice that he saw the defendant
in deponent's rooms at the hour of 3
o'clock on said date and that witness
and Nicholas H. Henshaw caught the

1087

defendant in the hallway of
said premises with said property
in his possession.

Defendant therefor
charges the defendant with having
taken carried away and unlawfully
stolen said property and goods
that he is held to answer
J. Van Alen

Sum before me
this 27th day of November
1890
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 offense within mentioned, I order he to be discharged.
Dated 188
Police Justice

Police Court, District, _____
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.

1088

CITY AND COUNTY }
OF NEW YORK, } ss.

Nicholas Herburgh

aged 25 years, occupation Steam fitter of No. 152-

Amme C Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of John Mahoney

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

knowledge.

Sworn to before me, this 27th
day of June 1887

Nicholas Herburgh

[Signature]
Police Justice.

1089

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 34 years, occupation James H Rice of No. 157
Arman C Street, being duly sworn deposes and

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

Sworn to before me, this 27
day of Nov 1888 James H Rice
A. H. Jones
Police Justice.

1090

3 District Police Court

Sec. 198-200.

CITY AND COUNTY OF NEW YORK, ss.

Frank Nelson 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.

Frank Nelson

Question. How old are you?

Answer.

27 years

Question. Where were you born?

Answer.

New York

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

Answer.

296 Chrysler Street 2 weeks

Question. What is your business or profession?

Answer.

Bartender

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

Answer.

I am not guilty

Frank Nelson

Taken before me this 27 day of March 188

[Signature]

1091

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

Dated *Nov 27* 18 *90* *[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.

1092

Police Court---

3 1786 District.

THE PEOPLE, &c.
ON THE COMPLAINT OF

John Mahoney
157 vs. Que. C.
Frank Nelson

Offence *Baylary*

1 _____
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 *Nov 27* 18*90*

Hogan Magistrate.

Principal Officer.

13 Precinct.

Witnesses *James Rice*

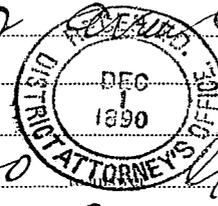
No. *157 Ave C* Street.

Nicholas Hessberg

No. *152 Ave C* Street.

No. _____ Street.

\$ *2000*



Chm

Print 3

PH

Recd 7

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 Nelson

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

Frank Nelson

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

The said

Frank Nelson

late of the *Eleventh* Ward of the City of New York, in the County of New York
aforesaid, on the *26th* day of *November* in the year of our Lord one
thousand eight hundred and ~~eighty~~ *ninety*, with force and arms, in the
day - time of the same day, at the Ward, City and County aforesaid, the
dwelling house of one

John Mahoney

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

John Mahoney
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.

SECOND COUNT—

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

Frank Nelson

of the CRIME OF *Petit* LARCENY, committed as follows:

The said *Frank Nelson*

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 said day, with force and arms,

one coat of the value of five dollars and two pair of trousers of the value of two dollars and fifty cents each pair

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

in the dwelling house of the said

John Mahoney

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.

THIRD COUNT.

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

Frank Nelson

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

The said *Frank Nelson*

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

one coat of the value of five dollars and two pair of trousers of the value of two dollars and fifty cents each pair

of the goods, chattels and personal property of

John Mahoney

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

John Mahoney

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

Frank Nelson

then and there well knowing the said goods, chattels and personal property to have been feloniously stolen), 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.

1096

BOX:

420

FOLDER:

3886

DESCRIPTION:

Neubert, Charles

DATE:

12/11/90



3886

1097

BOX:

420

FOLDER:

3886

DESCRIPTION:

Shanks, John R.

DATE:

12/11/90



3886

Witnesses:

Anthony Campbell

J. Loman

Counsel,

Filed

day of

1889

Pleas

Robert W. ...

THE PEOPLE

POLICY.
[§§ 948 and 844, Penal Code].

Charles Treubert

and

John R. Shanker

RANDOLPH B. MARTINE,

District Attorney,

No. 1. Fine \$100, 1/2

" 2. Sentence suspended.

RBM

A True Bill.

William ... Foreman.

Foreman.

Robert ... Foreman.

Frank ... Foreman.

1099

Rec'd

4-17-52

4/27

12-40-44 fs

5-16-73 fs

10-34-73 fs

3-8-41 fs

13-25-50 fs

all day

1101

285 Machine at
90 cts for all day
Sept 17/90
J. R. B.

1102

CITY OF New York COUNTY OF New York } ss.
AND STATE OF NEW YORK.

90
Sept 17 1890
J.P. [unclear]
385 Madison Street

Anthony Countock

of 150 Nassau Street, New York City, being duly sworn deposes and says, he is more than 21 years of age, and is employed as chief agent of the New York Society for the Suppression of Vice, that ~~he has just come to believe, is informed and verily does believe, that~~ Charles Neubert and John Shanks are present

~~whose real name~~ ~~unknown, but who can be identified by~~

did, at the city of New York County of New York and State of New York, on or about the 17th day of September 1890, unlawfully use a room, table, establishment or apparatus for gambling purposes—and did engage as a dealer or ~~game keeper~~ ^{writer} in a gambling or banking game, where money or property was dependent upon the result—and did sell, or offer to sell what is commonly called a "lottery policy," and a certain writing, paper, or insurance, upon the drawing or drawn numbers of a certain lottery, hereto annexed, and did indorse and use a book or other document for the purpose of enabling others to sell or offer to sell lottery policies, writings, papers or documents in the nature of a bet, wager or insurance, upon the drawing or drawn numbers of a lottery, against the form of the statute of the State of New York in such case made and provided.

Deponent further says, ~~he has just come to believe is informed and verily does believe~~ from personal observation and from statements made by Charles Neubert John Shanks, and others in their presence

to deponent that the said Charles Neubert and John Shanks aforesaid, ~~now~~ ^{did} have in their possession, at in and upon certain premises occupied by them and situate and known as Number 385 Madison Street in the city of New York and within the County and State aforesaid, for the purpose of using the same as a means to commit a

public offense, divers and sundry device, apparatus, tables, establishment and paraphernalia layouts, chips, deal boxes, cards, lottery tickets, lottery policies, writings, papers, books and documents for gambling purposes, in violation of the Provisions of Chapter IX of the Penal Code of the State of New York, wherefore deponent prays that warrants may be issued for the arrest of the persons named aforesaid, and to search for, seize and take possession of all of said unlawful matter, and that all be dealt with according to law.

Subscribed and sworn to before me this } Anthony Jantsch
17th day of September 1890. }
[Signature]
Police Justice.

CITY OF New York AND COUNTY OF New York ss.
John R. Collard of 41 Park Row
being further sworn deposes and says that on the 16 & 17th days of September 1890,
deponent visited the said premises, named aforesaid, and there saw the said
Charles Neubert and John Shanks aforesaid, and
had dealings and conversation with them as follows:

Deponent purchased a what is called a lottery policy of said Shanks upon each occasion, the said ~~Neubert~~ being present upon both times. The first day deponent paid said Shanks a one dollar bill, and said Shanks paid it over to said Neubert, who handed back 30 cents change, keeping the bill. Deponent heard said Shanks declare to his Courtbook Sept 17/90 in its presence and hearing of said Neubert that he was employed by said Neubert & said Neubert made no reply. Deponent saw said Neubert sell and write what are con-

money called lottery policies to others after
 both date when deponent was present
 deponent paid said share in Neuberts presence the sum of
 70 cents for annexed play, or paper.

Subscribed and sworn to before

this 17th day of September 1890

R. J. White
 Police Justice

J. R. Colford

1105

THE PEOPLE

ON COMPLAINT OF

AGAINST

*Violation Sec. 344, P. C.
Gambling and Policy.*

Subscribed and sworn to before me this

day of _____ 188

Police Justice.

Affidavit of Complaint.

WITNESSES :

A. Comstock
J. R. Collard.

1106

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

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

Question. What is your name?

Answer. *John Shanks*

Question. How old are you?

Answer. *18 years*

Question. Where were you born?

Answer. *MS*

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

Answer. *57 Broome*

Question. What is your business or profession?

Answer. *Clerk*

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

Answer. *I am not guilty*
John W. Shanks

Taken before me this *17* day of *Sept* 188*7*
[Signature]
Police Justice

1107

Sec. 198-200

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

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

Question. What is your name?

Answer. *Charles Neubert*

Question. How old are you?

Answer. *59 years*

Question. Where were you born?

Answer. *Germany*

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

Answer. *31 Scammel St*

Question. What is your business or profession?

Answer. *Cigar maker*

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 Neubert

Taken before me this *17* day of *Sept* 193*6*
[Signature]
Police Justice

1108

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 Two 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 Sept 30 1870 A. J. White Police Justice.

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

Dated Sept 30 1870 A. J. White Police Justice.

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

Dated _____ 18 _____ Police Justice.

1109

Martin
Arthur
Connell

#109

Police Court--- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Anthony Constock
vs.
Charles M. ...
John Hawks

Offense
holding

BAILED,

No. 1, by *Martin Maellisen*
Residence *139 ... Street*

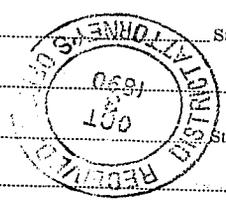
No. 2, by *same*
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

Dated *Sept 19 1890*
White Magistrate.
English Officer.
Precinct.

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



\$ *Two* to answer
Sept 23 1890
Bailed

1110

Sec. 192.

District Police Court

Undertaking to appear during the Examination.

CITY AND COUNTY OF NEW YORK, } ss.

An information having been laid before Adam Wolfe a Police Justice of the City of New York, charging Charles Neubert Defendant with the offence of Selling Lottery Tickets

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

We, Charles Neubert Defendant of No. _____

Joannuel Street; by occupation a Clerk

and Charles Neubert of No. 139 Rindler Street, by occupation a Living Surety, hereby jointly and severally undertake that

the above named Charles Neubert Defendant shall personally appear before the said Justice, at the 1 District Police Court in the City of New York, during the said examination, or that we will pay to the People of the State of New York the sum of Ten Hundred Dollars.

Taken and acknowledged before me, this 17 day of July 1888 Charles Neubert

W. M. Sullivan POLICE JUSTICE.

CITY AND COUNTY }
OF NEW YORK, } SS.

Martin Hoellerer

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

*number 146 Forsyth Street
of the full value of *Twenty*
Thousand Dollars
*Martin Hoellerer**

District Police Court.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

*Undertaking to appear
during the Examination.*

vs.

Taken the day of 188

Justice.

*Sworn to before me this
1881
District Justice*

1112

Sec. 192.

District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY }
OF NEW YORK, } ss.

An information having been laid before May J. White a Police Justice
of the City of New York, charging John Shank Defendant with
the offence of Selling Carnib

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

We, John Shank Defendant of No. 54
54 Street; by occupation a Check
and Arthur H. Hellerer of No. 139
Street, by occupation a Sign Surety, hereby jointly and severally undertake that
the above named John Shank Defendant
shall personally appear before the said Justice, at the 1st District Police Court in the City of New York,
during the said examination, or that we will pay to the People of the State of New York the sum of Ten
Hundred Dollars.

Taken and acknowledged before me, this 17
day of Sept 1888

John R. Shank

Arthur H. Hellerer

[Signature] POLICE JUSTICE.

1113

CITY AND COUNTY }
OF NEW YORK, } ss.

Martin Sweller

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

146 Forsythe Street of the full value of Three Thousand Dollars

Martin Sweller

Sworn to before me this 19th day of June 1888
[Signature]
Police Justice.

District Police Court.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

Underlying to appear during the Examination.

Taken the day of 1888

Justice.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against
*Charles Neubert and
John R. Shanks*

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

Charles Neubert and John R. Shanks
of the CRIME OF KEEPING A ROOM TO BE USED FOR GAMBLING PURPOSES,
committed as follows:

The said *Charles Neubert and John R. Shanks, both*

late of the *Seventh* Ward of the City of New York in the County of New York aforesaid, on the *seventeenth* day of *September* in the year of our Lord one thousand eight hundred and ~~eighty-ninety~~ *eighty-nine*, at the Ward, City and County aforesaid, with force and arms, unlawfully did keep a certain room in a certain building, there situate, to be used for gambling purposes, to wit: to be used for the purpose of therein conducting a certain gambling game commonly called "policy," where money and property was dependent upon the result, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT.

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

Charles Neubert and John R. Shanks
of the CRIME OF KEEPING A ROOM TO BE USED FOR THE PURPOSE OF SELLING
LOTTERY POLICIES THEREIN, committed as follows:

The said *Charles Neubert and John R. Shanks, both*

late of the Ward, City and County aforesaid, afterward, to wit: on the day and in the year aforesaid, at the Ward, City and County aforesaid, unlawfully did keep a certain room in a certain building there situate, to be used for the purpose of therein selling and offering to sell what are commonly called Lottery Policies, and divers writings, papers, and documents in the nature of bets, wagers and insurances upon the drawing or drawn numbers of certain public and private lotteries, and of therein endorsing and using books and other documents for the purpose of enabling divers persons to sell and offer to sell lottery policies and other such writings, papers and documents, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

THIRD COUNT.

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

Charles Neubert and John R. Shanker
of the CRIME OF SELLING TO ANOTHER WHAT IS COMMONLY KNOWN AS A
LOTTERY POLICY, committed as follows :

The said *Charles Neubert and John R. Shanker, both*

late of the Ward, City and County aforesaid, afterward, to wit: on the day and in the year
aforesaid, at the Ward, City and County aforesaid, with force and arms, feloniously did sell to
one

John R. Ballard _____

a certain paper, instrument and writing, commonly called a Lottery Policy, which said paper,
instrument and writing, called a Lottery Policy, is as follows, that is to say :

Ex 17
- 4-17505-2
4/207
12 40 44 75
57 67 78 75
16-34-78 75
- 3-8-41 75
13-25-80 75
all day

(a more particular description of which said instrument and writing so commonly called a
Lottery Policy is to the Grand Jury aforesaid unknown, and cannot now be given), against the
form of the Statute in such case made and provided, and against the peace of the People of the
State of New York and their dignity.

FOURTH COUNT.

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

Charles Neubert and John R. Shanker
of the CRIME OF SELLING A PAPER AND WRITING, IN THE NATURE OF A BET
AND WAGER UPON THE DRAWN NUMBERS OF A LOTTERY, committed as follows :

The said *Charles Neubert and John R. Shanker, both*

late of the Ward, City and County aforesaid, afterward, to wit: on the day and in the year
aforesaid, at the Ward, City and County aforesaid, with force and arms, feloniously did sell to
one

John R. Ballard _____

a certain paper and writing, in the nature of a bet and wager upon the drawn numbers of a
certain lottery, the same being a scheme for the distribution of property by chance among
persons who had paid or agreed to pay a valuable consideration for such chance (a more par-

Ex 17
- 4-17505-2
4/207
12 40 44 75

particular description of which said lottery is to the Grand Jury aforesaid unknown, and cannot now be given), which said paper and writing is as follows, that is to say:

B ex-17
4-17-50-52
4/207
12-40-44-50
57 67 73 75
16 34 73 75
-3-8-40 75
13-25-50 75
all day

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

FIFTH COUNT.

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

Charles Neubert and John R. Shanks
of the CRIME OF SELLING A WRITING PAPER AND DOCUMENT IN THE NATURE OF AN INSURANCE UPON THE DRAWING OF A LOTTERY, committed as follows:

The said *Charles Neubert and John R. Shanks*

late of the Ward, City and County aforesaid, afterward, to wit: On the day and in the year aforesaid, at the Ward, City and County aforesaid, with force and arms, feloniously did sell to one

John R. Ballard

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

B ex-17
-4-17-50-52
4/207
12 40 44 50
57 67 73 75
16 34 73 75
-3-8-41 75
13-25-50 75
all day

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

John R. Bellows,
RANDOLPH B. MARTINE,

District Attorney.

1117

BOX:

420

FOLDER:

3886

DESCRIPTION:

Newman, Max

DATE:

12/16/90



3886

1118

Witnesses:

Max Newman

Counsel,

Filed *16* day of *Dec* 188*90*

Pleads,

Sworn to in the THIRD DEGREE
before me on this 16th day of Dec 1889
(Section 498, ch. 26, § 2, p. 21)

THE PEOPLE

vs.

Max Newman

JOHN R. FELLOWS,

District Attorney.

A True Bill.

John Van Lennep
Foreman.

Dec 17 1890

Henry Dwyer
Elmira Ref. P.M.

1119

Police Court— 3 District.

City and County } ss.:
of New York,

of No. 39 Pitt Street, aged 31 years,
occupation Sailor being duly sworn

deposes and says, that the premises No. 15 Pitt Street, 13 Ward

in the City and County aforesaid the said being a five story Brick
Building the top floor of which
~~and which~~ was occupied by deponent as a Manufactory of Coats
~~and in which there was at the time a human being, by name~~

were **BURGLARIOUSLY** entered by means of forcibly breaking a
lock from the door leading
into said premises.

on the 12 day of December 1880 in the night time, and the
following property feloniously taken, stolen, and carried away, viz:

Five overcoats of the aggregate
value of Fifty dollars

\$50.

the property of one Haskell in the care and custody
of deponent as an manufacturer
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

Max Newman (now here)

for the reasons following, to wit: The deponent saw
the defendant coming out of
the said premises with the
said coats in his possession
and after chasing him for several
blocks overtook him and took
him to the station house. Said
premises had previously been se-
curately locked and fastened and

1120

Said property left in said premises - The defendant after being informed of his rights in open Court confesses that he did force said lock from said door and did take said property from said premises.

David + Vitson
mark

Appear before me
this 13th day of
December 1890

[Handwritten signature]
John 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 1889
I have admitted the above named
to bail to answer by the undertaking hereto annexed.
Dated 1889
There being no sufficient cause to believe the within named
guilty of the offence within mentioned, I order he to be discharged.
Dated 1889
Police Justice.

Police Court, District, Office—BURGLARY.
THE PEOPLE, etc.,
on the complaint of
vs.
1
2
3
4
Dated 1889
Magistrate.
Officer.
Clerk.
Witnesses,
No. Street,
No. Street,
No. Street,
to answer General Sessions.

1121

Sec. 198-200.

3 District Police Court.

CITY AND COUNTY
OF NEW YORK,

Max Newman 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. *Max Newman*

Question. How old are you?

Answer. *19 years*

Question. Where were you born?

Answer. *England*

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

Answer. *47 Norfolk St 6 months*

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 Guilty*

Max Newman

Taken before me this

day of *August* 1911

[Signature]
Police Justice

1122

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

For 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 *December 13th* 18*92* *W. 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.

1123

Police Court--- 3¹⁸⁴⁴¹ District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

David Visker
37 Pitt vs. St.
1 *Max Newman*

Shirley
Offence

Dated *December 13* 1890

Duffy Magistrate.
Shirley and Sullivan Officer.
12 Precinct.

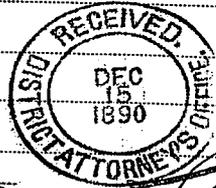
Witnesses.....

No. Street.

No. Street.

No. Street.

\$ *500* to answer *G. P. M.*



Can

Shirley

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

1124

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Max Newman

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

Max Newman

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

The said Max Newman

late of the Thirteenth Ward of the City of New York, in the County of New York aforesaid, on the twelfth day of December in the year of our Lord one thousand eight hundred and eighty-nine - , with force and arms, in the night - time of the same day, at the Ward, City and County aforesaid, the dwelling house of one a certain building, to wit: the factory of one David Vebeen

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 David Vebeen in the said factory 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.

SECOND COUNT—

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

Max Newman

of the CRIME OF *Grand* LARCENY in the *recondite* committed as follows:

The said *Max Newman*

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 said day, with force and arms,

five overcoats of the value of ten dollars each

of the goods, chattels, and personal property of one *David Vibsen*

in the ~~dwelling house~~ *factory* of the said *David Vibsen*

there situate, then and there being found, *in the factory* ~~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 R. Fellows,
District Attorney*

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**END OF
BOX**