

0087

**BOX:**

422

**FOLDER:**

3900

**DESCRIPTION:**

Baker, Max

**DATE:**

01/07/91



3900

0088

*E. J. ...*  
Counsel,  
70 East  
7 day of Jan 18 91  
Pleads, *Amended*

THE PEOPLE  
vs.  
*P*  
Max Baker  
[Section 498, ND 65 28 1891]  
*Bartholomew in the Third degree.*  
*Knows nothing*  
*Account degree*

*John H. ...*  
JOHN H. ...  
District Attorney.

A True Bill.

*John H. ...*  
*John H. ...*  
For emen.  
*John H. ...*  
*John H. ...*  
*John H. ...*

Witnesses:

0089

CITY AND COUNTY } ss.  
OF NEW YORK, }

POLICE COURT, 3 DISTRICT,

Isaac Ellsberg

of No. 19 Allen Street, aged 34 years,

occupation Ironer - being duly sworn deposes and says

that on the 28 day of December 1889

at the City of New York, in the County of New York he went in -

to the apartment of Meyer Finkelstein at said No 19 Allen Street and under a Bed in said apartment he found concealed one May Baker (now here) and charged by said Finkelstein with having committed a Burglary at said premises

Isaac Ellsberg

Sworn to before me, this

of December 1889

29

[Signature]

Police Justice

0090

CITY AND COUNTY } ss.  
OF NEW YORK, }

POLICE COURT, 3 DISTRICT,

Simon Saposnick

of No. 19 Allen Street, aged 45 years,  
occupation *shoemaker* being duly sworn deposes and says  
that on the 29<sup>th</sup> day of December 1890

at the City of New York, in the County of New York. That on the  
28<sup>th</sup> day of December 1890 he locked  
the doors of rooms on the first floor  
of Residence of Deponent or aforesaid place  
That deponent returned about the hour of 11  
A.M. and was unable to open said door  
that after deponent gained entrance into  
said room he found Max Baker  
concealed under the bed in the Bed  
room of said apartments said Baker  
was subsequently arrested charged with  
having committed a Burglary <sup>his</sup> Simon Saposnick  
mark

Sworn to before me, this 29<sup>th</sup> day of December 1890

of New York

*[Signature]*  
Police Justice

0091

45  
The People of Court of General Sessions Part I  
vs. Max Baker Before Recorder Smyth. January 15. 1891  
Indictment for Burglary in the third degree and grand  
larceny in the second degree.

Meyer Kinselstein, sworn and examined, testified  
I live at No. 19 Allen street and am a  
shoe operator; on the 28<sup>th</sup> of December last I  
lived in 19 Allen street in this city. I left my  
room on the morning of the 28<sup>th</sup> at seven  
o'clock; my room is on the first floor.  
When I left there I left a shoe maker there  
named Sapojnick and a man named  
Ellsberg; these men are in Court. I returned  
to the room when I was informed what hap-  
pened; it was about 11 1/2 o'clock in the morn-  
ing. Ellsberg came and informed me what  
happened, and when I came home I found  
Sapojnick in the room, and the thief Max  
Baker was there also in the bed room. I  
was so frightened that I could not speak;  
for eight days before I was robbed of a  
watch, and this time the man was caught  
carrying off all my things. I did not see  
the man carrying the bundle, but Ells-  
berg informed me about it. I saw the  
bundle on the sofa; it contained a whole  
suit, coat vest and pantaloons and a  
spray overcoat; the value of the overcoat  
was about twelve dollars and the suit

of clothes twenty three dollars. Then I left my room in the morning all these clothes were hanging on the wall near the bed. I did not do them up in a bundle.

Cross Examined. I only saw the defendant once before the day I was called home from my work, he came in to have his shoe mended about two or three days before and I recognized him. My shop is at No. 89 Mott st. about six blocks away from my house. It takes me about ten minutes to go from my home to the shop. Elleberg did not tell me the name of the person who was in my room. I ran home alone, and when I opened the door I saw my clothing in a bundle lying on the sofa; then I got frightened because I was robbed before. I paid twelve dollars for the coat; a man named Morris who lived in Allen street made it for me; his place is between Broome and Grand St.; he does not live any longer there. I bought it last Spring. The defendant lives in the same house with me; he came to have his shoe fixed about 8 or 8 1/2 o'clock in the evening. I cannot tell you exactly the day. I saw the ticket now shown me when the defendant was caught; it was on a Sunday. I don't know the date; it was the

0093

same day when he was taken by the police Sapojnick gave it to me. Max Baker was present at the time, and he acknowledged that the ticket was for the watch that he had stolen before. I was so frightened that I can not recollect if Sapojnick told me where he got the ticket. I got it from Sapojnick about ten minutes before the officer arrived. I had no conversation with Baker about the watch. I was frightened and could not speak. I and the officer went to the pawn shop of the man whose name was on the ticket. I think it was Tuesday last. I saw the watch in the pawnshop; it was mine I recognized it. I did not put it in pawn. Did Sapojnick tell you how he came to get that ticket from Max Baker in his presence? Yes. What did he say? When they found him under the bed they immediately pulled him out and they accused him of stealing the watch. At first he denied it, he said he did not take it; then he said, "If you let me go and take five dollars from the pawn broker, I will give you the ticket." Friday night I came home from my work and took my supper and sat down to read a book. Then I saw it is about eleven o'clock. I undressed myself and went to bed and put my vest in a baby carriage.

0094

which was next to the bed; the watch was in the vest and it was taken. I accounted for the loss of the watch at first because I thought that three others who slept in the house took the watch for a joke; then when I saw the watch was not forthcoming I did not know who to accuse. Ellsberg and Sapojnick slept in one room. Sapojnick is my father. When I came here and told my friends my name is Sapojnick - it is a Russian name and means shoe-maker in Russia - I asked them how to spell Sapojnick in English, and they told me it is very hard to express it in letters in English. I thought I could not spell my name in English and called myself Franklestein. Ellsberg is a cousin of mine. George Baker sworn. I am an officer attached to the 11<sup>th</sup> precinct and arrested May Baker; he is no relative of mine. I arrested him at 19 Allen St., which is in the 10<sup>th</sup> ward of this city. After ~~left my room~~ <sup>on</sup> Sunday the 28<sup>th</sup> of Dec. I got ~~to~~ <sup>to the</sup> ~~complaints~~ <sup>complaints</sup> room about 10 minutes to twelve. I was on house duty at the station house and I was just going to dinner when a messenger came to the station house and said they needed a policeman round at 19 Allen street, that there was a

0095

burglary and a thief; the sergeant sent me to arrest the house. I arrived. I saw there was a great crowd of people on the stoop. I had a boy to lead me to the apartment, and there was three men in there; it was on the first floor, front apartment, right hand side. I found the prisoner, Max Baker and the complainant Finklesstein and three or four other men. I don't remember whether Ellsberg and the other man Sapojnick were there; there was a crowd of men, women and children in there. Baker was standing in the middle of the room held by Finklesstein. I speak German, and understood what was said. I asked where was the thief? He was pointed out to me. I said, what did he steal? He says, they found him under the bed with the clothes in a bundle. Max Baker said nothing to that. Sapojnick told me that he found the defendant under the bed. They showed me a pawn ticket and said that the prisoner offered them the pawn ticket of a watch which was stolen a number of days ago to let him go; the defendant was standing there. The ticket now shown me is the one. I told them to give the ticket back to the prisoner, and they gave it back to him. I took the defendant to

0096

the station house and searched him and found four other tickets on his person. Did you have any conversation with him about this particular crime, about how he got into this room? No sir; the prisoner did not have much to say all through the proceeding. I was informed by other people about it, but not in his presence. I tried to investigate the case myself to understand how the whole thing was done. I cannot prove how it was done. I examined the door of that place, and it was perfect. I examined the lock and the bolt. I saw the bundle lying on the lounge. Was that taken to the station house? Yes sir. What did it contain, clothing? It contained a suit of clothes and an overcoat. Was it identified by Pin Stein as his property? Yes sir. Was that the bundle that was pointed out to you as the bundle which this man was found in possession of under the bed? Yes sir. On Tuesday last did you go to the place of Harry Beckwedel 299 East Broadway with the compliment in this case? Yes sir. And did you have that ticket which has been introduced in evidence here? Yes sir. Was the watch called for by that ticket produced? It was

0097

Was it identified by the complainant as his property? Yes sir. Did he before the watch was produced describe the watch to you belonging to him? Yes sir, he did. Did that description he gave you before the watch was produced tally with the watch as produced by this ticket from the pawnbroker? Yes sir.

Cross Examined. When you came in there you found the room full of people? No sir, not full of people. I found three people in the room, when I came in the people came in after me; they were all in the hall. You did not hear this defendant say anything in the English language, did you? No sir; whatever was said was spoken in the German language, and I understood German. I understood the German used by the defendant. What did he say when you first went in? He did not say anything. I was told that he offered to give the pawn ticket.

Simon Saprojnick, sworn and examined through the Interpreter. I was born in Lithuania, Russia. I am 45 years old. Were you in the room of Max Finkelstein at 19 Allen St. on the 28th of December last at 11 1/2 o'clock in the morning and also at seven o'clock? Yes. Were you there at seven o'clock in the morning when Max Finkelstein left that room? Yes, I was, I remained alone

0098

in the room till ten o'clock. Did you go out at ten o'clock? Yes. I left at ten o'clock. Did you lock the door when you left? Yes sir. Were the windows closed? Yes sir, everything was closed. You tried the door as you went out? Yes sir. There was nobody in the room when you went out, you left nobody behind you? No sir. When did you come back to that room at 19 Allen Street of Jim Klester's? At that hour I remained out in the street, then I went to the room again. When you went back did you unlock the door? I tried to open it and I could not. Why could not you open it? I thought that I am not strong enough, that my hands were frozen with cold. I thought I had not got strength enough to turn the key. Then I went to the housekeeper and begged the housekeeper's boy to open the door for me. Then he tried to open the door and he could not turn the key. Then I tried hard and raised the window and I begged the boy to go in through the window inside into the room. He was a small boy about eight years of age. Then he went in through the window. I gave him the key, and the boy opened the door from the inside with the key.

0099

24

9

22

that I gave him. Then I went into the room and I was for about half an hour in the room. Then Ellsberg came in the room and he said that he had no work he came in in order to take his ironing board with him to go to work, and when he put his hand under the bed to get his ironing board he touched the leg of a human being. I was present when he did it. Then Ellsberg said to me, "Who is lying under the bed here?" I said, "Nobody should be under the bed here because I locked the door, and there should be no one under the bed." Then he said, "I saw a leg under the bed" and I went into the bed room. Then Ellsberg took his hat and his coat off and stooped down under the bed and commenced pulling him out - this man Baker the prisoner, and Baker said, "Don't pull me, I will come out myself." When I saw him I was frightened, because a few days before he came in and had his shoe fixed, and he told me then he was living next door. I cannot tell whether the prisoner was frightened or not, he was standing there. Then I said to him, "How did you come to be under the bed?" I understand you are the man who stole

the watch also. Then he said, "My friends, don't do me any harm, I am broke." Then I said to him, "You give me my watch and I will let you go (it was my son's watch)." He said, "I pawned the watch for five dollars." I said, "Give me the pawn ticket," and looking for this pawn ticket he took out five or six other pawn tickets. He selected this from among others and then he gave me this pawn ticket; he had it under the lining of the hat. Then he gave me the pawn ticket. I looked around in the room and saw that there was no clothing any more on the wall. Then I said to Ellsberg, "There is no clothing any more on the wall." Baker said, "Don't be afraid, I will give you everything, let me go." Then he crawled under the bed and he pulled out the clothing wrapped up in a white napping. Then he begged again to let him go. I said, "I cannot let you go because these things belong to my son, maybe there is something more missing of mine." I sent Ellsberg for my son. Then I sent him away for my son. I was afraid to be alone with the defendant. Baker then said to me, "How will you let me go?" I said, "yes." I am afraid that my son when he comes back

He will come back with an officer, you had better put yourself under the bed again, so that they can't find you." He went under the bed again. My son came back, and then I said to the defendant, "Come out from under the bed." Then my son opened the bundle and examined and said, "All the things are here; there is nothing missing." I went for the policeman and he came. Baker tried to get away, but I did not let him. I persuaded him to go under the bed and I locked the door from the inside.

Cross Examined.

When I left my room I locked the door, the windows are always closed with a hook, but one window has no hook and I put a nail on each side, so that it can be easily raised. I did so, because I am a shoemaker I have goods in the room, and I thought somebody might raise the window and steal. I concluded by putting the tacks in the window nobody could open the window from the outside. My hands were frozen, and I thought I had not strength enough to trim it. I had a great deal of trouble before I could raise the window, but at last I pushed it up, but my hands were ~~not~~ so frozen then because when I went for the boy I warmed my hands down in the housekeeper's room. It was about a quarter past eleven when

Ellsburg came in, he was in the room about ten minutes before he went for the ironing board. Ellsburg said to me, "Who is here lying under your bed?" when he touched the leg. Was he frightened? No, he was not. He did not know who was there, and I told him, "there is no one under the bed. I did not know there was any one under the bed because I locked the door and when I came back I found the door locked. How did you come to know that the pawn ticket represented your son's watch? I went down when I got the pawn ticket to the housekeeper, to have it read, to see what it called for. The prisoner was not along with me. Ellsburg remained in the house with Baker, and I went down to the housekeeper to have the pawn ticket explained to me. All the information I got from the housekeeper was that there was a silver watch pawned for five dollars. I only had the one pawn ticket which he gave me, he had several and the defendant told me that the ticket which he gave me was the pawn ticket for the watch that he took; he selected it from among six. He said, "This is the pawn ticket for your watch." He took it from the lining of his hat. My own clothing and my son's hung in my room. Ellsburg had a Prince Albert coat

which hung upon the wall. It was removed but was not in the bundle with the other clothing. Did you not testify before that as soon as you saw him you asked him "where is my son's watch?" I first asked him, "how did you come into my rooms under the bed, and then after a while I said, "Now I understand that you are the man who took my son's watch." Did not your son tell you that before that this man (the defendant) took his watch? No sir. My son first thought that Ellsberg took the watch, he told me he suspected Ellsberg when he could not find the watch. As soon as he told me he suspects Ellsberg I told him he should not suspect him because I know Ellsberg from childhood up and I know he is an honest man. Do you know a person by the name Sarah Klatskin? No. Did you never hear of her? I have been living only for the first month then in that place, and there was a woman next door to me. I don't know her name, I don't know what she calls herself. After this man was arrested a woman was taken to the hospital sick, and then the husband begged me to let up on him. By Counsel Ask him why he did not tell this story of Klatskin in a conversation.

had with her that for a money consideration he would testify favorably for the defendant?

I was sitting in Essex Market when I said to this woman I would not have taken all that trouble if the man would have given me five dollars to take my watch out, then I would not have appeared in the Court against him. How long a time elapsed between the time that you tried the key at your door and the time that you went to the housekeeper and returned with the little boy? Maybe three minutes the whole time.

Isaac Slesberg sworn and examined, testified. Where do you live? At present in 46 Essex street; at that time I lived in 19 Allen St. Where did you live on the 28<sup>th</sup> of Dec.? No. 19 Allen street. Did you live in the rooms of Meyer Finckelstein? Yes sir, I was a boarder living with his father. On the first floor front room? Yes sir. Do you remember on that day coming into that room to look for your ironing board about ten o'clock in the morning? It was on a Sunday - yes sir, I do. Did you find your ironing board, yes or no? No, I did not find it. Did you find your ironing board under the bed? I did afterward; it was pushed away from the place where I put it. I

found it at the foot of the bed; it was not found in the same place where it should be. Did you find anything else, did you see anything strange when you went to pick up your board? Yes. What did you see? When I put my hand under the bed I touched a man's leg. Whose leg was that? It was this man's leg sitting there (the defendant). That man was taken from under the bed was he? Yes, at last we got him from under the bed. Did anything else come out from under the bed after that, any clothes? Then afterwards he himself pulled out a bundle of clothing. Was Spasjnick there when all this happened? Yes, he was present. I found him in the room when I came up. Did you, when this man was taken out from under the bed have any conversation with him? I asked him, what are you doing under the bed? He said, "I am broke, I am poor." Then he (Spasjnick) came up and said, "As you was found under the bed, did you take my watch?" Then he said (Spasjnick) if you will give me my watch back I will let you go." Then he (the defendant) said, "The watch is pawned in a pawn shop." Then Spasjnick said, "Give me the ticket." Then Baker took out the ticket, he

had several tickets and he took them out and he gave to Sapojsnick one ticket. Did you see that ticket? Yes, and on the ticket there is a <sup>No. 57</sup> (five) on the lower part of it. The ticket now shown me is the one.

Cross Examined. I live with the father of Pellegr, we live all together; we have not lived a month in No. 19 Allen street. I remember seeing the defendant in there once before the time we caught him under the bed; he came in to have his shoe mended. That is all I recollect of having seen him. I don't know that Baker lived in the house. I went out to look for work on Sunday morning at seven o'clock and returned to No. 19 Allen street about eleven o'clock. Then I came in I found Sapojsnick sitting in the room and there was also the housekeeper's small boy. I only remained in there about ten minutes. I stooped down under the bed to get my ironing board, and then afterwards we got the defendant out. I found no trouble in opening the door. When Sapojsnick got the ticket from Baker he went down where the housekeeper read it to him and he left me alone with the prisoner; when he came back he sent me for his son. A juror was withdrawn and Baker pleaded guilty to an attempt at grand larceny in the second degree.

0107

Testimony in the  
case of  
Mary Baker  
filed

Jan. 1891

0108

Police Court— 3 District.

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

of No. 19 Allen Street, aged 19 years,  
occupation Operator on Shoes being duly sworn

deposes and says, that the premises No. 19 Allen Street, 10 Ward  
in the City and County aforesaid the said being a Five story and  
Basement Brick building the first floor  
and which was occupied by deponent as a Dwelling apartment  
~~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 apartment by means  
of false keys

on the 28<sup>th</sup> day of December 1899 in the day time, and the  
following property feloniously taken, stolen, and carried away, viz:

A quantity of mens clothes  
valued at thirty dollars  
\$ 30<sup>00</sup>/<sub>100</sub>

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

Max Baker nowheres

for the reasons following, to wit: Deponent was at work at  
St Christophers street when Isaac Estery  
called at said place and informed deponent  
that a thief is at your house (meaning  
defendant) that deponent went to his  
residence and found the defendant  
under the bed and deponent also  
found said property packed together  
under the bed where defendant was

found concealed. Deponent is informed by his Father Samuel Saprosnik that the locked and bolted the rooms and doors of said apartments at the hour 10 A.M on said date and deponent found the doors of said apartments open at that hour 11 A.M on said date. Deponent thereupon caused the arrest of the defendant whom he charges with having burglariously entered said premises and having attempted to take away and steal said property and things that he is held to answer.

Magistrate <sup>John</sup> ~~Stankel~~ <sup>mark</sup> ~~Stankel~~

Sworn to before me this 29th day of December 1895

*[Signature]*

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.

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

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

Police Court, District, OFFENCE—BURGLARY. THE PEOPLE, &c., on the complaint of vs. Dated 1888. Magistrate. Officer. Clerk. Witnesses. No. Street. No. Street. No. Street. \$ to answer General Sessions.

0110

Sec. 198-200.

3 District Police Court.

CITY AND COUNTY OF NEW YORK

*May Parker* 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. *May Parker*

Question. How old are you?

Answer. *19 years*

Question. Where were you born?

Answer. *Austria*

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

Answer. *19 Allen Street - 2 months*

Question. What is your business or profession?

Answer. *Laborer -*

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

Answer. *I am not guilty*

*May Parker*

Taken before me this

*29*

day of

*Dec*

188

*90*

Police Justice

*[Signature]*

0111

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 *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. *Dec 29* 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.

0112

84 Dec 29<sup>th</sup> 2 P.M.

Police Court---

563

District.

THE PEOPLE, &c.  
ON THE COMPLAINT OF

*Myra Simonds*  
19-28-000-  
*May Baker*

2  
3  
4

Office  
*Spencer*

BAILED,

No. 1, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

Dated DEC 29<sup>th</sup> 1890

*Hogan* Magistrate.  
*Baker* Officer.  
11 Precinct.

Witnesses *Isaac Elstony*

No. *19 Allen* Street.

*Simon Saponien*  
No. *19 Allen* Street.

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

\$ *100*



*Spencer*  
*9/22*

0113

**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 Baker*

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

*Max Baker*

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

The said *Max Baker*

late of the *Tenth* Ward of the City of New York, in the County of New York  
aforesaid, on the *28th* day of *December* in the year of our Lord one  
thousand eight hundred and *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 *Meyer Linkelstein*

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 *Meyer Linkelstein*  
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.

0114

SECOND COUNT—

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

Max Baker

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

The said Max Baker

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,

*divers articles of clothing and wearing apparel of a number and description to the Grand Jury aforesaid unknown, of the value of thirty dollars*

of the goods, chattels and personal property of one

Meyer Finkelstein

in the dwelling house of the said

Meyer Finkelstein

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.

DeLancey Nicoll,  
District Attorney

0115

THIRD COUNT—

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

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

The said

late of the 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,

of the goods, chattels and personal property of

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

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

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

0116

**BOX:**

422

**FOLDER:**

3900

**DESCRIPTION:**

Barilla, Raphael

**DATE:**

01/21/91



3900

0117

*for papers*  
*Richard B. [unclear]*  
*1887*  
Counsel,  
Filed *21* day of *July* 1887  
Pleas. *Agreeably July 21*

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

THE PEOPLE

vs.

*B*  
*Raphael Barilla*

DELANEY NICOLL  
JOHN R. FELLOWS

District Attorney

A True Bill

*Franklin Aaron*  
Foreman.

*25*  
*17*  
*July 21 1887*

Witnesses:

0118

Police Court— District.

City and County } ss.:  
of New York,

John Clark  
of No. 257 Elizabeth Street, aged 37 years,  
occupation Auditor being duly sworn

deposes and says, that on the 21 day of December 188 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by Raphael Barilla  
(worker) who pointed a revolver and discharged a ball from a loaded revolving pistol at deponent which struck deponent on his left thigh inflicting a wound

with the felonious intent to take the life of deponent, or to do him grievous bodily harm; and without any justification on the part of the said assailant :

Wherefore this deponent prays that the said assailant may be apprehended and bound to answer for the above assault, etc., and be dealt with according to law.

Sworn to before me, this 22 day  
of December 1888 } John Clark

A. J. White }  
Police Justice.

0119

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

*Raphael Barilla* 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. *Raphael Barilla*

Question. How old are you?

Answer. *45 years*

Question. Where were you born?

Answer. *Italy*

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

Answer. *253 Elizabeth St*

Question. What is your business or profession?

Answer. *Butcher*

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*

*Raphael Barilla*  
*mask*

Taken before me this

day of

188

Police Justice

0120

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.....

*Chapman*

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of *200* Hundred Dollars,.....and be committed to the Warden and Keeper of the City Prison, of the City of New York, until he give such bail.

Dated *Dec 22* 189*0* *A. J. White* Police Justice.

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

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

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

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

0 12 1

Police Court--- District

1906

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*John Clark*  
257<sup>th</sup> Elizabeth St  
*Raphael Barilla*

*Edward Felony*

1  
2  
3  
4

BAILED,

No. 1, by *Michael Alvarez*  
Residence *6 Centre Market Place*

No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

Dated *Dec 29 1890*

*White* Magistrate.

*White* Officer.

*10* Precinct.

Witnesses *Call Officer*

No. *Off Whipple* Street.

No. *Robert White* Street.

No. *247 Elizabeth St* Street.

\$ *1000* to answer

*Case Bailed*  
*Arrest make*



0122

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Raphael Barilla*

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

*Raphael Barilla*  
of the CRIME OF ASSAULT IN THE FIRST DEGREE, committed as follows:

The said *Raphael Barilla*

late of the City of New York, in the County of New York aforesaid, on the *twenty-first* day of *December*, in the year of our Lord one thousand eight hundred and *eighty-ninety*, with force and arms, at the City and County aforesaid, in and upon the body of one *John Clark* in the peace of the said People then and there being, feloniously did make an assault and to, at and against *him* the said *John Clark* a certain pistol then and there loaded and charged with gunpowder and one leaden bullet, which the said *Raphael Barilla* in *his* right hand then and there had and held, the same being a deadly and dangerous weapon, wilfully and feloniously did then and there shoot off and discharge, with intent *him* the said *John Clark* thereby then and there feloniously and wilfully to kill, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT—

And the Grand Jury aforesaid, by this indictment, further accuse the said *Raphael Barilla* of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said *Raphael Barilla*

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of the said *John Clark* in the peace of the said People then and there being, feloniously did, wilfully and wrongfully make another assault, and to, at and against *him* the said *John Clark* a certain pistol then and there charged and loaded with gunpowder and one leaden bullet, which the said *Raphael Barilla* in *his* right hand then and there had and held, the same being a weapon and an instrument likely to produce grievous bodily harm, then and there feloniously did wilfully and wrongfully shoot off and discharge, 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*  
~~JOHN R. FELLOWS,~~

District Attorney.

0123

**BOX:**

422

**FOLDER:**

3900

**DESCRIPTION:**

Bauer, Henry

**DATE:**

01/06/91



3900

0124

10.

Counsel,  
Filed *6* *Jan* 188*8*  
Pleads,

THE PEOPLE  
vs.  
Henry Bauer  
Assault in the First Degree, Etc.  
(Fisdama.)  
(Sections 217 and 218, Penal Code).

*1/6*  
*1888*  
*1/6*  
De Lanson, N. & Co.,  
JOHN R. FELLOWS,  
District Attorney.

A TRUE BILL.

*Franklin Esom*  
Foreman.

*Jan 6/91*

*Placed on record July*  
*1888*  
*Wm. H. ...*

*Number:*  
*Her first ...*  
*was ...*  
*...*  
*...*  
*...*

5210

Police Justice

Sworn to before me, this 26 day of Nov 1890  
John Kewher

Wherefore this deponent prays that the said assaulant may be apprehended and bound to answer for the above assault, etc., and be dealt with according to law.

with the felonious intent to take the life of deponent, or to do him grievous bodily harm, and without any justification on the part of the said assaulant

John Kewher (deponent) who will swear  
was maliciously struck deponent  
one instant in the face with his  
bat. and bruised, bruised, and  
discharged a certain stone  
which he the deponent and wife  
his hand, at which time each  
was struck - further charged - each  
was struck - further charged - each

Police Court - District  
City and County of New York, ss.:  
John Kewher  
of No. 542, 3rd Ave  
Street, aged 40 years,  
deposes and says, that on the 25th day of November 1890 at the City of New York, in the County of New York,  
he was violently and feloniously ASSAULTED and BEATEN by  
John Kewher (deponent) who will swear

0126

Sec. 198-200.

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Henry Bauer* 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 and 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. *Henry Bauer*

Question. How old are you?

Answer. *15 years old*

Question. Where were you born?

Answer. *New York*

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

Answer. *539, E. 83. St. & No. 100*

Question. What is your business or profession?

Answer. *Work in a grocery store.*

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

Answer.

*I am not guilty. I did not discharge a pistol at him. I only struck him in the face because he abused my mother and threw a box at me.*

*Henry Bauer*

Taken before me this

*26*

day of

*December*

189*9*

*W. J. Hall*

Police Justice.

0 127

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

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

Dated, Dec 26 189..... [Signature] Police Justice.

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

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

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

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

0 128

Police Court, 5-1902 District 7

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

John Kemper  
vs.  
Henry Bauer

Offense, Account - false

- 1 \_\_\_\_\_
- 2 \_\_\_\_\_
- 3 \_\_\_\_\_
- 4 \_\_\_\_\_

Dated, Dec 26 1890

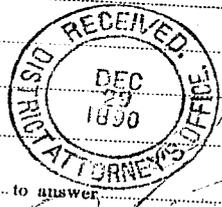
W. Wedde Magistrate.  
Wm. Walsh Officer.

Witnesses Hugo Schultes  
No. 100 E. 23 Street.

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

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

\$ 1000 to answer



*[Handwritten signature]*

*Asst. Mistal*

BAILED,

No. 1, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Henry Bauer*

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

*Henry Bauer*  
of the CRIME OF ASSAULT IN THE FIRST DEGREE, committed as follows:

The said *Henry Bauer*

late of the City of New York, in the County of New York aforesaid, on the  
*25<sup>th</sup>* day of *December*, in the year of our Lord  
one thousand eight hundred and ~~eighty-nine~~ *eighty-nine*, with force and arms, at the City and County  
aforesaid, in and upon the body of one *John Kempen*  
in the peace of the said People then and there being, feloniously did make an assault and  
to, at and against *him* the said *John Kempen*  
a certain pistol then and there loaded and charged with gunpowder and one leaden  
bullet, which the said *Henry Bauer*  
in *his* right hand then and there had and held, the same being a deadly and  
dangerous weapon, wilfully and feloniously did then and there shoot off and discharge,  
with intent *him* the said *John Kempen*  
thereby then and there feloniously and wilfully to kill,, against the form of the statute in  
such case made and provided, and against the peace of the People of the State of New York  
and their dignity.

SECOND COUNT—

And the Grand Jury aforesaid, by this indictment, further accuse the said  
*Henry Bauer*  
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said *Henry Bauer*

late of the City and County aforesaid, afterwards, to wit: on the day and in the year  
aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of  
the said *John Kempen* in the peace of  
the said People then and there being, feloniously did wilfully and wrongfully make  
another assault, and to, at and against *him* the said  
*John Kempen*  
a certain pistol then and there charged and loaded with gunpowder and one leaden bullet,  
which the said *Henry Bauer*  
in *his* right hand then and there had and held, the same being a weapon and  
an instrument likely to produce grievous bodily harm, then and there feloniously did  
wilfully and wrongfully shoot off and discharge, against the form of the statute in such case  
made and provided, and against the peace of the People of the State of New York and  
their dignity.

*DeLancey Nicoll,*  
JOHN R. FELLOWS,

District Attorney.

0130

**BOX:**

422

**FOLDER:**

3900

**DESCRIPTION:**

Becker, Henry

**DATE:**

01/23/91



3900

0131

256.  
Counsel,  
*Le McStiner*

Filed  
*23* day of *Aug* 1891  
Placids,  
*W. G. G. G. G.*

VIOLATION OF EXCISE LAW  
(Selling on Sunday, Etc.)  
III Rev. Stat. (7th Edition), page 1088, Sec. 21 and  
page 1087, Sec. 5.]

THE PEOPLE  
vs.

*B*

*Henry Becker*

DE LANCEY NICOLL,  
~~JOHN R. FELLOWS,~~  
District Attorney.

A True Bill.

*John H. Mason*  
*Foreman.*  
*Also on Mr. Kelley*  
*keep dead*  
*W. G. G. G.*

Witnesses:

*Defendant is dead*  
*See copy of death cert*  
*in file.*  
*My 17/92*  
*J. M. Davis*  
*Const*

0132

CITY AND COUNTY OF NEW YORK, } ss.

POLICE COURT, 2 DISTRICT.

of No. 20 Recruit Street, aged 7 years,

occupation Police officer being duly sworn, deposes and says

that on the 28 day of Dec 28 1890

at the City of New York, in the County of New York Henry Becker (number)

did unlawfully exhibit to the public on the premises No 549 Ninth Avenue an entertainment of the stage without having a license for such an exhibition. from the following facts to wit: that at about the hour of 8 o'clock PM aforesaid date Dependent went into the store at said address which the defendant conducts as saloon and there saw in the rear room of said saloon a stage and upon

Subscribed to before me, this 1890

Police Justice

0133

which there was a woman in stage costume singing a sentimental song called "I'll wait (My Darling boy)"  
 Wherefore defendant charged with said defendant with pro. claim section of no. 1990 of the consolidation act.  
 2/9/00  
 George Smith  
 John Ryan

Police Court, District.

ARBITRARY

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

vs.

Dated, 189

Magistrate.

Officer.

Witness.

Disposition.

0134

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

*Henry Becker*

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.

*Henry Becker*

Question. How old are you?

Answer.

*47 years*

Question. Where were you born?

Answer.

*Germany*

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

Answer.

*549 West Ave*

Question. What is your business or profession?

Answer.

*Boarding House Keeper*

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  
and demand a trial  
by jury*

*Henry Becker*

Taken before me this

day of

188

Police Justice

0135

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

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

Dated Dec 29 1890 John J. Ryan Police Justice.

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

Dated December 29 1890 John J. Ryan Police Justice.

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

Dated \_\_\_\_\_ 18\_\_\_\_ John J. Ryan Police Justice.

0136

236 1914  
Police Court--- District

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

George Smith  
vs. Precinct  
Harry Becker

Reference: Nathan De...  
1996 of the Com...  
1914

BAILED

No. 1, by

David Buschbaum

Residence

426 West 43 Street

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Dated

Dec 27 1914

Magistrate

Officer

Precinct

Witnesses

No.

No.

No.

RECEIVED  
CLERK OF THE COURT  
1914

300  
Bailed

0137

City and County } ss  
New York

Aaron Buchsbaum  
being duly sworn, deposes and says that  
he is the Buchsbaum who went bonds  
for Henry Becker, Jailor keeper at No  
549 Ninth Avenue, and that he is unable  
to produce <sup>said</sup> Becker in court, as required,  
in consequence of the death of said  
Becker and that the Henry Becker described  
in the attached Transcript from the  
records of deaths reported to the Health  
Department is the same person for whom  
this defendant went bonds.

Given to be sworn  
this 17<sup>th</sup> day of May A.D. 1892

Aaron Buchsbaum  
426 W 43 Street

Alfred J. Rogers  
Notary Public  
New York (No. 1103)

0138

19 Form H.

1500

NEW YORK, May 16, 1892

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

COUNTY OF NEW YORK.

STATE OF NEW YORK.

CITY OF NEW YORK.

CERTIFICATE AND RECORD OF DEATH

No. of Certificate,

43092

Henry Becker

I hereby certify that I attended deceased from Dec 22, 1891, to Dec 26, 1891, that I last saw him alive on the 26 day of Dec, 1891, that he died on the 26 day of Dec 1891, about 4 o'clock A.M. or P. M., and that to best of my knowledge and belief, the cause of his death was as hereunder written:

Chief Cause, La Grippe Duration of Disease, 3 days  
 Contributing Cause, Pneumonia 1 day

Sanitary Observations, \_\_\_\_\_

Witness my hand this 27 day of Dec, 1891

Place of Burial, Catharan (SIGNATURE), Sra A. Allen, M. D.  
 Date of Burial, Dec 29, 1891  
 Undertaker, R. G. Goldblum RESIDENCE, 360 W. 42<sup>d</sup> St  
 Residence, 427 W. 42<sup>d</sup>

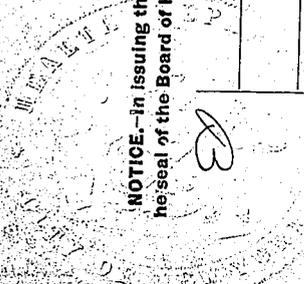
Burial permits issued at 301 Mott Street, Room 38, Week days, 7 A. M.-6 P. M. Sundays and Holidays, 8 A. M.-5 P. M.

Date of Death.	Full Name.	Age, in years, mos. and days.	Color.	Single, Married or Widowed.	Occupation.	Birthplace.	How long in U. S. If foreign born.	How long resident in New York City.	Father's Name.	Father's Birthplace.	Mother's Name.	Mother's Birthplace.	Place of Birth.	Last place of Residence.	Place of Death.	Direct cause of Death.	Indirect cause of Death.	Date of Record.
Dec 26, 1891	Henry Becker	47 years, 9 days	White	Married	Saloon Keeper	Germany	23 years	"	Nicholas Becker	Germany	Joseph	Germany	Germany	549 9 <sup>th</sup> Ave	"	La Grippe	Pneumonia	Dec 28, 1891

A True Copy.

C. E. Deuman  
 Chief Clerk.

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



**Court of General Sessions of the Peace,**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Henry Bedaer*

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

*Henry Bedaer*  
of the CRIME OF SELLING INTOXICATING LIQUORS AND WINES AS A BEVERAGE, ON SUNDAY, committed as follows :

The said *Henry Bedaer,*

late of the City of New York, in the County of New York aforesaid, on the *28<sup>th</sup>* day of *December*, in the year of our Lord one thousand eight hundred and *ninety*, at the City and County aforesaid, the same being the first day of the week, commonly called and known as Sunday, with force and arms, certain intoxicating liquors and certain wines, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain intoxicating liquor to the Grand Jury aforesaid unknown, unlawfully did sell as a beverage to one

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

SECOND COUNT—

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

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

The said *Henry Bedaer,*

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

DE LANCEY NICOLL,  
~~JOHN R. FELLOWS,~~  
District Attorney.

0 140

**BOX:**

422

**FOLDER:**

3900

**DESCRIPTION:**

Bergman, Louis

**DATE:**

01/19/91



3900

0141

177

Counsel,

Filed

Pleas,

19 Day 1891

THE PEOPLE

vs.

Louis Bergman

Grand Larceny, Second Degree.

[Sections 528, 531 - Penal Code.]

J. DELANCEY FENICOLL

District Attorney

*John W. Fenicoll*

A TRUE BILL

*Stephen Eason*

Foreman.

Jan 19 1891

*James D. Fenicoll*

*Wm. C. Fenicoll*  
Jan 10 1891

Witness:

*and for*  
Complainant &

Officer

*Wm. A. Comstock*  
Thief. - *H.*

0142

Police Court 2<sup>nd</sup> District.

Affidavit—Larceny.

City and County } ss:  
of New York, }

Mary McConnell

of No. 446 Madison Ave Street, aged 29 years,  
occupation Domestic being duly sworn,

deposes and says, that on the 8<sup>th</sup> day of July 1890 at the City of New York,  
in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in  
the day time, the following property, viz:

Good and lawful money of  
the United States of the value  
of Five hundred and ninety  
seven dollars

the property of deponent in full and the  
remainder in deponent's custody

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 Louis Bergman (now here)  
for the reason that said money  
was in a bureau drawer in a  
room in premises 446 Madison  
Avenue and on said day missed  
the money. The defendant was  
employed in said house and  
suddenly left when the money  
was missed. The defendant  
in open Court after being informed  
of his rights acknowledges and  
confesses that he took, stole  
and carried away said money

Mary McConnell

Sworn to before me, this  
13<sup>th</sup> day  
of January  
1891  
John M. ...  
Police Justice

0143

Sec. 198-200.

*2nd*

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Louis Bergman* 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. *Louis Bergman*

Question. How old are you?

Answer. *23.*

Question. Where were you born?

Answer. *Germany*

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

Answer. *No home at present.*

Question. What is your business or profession?

Answer. *Segar 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 guilty.*

*Louis Bergman.*

Taken before me this

*1924*

day of *January*

*Attest*

Police Justice.

0144

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 Louis Bergman

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

Dated January 12<sup>th</sup> 1891 A. T. M. ... 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.

0145

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

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Mary McMull  
446 1/2 Madison Ave  
1 Louis Bergman

Offence Grand Larceny

Dated January 12<sup>th</sup> 1891  
McMahon Magistrate.

Blauena O'Connor Officer  
Central Office Precinct

Witnesses James A. Merton  
No. 19 South Street.



No. \$ 2500 to answer G.S.

Handwritten signature and initials

BAILED,

No. 1, by  
Residence Street.  
No. 2, by  
Residence Street.  
No. 3, by  
Residence Street.  
No. 4, by  
Residence Street.

0146

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Louis Bergman*

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

this indictment, accuse *Louis Bergman*

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

The said *Louis Bergman,*

late of the City of New York, in the County of New York aforesaid, on the *8th* 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 the *day* - time of the same day, divers promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of a number and denomination to the Grand Jury aforesaid unknown, for the payment of and of the value of *three hundred*

*#597*

dollars; divers other promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as Bank Notes), of a number and denomination to the Grand Jury aforesaid unknown, for the payment of and of the value of *three hundred* dollars; divers United States Silver Certificates of a number and denomination to the Grand Jury aforesaid unknown, of the value of *three hundred*

dollars; divers United States Gold Certificates of a number and denomination to the Grand Jury aforesaid unknown, of the value of *three hundred* dollars; divers coins of a number, kind and denomination to the Grand Jury aforesaid unknown, of the value of *ninety-seven dollars*

of the goods, chattels and personal property of one *Mary Mc Connell* then and there being found,

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

**DE LANCEY NICOLL,**  
~~JOHN R. FELLOWS,~~ District Attorney.

0147

**BOX:**

422

**FOLDER:**

3900

**DESCRIPTION:**

Bolton, Joseph M.

**DATE:**

01/30/91



3900

Anderson  
R

Witnesses

James by Wm. [unclear]  
200 E. [unclear]

Charles by  
David Buckley

117 E. 9th St.

Counsel, [unclear]  
Filed [unclear] 1891  
Pleads, [unclear]

28 THE PEOPLE  
vs.  
Joseph M. Bolton  
Grand Larceny, Second Degree  
[Sections 829, 831 Penal Code]

John R. Williams  
District Attorney

Feb 10, 91  
Feb 18, 91

A True Bill

Franklin Eason  
Foreman  
Court 2 - Feb 18, 1891  
Jury and Foreman of the  
Court sitting in open Court with a jury  
of 12 men and 1 woman  
Ed. [unclear]

0149

Police Court Second District.

Affidavit - Larceny.

City and County } ss:  
of New York,

David J. Parkins

of No. 389 Broadway Street, aged 40 years,

occupation Agent Gorham Manufacturing Company being duly sworn,

deposes and says, that on the 12<sup>th</sup> day of November 1899 at the City of New York,

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

day time, the following property, viz:  
A quantity of Silverware  
of the value in the aggregate of  
One Hundred and Fifty Dollars

the property of the Gorham Manufacturing Company  
a foreign Corporation doing business in the  
City of New York said property being in custody  
of one Richard Boudleton 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 Joseph M. Bolton that deponent  
is informed by Richard Boudleton who was a  
Clerk in the employ of said Company that he,  
at the suggestion of said Bolton took stole  
and carried away said property and  
delivered it to said Bolton who received  
it with the knowledge that same had  
been stolen as aforesaid

Wherefore deponent  
charges that said Bolton did feloniously receive said property as aforesaid and prays that he may be apprehended and dealt with according to law

David J. Parkins

Sworn to before me this  
1899  
of  
Notary Justice

0 150

CITY AND COUNTY }  
OF NEW YORK, } ss.

Richard Pendleton

aged 24 years, occupation Clerk of No.

53 East 21<sup>st</sup> Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Wara J. Larkin

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

Sworn to before me, this 12<sup>th</sup> day of January 1889 Rich. Pendleton

W. W. Mahon  
Police Justice.

0151

Sec. 198-300.

District Police Court.

CITY AND COUNTY } ss.  
OF NEW YORK, }

*Joseph M Bolton* 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. *Joseph M Bolton*

Question. How old are you?

Answer. *28 years*

Question. Where were you born?

Answer. *Ireland*

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

Answer. *36<sup>th</sup> Street 6<sup>th</sup> Avenue; 4 months*

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 and  
was examined here Joseph M Bolton*

Taken before me this

*28<sup>th</sup>*

day of *January*

*1911*

Police Justice

0 152

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 Laura Parkins  
of No. 889 Broadway Street, that on the 12 day of November  
1890 at the City of New York, in the County of New York, the following article to wit:

A quantity of Silver Ware -

of the value of One Hundred Fifty Dollars,  
the property of Wheeler Manufacturing Company  
w. and feloniously received taken, stolen and carried away, and as the said complainant has cause to suspect, and does suspect and  
believe, by Joseph M. Bolton

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, Marshal and Policemen, and every of you, to apprehend the body 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 12 day of January 1891  
H. M. Baker POLICE JUSTICE.

0153

Police Court 2 District

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Nancy Larkin's  
Joseph M. Bolton

Warrant for arrest of  
Receiving stolen goods

Dated Jan 12<sup>th</sup> 1891

McMahon Magistrate

Officer.

The Defendant

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

Officer.

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

This Warrant may be executed on Sunday or at  
night.

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

*[Signature]*

The within named  
152  
Martin

0 154

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

*defendant*

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of *Twenty 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 *Jan'y 28* 18 *91* *J. Murray Ford* 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.

0155

Police Court--- 2 --- District 118

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

David Larkin  
889 Broadway  
Joseph M. Bolton

offered in lieu of bail  
Security \$1000

2  
3  
4  
Dated January 25, 1891

Magistrate: M. McNamee  
Officer: Heidelberg  
Precinct: 100

Witnesses: Wm. Secato

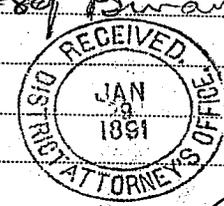
No. 889 Broadway, Street

No. Street

No. Street

No. Street

to answer



Handwritten signatures and initials

BAILED,

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

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

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

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

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

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

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

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

Statement of Richard O. Pennell relative to goods stolen by him from the Gorham Manufacturing Company. Made at Police Headquarters in presence of Detective Sergeant Heidelberg, Mr. Holbrook, Mr. Lecato and Detective Officer Flood.

About the 30th of October I went to Philadelphia to act as best man for Walter Stewart who was to be married in that city on the following day. When I arrived there I told Stewart that I had some silver I wished to dispose of. He asked me where I got it, and I told him that it was a lot which I had given to my sister as a wedding present, and she wanted me to sell it. I told him that as I was in the business, I did not care to sell it in New York. I sold it at Colwell's under Stewart's name, giving him as my reason for so doing so the fact that I was not known in Philadelphia, and might have some difficulty in having the firm's check cashed. I got 127 or 128 dollars for the lot of silver, and received a check in Stewart's name for the same. We left Colwell's and went to 2 or 3 drug houses where Stewart was known for the purpose of getting the check cashed, but they did not have the money, and then we went to Wamemaker's, but could not have it cashed there unless we were identified. We finally went back to Colwell's and got the check cashed.

By Mr. Heidelberg---

Was this the first time you took anything from the store? A. Yes, this was the first.

By Mr. Lecato---

Did you give Stewart any of that money? A. No, sir.

By Mr. Holbrook---

Well, when did you next take goods out? A. Some time after that, or it might possibly be before it, I can't tell which; Joseph M. Bolton, a man I have known for about 12 years, asked me to get him a ring. I got the ring for him, and after a while he asked me to get him another. I told him I would not, and he said

0157

(2)

"You might as well; you are into this thing now". So I gave him the ring. Later on he came to me and told me that he could sell a lot of stuff in Philadelphia. I told him I did not want to give him any more stuff, and he said "It is well known that you have been taking stuff from the store, and you had better get some for me." He said he had a third party whom he knew to be straight, who would take the stuff to Philadelphia to a "fence", and that it was safe. The first lot I gave him was about 4 dozen spoons and forks and ~~some~~ some small articles. The spoons and forks were of different patterns and the small articles, as far as I can remember, were individual butter plates, a number of rings, a couple of hair pins, a key ring, a silver match box, card cases, postage stamp box and pen knives. The spoons and forks were of Medici, Kings, and St. Cloud patterns.

By Mr. Lecato---

Where did you meet Bolton to give him these things.  
A. On the outside; I don't know just where. I think it was at the Bartholdi Hotel cafe.

After I gave Bolton these things he went to Philadelphia, and came back in 2 days and told me he could only get 60 dollars for the lot. He gave me 30 dollars, telling me it was all he had in the world, and I then gave him back 10 dollars, and the other 20 dollars I immediately gave away. He refused to tell me the name of the 3rd party, and I refused to have anything more to do with him. I didn't see Bolton for a long time, and thought the thing was all dropped, when, one evening about 3 weeks later, I was going home, a man whom I slightly knew as George Williams of 200 1/2 West 24th street, met me and told me that he was the third party in the silver matter. Bolton had told me that he did not mention my name to this third party, and at first I denied all knowledge as to what he was speaking about. He finally convinced me that he knew of the transaction with Bolton, and told me that he must have some more stuff to sell, or Bolton would tell all about it. The first lot I gave this Williams was 72 ounces. This lot consisted principally of spoons

0158

and forks and I gave them to him at a saloon in Broadway near 22nd street. I think he disposed of this lot at a place called Ling's.

I didn't get anything out of this lot, for when Williams came back he said he had been arrested on suspicion in Philadelphia, and that it cost him all the money he had to get out of the scrape.

The next lot I gave him consisted of 155 ounces. They were principally spoons and forks, one or two of these small pin trays. Some of these I gave him in the saloon in Broadway near 22nd st., and the rest in my room in 21st street. Out of this lot I got 70 dollars. I had made up my mind to stop this thing and to try and get back as much of the stuff as I could and pay for the balance that I could not get back. I did get some of the things back, and put them in the Manhattan ~~Street~~ Storage Warehouse under the name of Robert C. Curtis. The articles I put in there are a sugar and cream a travelling inkstand, 2 dozen Cluny dessert spoons, several pen-knives and rings and a couple of key chains.

By Mr. Lecato---

How did you take these things out of the store?

A. I took them out at different times, sometimes in my pockets, and sometimes openly in parcels.

Within a week or so ago I saw Williams and told him I was going to stop, and about that time Larkins went to Philadelphia, and when he came back he met me in the Everett House, and said "Well, I've landed both of you", meaning me and Stewart. I told him then that the silver that I sold at Colwell's was stuff that a friend of Stewart's had given him for a wedding present. Larkin asked me to find out from Stewart who that friend was. That morning a friend of mine named Russell, who, in company with his sister had bought from me in the store a knife and fork before Christmas, came in the store and asked me if his sister could bring the knife and fork in and have them engraved. I told him that she could, and asked him to call at my room that night at 6 o'clock, as I had something to tell him. Larkins and I, after leaving the Everett House, went

0159

4  
straight to my room, and going in, Larkins saw the address of Russell's sister on the table. He asked me who it was, and I told him that it was the sister of a young man whom I was then expecting to call at my room. Just at that moment the door bell rang, and Williams came up stairs. I introduced him to Larkins as Mr. Russell.

I subsequently learned that Williams had just returned from Philadelphia, where he had sold more silver. Shortly after this <sup>we</sup> all three left and went over to Eschbach's on 4th avenue and had a drink. Larkins then left. Williams and I started to walk down the avenue, and Williams met a girl. We all three walked over to B'way & 22nd street, where I found Russell waiting for me. Williams and the girl left, and Russell and I went down town to Hudnut's to see Stewart. I then for the first time told him about the scrape I was in, and why I used his name in selling the goods at Colwell's. He said he would help me in any way he could. I left him and joined Russell who was waiting outside and together we walked to my room. When there I told Russell of the trouble I was in, and gave him some of the things telling him I expected to be caught soon, and didn't want these things to be found in my room. I gave him then a penknife, a ring and a few small articles. On the following Tuesday or Wednesday I gave him some more small articles, which I had got in the meantime from Williams. These things Russell was to bring me yesterday so that I could place them on deposit in the storage warehouse. On Wednesday I got the "tea and sugar" from Williams, by telling him that I could sell them in this city. These I also put in the storage warehouse.

To go back to last Saturday night--after leaving Stewart Russell and I went to a saloon on the S.W. corner of 24th street and 4th avenue and here met Williams and the girl before referred to. Williams called me aside and handed me a \$100. bill, telling me that he had got \$224. for stuff that he had sold in Philadelphia, and that was my share of the amount. He said he sold this stuff for 95 cents

an ounce. He told me that the stuff he sold was a lot of spoons and forks which he had been keeping.

By Heidelberg--

How much would the stuff that you have taken from the Gorham Manufacturing Company amount to in money? A. Well, it would not reach \$1000.

By Mr. Holbrook---

Has there not been a great deal more forks and spoons than you now recall taken out? A. You will find 2 dozen of these dessert spoons in the storage warehouse. Williams has now a dozen ~~more~~ forks and smaller articles; he has 2 pepper shakers worth 10 dollars at retail, a diary, 2 silver spurs a lot of silver lead pencils and rings.

To Mr. Holbrook--

When I thought this thing over I thought several times of trying to hunt you up and tell you all about it. There are \$300 dollars outside now which I want to turn over to you, and I want to do all I can to recover all the property I took.

By Mr. Lecato---

When did you last see Bolton? A. I saw him one day last week in front of the Bijou Theatre. I told him I was going to be caught, and if I was I would tell all I knew. I was told by Williams that Bolton gave a \$90. watch to a girl named Ione. Williams also told me that Bolton sent a card case to one Fatty Frame, a member of 1st Company 7th Regiment, and that the latter sent it back with a letter telling Bolton to mend his ways.

By Mr. Lecato---

Is there any person you know that could testify as to Bolton having any of this property in his possession? A. A John Black of 439 West 19th street told me in the store one day that he had seen Bolton ~~there~~, and bowed to him in Green's hotel. That was about the time Bolton went there with the first and only lot of goods I gave him.

In addition to the property referred to in the foregoing statement there is a lot of stuff that I laid aside in the houses of my mother and my intended mother-in-law, to be used by me when I would get married. I have this day told Mr. Heidelberg where these goods are, so that he can go and get them.

0161

Statement of George Williams, made at Police Headquarters in presence of Mr. Locato of the Gorham Company, Mr. Heidelberg, Mr. Dolan and Mr. Flood, relative to his connection with Richard O. Pennell, in the latter's thefts of silverware from the Gorham Manufacturing Company.

By Mr. Locato:— Williams, what was the first lot of stuff you took to Philadelphia? A. I don't know the date; it was Bolton who took that. He asked me to go with him.

The stuff was sold in Reed's.

Q. What articles were taken that time? A. Some spoons and a lot of knickknacks—butterplates, and I think a tray.

Q. You say that lot of stuff went to Reed's? A. Yes, sir.

Q. Is this Reed a pawnbroker? A. Yes sir.

Q. How much did you get on the things you brought there? A. I think one ticket was for 30 dollars, another lot was for 40 dollars, and another lot was for either 20 or 30 dollars.

Q. What was taken on your second trip to Philadelphia? A. Mostly spoons.

Q. Where were they placed? A. At Reed's. And there was some fancy stuff placed at Kennedy's at 12th & *Philbert Street*.

Q. Do you remember when the next lot went over? A. It was 2 or 3 weeks afterwards.

Q. Whom were they pawned with? A. We sold them to the Philadelphia Smelting Company at 8th and Vine Street.

Q. Do you remember what they were? A. They were all spoons.

Q. Did you sell any stuff to any of the jewellers over there? A. No sir.

Q. Was any of this stuff bought by a man named Ling? A. No sir.

Q. How often did you go to the smelting company? A. Twice.

0162

Statement of George Williams, made at Police Headquarters in presence of Mr. Lecato of the Gorham Company, Mr. Heidelberg, Mr. Dolan and Mr. Flood, relative to his connection with Richard O. Pennell, in the latter's thefts of silverware from the Gorham Manufacturing Company.

By Mr. Lecato: Williams, what was the first lot of stuff you took to Philadelphia? A. I don't know the date; it was Bolton who took that. He asked me to go with him.

The stuff was sold in Reed's.

Q. What articles were taken that time? A. Some spoons and a lot of knickknacks--butterplates, and I think a tray.

Q. You say that lot of stuff went to Reed's? A. Yes, sir.

Q. Is this Reed a pawnbroker? A. Yes sir.

Q. How much did you get on the things you brought there? A. I think one ticket was for 50 dollars, another lot was for 40 dollars, and another lot was for either 20 or 30 dollars.

Q. What was taken on your second trip to Philadelphia? A. Mostly spoons.

Q. Where were they placed? A. At Reed's. And there was some fancy stuff placed at Kennedy's at 12th & *Philbert Street*.

Q. Do you remember when the next lot went over? A. It was 2 or 3 weeks afterwards.

Q. Whom were they pawned with? A. We sold them to the Philadelphia Smelting Company at 8th and Vine Street.

Q. Do you remember what they were? A. They were all spoons.

Q. Did you sell any stuff to any of the jewellers over there? A. No sir.

Q. Was any of this stuff bought by a man named Ling? A. No sir.

Q. How often did you go to the smelting company? A. Twice.

0163

- Q. How much did you get from these people? A. I got 80 dollars once, and 110 dollars another time.
- Q. How long ago is it since you were there last? A. About 3 weeks ago--just before the holidays.
- Q. Did Bolton go with you most of the time? A. He only went with me the first and second time.

By Heidelberg:-

- Q. What did you do with that parcel of stuff that you left at Mr. Crook's where Mr. Dolan saw it last Friday or Saturday. A. I left it up town at the corner of 47th street and Broadway.
- Q. At that lady's called Mrs. Williams? A. Yes sir.

By Mr. Lecato:-

- Q. What were the contents of that parcel? A. We didn't open the parcel, but there were some forks and some fancy articles in it. Russell got the package from Pennell.
- Q. Why did you take the package from the cigar store? A. To dispose of it. We were going to go away.
- Q. What, in your opinion, was the value of that parcel? A. I have no idea.
- Q. How long have you known this man Russell? A. Only since last Saturday a week ago. I had known him for some time but didn't know his name. Pennell introduced me to him at 22nd street and Broadway.
- Q. When you brought that money back from Philadelphia did you divide with Russell and Pennell? A. I gave it to Pennell.
- Q. What was Russell's connection with you and Pennell? A. Pennell sent for Russell to help him out, and Russell never derived a cent's worth of benefit from it.
- Q. Then you and Bolton were the men who really disposed of the goods? A. Yes sir.
- Q. When did you first meet Bolton? A. I have known him about 6 or 7 years, but was never very intimate with him. I used to meet him nights around, and one time he asked me to go to Philadelphia with him the next morning. I stopped at the Vanderbilt Hotel and went with him next morning to Philadelphia. On the train he told me he had some stuff that he wanted to dispose of. He would not tell me then where he got it. I got 11 dollars out of that transaction; I don't know what Pennell got out of it.
- Q. Did Pennell meet you on the outside and give you the stuff? A. Usually in his room.
- Q. As far as you can remember have you told me everywhere in Philadelphia where stuff was disposed of? A. Yes sir.

0164

Q. What did you do with the tickets you got for this stuff?  
A. I destroyed them.

Q. Did you tell them at Reed's and the other places that you were going to destroy the tickets? A. Yes sir, but they said they had to make out the tickets anyway.

I make the foregoing statement of my own free will, and my object in making it is to assist in recovering the property that was stolen from the Gorham Manufacturing Company by Pennell and disposed of partly by Bolton and partly by myself.

0165

Statement  
of  
George Melham

0166

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

.....

The People,

vs.

JOSEPH M. BOLTON.

)  
) Before

) HON. FREDERICK SMYTH,

) and a Jury.  
)

.....

Tried February 18, 1891.

Indicted for GRAND LARCENY IN THE SECOND DEGREE.

Indictment filed January 30, 1891.

-----  
APPEARANCES:

Assistant District Attorney Weeks,

For The People.

Messrs. Howe & Hummel,

For The Defense.  
-----

0167

RICHARD PENDELTON testified that he had been acquainted with the defendant for about eight years. He the witness was in the employ of the Gorham Silver Manufacturing Company in the latter part of October, 1890, as a salesman. He had access to the silverware in the cases of the Gorham Manufacturing Company. On or about November 12th, 1890, he stole silverware belonging to the Company, including spoons, butter plates and forks. He also stole silver rings with stones set in them and a number of small fancy articles. He identified the articles produced in court as articles that he had stolen. Some of the articles he took around to his the witness 's room and others he gave to Bolton. Bolton told him the witness to steal them. Bolton said that he had a friend who would place them in Philadelphia, and told him the witness to steal all that he could and he Bolton could dispose of what-

0168

3

ever he stole. He said that he could dispose of them in Philadelphia at a "fence," that he knew of, through a third party. He the witness delivered the greater part of the goods that he stole to Bolton. Some of them he delivered in the cafe of the Bartholdi Hotel, and the rest in his the witness's room at 53 East 21st Street. He saw Bolton next a few days after the delivery of the stolen goods. The delivery was made in the early part of November. He the witness met Bolton almost every night when he left the Gorham Manufacturing Company's store and delivered goods to him in the Bartholdi Cafe. The very last of the goods were delivered to Bolton in his the witness's room and Bolton packed them in a valise of his the witness's the night before Bolton left for Philadelphia. Bolton asked him the witness to meet him the next night if possible with more goods, as he Bolton, wished to carry a considerable quantity to Philadelphia. Bolton was to return on the night following his departure for Philadelphia and give him the wit-

0169

4

ness half of whatever money he got from the "fence."  
Bolton knew that he the witness was employed by the Gorham Manufacturing Company, and had been in the store and seen him the witness at work behind the counter. The valise that Bolton packed the stolen silver in was a black leather valise. Bolton put the silver articles in loose, one on top of the other, and then he left the house, going towards 4th Avenue, and he the witness met Bolton at Hudnut's drug store about twenty minutes later. Hudnut's drug store was on Broadway between 21st and 22nd Street. Bolton told him the witness that he had left the silverware in the Bartholdi Hotel. His first conversation with Bolton in regard to stealing any goods from his employers took place in the holiday season of 1889 and 1890. He the witness was then in the employ of the Gorham Manufacturing Company. Bolton got a ring from him the witness, agreeing to pay for it, but he never paid for it. He the witness had taken the ring from the stock and gave it to Bolton---a silver ring set with garnets.

0 170

5

Several days later Bolton came in and got other articles, promising to pay for them, but he did not. He the witness did not dare to make any trouble about this for fear that his employers would accuse him of stealing their goods. In the fall of 1890 Bolton came into the store one day, and told him the witness that he wanted some other articles. Other parties he said knew of his Bolton's getting the other articles that he hadn't paid for, and that he Bolton would want something else to keep them quiet; and he the witness gave what Bolton asked for. Bolton asked for a watch and chain and a charm to go on the chain, and also for another ring. Bolton was waiting outside of the store for him that night, and when he gave the stolen goods to Bolton, Bolton told him to get more articles,---as many as he could---and that he Bolton would sell them in Philadelphia to a "fence" through a third person. Bolton told him the witness that h might as well continue to steal as others knew that he had been stealing, and they must be kept quiet. Then

0171

3

he and Bolton went to the Bartholdi cafe and had a drink, and thereafter he the witness stole various articles from the store from time to time. When Bolton went to Philadelphia it was agreed that Bolton was to send him the witness a telegram at the Continental Hotel in Broadway to notify him the witness when he would return. He the witness got the telegram but did not see Bolton when he returned from Philadelphia. On the day after he the witness was in the White Elephant saloon on Broadway and Bolton came in. Bolton said he had just returned from Philadelphia, and that he had received \$80 altogether. He said that he had been detained in Philadelphia longer than he expected to be. He also said that it cost him \$30 for expenses, and showed him the witness two pawn tickets one being, the witness thought, for \$40, and it was marked, "For butterplates."m The pawntickets were issued Carver Reed in Philadelphia. Bolton then gave him the witness \$30, and told him the witness that he had no money left, and thereupon he the witness gave

0172

7

Bolton \$10 out of the \$30. A few days later he met Bolton and told him that he did not get enough money for the goods, and Bolton said that a third person had pawned the goods in Philadelphia, and had cheated him Bolton out of the money. The conversation occurred in the Cafe under the Bijou Theatre. He the witness told Bolton that he Bolton had not acted square and that he the witness was going to stop the whole business and have nothing more to do with it. A few days after this conversation he the witness was walking up Broadway when a man named George Williams stopped him. He the witness had met Williams in saloons when Bolton was present and Bolton introduced him Williams to him the witness. Williams said, "I want to see you a minute," and they walked around the corner. The witness did not remember the street, but believed it was 30th Street. Williams said that he Williams was the third party that went to Philadelphia with Bolton, and that Bolton was not treating him the witness square. Then Williams said that he

0173

8

Williams knew all about the matter, and that he the witness would have to get some goods for him Williams to keep him quiet.

In

C r o s s - E x a m i n a t i o n ,

Pendelton testified that his real name was Pennell, and that he was 24 years of age. He got a fair salary from the Gorham Manufacturing Company. He had an idea that he had stolen goods worth probably a couple of thousand dollars altogether, from the Gorham Manufacturing Company. The goods that he gave to Bolton were fully worth \$500. He gave almost all the remainder of the \$2,000 of goods that he stole to the man Williams. Williams also gave him money when he came back from Philadelphia at different times, aggregating about \$200. Before he was employed by the Gorham manufacturing Company he was employed by a firm called the Pennell Manufacturing Company, manufacturers of brasses. He

0174

9

worked for this Company several months and left of his own accord. Then he went down to Texas and worked at different times thereafter for the Gorham Manufacturing Company. When he believed that his stealings had been discovered, he did not run away from the City. He went to his home in 21st Street, and on the following morning he went to the hotel at 8th Avenue and 51st Street. He was arrested at the corner of 24th Street and 1st Avenue, on the 15th of January. He left the Gorham Manufacturing Company's employ on the 13th of January. He was arrested by Officers Heidelberg Dolan and Larkins. He the witness was born in New Jersey and had lived at 53 East 21st Street. He saw Williams in the Tombs after he the witness was taken there, but he the witness did not talk to Williams about the case. He the witness had not been promised any immunity for turning State's evidence. He the witness made a full confession on the day after his arrest to Mr Le Cato and Mr. Heilberg of the Gorham Manufacturing Company and Detective Sergeants Heidelberg and Larkins.

0175

10

GEORGE W. WILLIAMS testified that he identified the silverware in evidence and testified that he first saw the silverware in Philadelphia in Green's Hotel, in the possession of Bolton, the defendant. He the witness went from New York to Philadelphia with Bolton. Bolton asked him if he wished to go to Philadelphia with him Bolton and he the witness consented to go. Bolton said he was going to Philadelphia to see about some cloth and to collect a bill that was due him. His the witness's family lived in Philadelphia. When they reached Green's Hotel in Philadelphia Bolton showed the silverware to him the witness and said that it belonged to a friend of his who was in business in New York and was short of money and had asked him Bolton to dispose of the silverware. Bolton then asked him the witness if he knew of any place where it could be disposed of and he the witness said that he knew of no place except a pawnshop and Bolton asked him the witness to show him the way to the pawnshop. The

0176

11

silverware was taken to Philadelphia in a valise. The silverware was wrapped up in packages covered with tissue paper. Bolton then asked him the witness to dispose of three dozen spoons and he the witness went to Carver Reed's and returned to the hotel and gave Bolton a pawnticket and \$35 or \$40. On the following morning he the witness went to Carver Reed's with Bolton. Carver Reed's was in Market Street above 15th. Bolton said that the remainder of the silver might as well be disposed of, and asked him the witness if he knew of any other pawnshop and he the witness said that he did not. When they got to the corner of 13th Street Bolton said that he had to see a man named Anderson about a bill, and asked him the witness to go to Reed's with more of the silver and pawn it, and meet him Bolton at Green's Hotel. He the witness took the silverware to Wright's and got a pawnticket and \$60. He took them to Green's Hotel and gave them to Bolton. Bolton said that he the witness ought to have got more and he the witness said that

0177

12

it was all that he could get. Nothing further was said, and they started for New York. There was more silver in the satchel and on the way to the depot they stopped at Reedt's again. Bolton pawned the remainder of the silverware and got some money and a ticket. Then they took the 4 o'clock train for New York. They reached this City at about 8:30, and he the witness went to his home at 200 West 24th Street. He left Bolton at 23rd Street. All that he the witness got of the proceeds of the pawning of the silverware was \$11. On the following day after their return to New York he the witness met Bolton in Broadway between 31st and 32nd Street. Bolton said that the party who had given him the silverware was dissatisfied with the returns, and said that he would not give any more. Bolton said that it was Pennell who gave him the silverware. He the witness knew Pennell by sight but not by name, and Bolton described Pennell to him and he the witness recognized him by the description. He the witness did not know that the silver was stolen

0178

13

he returned to New York, when Bolton told him. He the witness then first learned that Pennell gave the silverware to Bolton and that Pennell was in the employ of the Gorham Manufacturing Company. Bolton said that Pennell was mad at the smallness of the returns and had refused to give him any more silver and that he the witness ought to see Pennell. A week later he the witness saw Pennell in Broadway. Bolton pointed Pennell out to him Williams at about Broadway and 27th Street, and told him the witness that he had better have a talk with Pennell. He the witness told Pennell that he the witness was the person who went to Philadelphia with Bolton to dispose of the silver ware and that he the witness knew all the facts about the stealing of the silverware and that Pennell had better get more silverware for him the witness, and Pennell said that he would do so. He the witness reported the interview to Bolton on the following day. He met Bolton in Johnson's saloon at 8th Avenue and 38th Street. About a week later he the witness and Bolton went again to

0179

14

Philadelphia and Bolton had a satchel containing spoons. They sold all of the silverware to the Philadelphia Smelting Company and took the remainder to Roads's. He the witness pawned the remaining silverware and Bolton stood outside. Then he the witness gave the proceeds to Bolton, and Bolton told him what to give to Pennell and what to keep for himself. The amount was about \$90. altogether, or \$100 altogether. He the witness pawned the goods under the name of Johnson. When he was arrested in New York he made a full confession to Mr. Le Cato, Detective Weidberg and Detective Dolan. He the witness made altogether three trips to Philadelphia with stolen silverware. He the witness was arrested in Flatbush, and had been locked up for about five weeks at the date of the trial. He had pleaded guilty in the General Sessions and was awaiting sentence. He hadn't been promised any immunity. On the third visit he the witness went to Philadelphia alone, and sold the silverware that he took to a man in the jewelry business. He the witness could not

0180

15

recall the name but Detective Sergeant Hoidelberg knew it. He the witness did not tell the jeweler that the property was stolen but assured him that it was not stolen. He the witness had never been arrested before upon any charge.

-----

CHARLES HEIDELBERG testified that he was a detective sergeant attached to the Police Central Office. The defendant was turned over to him the witness at Police Headquarters. On the way to the police court on the following morning he the witness asked Bolton if he know Pennell and he said yes. He the witness said, "Did you ever have any transaction with him and Bolton said once. He the witness asked what the transaction was and Bolton said "I am not afraid to tell. I heard there was a warrant out for me and I am willing to tell the

0181

18

truth." Then he said that Pennell had given him a lot of silverware which he Bolton had given to Williams to sell and Williams gave him \$70 for it, and he took the \$70 to Pennell on the day after, and Pennell gave him \$10. He the witness asked Bolton if he had any other transaction with Pennell, and Bolton said, "No; that's the only transaction I ever had." Bolton said that he got \$70 from Williams. Bolton said that he had known Pennell for a long time, and had boarded in the same house with him. He the witness took the silverware in evidence from the store of Carver Reed.

-----

JOSEPH C. BEANS testified that he was a clerk for Carver W. Reed Pawnbroker of 1314 Market Street Philadelphia. He identified the silverware in evidence as having been pawned at his employers shop:

0 182

17

They were taken from the shop by Detective Sergeant Heidelberg. The first lot of silverware was pawned on November 20th and \$35. was advanced. On the 21st of November a second lot was pawned and \$50 was advanced, and November 29th a third lot was pawned and \$125. was advanced. Williams and Bolton were together when the second lot was pawned on the 21st of November.

---

0 183

18

FOR THE DEFENSE.

-----  
WILLIAM P. MITCHELL testified that he had been an Excise commissioner of the City of New York and had resided in the City of New York for many years. He had known the defendant about 12 or 13 years, and had known his father. The defendant's general reputation was good.

In

C r o s s - E x a m i n a t i o n ,

the witness testified that he had met the defendant frequently for ten or twelve years, in the defendant's father's store. He did not know that the defendant was in partnership with his father in the tailoring business, but he knew that the defendant had worked for his father. He the

0184

19

witness had his clothes made at his father's store. He had also met the defendant at public entertainments such as balls. He had known the defendant's father fully 20 years, and knew him to be a respectable man.

-----

UNION ADAMS, JR. testified that he had known the defendant for about six years, and that his general reputation was good. He the witness was a member of the Seventh Regiment National Guard of the State of New York, and the defendant was also a member of that Regiment. He and the defendant were members of Company D. He had met the defendant socially at other places, and had heard his previous character to be good.

-----

0185

20

HARRY W. TOTTER testified that he was a wholesale grocer at 15 Jay Street, and had known the defendant for about ten or twelve years, and believed his reputation to be good.

In

Cross - Examination,  
he testified that he believed he had heard persons say that the defendant was a pretty fast traveller, and was in the habit of gambling.

-----  
GEORGE P. MCCANN testified that he had known the defendant for about six years, and that the defendant's reputation was good. He the witness was a member of the same regiment.

In

0186

21

C r o s s - E x a m i n a t i o n,  
the witness testified that he was not a member of a  
firm, but was employed by Meyer & Livingston, as a  
salesman, and had been for about 20 years. He the  
witness was accustomed to buy clothes from the  
defendant's father, and the defendant was in the  
habit of collecting bills and giving receipts. The  
defendant's father had a judgment against him the  
witness for the amount of clothes that he had not  
paid for. He the witness had not claimed that he  
did not owe the money, because he had paid it  
to the defendant.

-----  
MICHAEL J. RYAN testified that he lived at 198 East  
10th Street, and was in the upholstery business. He  
had know the defendant about 20 year , and believed

0187

22

his reputation to be good. He the witness had his clothes made by the defendant's father, and the defendant had often receipted bills for him.

-----

JOHN CLARK, of 707 7th Street testified that he was a clerk in the Comptroller's Office, and he had known the defendant for about 15 or 18 years. The defendant's reputation was good.

In

C r o s s - E x a m i n a t i o n

he testified that he had heard that the defendant was a pretty lively boy, but he looked up this statement as meaning that the defendant was looking out for his father's business, and going around town. He was accustomed to meet the defendant at balls, and other public entertainments.

-----

0188

23

JOHN P. BOLTON testified that he was a merchant, tailor and had been in business in New York since 1807. His the witness's son, the defendant, had been connected with him the witness in business for 15 years. The defendant had always been a good son and an attentive business man.

In

Cross - Examination,  
the witness testified that he was doing business under his son's name. He the witness signed all the checks but his son's name appeared upon the books and the bill-heads. He had recognized the defendant as his partner since 1884 when he the witness had parted from his former partner, Sammis. He the witness was doing business for his son under his son's name. He the witness did not pay his son a stated salary, but he the son drew what money he needed. He the witness did not know that the defendant had collect any money and retained it.

0189

24

There had been some talk of that kind, but he found that the money had been turned in by the defendant when he came to settle up the cash.

-----

JOSEPH M. BOLTON, the DEFENDANT, testified that he had been a member of the 7th Regiment for about five years and had been associated with his father in business. Then the defendant denied that he had ever asked Pennell to steal any goods from the Gorham Manufacturing Company, or that he knew that they had been stolen by Pennell. Pennell told him that the silver was wedding presents belonging to a Mrs. Ruggles, who boarded in his Pennell's house in 21st Street. He the defendant was going to Philadelphia on the following morning to recover some clothing that had been stolen from him the witness and Pennell asked him to take the silver-

0190

25

ware to Philadelphia to sell it as it would bring a better price there. Pennell said that he wanted \$70 for the silver. Williams was going on to Philadelphia at the time, and he and Williams went together. Williams sold all of the silverware except the last portion---about \$10 worth. He the witness did not have time to sell the silverware, and he told Williams about it and asked him to dispose of it. As they were going to the train he the witness disposed of the silverware that was left, and gave all of the money to Pennell.

\*\*\*\*\*

\*\*\*\*\*

0 19 1

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Joseph M. Bolton*

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

*Joseph M. Bolton*  
of the CRIME OF GRAND LARCENY in the *second* degree committed as follows:

The said *Joseph M. Bolton*

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

*divers articles of silverware of a number and description to the Grand Jury aforesaid unknown, of the value of one hundred and fifty dollars,*

~~of the goods, chattels and personal property of one~~ *a corporation called*  
~~on the person of the said~~ *the Gorham Manufacturing Company*  
then and there being found, ~~from the person of the said~~  
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.

0192

SECOND COUNT—

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

*Joseph M. Bolton*  
of the CRIME OF RECEIVING STOLEN GOODS, committed as follows:

The said

*Joseph M. Bolton*

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,

*divers articles of silverware, of a number and description to the Grand Jury aforesaid unknown, of the value of one hundred and fifty dollars*

*of the goods, chattels and personal property of one a corporation called the Forham Manufacturing Company by one Richard Pendleton and by a certain other person or persons to the Grand Jury aforesaid unknown, then lately before feloniously stolen, taken and carried away from the said Corporation*

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

*Joseph M. Bolton*

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.

*Deharcey Nicoll*  
**JOHN R. FELLOWS,**

District Attorney.

0193

**BOX:**

422

**FOLDER:**

3900

**DESCRIPTION:**

Bozdech, Vaclav

**DATE:**

01/21/91



3900

0194

208  
Counsel,  
M. E. Goshart  
102 Harrison  
Filed day of January 1891  
Pleads, Not Guilty

THE PEOPLE vs. Vaclav Bozdech  
(2 cases)

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

DE LANCEY NICOLL,  
~~JOHN R. FELLOWS,~~

District Attorney,  
Jan 17. 1891. O.M.D.

A True Bill.

Franklin Edson

Foreman.

adjudged to pay \$4.90  
W. H. H. H.

Witnesses;

0195

Police Court— 4 District.

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

of No. 185 East 46<sup>th</sup> Anna Konarnik Street, aged 19 years,  
occupation Cigar maker being duly sworn  
deposes and says, that on the 12 day of January 1888 at the City of New  
York, in the County of New York,

She was violently and feloniously ASSAULTED and BEATEN by Vaclav Bozdech  
(cow her), who struck deponent a  
violent blow on her head with  
a slung shot (made of leather  
with lead fastened on) thereby  
severely wounding deponent

with the felonious intent to take the life of deponent, or to do him grievous bodily harm; and without  
any justification on the part of the said assailant :

Wherefore this deponent prays that the said assailant may be apprehended and bound to answer  
for the above assault, etc., and be dealt with according to law.

Sworn to before me, this 13 day }  
of January 1888 } Anna Konarnik  
John Ryan } maker  
Police Justice.

0 196

Sec. 198-200.

14 District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Vaclav Bozdech* 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. *Vaclav Bozdech*

Question. How old are you?

Answer. *22 years*

Question. Where were you born?

Answer. *Austria*

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

Answer. *187 E 46 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*

*Vaclav Bozdech*

Taken before me this

day of *Jan*

1887

Police Justice.

0 197

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 June 18 John Ryan 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.

0198

Police Court--- District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Annie Kovarnik*

*185<sup>th</sup> East 76<sup>th</sup>  
Vaclav Bozdech*

2  
3  
4

*officer Edward  
H. [unclear]*

BAILED.

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

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

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

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

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

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

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

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

Dated *Jan 13* 1891

*Hyatt* Magistrate.

*J. Hourke* Officer.

95 Precinct.

Witnesses *Mike Bitocheck*

No. *185 East 76<sup>th</sup>* Street.

*John [unclear]*

No. *185* Street.

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

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

\$ *1500* to answer

*1500 for [unclear] 15.2 [unclear]*



*[Handwritten signatures and notes]*

0199

District Attorney's Office  
City & County of  
New York

188

Vadler Brozdeck Boheman

769 J. 35

~~188~~ 2 10 20 30 40 50 60 70 80 90 100  
 110 120 130 140 150 160 170 180 190 200  
 210 220 230 240 250 260 270 280 290 300  
 310 320 330 340 350 360 370 380 390 400  
 410 420 430 440 450 460 470 480 490 500  
 510 520 530 540 550 560 570 580 590 600  
 610 620 630 640 650 660 670 680 690 700  
 710 720 730 740 750 760 770 780 790 800  
 810 820 830 840 850 860 870 880 890 900  
 910 920 930 940 950 960 970 980 990 1000  
 1010 1020 1030 1040 1050 1060 1070 1080 1090 1100  
 1110 1120 1130 1140 1150 1160 1170 1180 1190 1200  
 1210 1220 1230 1240 1250 1260 1270 1280 1290 1300  
 1310 1320 1330 1340 1350 1360 1370 1380 1390 1400  
 1410 1420 1430 1440 1450 1460 1470 1480 1490 1500  
 1510 1520 1530 1540 1550 1560 1570 1580 1590 1600  
 1610 1620 1630 1640 1650 1660 1670 1680 1690 1700  
 1710 1720 1730 1740 1750 1760 1770 1780 1790 1800  
 1810 1820 1830 1840 1850 1860 1870 1880 1890 1900  
 1910 1920 1930 1940 1950 1960 1970 1980 1990 2000  
 2010 2020 2030 2040 2050 2060 2070 2080 2090 2100  
 2110 2120 2130 2140 2150 2160 2170 2180 2190 2200  
 2210 2220 2230 2240 2250 2260 2270 2280 2290 2300  
 2310 2320 2330 2340 2350 2360 2370 2380 2390 2400  
 2410 2420 2430 2440 2450 2460 2470 2480 2490 2500  
 2510 2520 2530 2540 2550 2560 2570 2580 2590 2600  
 2610 2620 2630 2640 2650 2660 2670 2680 2690 2700  
 2710 2720 2730 2740 2750 2760 2770 2780 2790 2800  
 2810 2820 2830 2840 2850 2860 2870 2880 2890 2900  
 2910 2920 2930 2940 2950 2960 2970 2980 2990 3000  
 3010 3020 3030 3040 3050 3060 3070 3080 3090 3100  
 3110 3120 3130 3140 3150 3160 3170 3180 3190 3200  
 3210 3220 3230 3240 3250 3260 3270 3280 3290 3300  
 3310 3320 3330 3340 3350 3360 3370 3380 3390 3400  
 3410 3420 3430 3440 3450 3460 3470 3480 3490 3500  
 3510 3520 3530 3540 3550 3560 3570 3580 3590 3600  
 3610 3620 3630 3640 3650 3660 3670 3680 3690 3700  
 3710 3720 3730 3740 3750 3760 3770 3780 3790 3800  
 3810 3820 3830 3840 3850 3860 3870 3880 3890 3900  
 3910 3920 3930 3940 3950 3960 3970 3980 3990 4000  
 4010 4020 4030 4040 4050 4060 4070 4080 4090 4100  
 4110 4120 4130 4140 4150 4160 4170 4180 4190 4200  
 4210 4220 4230 4240 4250 4260 4270 4280 4290 4300  
 4310 4320 4330 4340 4350 4360 4370 4380 4390 4400  
 4410 4420 4430 4440 4450 4460 4470 4480 4490 4500  
 4510 4520 4530 4540 4550 4560 4570 4580 4590 4600  
 4610 4620 4630 4640 4650 4660 4670 4680 4690 4700  
 4710 4720 4730 4740 4750 4760 4770 4780 4790 4800  
 4810 4820 4830 4840 4850 4860 4870 4880 4890 4900  
 4910 4920 4930 4940 4950 4960 4970 4980 4990 5000  
 5010 5020 5030 5040 5050 5060 5070 5080 5090 5100  
 5110 5120 5130 5140 5150 5160 5170 5180 5190 5200  
 5210 5220 5230 5240 5250 5260 5270 5280 5290 5300  
 5310 5320 5330 5340 5350 5360 5370 5380 5390 5400  
 5410 5420 5430 5440 5450 5460 5470 5480 5490 5500  
 5510 5520 5530 5540 5550 5560 5570 5580 5590 5600  
 5610 5620 5630 5640 5650 5660 5670 5680 5690 5700  
 5710 5720 5730 5740 5750 5760 5770 5780 5790 5800  
 5810 5820 5830 5840 5850 5860 5870 5880 5890 5900  
 5910 5920 5930 5940 5950 5960 5970 5980 5990 6000  
 6010 6020 6030 6040 6050 6060 6070 6080 6090 6100  
 6110 6120 6130 6140 6150 6160 6170 6180 6190 6200  
 6210 6220 6230 6240 6250 6260 6270 6280 6290 6300  
 6310 6320 6330 6340 6350 6360 6370 6380 6390 6400  
 6410 6420 6430 6440 6450 6460 6470 6480 6490 6500  
 6510 6520 6530 6540 6550 6560 6570 6580 6590 6600  
 6610 6620 6630 6640 6650 6660 6670 6680 6690 6700  
 6710 6720 6730 6740 6750 6760 6770 6780 6790 6800  
 6810 6820 6830 6840 6850 6860 6870 6880 6890 6900  
 6910 6920 6930 6940 6950 6960 6970 6980 6990 7000  
 7010 7020 7030 7040 7050 7060 7070 7080 7090 7100  
 7110 7120 7130 7140 7150 7160 7170 7180 7190 7200  
 7210 7220 7230 7240 7250 7260 7270 7280 7290 7300  
 7310 7320 7330 7340 7350 7360 7370 7380 7390 7400  
 7410 7420 7430 7440 7450 7460 7470 7480 7490 7500  
 7510 7520 7530 7540 7550 7560 7570 7580 7590 7600  
 7610 7620 7630 7640 7650 7660 7670 7680 7690 7700  
 7710 7720 7730 7740 7750 7760 7770 7780 7790 7800  
 7810 7820 7830 7840 7850 7860 7870 7880 7890 7900  
 7910 7920 7930 7940 7950 7960 7970 7980 7990 8000  
 8010 8020 8030 8040 8050 8060 8070 8080 8090 8100  
 8110 8120 8130 8140 8150 8160 8170 8180 8190 8200  
 8210 8220 8230 8240 8250 8260 8270 8280 8290 8300  
 8310 8320 8330 8340 8350 8360 8370 8380 8390 8400  
 8410 8420 8430 8440 8450 8460 8470 8480 8490 8500  
 8510 8520 8530 8540 8550 8560 8570 8580 8590 8600  
 8610 8620 8630 8640 8650 8660 8670 8680 8690 8700  
 8710 8720 8730 8740 8750 8760 8770 8780 8790 8800  
 8810 8820 8830 8840 8850 8860 8870 8880 8890 8900  
 8910 8920 8930 8940 8950 8960 8970 8980 8990 9000  
 9010 9020 9030 9040 9050 9060 9070 9080 9090 9100  
 9110 9120 9130 9140 9150 9160 9170 9180 9190 9200  
 9210 9220 9230 9240 9250 9260 9270 9280 9290 9300  
 9310 9320 9330 9340 9350 9360 9370 9380 9390 9400  
 9410 9420 9430 9440 9450 9460 9470 9480 9490 9500  
 9510 9520 9530 9540 9550 9560 9570 9580 9590 9600  
 9610 9620 9630 9640 9650 9660 9670 9680 9690 9700  
 9710 9720 9730 9740 9750 9760 9770 9780 9790 9800  
 9810 9820 9830 9840 9850 9860 9870 9880 9890 9900  
 9910 9920 9930 9940 9950 9960 9970 9980 9990 10000

0200

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Vaclav Bozdech*

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

*Vaclav Bozdech*  
of the CRIME OF ASSAULT IN THE FIRST DEGREE, committed as follows:

The said

*Vaclav Bozdech*

late of the City of New York, in the County of New York aforesaid, on the  
*twelfth* day of *January* in the year of our Lord  
one thousand eight hundred and *ninety-one*, with force and arms, at the City and  
County aforesaid, in and upon the body of one *Annie Konarnik*  
in the Peace of the said People then and there being, feloniously did make an assault  
and *her* the said *Annie Konarnik*  
with a certain *slung-shot*

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

*her* the said *Annie Konarnik*  
with intent thereby then and there feloniously and wilfully to kill, against the form of the statute in  
such case made and provided, and against the peace of the People of the State of New York  
and their dignity.

SECOND COUNT—

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

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

The said

*Vaclav Bozdech*

late of the City and County aforesaid, afterwards, to wit: on the day and in the year  
aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of  
the said *Annie Konarnik* in the peace of  
the said People then and there being, feloniously did wilfully and wrongfully make  
another assault, and *her* the said

with a certain

*Annie Konarnik*  
*slung-shot*

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

0201

THIRD COUNT—

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

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

The said *Vaclav Bozdech,*

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon the said *Annie Konarnik* in the peace of the said People then and there being, feloniously did wilfully and wrongfully make another assault, and *her* the said *Annie Konarnik* with a certain *slung shot*

which *he* the said *Vaclav Bozdech* in *his* right hand then and there had and held, in and upon the *head* of *her* the said *Annie Konarnik*

then and there feloniously did wilfully and wrongfully strike, beat, stab, ~~cut~~, bruise and wound, and did then and there and by the means aforesaid, feloniously, wilfully and wrongfully inflict grievous bodily harm upon the said *Annie Konarnik*

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

*Delancey Nicoll*  
JOHN R. FELLOWS,

District Attorney.

0202

X 209

Counsel, *W. F. G. Knight*  
132 Madison

Filed *21* day of *Jan'y* 1891  
Pleads, *Murder*

OR  
*199 to 1/6*  
*199 to 1/6*  
*Vaclav Bozdech*  
*(2 cases)*

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

DE LANCEY NICOLL

~~JOHN R. FELLOWS~~

District Attorney.

A True Bill.

*Franklin Casan*

*Sept 27 - Feb 9, 1891* Foreman.

*tried and convicted of*  
*assault 2nd Degree.*

*A. G. 10 Ms 5, P*

*Feb 13*

Fitness:

3020

Police Justice

*John Hogan*

of *Staten Island*

188

day

Sworn to before me, this

for the above assault, etc., and be dealt with according to law.

Wherefore this deponent prays that the said assaillant may be apprehended and bound to answer

any justification on the part of the said assaillant : with the felonious intent to take the life of deponent, or to do him grievous bodily harm; and without

*[Large diagonal scribble]*

*has several times on his head  
with some sharp instruments  
which he has used to inflict  
wounds on the head of  
[Name] and feloniously ASSAULTED and BEATEN by  
[Name]*

deposes and says that on the day of January 188 at the City of New York, in the County of New York.

of No. *John Hogan* being duly sworn  
City and County of New York, ss.:  
Clerk *John Hogan*

Police Court - 1st District

0204

Police Court \_\_\_\_\_ 4 District.

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

of No. 57 Hallett St. Astoria Street, aged 39 years,  
occupation Cigar packer being duly sworn  
deposes and says, that on the 17 day of January 1887 at the City of New  
York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by Vaclav Bozdech  
(good here) who struck deponent  
two violent blows on his head  
with some hard substance  
which severely cutting deponent's  
head and that said assault  
was committed

with the felonious intent to take the life of deponent, or to do him grievous bodily harm; and without  
any justification on the part of the said assailant :

Wherefore this deponent prays that the said assailant may be apprehended and bound to answer  
for the above assault, etc., and be dealt with according to law.

Sworn to before me, this 13 day }  
of Jan 1887 } Anton Cernak  
John Ryan Police Justice.

0205

Sec. 198-200.

CITY AND COUNTY OF NEW YORK, ss.

14 District Police Court.

*Vaclas Bozdeck* 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. *Vaclas Bozdeck*

Question. How old are you?

Answer. *22 years*

Question. Where were you born?

Answer. *Austria*

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

Answer. *87 E 78 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*

*Vaclas Bozdeck*

Taken before me this

*[Signature]*

188

Police Justice.

0206

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

Defendant 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 Jan 15 1891 John Ryan Police Justice.

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

Dated 18 John Ryan Police Justice.

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

Dated 18 John Ryan Police Justice.

0207

63

Police Court--- 14 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

*Anton Cermak*  
37-Hall St. Boston

*Vladimir Bogdanov*

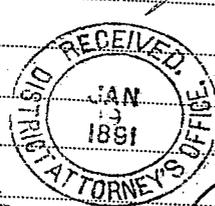
2  
3  
4

*W. J. [unclear]*  
Officer  
*[unclear]*

Dated *Jan 3 1891*  
*Ryan* Magistrate.  
*Route* Officer.

Witnesses *Mike [unclear]*  
No. *185 [unclear]* Street.

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



No. *1580* to answer *[unclear]*  
*1500* for *[unclear]* Jan 15 1891  
*[unclear]*

BAILED,

No. 1, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

0208

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Vaclav Bozdech

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

Vaclav Bozdech  
of the CRIME OF ASSAULT IN THE FIRST DEGREE, committed as follows:

The said Vaclav Bozdech

late of the City of New York, in the County of New York aforesaid, on the twelfth day of January in the year of our Lord one thousand eight hundred and ninety-one, with force and arms, at the City and County aforesaid, in and upon the body of one Anton Cermak in the Peace of the said People then and there being, feloniously did make an assault and him the said Anton Cermak with a certain hard substance to the Grand Jury aforesaid unknown which the said Vaclav Bozdech in his right hand then and there had and held, the same being a deadly and dangerous weapon, then and there wilfully and feloniously did strike, beat, ~~cut, stab~~ and wound,

3  
with intent him the said Anton Cermak thereby then and there feloniously and wilfully to kill, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT—

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

The said Vaclav Bozdech

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of the said Anton Cermak in the peace of the said People then and there being, feloniously did wilfully and wrongfully make another assault, and him the said Anton Cermak with a certain hard substance to the Grand Jury aforesaid unknown, which the said Vaclav Bozdech in his right hand then and there had and held, the same being a weapon and an instrument likely to produce grievous bodily harm, then and there feloniously did wilfully and wrongfully strike, beat, ~~cut, stab~~ and wound, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

0209

THIRD COUNT—

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

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

The said Vaclav Bozdech

late of the City and County aforesaid, afterwards, to wit: on the day and in the year  
aforesaid, at the City and County aforesaid, with force and arms, in and upon the said  
Anton Cermak in the peace of the said People then  
and there being, feloniously did wilfully and wrongfully make another assault, and  
him the said Anton Cermak  
with a certain hard substance to the  
Grand Jury aforesaid unknown,  
which he the said Vaclav Bozdech  
in his right hand then and there had and held, in and upon the head  
of him the said Anton Cermak  
then and there feloniously did wilfully and wrongfully strike, beat, stab, cut, bruise and  
wound, and did then and there and by the means aforesaid, feloniously, wilfully and wrong-  
fully inflict grievous bodily harm upon the said Anton Cermak  
against the form of the statute in such case made and provided, and against the peace  
of the People of the State of New York and their dignity.

De Lancey Nicoll  
JOHN R. FELLOWS,

District Attorney.

02 10

**BOX:**

422

**FOLDER:**

3900

**DESCRIPTION:**

Brady, John

**DATE:**

01/22/91



3900

Witnesses;

*Sept Carson*  
*John Carson*  
*John*

*2031*  
*Brady*

Counsel,  
Filed *22* day of *Jan* 1891  
Pleas, *W. M. Brady*

THE PEOPLE vs.  
Grand Larceny, *1st* Degree.  
(From the Person.)  
[Sections 528, 530, Penal Code.]

*John Brady*

*De Lancy Nicoll*  
~~JOHN R. FELLOWS~~

District Attorney.

A True Bill.

*Franklin Esson*

Foreman.

*Henry J. [unclear]*  
*John [unclear]*  
*John [unclear]*

0212

Police Court—3 District.

Affidavit—Larceny.

City and County }  
of New York, } ss.

of No. 976 1st Av Charles Keller  
Street, aged 28 years,  
occupation Blacksmith being duly sworn

deposes and says, that on the 11th day of January 1899 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the night-time, the following property, viz:

One hunting case silver watch with gold plated chain attached together of the value of sixteen dollars (\$16.00) the property of Deponent

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

John Brady (now here) from the fact that at about the hour of 1.30 o'clock on the said date deponent was standing in the Brewery near Bleeker Street waiting for a car, and at that time deponent had said watch in the <sup>left</sup> hand pocket of his vest attached to said chain the other end of said chain being attached to a button hole of said vest. When this deponent came up to deponent and catching hold of said chain, he the deponent pulled said watch from deponent.

Sworn to before me this 11th day of January 1899

Police Justice

0213

hooket and ran away with said  
watch and chain.

Wherefore defendant charges this  
defendant with felonious taking  
of watch and carrying away said  
property from the person of defendant.

Servy to before me } Charles Folger  
the 11<sup>th</sup> day of June 1891.

Chas. Meade

Notary Public

0214

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss

*John Brady*

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 Brady*

Question. How old are you?

Answer.

*19 years old*

Question. Where were you born?

Answer.

*New York*

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

Answer.

*282 Waver St Jones*

Question. What is your business or profession?

Answer.

*Carpenter*

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 Brady*

Taken before me this

day of

1887

*John Brady*

Police Justice

02 15

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 D. Smith*

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 12* 18 *91* *W. W. Wood* 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.

0216

Police Court---

3

District.

~~50~~ 51

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Charles Keller  
976 - vs. 1<sup>st</sup> Ave.

John Brady

Officer of Arcany  
from the Bureau

Dated January 11 1891

Quade Magistrate.

James Morris Officer.

14 Precinct.

Witnesses.....

No. .... Street.

No. .... Street.

No. 4000 J.S. Street.

\$ 4,000 to answer J.S.

Chas. Keller  
\$4,000 Ex. Jan 12. J.P.W.



BAILED,

No. 1, by .....

Residence ..... Street.

No. 2, by .....

Residence ..... Street.

No. 3, by .....

Residence ..... Street.

No. 4, by .....

Residence ..... Street.

0217

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,  
against

*John Brady*

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

*John Brady*  
of the CRIME OF GRAND LARCENY in the *first* degree committed as follows:

The said

*John Brady*

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

*one watch of the  
value of twelve dollars, and  
one chain of the value of four  
dollars*

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

*De Lancey Nicoll,  
District Attorney.*

02 18

**BOX:**

422

**FOLDER:**

3900

**DESCRIPTION:**

Brambet, Pedro

**DATE:**

01/09/91



3900

02 19

72

Counsel,

Filed 9 day of Jan 18 91  
Pleads *Maguire m*

THE PEOPLE  
vs.  
Pedro Brambet  
(2 cases)

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

FILED

JOHN R. FELLOWS

District Attorney.

*Recd  
Jan 21 1891*

A True Bill.

*John M. Allen*

Foreman.

Witness:

0220

Police Court 104 District 4<sup>th</sup>

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

of No. 43 Franklin Street, aged 23 years,  
occupation Reverend being duly sworn

deposes and says, that on the 30 day of December, 1888 at the City of New  
York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by Pedro

Reuberto who cut and  
stabbed a wound on  
the arm with the blade  
of a dagger which he  
then held in his hand  
and said assault was  
committed

with the felonious intent to take the life of deponent, or to do him grievous bodily harm; and without  
any justification on the part of the said assailant :

Wherefore this deponent prays that the said assailant may be apprehended and bound to answer  
for the above assault, etc., and be dealt with according to law.

Sworn to before me, this 31 day }  
of December, 1888 } Wm J Mulcahy

J. D. [Signature] Police Justice.

0221

Sec. 198-200

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Peter Brant* 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.

*Peter Brant*

Question. How old are you?

Answer.

*22 years.*

Question. Where were you born?

Answer.

*Italy*

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

Answer.

*59 Mulberry St. 7 years*

Question. What is your business or profession?

Answer.

*Baker*

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  
Peter Brant  
man*

Taken before me this

day of *December* 1884

*[Signature]*

Police Justice

0222

Police Court, District.

City and County of New York,

of No. 10th Street, aged 38 years, occupation Police Detective being duly sworn, deposes and says, that on the 30 day of December 1889, at the City of New York, in the County of New York, Pedro Hernandez

(now here) did feloniously carry concealed on his person with intent to use against another that dangerous knife known as a stiletto in violation of Section 410 of the Penal Code of the State of New York for the reasons following to-wit: on the said date defendant was informed by William Mankewich that he had been stabbed by defendant, the defendant at the time was running away. Defendant followed defendant and found concealed on his person the said stiletto.

Sworn to before me John  
This 31<sup>st</sup> day of December 1889 Jarrington

Deputy

Police Justice

0223

Sec. 198-200.

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. *Leorn Bramble*

Question. How old are you?

Answer. *22 years*

Question. Where were you born?

Answer. *Italy*

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

Answer. *59 Brantley St. 3 years*

Question. What is your business or profession?

Answer. *Baker*

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. *Answered fully  
Leorn Bramble  
man*

Taken before me this

day of

1930

Police Justice

0224

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.....

*Re Ferdinand*  
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of 200 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 3* 18 *90* *J. D. [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.

0225

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

THE PEOPLE &c.,  
ON THE COMPLAINT OF

*John Farrington*  
vs.  
*Edward Bramble*

2  
3  
4

*Conrad W. ...*  
Justice

BAILED.

No. 1, by .....

Residence ..... Street.

No. 2, by .....

Residence ..... Street.

No. 3, by .....

Residence ..... Street.

No. 4, by .....

Residence ..... Street.

Dated *Dec 31 1890* Magistrate.

*Orlando ...* Officer.

Precinct.

Witnesses *Wm ...*

No. *43 Franklin* Street.

No. .... Street.

No. .... Street.

§ *1000* to answer *W. G.*

*John ...*



0226

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.....

*Repond ans*  
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of *15* Hundred Dollars,.....and be committed to the Warden and Keeper of the City Prison, of the City of New York, until he give ~~sight~~ bail.

Dated *Nov 3/ 90* 18 *P. Prince* 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.

0227

Police Court--- District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

*J. M. Mulcahey*

*vs.*  
*Samuel Bromber*

1 \_\_\_\_\_

2 \_\_\_\_\_

3 \_\_\_\_\_

4 \_\_\_\_\_

Dated *Dec 31 1890*

*Henry* Magistrate.

*Crystal & Fairmount* Precinct.

6 Precinct.

Witnesses *Officer Farnham*

*Officer Brown*

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

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

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

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

§ *1000* to answer *GS.*

\_\_\_\_\_

\_\_\_\_\_ *Wadsworth*

BAILED,

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

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

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

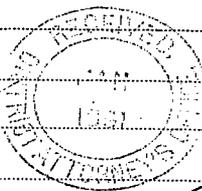
Residence \_\_\_\_\_ Street.

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

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

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

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



0228

44  
The People  
vs.

Pedro Brambet

Court of General Sessions. Part I  
Before Recorder Smyth. January 21.  
Indictment for carrying concealed  
weapons. 1891

testified.

John Harrington, sworn and examined,  
What is your business? Police officer  
What precinct are you attached to? The Sixth.  
Did you arrest this defendant on the night  
of the 30th of December last? Yes sir. I arrested  
him in Bayard near Mulberry street.  
Had your attention been called to him by a  
man named Mulcahy? Yes sir. In consequence  
of what Mulcahy said to you you went to  
look for this man, did you? Yes. Where did  
you find him? In Bayard near Mul-  
berry street. Did you have any conversa-  
tion with him or did you take hold of  
him? I took hold of him. What did you say?  
I started in to search him right away  
without saying anything to him. He was  
pointed out to you? He was pointed out  
to me by Mulcahy as the man that  
stabbed him. Did you find anything  
in him? Yes. I found the knife now  
shown me. You found this knife (showing  
witness a long dagger) yes sir. You  
are quite positive you did not insert  
that knife into this case? Yes sir.  
You took that out of his pocket? Yes sir.

Which pocket was it in? In the left hand coat pocket, the outside coat. What is the man from whom you took it (pointing to the defendant)? Yes sir; in searching him my hand came in contact with something sharp. I then put my hand in his coat pocket and pulled this out. (meaning the dagger).

Cross Examined - The same coat that he has on? No sir. What kind of coat did he have on? In the dark it looked like a brown coat. Was it a long coat, an overcoat? No. Was there any part of the knife projecting? No sir, not that I could see. I had put my hand in his pocket to get the knife. Where was this on the street? Yes, on the street in Bayard street. It was so dark you could not see? I could not see very well. You say the knife was in his coat pocket? In his coat. Tell the jury how the knife was, that is a pretty long knife? Just take the knife and describe how it was? As near as I can get at it it must have been - the point must have been backwards and the handle forward. In searching him in ~~stripping~~ the coat it struck me right there, and then I put my hand in the pocket and pulled it out.

0230

Was there a thing about that knife that could be seen by anybody? No sir, unless the point in the back. I was in front of the man unless the point was out through the coat, and it must have been to catch me when I found it. The handle of this was projecting from the pocket? No sir, the handle was in the pocket. Have you had this particular knife in your possession ever since the time you made the arrest? Yes sir. There is some doubt about the knife, are you positive that is the knife? I am positive that is the knife. When you arrest a man charged with having concealed weapons, don't you usually put a tag on them? No sir, not always. Is it not the custom to do that in the station house? No sir. Why didn't you put a tag on it? Simply because I have a box of my own in the station house and I kept it there ever since. Is that box locked? Yes sir. Have you a key to that box? Yes. So that there is not any possibility whatever of your being mistaken regarding this particular knife? No sir. Did you have any conversation with the defendant at the time you arrested him? I could not have

0231

Pete Bumbrett  
Assault  
Apr 1  
10 days  
Jan. 1998

0232

sitting down on the chair on the ground floor in the room. Some ladies in there you say - what number was that bad woman's house? No. 58 Mulberry street. How long had you been in there before you were arrested? I was not there for four minutes. The officer say he arrested you on the sidewalk on the street in Bayard street? No sir, it is not true. Is that your Knife (Knife shown)? No sir, this does not belong to me. Did you ever see it before? I did not know it at all. I never saw it before. When you were arrested did you have a Knife in your pocket? I had one, a small pocket knife. Was the blade open or shut? There were three small blades and they were all three of them closed. What part of the clothing did you have your Knife in? On the left hand side of the pocket of my vest. The officer took you to the station house, didn't he? Yes sir. When he got you to the station house didn't he charge you there with having the Knife? Yes. Did he show the Knife to the sergeant at the desk? No sir. I did not. Did you see the Knife in the Police Court in the morning when you were brought there? Yes sir. I did see it next morning. Was it

0233

this knife? I did not see the handle of it. I only saw the blade. Was it a blade as long as that one there? No sir, he had the handle in his hand, and there was ~~only~~ a short blade to it. Did you attempt to stab anybody with that little knife you had in your pocket? No sir. Was the blade of the little knife he had in his pocket as long as that (knife shown) It was a very small blade - that size (showing). Did he attempt to stick anybody with the other knife, did he attempt to stab a man that night? No sir.

Counsel

That is the case your Honor. John Farrington, recalled by Mr. Macdenna Officer, did you arrest this man in a house of prostitution in Bayard street or was he on the street? Do you mean on the 30th of December. Yes, on the street when you arrested him? I arrested him in Bayard street on the sidewalk near Mulberry St. He has testified that he had another knife in his pocket when you searched him in the station house, you found ~~another~~ knife, didn't you, a pocket knife? Yes sir. Where was it, in his vest pocket? In his pants pocket.

By the Court & He said when you went to the station

0234

house and arraigned him before the Sergeant that you did not show that knife (the large one produced in court) didn't you lay that down in front of the desk? Yes. When you went the next morning to the Police Court did you have that knife with you? Yes sir. And that was laid in front of the Magistrate? Laid on the Magistrate's desk.

By Counsel A Do you know No 58 Mulberry st.? Yes sir. Are you familiar with the premises there? Yes. As a matter of fact is there such a place there as the defendant describes in regard to these women being there?

By the Court Q Is there a house of ill repute there? There has been. As I suppose there is a dozen of them all round about? Yes sir. I do not know of any being around there about the 30 or 31<sup>st</sup>. I was not there on the 30<sup>th</sup>. We keep a record in the station house of houses of ill repute. When you brought the defendant to the station house you had the knife in your pocket? I never took it out of my hand from the time I took it out of his pocket until I laid it on the sergeant's desk. There was an entry made in the Hotten of carrying concealed weapons; the defendant was arraigned on two charges in the station house.

0235

William Mulcahy, woman and examined.  
I saw the defendant on the street in Mulberry  
St. on the night of the 30th of Dec. I was going  
home and the defendant and a woman  
were fighting there on the street; she halloed  
"murder"; he was beating a woman there, and  
she cried out for help. This fellow was try-  
ing to kill her. I stood on the opposite side  
of the gutter; I said, "Don't do that;" and this  
fellow stopped and ran after me; he called  
me a vile name, a son of a b h, and  
he made a plunge at my heart with a  
knife. I saw the knife and the blade of it.  
It was the very same knife now shown  
me. He cut me in the arm; it bled a  
little bit. I waited on the corner and I  
said to a man, "Do you know the lady who  
was being beaten?" He said, "I do." I asked  
him to help me to get him arrested. I went  
on the opposite side and the defendant  
chased me half a block with a knife in  
his hand. The people who were there ran  
away thinking that he was crazy. I met  
officer Farrington and told him about it.  
He found him parading up and down  
Bayard St. with that knife. I was present  
when the officer searched him and found  
it in his pocket. The jury rendered  
a verdict of guilty.

0236

Testimony in the  
case of  
Pedro Brambet

filed

Jan.  
1891

0237

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

*against*

*Pedro Brambet*

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

*Pedro Brambet*

of a FELONY, committed as follows:

The said

*Pedro Brambet*

late of the City of New York, in the County of New York aforesaid, on the *30th* day of *December* in the year of our Lord one thousand eight hundred and ~~eighty-ninty~~ at the City and County aforesaid, with force and arms, feloniously did furtively carry, concealed on his person, a certain instrument and weapon of the kind commonly known as *dirk, dagger and dangerous knife* with intent then and there feloniously to use the same against some person or persons to the Grand Jury aforesaid unknown, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT—

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

*Pedro Brambet*

of a FELONY, committed as follows:

The said

*Pedro Brambet*

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, feloniously did possess a certain instrument and weapon of the kind commonly known as *dirk, dagger and dangerous knife* by him then and there concealed, and furtively carried on his person, with intent then and there feloniously to use the same against some person or persons to the Grand Jury aforesaid unknown, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

*John R. Fellows*  
JOHN R. FELLOWS

District Attorney.

0238

72 Pny

Witnesses:

Counsel,

Filed

day of

1891

Pleas,

*J. M. Kelly*

THE PEOPLE

vs.

*F*

*Pedro Brambet*

*(2 cases)*

*John R. Fellows*

JOHN R. FELLOWS,

District Attorney.

CONCEALED WEAPON.  
(Section 410, Penal Code).

A True Bill.

*John A. Peckham*

Foreman.

*July 21/91*

*Speed V. Condit*

*J. H. S. P.*

0239

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Pedro Brambet*

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

*Pedro Brambet* —  
of the CRIME OF ASSAULT IN THE FIRST DEGREE, committed as follows:

The said *Pedro Brambet* —

late of the City of New York, in the County of New York aforesaid, on the  
*thirtieth* day of *December* in the year of our Lord  
one thousand eight hundred and *ninety*, with force and arms, at the City and  
County aforesaid, in and upon the body of one *William J. Mulcahy*  
in the Peace of the said People then and there being, feloniously did make an assault  
and *him* the said *William J. Mulcahy*  
with a certain *knife*

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

*him* the said *William J. Mulcahy*  
with intent thereby then and there feloniously and wilfully to kill, against the form of the statute in  
such case made and provided, and against the peace of the People of the State of New York  
and their dignity.

SECOND COUNT—

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

*Pedro Brambet* —  
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said *Pedro Brambet* —

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

*William J. Mulcahy* —  
with a certain *knife*

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

*De Lancy Kroll,*  
District Attorney

0240

**BOX:**

422

**FOLDER:**

3900

**DESCRIPTION:**

Braunstein, Elias

**DATE:**

01/28/91



3900

0241

732

Counsel,  
Filed, 28 May of 1891  
Pleas *A. H. Gaulty*

ADULTERATED MILK.  
(Chap. 183, Laws of 1885, Section 1, as amended  
by Chap. 577, Laws of 1886, Section 1; Section 186,  
Sanitary Code, and Section 575 of the N. Y. City  
Consolidation Act of 1882.)

THE PEOPLE,  
vs.

*Elias Braunstein*

I hereby consent and desire that  
this case against me be sent to the  
Court of Special Sessions for trial  
and final disposal.

*DE WANGY NICOLE*  
JOHN J. MURPHY

District Attorney.

A True Bill

*Franklin Green*  
Foreman.

Witnesses:

0242

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Elias Braunstein*

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

*Elias Braunstein*

(Chap. 233, Laws of 1883, § 1, as amended by Chap. 577, Laws of 1886, § 1.)

of a MISDEMEANOR, committed as follows:

The said *Elias Braunstein*

late of the City of New York, in the County of New York aforesaid, on the  
— seventh — day of — November — in the year of our Lord  
one thousand eight hundred and ~~eighty~~ *ninety*, at the City and County aforesaid,  
did unlawfully expose for sale three quarts of unclean, impure, unhealthy, adulterated  
and unwholesome milk (the same not being skimmed milk produced in the said County),  
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.

0243

SECOND COUNT:

(§180, Sanitary Code

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

— *Elias Braunstein* —

of the CRIME OF VIOLATING THE SANITARY CODE OF THE BOARD OF HEALTH OF THE HEALTH DEPARTMENT OF THE CITY OF NEW YORK, committed as follows:

The said — *Elias Braunstein* —

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, did unlawfully keep, have and offer for sale, three quarts of milk which had been and was then and there watered, adulterated, reduced and changed by the addition of water and other substances to the Grand Jury aforesaid unknown, and by the removal of cream, against and in violation of the Sanitary Code of the Board of Health of the Health Department of the City of New York, duly adopted and declared as such at a meeting of the said Board of Health, held in said city on the second day of June, 1873, as amended in accordance with law, and particularly in violation of a certain ordinance thereof, to wit: the one hundred and eighty-sixth section of said code, which is as follows, that is to say:

“No milk which has been watered, adulterated, reduced or changed in any respect by the addition of water or other substance, or by the removal of cream, shall be brought into, held, kept, or offered for sale at any place in the City of New York; nor shall any one keep, have or offer for sale in the said city any such milk.”

Which said section and ordinance above set forth was, by a certain resolution, duly passed and adopted by the said Board of Health and by said Health Department, at a meeting thereof duly held in said city on the twenty-third day of February, 1876, added to and made a part of the said Sanitary Code aforesaid, and adopted and declared to form a portion thereof, pursuant to the authority and power conferred by law upon the said Board, and which said ordinance was thereafter duly published once a week, for two successive weeks, in the *City Record*, a daily official newspaper and journal published in the said city, to wit: in the issues of such newspaper of the twenty-fourth day of February, 1876, and also of the second day of March, 1876, and which said Sanitary Code so amended and altered was then and there, at the time of the committing of the offense hereinabove alleged, in full force and operation, and was by law declared to be binding and in force in said city, and which said section and ordinance above set forth was then and there in full force and virtue, having been in nowise altered, amended or annulled by said Board of Health, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

*De Lancey Nicoll.*  
~~JOHN R. FELLOWS~~  
District Attorney.

0244

**BOX:**

422

**FOLDER:**

3900

**DESCRIPTION:**

Brennan, Frank

**DATE:**

01/30/91



3900

0245

Counsel, *37th*  
Filed *May 18 91*  
Pleads, ~~XXXXXX~~

THE PEOPLE  
vs.  
Frank Brennan  
Assault in the First Degree, Etc.  
(Sections 217 and 218, Penal Code.)

*John R. Hollows*  
JOHN R. HOLLOWES,  
District Attorney.

A True Bill.

*Franklin Green*  
*May 20 91* Foreman.  
*London Bennett*  
*H.M.S. Smith*  
*F.F. Feb 3, 1891*

Witnesses:  
*Sawyer*  
*Conley & Oppen*  
*By*

0246

Police Court— 3 District.

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

William Bohl

of No. 71 Forsyth Street, aged 19 years,  
occupation Driver being duly sworn

deposes and says, that on 27<sup>th</sup> day of January 1891 at the City of New  
York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by Frank  
Brennan (nowhere) who cut and  
stabbed deponent seven times  
in the back, and three times on  
the left arm, said cuts and  
stabs being caused by a knife  
defendant at the time held in  
his hand, causing deponent  
severe lacerations and wounds.

Deponent further says - said  
assault being committed

with the felonious intent to take the life of deponent, or to do him grievous bodily harm; and without  
any justification on the part of the said assailant

Wherefore this deponent prays that the said assailant may be ~~apprehended~~ and bound to answer  
for the above assault, etc., and dealt with according to law.

Sworn to before me, this 28<sup>th</sup> day }  
of July 1891 } Wm Bohl

Wm Brennan Police Justice.

0247

Sec. 198-200.

3 District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Frank Brennan* 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. *Frank Brennan*

Question. How old are you?

Answer. *18 years*

Question. Where were you born?

Answer. *United States*

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

Answer. *56 Catherine St - 1 mo*

Question. What is your business or profession?

Answer. *Plumber*

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

Answer. *I am not guilty.*

*Frank Brennan*

Taken before me this

day of

1898

Police Justice.

0248

Government Hospital

January 27, 1891.

To Whom it may concern

This is to certify  
that William Rohd is suffering  
from several stab-wounds  
of back & arm, but is  
not necessarily in a serious  
condition at present.

Lia. J. Johnson M.D.  
Head Surgeon,

0249

CITY AND COUNTY OF NEW YORK, ss.

POLICE COURT, 3 DISTRICT.

Subscribed and sworn to before me, this 27th day of May 1891

Daniel M. Gilloon  
of No. Eleventh Avenue Street, aged years,  
occupation Officer being duly sworn deposes and says,  
that on the 27th day of May 1891  
at the City of New York, in the County of New York, he arrested

Maat Brennan and John Williams (both now here) on complaint of William Bohl for Felonious assault

Deponent says, - is now confined in Gouverneur Hospital, suffering from injuries received, and is unable to appear in Court as shown in certificate hereto attached.

Deponent further says, said William Bohl, in deponent's presence, identified defendants as his assailants.

Police Justice

0250

Wherefore, defendant prays, that  
defendants be held to await the results  
of said William Bohls injuries.

Subscribed before me  
this 27<sup>th</sup> day of June 1891

Daniel M Gilboon

D. M. Gilboon  
Police Justice

Police Court, 123 District,

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

vs.  
1. Frank Brennan  
2. John Williams

Dated July 7 1891

Murray Magistrate.

Gilboon Officer.

Witness,  
William Schubert  
118 West 12<sup>th</sup>  
Mary Bohls  
71 Barquet

Disposition, Committed to  
Chest etc result

0251

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 *Liberty* 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 28* 18 *91* *Ben Murray* 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.

0252

115

Police Court--- 3 --- District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

William Bohl  
71 Forsyth St  
Frank Brennan

Office  
Melbourne Assessor

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 January 8 1891

David M. Gilloon Magistrate.  
Officer.

Witnesses William Chihart

No. 118 Beeton Street.

Mary Bohl

No. 71 Forsyth Street.

Manie Kennedy

No. 144 Cherry Street.

William Bohl  
144 Cherry St

\$ 2 500 - to his use

RECEIVED  
JAN 29 1891  
DISTRICT CLERK  
OFFICE

William Bohl

0253

**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 Brennan*

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

*Frank Brennan*  
of the CRIME OF ASSAULT IN THE FIRST DEGREE, committed as follows:

The said *Frank Brennan*,

late of the City of New York, in the County of New York aforesaid, on the *twenty seventh* day of *January* in the year of our Lord one thousand eight hundred and *ninety-one*, with force and arms, at the City and County aforesaid, in and upon the body of one *William Bohl* in the Peace of the said People then and there being, feloniously did make an assault and *him* the said *William Bohl* with a certain *knife*

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

*3* with intent *him* the said *William Bohl* thereby then and there feloniously and wilfully to kill, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT—

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

The said *Frank Brennan*

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of the said *William Bohl* in the peace of the said People then and there being, feloniously did wilfully and wrongfully make another assault, and *him* the said *William Bohl* with a certain *knife*

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

0254

THIRD COUNT—

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

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

The said *Frank Brennan*

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid with force and arms, in and upon the said *William Bohl* in the peace of the said People then and there being, feloniously did wilfully and wrongfully make another assault, and *him* the said *William Bohl* with a certain *knife*

which *he* the said *Frank Brennan* in *his* right hand then and there had and held, in and upon the *back and arm* of *him* the said *William Bohl* then and there feloniously did wilfully and wrongfully strike, beat, stab, cut, bruise and wound, and did then and there and by the means aforesaid, feloniously, wilfully and wrongfully inflict grievous bodily harm upon the said *William Bohl*

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

*De Lancey Nicoll*  
~~JOHN R. FELLOWS,~~

District Attorney.

0255

**BOX:**

422

**FOLDER:**

3900

**DESCRIPTION:**

Bristol, Richard

**DATE:**

01/19/91



3900

176

Counsel,  
Filed  
Pleads,

19 day of *May* 1897

THE PEOPLE

vs.

*Richard Bristol*

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

JOHN R. FELLOWS,  
District Attorney.

A True Bill.

*J. G. Anderson*

Foreman.

*May 19/97*

*George K. Smith, 2 days  
H. M. C. Moore, 1 day  
May 23/97*

Witnesses:

*Lawson Campbell,  
and officer H*

*Get the record.  
of press transcription  
of a parent.  
copy - Ch. Perry  
has FH*

0257

Police Court— 2 District.

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

of No. 16 1/2 Downing Street, aged 26 years,

occupation work in a silk factory being duly sworn

deposes and says, that on 11th day of January 1891 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by

Richard Bristol (Worker)

who wilfully and maliciously cut and stabbed deponent on the forehead with a pocket knife, he then and there held in his hands

deponent further says that said assault was committed

with the felonious intent to take the life of deponent, or to do ~~him~~<sup>her</sup> grievous bodily harm; and without any justification on the part of the said assailant

Wherefore this deponent prays that the said assailant may be apprehended and bound to answer for the above assault, etc., and dealt with according to law.

Sworn to before me, this 12 day of January 1891

Katie Mansell

[Signature] Police Justice.

0258

Sec 285-290.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

*Richard Bristol*

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.

*Richard Bristol*

Question. How old are you?

Answer.

*24 years*

Question. Where were you born?

Answer.

*San Antonio Texas*

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

Answer.

*Manhattan Hotel 284 76 Ave*

Question. What is your business or profession?

Answer.

*Tram*

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*

*Richard Bristol*

Taken before me this

day of *March* 189*9*

*John J. ...*

Police Justice

0259

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

Dated Jan 12 1891, W. T. ... 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.

0260

Police Court--- 2 District. 50

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Walt Mammell*  
*16 1/2 St. Downing*  
1 *Richard Bristol*

*Mammell*  
*Downing*  
Offence

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 *Jan 12* 1891

*McMahon* Magistrate.

*Hunt & Burlington* Officer.

*9* Precinct.

Witnesses .....

No. .... Street.

No. .... Street.

No. .... Street.

\$ *1500* to answer *G.S.*

*Com Mammell*



0261

26/11

The People  
Richard Berger  
jointly indicted with Jacob De Spring, Wm Schultz and  
George Williams for grand larceny in second degree.

Court of General Sessions. Part 4  
Before Judge Cowin on February 9. 1891

Adolph Cypres, sworn and examined, testified  
I am a pawn broker and my place of business  
is No. 326 Bowery. I am the complainant. I saw  
the defendant on the 14<sup>th</sup> of last month in my  
place of business. I identify the ring now shown  
me as mine; it was in my possession on  
the 14<sup>th</sup> of January and I lost it on that day.  
On the 14<sup>th</sup> of January between seven and eight  
o'clock in the evening two young men step-  
ped in first off. I understand now that their  
names are Schultz and Jake De Spring. Schultz  
demanded me to show him a diamond ring  
worth a hundred dollars. I took two diamond  
rings out of my show case and handed  
them to Schultz; while that happened two  
other young men came in, Richard Berger  
the defendant and another one. The defendant  
showed me a seal ring; the one now shown  
me I identify as the one because I marked  
it. He asked me how much I would charge  
for a stone <sup>to be</sup> set in that ring. I told him  
\$1.50. I was looking at those two young  
men with that diamond ring, and  
during that time Berger put his hand  
in front of me to cover those other two

0262

Schultz and De Young. That interfered with my opportunity of seeing what they were doing. The same moment I noticed that Schultz said to De Young, "Jake, I think that ring will suit you," and as soon as he stated this Jake skipped with the ring. At the same time I called a man from the back of my office with whom I had been talking to stop them. I ran in front of my counter and the other three kept me back. Bergen helped to do that; and the only one I succeeded in getting was Schultz. The other three escaped. When I seized Schultz De Young had already fled with the ring; when I seized Schultz Bergen and the fourth man kept me back. One of them - I don't remember which - said, "Stay here, I have some particular business to transact with you." While I was holding Schultz Bergen and the other man ran out of the place and made their escape; they took the real ring along - they ran right out. I called an officer in and had Schultz arrested. The diamond ring now shown me was the one I handed to Schultz and which he passed to De Young and with which De Young ran away; the other one I took back. The diamond ring cost me seventy five dollars.

Cross Examined. The two young men must have been

0263

in my place about a minute or two before the prisoner came in with the other man I was showing them some rings. They were all standing in front of the counter, and while there Bergen put his arm out in front of De Young and said he could buy a new one for \$1.50, and at once De Young went out. I wanted to pursue De Young, but I was kept back by those two young men. I grabbed Schatz and the other two young men went out. I afterwards saw Bergen at Headquarters and picked him out. I never spoke a word to him.

Edward Armstrong, sworn and examined. I am a detective officer and arrested Bergen upon the charge for which he is now on trial. I arrested him at Fourteenth St. and Third Avenue in a pool room on the 19<sup>th</sup> day of January about four o'clock in the afternoon. I got in the car. He says, "What is the matter?" I says "you know pretty near what is the matter." "No. I do not." "The Inspector wants to see you." "What about the ring?" I says, "I guess it is; what did you do with it?" He says, "It was passed down near Chatham Square." "Whereabouts in Chatham Square, and what did you get off it?" He said, "I got fifteen dollars for my part of it." "What became of the ticket?" He said,

0264

Jake told me he lost the ticket." I says, "Jake did not lose the ticket. Had no further conversation with Bergen until the pawnbroker, Mr. Crynes, identified him; he was stood up that afternoon amongst a number of men. I brought the defendant to headquarters and searched him and found the seal ring upon him. I showed that to the pawnbroker and he told me that was the ring Bergen offered to him to have repaired to distract his attention. Officer Grady was present with me coming down in the Third Avenue car when he told me about the money, how much he got of it and what became of the ticket. That is about all the conversation I had with the defendant in regard to this transaction. He said it was some place near Chatham street it was pawned; he did not say he pawned it. I do not think he said he was present when the ring was pawned. He did not tell me who told him the ring was pawned, but he said De Young told him he had lost the ticket. The ticket represented a ring for \$45. Mr. Crynes went with me and identified it. I got the ticket from a boy to whom Jake sold it; his name is on the papers, Scheller.; he is cashier in Kearns', a saloon corner of Fourteenth St. and Third Avenue.

0265

I was not present when the defendant was identified by the complainant. That is all I know about the case.

Dennis Grady, sworn and examined. I am a detective officer. I was present when Bergen was arrested. I heard a conversation between him and Officer Armstrong. We learned that Bergen was in a pool room on January 19<sup>th</sup> that afternoon and we went up there from Headquarters to make the arrest. I stayed on the corner and Armstrong went in the pool room and found Bergen there, he came out and passed me on the corner and I went over and took a Third Avenue car with him. Then we got in the car Armstrong was in conversation with him. He (Armstrong) says to him, "What did you do with the ring that De Young, Schultz, Williams and you got at Cropp's pawn shop in the Bowery on the 4<sup>th</sup>? He hesitated a moment and he says, "we pawned it down around Chatham street somewhere." Armstrong says, "What did you get on it?" "Forty five dollars." He says, "What was done with the forty five dollars?" He says, it was divided up in three parts between Williams, De Young and myself. "What did you get?" He says, I got fifteen dollars, Williams got fifteen dollars and De Young got fifteen dollars.

Cross Examined. I have told you the conversation as

0266

it occurred. I made a memorandum of it but the book is at home. Armstrong asked him about the pawn ticket but he said it was tore up. I am sure of that - either tore up or lost. I am not positive whether he said it was lost or tore up. I have got the substance of the conversation, what was said anyway.

Jacob De Young, sworn and examined testified. I am one of the defendants in this case. I have already pleaded guilty to the crime charged in the indictment. I am the one who ran off with the ring. I know the defendant Berger. I have known him probably a year. I know Schultz and Williams and knew them on the 14<sup>th</sup> of January. I remember being present in the evening about seven o'clock in 326 Bowers, the office of the pawn broker, Adolph Cypres. Had you seen the defendants Berger, Schultz and Williams on that day prior to the time when you entered 326 Bowers? He were all in company together on the street before we went in the store. Had you been together anywhere else that day than on the street? In a pool room up on Fourteenth St. I don't know the name of the man who keeps it. You were all present together that afternoon in that pool room on Fourteenth St? Yes sir. State what occurred between you four there at

0267

that pool room with reference to your after-ward going to this pawn broking establishment. I was sitting down on a chair in the pool room and Schultz came up to me and asked me if I would like to go down and smoke a pipe? Bergen was present, Bergen and Williams joined in with us; we took a walk down the Bowery, the whole four of us; we got down as far as Doyer street. We could not get into the place, the opium joint there, and we walked back to the Bowery towards Cypres' pawnshop, and when outside the pawnshop Schultz said to me, "this would be a pretty good place to turn off - this would be a good place to steal a diamond ring or something. So the robbery was planned, and we all, Schultz, Williams and Bergen said so. Bergen said, "I have got a good idea; I have got a ring in my pocket - no, he first said, if Schultz and I should go in the store first and ask for a diamond ring to buy one, and then he said he would shade us off so we could get out. He said, "I have a ring in my pocket which I will show to the broker with a stone out of it to see if I can get it fixed, and that will give us a chance to steal the ring. That is how the robbery was planned before we entered the pawn

0268

broker's office I entered first with Schultz and then afterwards Bergen and Williams came in. Before Bergen and Williams came in we were looking at some rings. Schultz was pricing them; he (Schultz) handed me over a ring. I took it and ran out. Bergen, when he came in, showed to the pawn broker a ring to be fixed and while he did that, Schultz handed me over the diamond ring and I ran out with it and Schultz and Bergen ran out after me; we met up at the corner of Broadway and Bleeker st.; we went through Bleeker st. across town and went up Sixth Avenue. Then we went up to this pool room again and then we went down to Doyers street to smoke opium. The ring now shown me is the ring I took. Bergen, Williams and myself went and pawned the ring at a pawn shop in the Bowery; the man's name is Beriman; we got forty five dollars from the pawn broker; he handed me the ticket with the money and divided it - fifteen dollars was given to Bergen, fifteen to Williams and fifteen to me.

Cross Examined. I think by giving my testimony in this case it will help me out a little in getting my sentence lower and probably getting a suspension of sentence, but no

0269

one told me sentence would be suspended. I have never been arrested or convicted of crime before. I only smoked opium twice. When we got to this pawn shop Schultz said that it would be a good place to turn off. I live in Boston. I have been here about six months. He pawned the ring the next day after it was stolen, it was in the morning.

Richard Berger, sworn and examined in his own behalf testified. I am 22 going on 23 years old and was born in Germany. I have lived in this city since I was twelve years old. I have worked for Tillman and Hausgan for four years steady. I have known De Young, Schultz and Williams about a year. I met them at this pool room in 14<sup>th</sup> street. On the night of the 14<sup>th</sup> of January I was in the pool room with these gentlemen. De Young said, "I can get in an opium joint" Mr. Schultz said, "I'll bet you can't." De Young says, "All right," and they made a bet of some kind. Mr. Schultz said to me, "Will you come down?" I says, "yes," and Mr. Williams came down with us. So when we got down there they would not let us in, and we walked back again up the Bowery. When we went up to the Bowery, Mr. Schultz says, "I am going in to buy a ring." I says to Williams, we

0270

will wait outside." We looked in the show window. I seen the rings in there with initial stones in them. I says to Williams, "I have got a ring I lost a stone out of, I am going in to ask how much he will charge me to put a stone in the ring." I went in and Mr. Cypres came over to me and says, "What do you wish?" I said, "I wish to have a stone put in the ring." I handed him the ring; he said, "it will cost you \$1.50, the ring is no good." I says, "that is too much money;" he said, "I can sell you a ring for \$1.50, the same kind of a ring, it is not worth while to get a stone put in, you can buy a ring." I says, "All right;" he handed me the ring back. I put my hand out for the ring and then I walked out. During that time while I was talking with Mr. Cypres De Young says, "I want to go out to look in the show window and tell you what kind of a ring I want." Mr. Cypres said, "all right." Then he went out. Mr. Cypres handed me the ring back and I walked out. I saw De Young next up in the pool room that same night. He said to me, "I have got a ring." I said, "I will not have any thing to do with it." I saw

0271

him the next night after in a restaurant; he said he pawned the ring and lost the ticket. I was laid off from work that week, and so to have some money, I went in the pool room to play on horses. Mr. Armstrong came in, and he says, getting hold of my shoulder, "the Inspector wants to see you." I said, "What for?" I did not understand what he meant. He says, "Come on," and shoved me out. When we got on the street I says, "What is the matter?" He says, "You ought to know - about that ring. I says, No, I do not know anything about that." He says, "Well, we will get it out of you." He wanted me to confess everything. I says, I did not have anything to confess; he says to the other officer, "we will take it out of him when we get him down to Headquarters. He threatened to lick me if I would not tell. Then he asked me who took the ring? I says, as far as I know De Young took the ring, and he told me he lost the ticket. Then he says, "Where is Williams? I says, I do not know. It is not true what De Young said that we all planned to take the ring and that he gave me fifteen dollars of the money. I was not with him when the ring was pawned. I was with him when it was stolen.

0272

Cross Examined. I worked for Stillman and Hansgen 91 Elizabeth St. polishing and grinding nickel plating. I left their employ two weeks before Christmas. I was trying to make money on horse races. I am married about a year; my wifes name before she was married was Keill. I was married by a minister named Joyce in Newport R.I. When I was arrested I lived on the corner of thirteenth St. and third ave.; my wife has given up housekeeping since I was arrested. I did not see Schultz pass the ring to De Young in the pawn shop. Williams and I walked out quietly. When I got across the street with Williams I heard Schultz was arrested for stealing a ring. I did not speak to them when I went into the pawn shop. I have not seen Williams since and I do not know where he lives.

Hugo Schofer sworn. I am in the cutlery business with my father. I know that the defendants character for honesty is good. Counsel read a certificate from Stillman and Hansgen to the effect that Bergen was employed by them for six years and proved himself during that period to be an industrious, honest, sober young man. It was signed by Gustav Hansgen.

The jury rendered a verdict of guilty of grand larceny in the second degree. He was remanded for sentence.

0273

Testimony in the  
Case of  
Richard Bergen  
filed Jan.  
1891

0274

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Richard Bristol*

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

*Richard Bristol*  
of the CRIME OF ASSAULT IN THE FIRST DEGREE, committed as follows:

The said *Richard Bristol*

late of the City of New York, in the County of New York aforesaid, on the  
*eleventh* day of *January* in the year of our Lord  
one thousand eight hundred and *ninety-one*, with force and arms, at the City and  
County aforesaid, in and upon the body of one *Kate Mannsell*  
in the Peace of the said People then and there being, feloniously did make an assault  
and *her* the said *Kate Mannsell*  
with a certain *knife*

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

with intent *her* the said *Kate Mannsell*  
thereby then and there feloniously and wilfully to kill, against the form of the statute in  
such case made and provided, and against the peace of the People of the State of New York  
and their dignity.

SECOND COUNT—

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

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

The said *Richard Bristol*

late of the City and County aforesaid, afterwards, to wit: on the day and in the year  
aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of  
the said *Kate Mannsell* in the peace of  
the said People then and there being, feloniously did wilfully and wrongfully make  
another assault, and *her* the said

with a certain *knife*

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

*Wm Lancy recall,*  
*District Attorney.*

0275

**BOX:**

422

**FOLDER:**

3900

**DESCRIPTION:**

Brossy, Edward

**DATE:**

01/06/91



3900

0276

Witnesses:

*[Signature]*

Counsel,

Filed

day of

Jan

1891

Pleas,

*[Signature]*

*H. M. ...  
M. ...  
36 Cottage Row*

THE PEOPLE

vs.

*I*

Edward Brody

CONCEALED WEAPON.

(Section 410, Penal Code).

*[Signature]*  
JOHN R. FELLOWS,

District Attorney.

Jan 9<sup>th</sup> 1891. M.D.

A True Bill.

*[Signature]*  
Foreman.

Sub 2 - Jan. 9. 1891

*[Signature]*

Per 6 m.

0277

Police Court, 2 District.

City and County of New York, ss.

of No. 15 Precinct Street, aged 23 years,

occupation Police Officer being duly sworn, deposes and says,

that on the 23 day of December 1888 at the City of New York, in the County of New York, Edward Bussey (nowhere)

did unlawfully and feloniously carry conceal and possess a certain instrument; commonly known as a Slung Shot from the following facts to wit, that on the aforesaid date at about the hour of 6 o'clock P.M. deponent saw the said defendant, standing in front of No 138 West 4th Street.

Deponent is informed by Edward Hammill of No 138 West 4th Street, that the said defendant had made threats to do the said Hammill bodily harm and to take his life.

Deponent further says that he found the said Slung Shot concealed in gun inside pocket of a coat that was then and there worn upon the person of the said defendant.

Deponent therefore charges the said defendant with violation of section 410 of the Penal Code and prays that he may be held and dealt with as the law directs.

24 December  
John J. [Signature]

Thomas S. Mahaffey

0278

CITY AND COUNTY }  
OF NEW YORK, } ss.

Edward Hammill

aged 34 years, occupation waiter of No.

138 Macdougall

Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Thomas Mahaffy

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

Sworn to before me, this

24

Edward Hammill

day of

Dec

1890

John Hogan

Police Justice.

0279

Sec. 198-200.

2

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

Edward Bussey

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

Question. What is your name?

Answer.

Edward Bussey

Question. How old are you?

Answer.

47 years.

Question. Where were you born?

Answer.

Switzerland

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

Answer.

36 Cottage Place 2 years

Question. What is your business or profession?

Answer.

Mattress 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

Edward Bussey

Taken before me this

day of

Jan 1897

1897

Police Justice.

0280

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 Joseph A. [unclear]

~~guilty~~ thereof, I order that he be held to answer the same and he be admitted to bail in the sum of 200 Hundred Dollars, and be committed to the Warden and Keeper of the City Prison, of the City of New York, until he give such bail.

Dated Dec 24 1897 John J. [unclear] 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.

0281

Police Court--- 21900 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Thomas Mahaffy*  
vs.  
*Edward Barry*

*Office D. Barry*  
*Michael Mahaffy*  
*Dec 4 10 P.M.*

2  
3  
4

Dated *Dec 24* 188*9*

*Thomas Mahaffy* Magistrate.  
*Thomas Mahaffy* Officer.

Witnesses *Edward Hamill*

No. *138* ~~*200*~~ Street.

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

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

*1000* to answer



COMMITTED.

*Conway*

BILLED,

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

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

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

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

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

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

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

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

0282

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

*against*

*Edward Crossy*

The Grand Jury of the City and County of New York, by this indictment, accuse  
*Edward Crossy*  
of a FELONY, committed as follows:

The said *Edward Crossy* late of the City of New York, in the County of New York aforesaid, on the *twenty third* day of *December* in the year of our Lord one thousand eight hundred and ~~eighty nine~~ *eighty nine* at the City and County aforesaid, with force and arms, feloniously did furtively carry, concealed on his person, a certain instrument and weapon of the kind commonly known as *a slung shot* with intent then and there feloniously to use the same against some person or persons to the Grand Jury aforesaid unknown, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT—

And the Grand Jury aforesaid, by this indictment, further accuse the said  
*Edward Crossy*  
of a FELONY, committed as follows:

The said *Edward Crossy* 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, feloniously did possess a certain instrument and weapon of the kind commonly known as *a slung shot* by him then and there concealed, and furtively carried on his person, with intent then and there feloniously to use the same against some person or persons to the Grand Jury aforesaid unknown, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

*De Laurey Nicoll*  
~~JOHN R. FELLOWS,~~  
District Attorney.