

0265

BOX:

89

FOLDER:

972

DESCRIPTION:

Lacy, James

DATE:

01/12/83



972

0266

110  
Filed. 12 day of May 1883  
Plends Not Guilty (10)  
m. a. Kellogg  
102 B. 102 B. 102 B.

THE PEOPLE

vs.

Tracy B  
James Dean  
dior

Obtaining Goods by False Pretences.  
7

JOHN McKEON,

District Attorney.

B. W. Jones att. 12/12/83

A True Bill.

E. H. Smith

Foreman.

F. H. Smith 1883

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He repeated to me that he had bought one stock - he made a statement to me notifying me of stock he said he had bought - for a while he did - I have not the statement -

(Counsel called upon witness to produce it, the witness replied) I have not got it - I gave the statement back to the defendant - I received from him a statement on which all the moneys I gave him were credited and all the stocks purchased and sold were made - ~~the gain was~~ - that statement showed ~~a~~ profit of about \$142 - the amount of credits were \$303.29 - then two shares of Northern Pacific Preferred stock which he credited me with \$164.25 - and twenty two shares of the same stock of about \$1812.25, then another check of \$197.14, in all about \$2476.93.

I received from him \$928.79 and then again \$100 - leaving due me \$1448.14 ~~then~~ his commissions taken out - upon this statement the defendant gave I recollect was recorded that he had purchased

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for me 100 shares of Reading - I recollect nothing else - I do remember about Peoria - Not to my recollection did I order any stock he had purchased for me -

Q. Have you up to the present day ordered him to sell any of the stocks that he had notified you that he had bought for your account and ordered him to account to you for the proceeds?

A. I never ordered him to sell. I had no voice in the matter and had no management of the matter.

Q. Did the defendant tell you when you first went into his office what margin he required to buy and sell stocks?

A. As the best of my belief he did not say any particular margin.

Q. Did you ever buy stocks through any other broker or person in this city?

Objected to by counsel for the complainant, on the ground that



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it is immaterial and wholly irrelevant.  
Overruled

A. I did -

Q. Through whom?

A. ~~Through~~ John A. Dodge & Co -  
no other persons except Smyth.

Q. After he had notified you that  
he had bought 100 shares of  
Reading & the stock had declined,  
did you go to the office & express  
anxiety in regard to the margin?

A. Most certainly I did.

Q. Did you state to him at that or  
any other time that you would  
not be able for a few days to put  
up any additional margin?

A. Yes - that brought forth my share  
of Northern Pacific Preferred Stock to  
make it more secure. I was  
assured that was ample margin.

Re-directed by C. G. Macy, Counsel  
for Complainant -

Q. When you expressed surprise in  
relation to the decline in Reading  
and visited the defendant, what he  
did he state to you?

A. Not to be anxious - his words were  
it would be all right.

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Q You left these matters wholly with him believing entirely in his original representations and trusting to his management?

A I did.

Q Did you receive these letters (a number of letters shown and examined by the Complainant)

A I received them.

Thirteen letters, numbered from 1 to 13, and marked "~~Exhibit~~" offered in evidence - Marked "Exhibit <sup>13</sup>"

Q Is this check given by you to the defendant, the one mentioned in your complaint and testimony.

A It is.

Offered in evidence.  
Marked Exhibit "B."

Q At what date did you last seek and find any person at the office where you did this business at 6 Wall Street?

A About the last of October 1882 -

Q Have you been able to find him since that time?

A He found me - he came to my place of business in response to a note that I had written him

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- That was about the first or second Saturday of November 1842 - he then assured me that he would take care of me and that he would do all for me that any man could for another - Since when I have not seen him until this day. I have tried to find him - I went to 6 Wall Street and enquired for him and found the door closed - of Henry B. Smyth & Co - Since then I have addressed him a letter to that place and received no answer - I thought my self safe up to that time.

Re - cross.

Q Did you <sup>write to</sup> request him to sell the Reading on the ground that it was a too slow a stock to hold?

A To the best of my recollection I did not.

Q Did not the statement which the defendant last read to you show that you was indebted to him to the amount of about \$1100?

A That statement showed me indebted to him.

Q Where is the statement?



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- A. I gave it to my lawyer Mr Macy.
- Q Did you not state to the defendant that ~~the~~ you feared the market would wipe you out, or words to that effect?
- A I expressed a natural anxiety as to the margin, and was assured again and again - over and over again - several times, that it would be all right.
- Q Did you write to the defendant several times by the name of J. Lacy?
- A No.
- Q Did you ever address the defendant as Mr Lacy or Lacy?
- A I did.
- Q When did you first find out that the defendant's name was Stacy?
- A I can't answer that at all - I can't even guess at it.
- Q Did you ever ask him what his name was?
- A Yes.
- Q The first time that you asked him his name did he give it to you?



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1. The first time I asked him if his name was Lacy he said yes.

2. My counsel for complainant Had you parted with all of your money before you heard that the defendant's name was Lacy?

1. Yes - I believed I had ceased to deal with him when I learned it.

Moved to before me this  
6<sup>th</sup> day of January 1883 } J. H. Whitaker  
At Dorchester  
Police Justice.

City and County of New York ss:  
Melville H. Kellogg. aged  
33 years. Lawyer. of No. 227  
West 14<sup>th</sup> Street, place of business  
152 Broadway being duly sworn  
in behalf of the defense deposes  
and says: In the summer of  
1881 Mr Lacy was in business  
at 53 Exchange Place, that I  
was employed as his attorney and  
in that capacity visited his office  
on several occasions, that I

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met there a gentleman of about 55 years of age of the name of Henry B. Smyth, that Smyth said he was from Virginia; that he knew Mr Lacy during the war; that he had been in his employ since as a general manager of his business; that when Mr Lacy removed his office to No 6 Wall street he told me that Smyth was to be his partner

Cross - Ex. by Counselor May

Q Did Mr Lacy carry on business at 53 Exchange Place in 1881 or 1882?

A. I don't think he did in, or he did in, 81

Q Was he the proprietor of a brokerage business at that place?

A. I decline to answer

Q Was the name of Ward & Co, up where Mr Lacy was then employed?

A. I decline to answer.

Q Was Mr Lacy's name up at that place?

A. Witness objected to answer on the ground of being counsel for

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the defendant.

Sustained.

Sworn to before me this on line A. Rees  
6<sup>th</sup> day of January 1883

W. J. Power  
Police Justice

A paper marked Exhibit B. 4.  
offered and admitted in evidence,  
as <sup>being</sup> substantially the advertisement  
referred in the complaint.



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Examination held before Maurice  
J. Power Esq. Police Justice, at  
the 1<sup>st</sup> District Police Court on  
the 6<sup>th</sup> day of January 1883,

Cross-examination <sup>of the complainant</sup> by Mr. A.  
Kellogg, counsel for the defendant,

Q. You say that you saw an  
advertisement in the New York  
Herald in which Henry B. Smyth  
& Co. at 6 Wall street, represented  
themselves as bankers and brokers.

A. Yes. I have not a copy of  
the advertisement. I went to their  
office - When I went into the office  
I enquired for Mr Smyth, and  
this gentleman stepped forward -  
I think I spoke to him of the ad-  
-vertisement in the Herald and  
then generally conversation followed  
about stock - he did not say to  
me that he was Mr Smyth - after  
some conversation I gave him a  
check for 303 <sup>79</sup>/<sub>100</sub> dollars.  
He told me that he was a stock  
broker - he did not tell me that  
he was a member of the stock  
exchange - he did not say



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that he done business through a member of the stock exchange. he did say he was a stock broker. On entering the office he responded to the name of Mr. Conyth, and he represented to me that I could speculate in stocks without any risks - that his (the defendant's) mode of operating was such there was no risk in speculating in Wall Street.

Q. Did you believe that statement?  
A. I did believe it at that time - on the strength of this gentleman's assertion - he represented to me that there was a way of buying "long" of the market and "selling" "short" against it so that there could be no possible loss.

Q. Is the statement above, true or untrue?

A. I was not acquainted with the market at that time, and I did not know whether it was true or not.

Q. Did you ever give him an order verbally or otherwise, to buy or sell?

A. I have no recollection of doing so.

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Form 9.

STATE OF NEW YORK,  
CITY AND COUNTY OF NEW YORK.1<sup>st</sup>  
District Police Court.

*Ferdinand G. Whittaker.*  
 Age 27 years. Clerk.  
 of No. 9 *Running Ship*  
 street,  
 or about 26<sup>th</sup> day of *June* 1872  
 that on the  
 at the City of New York, in the County of New York,

*James Lacy alias*  
*Henry B. Smyth (now here)* de-  
 signedly and feloniously and by the false  
 pretence and fraudulent representations  
 did obtain from this deponent the  
 sum of three hundred and three  $\frac{29}{100}$   
 dollars, by a check drawn to the order  
 of this deponent by S. H. Payne on the  
 Tradeers National Bank of New York  
 City and endorsed by this deponent, in the  
 manner following, to wit:

That about the time aforesaid  
 by reason of an advertisement appearing  
 in one of the newspapers of the said City  
 deponent was induced to go to the office  
 of Henry B. Smyth & Co. No. 6 Wall Street  
 who in the said advertisement represented  
 themselves as Bankers and Brokers, for  
 the purpose of transacting financial  
 business with them; that upon  
 entering the office of the said Smyth  
 & Co. deponent enquired for Mr. Smyth  
 and the said defendant presented him-  
 self as the said person; that in the  
 course of conversation with said defendant  
 he represented to this deponent that he  
 was a Stock Broker and as such Broker  
 he, said defendant, was in a situation  
 to invest money for this deponent in  
 such a manner as to return good  
 profits, and that <sup>said defendant</sup> he did then and there  
 guarantee this deponent against any  
 loss by his, defendant's, investments of  
 moneys that this deponent might entrust

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to him, Dependent further says that believing that the said defendant was Mr Smyth and a stock broker, and that his other representations made to this dependent were true paid to him, said defendant, the sum of money hereinbefore described, when in truth and fact the said representations were false and entirely untrue and were known to be untrue by the said defendant at the time he made them to this dependent. Therefore this dependent charges the said defendant with making the said false and fraudulent representations with the wilful intent to cheat and defraud this dependent and whereby dependent was so cheated and defrauded of the money aforesaid for the reason that he said defendant is not Smyth; was not a member of the stock exchange, nor was he in a position to do what he represented he could do.

~~Dependent to have been told by~~  
~~6th day of January 1913~~  
~~Chief Clerk~~  
 Ferdinand G. Whitaker  
 Police Justice

Dependent to have been told by  
 6th day of January 1913  
 Chief Clerk  
 Police Justice

Form 9.  
 POLICE COURT—SIXTH DISTRICT.

THE PEOPLE, &c.,  
 ON THE COMPLAINT OF

AFIDAVIT.

vs.

Dated

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Magistrate.

Officer.



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to him, Defendant further says that believing that the said Defendant was Mr Smyth, and a stock broker, and that his other representations made to this defendant were true paid to him, said defendant, the sum of money hereinbefore described, when in truth and fact the said representations were false and entirely untrue and were known to be untrue by the said defendant at the time he made them to this defendant. Therefore this defendant charges the said defendant with making the said false and fraudulent representations with the wilful intent to cheat and defraud this defendant and whereby defendant was so cheated and defrauded of the money aforesaid for the reason that he said defendant is not Smyth; was not a member of the stock exchange, nor was he in a position to do what he represented he could do.

~~known to be untrue at this~~  
~~day of January 1893~~  
~~Chief Justice~~

Ferdinand G. Whitaker  
Chief Justice

Form 9.

POLICE COURT—SIXTH DISTRICT.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

AFRIDAVAL.

Dated

187

Magistrate.

Officer.



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Sec. 108-200.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*1st* District Police Court.

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

Question. What is your name?

Answer.

*James Lacy*

Question. How old are you?

Answer.

*Going on 36 years*

Question. Where were you born?

Answer.

*Maryland*

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

Answer.

*I decline to answer*

Question. What is your business or profession?

Answer.

*Stock operator.*

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

Answer.

*I am not guilty of the charge*  
*James Lacy*

Taken before me this

day of *March* 188*3*

*City Court*

Police Justice.

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

alias Henry B. Smyth  
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of 75  
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 8th 1883

Wm. T. M. W.

Police Justice.

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

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

Police Justice.

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

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

Police Justice.

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In Ex. Jan 6<sup>th</sup> 1883.  
J. P. M.

Ex. adj. Jan 8<sup>th</sup> 1883.  
H. P. M.

BAILED,

No. 1 by Jacob Bonakud  
Residence 44 Delancey Street,

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

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

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

119  
Police Court District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Ferdinand A. Whitaker  
9 Building Slip  
Ames & Sons  
Ship  
Henry B. Smyth

Dated January 6<sup>th</sup> 1883  
M. J. Power Magistrate.  
Geo. Cates Officer.  
1<sup>st</sup> Post Clerk.

Witnesses, \_\_\_\_\_  
No. \_\_\_\_\_ Street,

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

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

\$ 1000 to answer \_\_\_\_\_

Cred

2881

JAN 8 1883

STATE

Bill ordered

Offence, False Certificate



0284

*Stubbs*  
*Opitt*

HENRY B. SMYTH & CO.,

*Bankers,*

NO. 6 WALL STREET,

*New York Oct 23<sup>rd</sup> 1882*

*J. G. Whitaker Esq*

*Draft*

*Please cash here<sup>next</sup> Thursday*  
*afternoon at 4 P.M. and oblige*

*Yours Respectfully*  
*Henry B. Smyth & Co*  
*J. B.*



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*Exhibit  
Opp*

HENRY B. SMYTH & CO.,

*Bankers,*

No. 6 WALL STREET,

*New York Aug 18 1882*

Mr J. G. Whitaker

Dear Sir

The engagement for this  
P.M. I will be compelled to violate by  
reason of business that I cannot neglect.  
Have secured for you 3 percent profit  
on short side of N.P. Rpt. You are  
still interested in the market which  
we hope to close out during this week.

*Respy Yours*

Henry B Smyth & Co.  
*Per P.*

P.S. Engagement will hold good for  
Monday at the same hour

*H B S & Co.*

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*Exhibit  
Opp E*

HENRY B. SMYTH & CO.,

*Bankers,*

NO. 6 WALL STREET,

*New York Aug 26<sup>th</sup> 1882*

*Mr J. G. Whitaker*

*Dear Sir*

*Will meet you if agreeable to  
you at our office at 4 PM next Tuesday  
when I will explain fully recent transactions  
We have made you \$400, out of Lou & Mack  
& Duvon on the short side.*

*Resptly Yours*

*Henry B. Smyth & Co.  
Per D*

0287

*Shibit*  
*Off* HENRY B. SMYTH & CO.,  
*Bankers,*

NO. 6 WALL STREET,

*New York Aug 29<sup>th</sup> 1882*

*Mr J. G. Whitaker*  
*Dear Sir*

Owing to the development of the  
market yesterday & today & the new conditions  
under which stocks present themselves tonight  
I want to ask you to defer appointment until  
Thursday PM same hour as I will then be able  
to make much more satisfactory explanation

*Respy Yours*

*Henry B Smyth & Co*  
*Per.*



0288

*Electric  
Office*

HENRY B. SMYTH & CO.,

*Bankers,*

NO. 6 WALL STREET,

*New York Aug 31 1882*

*Mrs J. G. Whitaker*

*Dear Sir*

*There was a sharp turn in the  
market at 5 minutes before 3 o'clock and I think  
that 24 hours will make a difference in your  
account & so want to defer your interview  
until same time tomorrow afternoon*

*Respy Yours*

*Henry B. Smyth & Co.*

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*Exhibit  
Opote*

HENRY B. SMYTH & CO.,

*Bankers,*

NO. 6 WALL STREET,

*New York Sept 4<sup>th</sup> 1882*

*Mr F. G. Whitaker*

*Dear Sir*

*The market is much lower  
Please call tomorrow at same hour as  
previous appointments, 4 P.M.*

*Respectfully Yours*

*Henry B Smyth & Co  
Per P*

0290

*Exhibit* HENRY B. SMYTH & CO.,  
*more* Bankers,

NO. 6 WALL STREET,

New York Sept 5<sup>th</sup> 1882

Mr F. G. Whitaker

Dear Sir

We expect something to  
occur tomorrow to your interest, and should pre-  
fer you to call at the same hour viz 4 P.M.

The Stock Market has been ex-  
tremely weak during the day

Respectfully  
Henry B. Smyth & Co.



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*Exhibit* *note* HENRY B. SMYTH & CO.,  
*Bankers,*

NO. 6 WALL STREET,

*New York Sept 7<sup>th</sup> 1882*

*Mr F. G. Whitaker*  
*Draft*

*4 p.m.*

*Please call on Saturday at*  
*Henry B. Smyth & Co.*

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*Exhibit* HENRY B. SMYTH & CO.,  
*note* Bankers,

No. 6 WALL STREET,

*New York September 15<sup>th</sup> 1882*

*Mr. F. G. Whitaker*

*My Dear Sir*

*Western Union held today at 93 3/8. We think you had better defer calling till next Tuesday at 4 P.M. The market looks very weak at the present time*

*Respectfully*

*Henry B. Smyth*

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*Exhibit  
note*

HENRY B. SMYTH & CO.,  
*Bankers,*

No. 6 WALL STREET,

*New York Sept 19<sup>th</sup> 1882*

*Mr J. G. Whitaker*

*Dear Sir:*

*The market has been very soft  
for the past two days: Should prefer you to call on  
Thursday at 4 P.M. If you feel that you cannot  
wait that long, call tomorrow at 4 P.M.*

*Respectfully*

*H. B. Smyth & Co per*



0294

*Exhibit  
made*

HENRY B. SMYTH & CO.,

*Bankers,*

No. 6 WALL STREET,

*New York Sept 21 1882*

*Mr F. G. Whitaker*

*Dear Sir*

*Please let me know by letter  
if you will call today: I waited for you last evening  
nearly two hours. If you call today please make  
the hour 5 P.M.*

*Respectfully  
Henry B. Smyth & Co  
per*

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*Exhibit  
Copy*

HENRY B. SMYTH & CO.,

*Bankers,*

NO. 6 WALL STREET,

*New York Sept 22<sup>d</sup> 1882*

*Mr F. G. Whitaker,*

*Drafter*

*owing to the demoralized state  
of the Market, I shall be obliged to defer the  
interview till tomorrow at 4 P.M.*

*Respectfully  
Henry B. Smyth & Co  
per*

0296

*Handwritten*  
*Order*

HENRY B. SMYTH & CO.,

Bankers,

No. 6 WALL STREET,

*New York Sept 13<sup>th</sup> 1882*  
*F. V. Whiteaker*  
*New York*  
*Dear Sir*

*Your*  
*Account Current is ready*  
*Should be pleased to have*  
*your call on Monday at*  
*4 P. M. for it.*  
*Respectfully*  
*Henry B. Smyth*



0297

291 Broadway

Exhibit "A"  
No. 3418. New York 6/22, 1882.

Tradersmens National Bank

Pay to the order of F. G. Whitaker

Three Hundred and thirty three

\$303 <sup>29/100</sup>

26 1882

SELLER BANK

1882

W. H. Payne

0298

J. H. Whitman  
J. Lacy

For deposit

in  
J. D. Merrill  
H. D. Merrill

0299

Henry A. B. Smyth Jr.  
No. 6 Wall St.

Will execute orders for the purchase and  
and sale of Stocks and Bonds on  
margin. Major firm Customers will  
have the benefit of thirty years  
experience in the Real Estate  
Small orders Solicited

Exhibit "B" *copy*



0300

Did he write  
to request  
the sale of Reading  
as it was to close

Did not the National  
Show you were  
are indebted to  
about 1100

Did you not  
several times say  
that you feared  
the Market would  
wipe you out

0301

Bedfield, Hill & Lydecker,  
Law Offices,  
20 Nassau Street.

Laurel Myers #  
New York, Jan 24 1883

John Vincent Esq.  
Dear Sir:

To ensure the  
attendance of these two gentle-  
men at the same time and  
also to excuse their absences  
from business will you  
have subpoenas issued to  
them for tomorrow or Friday

E. S. Sanford Jr

122 West Broadway

Essex Office

Robert McKinney

Am. Exp. Co.

63 Broadway

Mutual

Bedfield

0302

*James Sacy*  
of the crime of OBTAINING ~~Goods~~ BY MEANS OF FALSE PRETENCES,  
committed as follows:

The said *James Sacy*

late of the First Ward of the City of New York, in the County of New York aforesaid,  
on the ~~twenty sixth~~ day of *June* in the year of our Lord  
one thousand eight hundred and eighty ~~two~~ at the Ward, City and County  
aforesaid, with force and arms, with intent feloniously to cheat and defraud one

*Ferdinand S. Whitaker*

did then and there feloniously, unlawfully, knowingly, and designedly, falsely pretend  
and represent to ~~the said Ferdinand S. Whitaker~~

That *his* name was *Denny S. Smyth*, and  
that he was then and there a member  
of a firm of *Denny S. Smyth and*  
*Company*, and <sup>that said firm</sup> was then and there  
doing business at number six Wall  
Street in said City; that he the  
said *James Sacy* was then and there  
a stock broker, and a member of the  
New York Stock Exchange; that he  
had facilities and opportunities as  
such broker, and member of said Stock  
Exchange to make profitable investments  
of money for and on account of the said  
*Ferdinand S. Whitaker*

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And the said Ferdinand G. Whitaker

then and their believing the said false pretences and representations  
so made as aforesaid by the said

James Sacy

and being deceived thereby, was induced, by reason of the false pretences and represen-  
tations so made as aforesaid, to deliver, and did then and there deliver to the said

James Sacy, a certain written instru-  
ment of the kind commonly called  
a bank-check, drawn to the order  
of said Ferdinand G. Whitaker by  
and S. H. Payne, upon the Tradesman's  
National Bank of the City of New York  
for the sum of three hundred and three  
dollars and twenty nine cents, the same  
being then and there due and undis-  
puted and of the value of three hundred  
and three dollars and twenty nine cents  
of the proper moneys, valuable things, goods, chattels, personal property and effects  
of the said Ferdinand G. Whitaker  
and the said James Sacy did then  
and there designedly receive and obtain the said bank check

of the said Ferdinand G. Whitaker

of the proper moneys, valuable things, goods, chattels, personal property and effects  
of the said Ferdinand G. Whitaker

by means  
of the false pretences and representations aforesaid, and with intent feloniously to cheat  
and defraud the said Ferdinand G. Whitaker

of the same. And Whereas, in truth and in fact, the said name of the  
said James Sacy was not Henry G.



0304

CROMWELL G. MACY,  
ATTORNEY AND COUNSELLOR AT LAW,  
261 & 263 BROADWAY,  
NEW YORK.  
ENTRANCE ON WARREN STREET.

0305

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

THE PEOPLE OF THE STATE OF NEW YORK  
against

*James Sacy*

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

And Whereas, in truth and in fact, the pretences and representations so made as aforesaid, by the said *James Sacy* to the said *Ferdinand G. Whitaker* was and were in all respects utterly false and untrue, to wit, on the day and year last aforesaid, at the Ward, City, and County aforesaid.

And Whereas, in fact and in truth the said *James Sacy* well knew the said pretences and representations so by *him* made as aforesaid to the said *Ferdinand G. Whitaker* to be utterly false and untrue at the time of making the same.

And so the Grand Jury aforesaid, do say, that the said *James Sacy* by means of the false pretences and representations aforesaid, on the day and year last aforesaid, at the Ward, City and County aforesaid, feloniously, unlawfully, falsely, knowingly and designedly, did receive and obtain from the said *Ferdinand G. Whitaker* *the bank check aforesaid*

of the proper moneys, valuable things, goods, chattels, personal property, and effects of the said *Ferdinand G. Whitaker* with intent feloniously to cheat and defraud *him* of the same, 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 McKEON, District Attorney.

0306

BOX:

89

FOLDER:

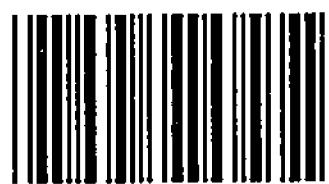
972

DESCRIPTION:

Leonard, Charles

DATE:

01/26/83



972

0307

1-2-1883  
Filed 26 day of Aug 1883

Pleads

237117  
THE PEOPLE

vs.

Charles Seaward

ROBBERY—First Degree.

JOHN McKEON,

District Attorney.

A True Bill.

E. Ward  
Foreman.  
Part 2. Jan 29. 1883

Pleas Guilty

P. L. Karp

W. J. S. J.



0308

Form 96.

Police Court, Sixth District

CITY AND COUNTY  
OF NEW YORK,

ss. *Hugo V. Ungelter, aged 48*  
*years, Civil Engineer,*

of No. *458 West 62<sup>nd</sup>* Street,

being duly sworn, depose and saith, that on the *eight* day of *November*

1882, at the *20<sup>th</sup>* Ward of the City of New York, in the  
County of New York, was feloniously taken, stolen, and carried away, from the person of  
the deponent, by force and violence, without his consent and against his will, the following  
property, viz.:

*One gold chain and Locket*  
*of the value of*

*Twenty-five* DOLLARS,  
the property of *deponent*  
and that this Deponent has probable cause to suspect, and does suspect, that the said property  
was feloniously taken, stolen, and carried away, by force and violence as aforesaid by

*Charles Leonard, now here, and*  
*another man who has been*  
*convicted and sentenced for said*  
*crime, for the reasons following:*  
*To wit: That about the hour of*  
*noon of said day deponent was*  
*walking on 2<sup>nd</sup> Street, between 10<sup>th</sup> and*  
*11<sup>th</sup> Avenues and said chain and*  
*locket was then attached to the*  
*coat worn upon deponent's person.*  
*That said Leonard then approached*  
*deponent and seized both of said*  
*chain. That deponent caught hold*  
*of said chain with one hand and*

0309

Sergeant (wound of said Leonard with the  
other hand whereupon said other  
man struck dependent a violent blow  
on the left eye causing dependent to  
let go of said Leonard who forcibly  
pulled said chain and locket from  
dependents person and possession and  
ran away with the same.

Subscribed before me this } Hugo V. Carpenter  
2<sup>nd</sup> day of January 1883 }  
J. W. Patterson }  
Police Justice

Form 96.

Police Court—Sixth District.

THE PEOPLE, &c.,  
ON COMPLAINT OF

Affidavit—Robbery.

Dated

187

Officer

Magistrate.

Precinct.

WITNESSES:

0310

Sec. 198-200.

2

District Police Court.

CITY AND COUNTY  
OF NEW YORK, } ss.

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

Question What is your name?

Answer. *Charles Leonard*

Question. How old are you?

Answer. *Twenty-three years of age.*

Question. Where were you born?

Answer. *New York*

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

Answer. *354 West 12<sup>th</sup> St. about a month*

Question. What is your business or profession?

Answer. *Laborer*

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

Answer. *I have nothing to say.*

*Charles Leonard*

Taken before me this

*23<sup>rd</sup>*

day of *January*

*1889*

*William J. Sullivan*  
District Attorney  
Office Justice.



0311

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 \_\_\_\_\_

\_\_\_\_\_ *Charles Leonard* \_\_\_\_\_  
guilty thereof, I order that he be held to answer the same ~~and be committed 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.~~ *legally discharged*

Dated *January 23<sup>rd</sup>* 188 *J. M. Patterson* Police Justice.

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.



03 12

Police Court-- 2 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Hugo C. Ungelter  
453 West 62 St.  
Charles Leonard

2

3

4

Offence,  
Robbery

Dated January 23<sup>d</sup> 188 3

Patterson Magistrate.

Mrs. McCormick 20 Officer.

Mrs. Clerk.

Witnesses, Mrs. McCormick

No. 20 West 28 Street,

John Hunsken

No. 504 West 28 Street,

No. 504 West 28 Street,

No. 504 West 28 Street,

without cause

BAILED,

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

Residence \_\_\_\_\_ Street,

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

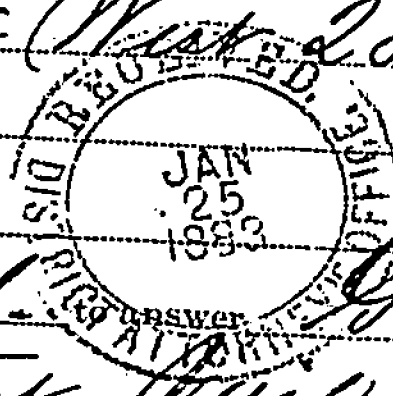
Residence \_\_\_\_\_ Street,

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

Residence \_\_\_\_\_ Street,

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

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



0313

Court of General Sessions of the City and County of New York.

THE PEOPLE OF THE STATE OF  
NEW YORK,

against

Charles Seemard

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

Charles Seemard

of the crime of Robbery in the first degree,

committed as follows:

The said Charles Seemard

late of the First Ward of the City of New York, in the County of New York, aforesaid,  
on the nineteen day of November in the year of our Lord  
one thousand eight hundred and eightytwo, at the Ward, City and County aforesaid,  
with force and arms, in and upon one Shug V. Ungelter  
in the peace of the said People then and there being, feloniously did make an assault and

one chain of the value of fifteen  
dollars, and one pocket of the  
value of twenty dollars

of the goods, chattels and personal property of the said

from the person of said

Shug V. Ungelter and against  
Shug V. Ungelter  
the will and by violence to the person of the said Shug V. Ungelter  
then and there violently and feloniously did rob, steal, take and carry away, against the  
form of the Statute in such case made and provided, and against the peace of the People  
of the State of New York and their dignity.

JOHN McKEON, District Attorney.

03 14

BOX:

89

FOLDER:

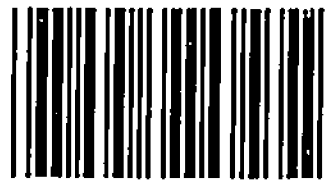
972

DESCRIPTION:

Lewis, Frank

DATE:

01/02/83



972



03 15

Counsel,  
Filed 2 day of Jan'y 1883  
Pleas (Indictment)

THE PEOPLE

vs.

R  
Frank Lewis

H.D.

JOHN McKEON,  
District Attorney.

A True Bill.

Edwards

Foreman.

Jan'y 4/83

Spent & convicted

5 years.

Jan'y 8/83.

ROBBERY with Violence  
Second Degree



0316

46

The People v. Frank Lewis } Court of General Sessions, Part I.  
Indictment for the robbery in the second degree. Before Judge Gildersleeve. Jan. 4. 1883.  
John C. Johnson sworn and examined.  
I live at Jamesburg, Middlesex Co. N.J.; the day before Christmas I was at 119 Washington St. in this city; it is a lodginghouse. I saw the prisoner late on Christmas night; we went out walking together up the Bowery; we went into a place, I thought it was a museum; we ~~stayed~~ stayed there a little while listening to the singing and he says to me, "we will not stay, let us go to some other place." We went somewhere else; I don't know where because I am not acquainted in the city. When we got there I found it was a bad street; he wanted us to take lodging for the night. I said, No, I will not, if you want to go, you can; he concluded he wanted to go and he had no money; he asked me ~~for~~ <sup>for</sup> the loan of 50 cents. I loaned it to him and he ran up stairs and he halloed to me to come on. I went up on the steps and the girl came out and told me that she wanted 25 cents. I said that I would not go anywhere, I wanted to go home, but if he wanted to go I would pay the 25 cents.

0317

TORN PAGE

I paid the 25 cents, I gave the girl a dollar, she run away with it. I did not care about the dollar, for I saw it was a bad place. I went down the street and the prisoner came after me. He says to me, "Hold on I will go and find the girl." I told him I would not be bothered with it, I would go home. He said, "Can we get a lodging house?" I told him I would have no lodging house, I will go home. I asked him where we could get the cars? because I was a stranger in the city. He told me he did not know, for he was a stranger himself. So we walked through the city. I don't know which way we went, but anyway we came down in the lower part of the city. There was a couple of men standing, and he asked one of them where 119 Washington St. was? One of them said, he did and he will show it. I was walking on and pretty soon the prisoner came after me and wanted me to treat. He went into a liquor store and had a glass of beer. Then I said, "we will go home." He followed behind me, I knew pretty well then where I was. As I was going up West St. and turning I think the corner of Rector St. he took me by the throat, choked me

03 18

TORN PAGE

I paid the 25 cents, I gave the girl a dollar, she run away with it. I did not care about the dollar, for I saw it was a bad place. I went down the street and the prisoner came after me. He says to me, "Hold on I will go and find the girl." I told him I would not be bothered with it, I would go home. He said, "Can we get a lodging house?" I told him I would have no lodging house, I will go home. I asked him where we could get the cars? because I was a stranger in the city. He told me he did not know, for he was a stranger himself. So we walked through the city. I don't know which way we went, but anyway we came down in the lower part of the city. There was a couple of men standing, and he asked one of them where 119 Washington St. was? One of them said, he did and he will show it. I was walking on and pretty soon the prisoner came after me and wanted me to treat. He went into a liquor store and had a glass of beer. ~~Then~~ I said, "we will go home." He followed behind me, I knew pretty well then where I was. As I was going up West St. and turning I think the corner of Rector St. he took me by the throat, choked me



0319

Testimony in the  
case of  
Frank Lewis

filed Jan. 1983



0320

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

Police Court--First District.

John C Johnson aged 52 years Farmer  
of Jamesburg New Jersey Street, being duly sworn, deposes  
and says that on the 26 day of December 1882  
at the 5th Ward of the City of New York, in the

County of New York, was feloniously taken, stolen, and carried away, from the person of de-  
ponent, by force and violence, without his consent and against his will, the following property viz:

one silver watch and lawful  
money in all

of the value of twenty Dollars,  
the property of deponent

and that this deponent has a probable cause to suspect, and does suspect, that the said property

was feloniously taken, stolen, and carried away by force and violence as aforesaid, by  
James Lewis (now here) from the fact that  
at about the hour of one o'clock and thirty  
minutes on the morning of said day while  
deponent was in company with said  
defendant passing along Rector Street  
in said city said defendant seized deponent  
by the throat and at said time he did  
take the aforesaid property from the pockets  
of the vest then and there worn by deponent  
and ran away

his  
John C Johnson

Mark

Sworn to, before me, this

of

December 1882  
at Jamesburg

26

day

Police Justice.

0321

Sec. 108-200.

CITY AND COUNTY }  
OF NEW YORK, } ss.

District Police Court.

Frank Lewis 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 no waiver cannot be used  
against him on the trial.

Question. What is your name?

Answer. Frank Lewis

Question. How old are you?

Answer. 28 years

Question. Where were you born?

Answer. Nova Scotia

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

Answer. 119 Washington St. 3 days

Question. What is your business or profession?

Answer. Sailor

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

Answer.

I am not guilty  
Frank Lewis  
Mark

Taken before me this

day of

SEP 11 1887

Police Justice.

0322

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 Frank Lewis

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. legally discharged

Dated 26 December 1882 Solomon Smith Police Justice.

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.



0323

BAILED,

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

Residence \_\_\_\_\_ Street,

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

Residence \_\_\_\_\_ Street,

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

Residence \_\_\_\_\_ Street,

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

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

Police Court--

District

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

John C. Johnson  
House of Detention  
Frank Lewis

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

Dated

26 December 1882

J.B. Smith

Magistrate.

Patrick J. Feeney

Officer.

27 Precinct

Witnesses, \_\_\_\_\_

Complainant to  
The House of Detention  
in default of \$100  
Surety

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

\$ \_\_\_\_\_

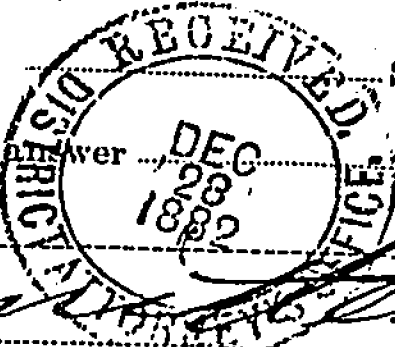
to

wer

DEC 28 1882

Street,

Comm. [Signature]





0324

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 Lewis*

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

*Frank Lewis*

of the CRIME OF ROBBERY IN THE ~~Second~~ DEGREE, committed as follows:

The said

*Frank Lewis*

late of the First Ward, of the City of New York, in the County of New York, aforesaid, on the ~~twenty sixth~~ day of ~~December~~ in the year of our Lord one thousand eight hundred and eighty ~~two~~ at the Ward, City and County aforesaid, with force and arms, in and upon one *John C. Johnson* in the peace of the said People, then and there being, feloniously did make an assault and ~~one~~ 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 the denomination of twenty dollars, and of the value of twenty dollars ~~each~~: ~~one~~ 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 the denomination of ten dollars, and of the value of ten dollars ~~each~~: ~~one~~ 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 the denomination of five dollars, and of the value of five dollars ~~each~~: ~~two~~ 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 the denomination of two dollars, and of the value of two dollars each:

~~five~~ 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 the denomination of one dollar, and of the value of one dollar each: ~~ten~~ coins,

(of the kind known as cents), of the value of one cent each: ~~ten~~ coins,

(of the kind known as two cents), of the value of two cents each: ~~ten~~ coins,

(of the kind known as five cent pieces), of the value of five cents each: ~~and divers~~

*silver coins of the United States of a number, kind and denomination to the Grand Jury aforesaid unknown, of the value of one dollar, and one watch of the value of fifteen dollars*

of the goods, chattels, and personal property of the said

*John C. Johnson*

from the person of said

the will, and by violence to the person of the said

and against

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

JOHN McKEON, District Attorney.

0325

BOX:

89

FOLDER:

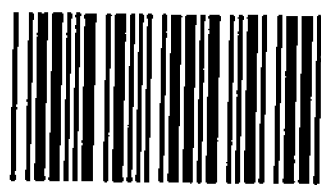
972

DESCRIPTION:

Lynch, Thomas

DATE:

01/18/83



972

0326

168  
7/2 - 1883  
Counsel,  
Filed 18 day of Aug 1883  
Pleads Atty. Genl. (19)

THE PEOPLE  
vs.  
Emanuel S. S. S.  
H.D.  
Grand Larceny  
Grand degree.

JOHN McKEON,  
District Attorney.  
Ald. H. S. S.  
267 to 59.  
A True Bill.

E. H. S.  
Aug 23/83 Foreman  
Spred & S. S. S.

0327

2

District Police Court.

Affidavit—Larceny.

CITY AND COUNTY  
OF NEW YORK, <sup>ss</sup>

of No 141

East 13

Street

Augustus Miller

being duly sworn, deposes and says, that on the

13

day of

January 1883

at the

City of New York,

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

of deponent

the following property viz.

Two ten dollar bills

Two five dollar bills

Three one dollar bills good  
and lawful money of the  
States

together of the value of thirty three dollars  
the property of Complainant

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

Thomas Lynch (now  
present) deponent was in  
the south west corner of 30 street  
and 10 avenue in John Mc  
Garry's liquor store, and  
said Lynch who was in  
there thrust his hand into  
the left hand pocket of the  
pantalons then and there  
was by deponent said pants

Police Justice.



0328

being a part of deponents  
wash clothing and took  
therefrom the above described  
amount of money  
sum to \$100.00  
this 13 day of January 1883

H. Miller

Police Subst.

District Police Court.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

AFFIDAVIT—Larceny.

Dated

188

Magistrate.

Officer.

WITNESSES:

Disposition

0329

Sec. 198-200.

CITY AND COUNTY  
OF NEW YORK, } ss.

2 District Police Court.

Thomas Lynch 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.

Thomas Lynch

Question. How old are you?

Answer.

27 years

Question. Where were you born?

Answer.

Ireland

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

Answer.

365 West 30 St (resided there 5 months)

Question. What is your business or profession?

Answer.

Liquor Dealer.

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.

Th. Lynch

Taken before me this

13

day of December 1888

Police Justice.

0330

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 \_\_\_\_\_

Thomas Lynch  
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

January 13 1883

P. J. Duffy Police Justice.

I have admitted the above named \_\_\_\_\_

to bail to answer by the undertaking hereto annexed.

Dated

January 14 1883

P. J. Duffy Police Justice.

There being no sufficient cause to believe the within named \_\_\_\_\_

\_\_\_\_\_ guilty of the offence within mentioned, I order h to be discharged.

Dated

188

\_\_\_\_\_ Police Justice.

0331

Police Court-- 2 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Augustus Miller  
House of Detention  
Thomas Lynch

2  
3  
4

BAILED.

No. 1 by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Dated

January 13 1883

Magistrate.

Officer.

Clerk.

Witnesses

Augustus Miller

House of Detention Street,

3rd to Keshiff

No. Street,

No. Street,

\$ 500





0332

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Thomas Lynch*

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

*Thomas Lynch*

of the crime of GRAND LARCENY, in the *second* degree, committed as follows:

The said

*Thomas Lynch*

late of the First Ward of the City of New York, in the County of New York, aforesaid, on the *fifteenth* day of *January* in the year of our Lord one thousand eight hundred and eighty-*three* at the Ward, City and County aforesaid, with force and arms,

#33. three 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 the denomination of one thousand dollars, and of the value of one thousand dollars each: three 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 the denomination of five hundred dollars, and of the value of five hundred dollars each: twenty 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 the denomination of one hundred dollars, and of the value of one hundred dollars each: thirty 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 the denomination of fifty dollars, and of the value of fifty dollars each: fifty 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 the denomination of twenty dollars, and of the value of twenty dollars each: sixty 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 the denomination of ten dollars, and of the value of ten dollars each: eighty 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 the denomination of five dollars, and of the value of five dollars each: ninety 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 the denomination of three dollars, and of the value of three dollars each: one hundred 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 the denomination of two dollars, and of the value of two dollars each: one hundred and twenty 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 the denomination of one dollar, and of the value of one dollar each: one promissory note for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of one hundred dollars: one promissory note for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of fifty dollars: two promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of twenty dollars each: three promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of ten dollars each: ten promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of five dollars each: ten promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of three dollars each: fifteen promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of two dollars each: thirty promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of one dollar each: bank bills of banks to the jurors aforesaid unknown, and of a number and denomination to the jurors aforesaid unknown, of the value of one thousand dollars. Two gold coins (of the kind usually known as double eagles), of the value of twenty dollars each: three gold coins (of the kind usually known as eagles), of the value of ten dollars each: six gold coins (of the kind usually known as half eagles), of the value of five dollars each: fifteen gold coins (of the kind usually known as quarter eagles), of the value of two dollars and fifty cents each: ten gold coins (of the kind usually known as three dollar pieces), of the value of three dollars each: thirty gold coins (of the kind usually known as dollar pieces), of the value of one dollar each: gold coin of the denomination to the jurors unknown, and a more particular description whereof cannot be given, of the value of one thousand dollars. Sixty silver coins (of the kind usually known as dollars), of the value of one dollar each: sixty silver coins (of the kind usually known as half dollars), of the value of fifty cents each: one hundred and fifty silver coins (of the kind usually known as quarter dollars), of the value of twenty-five cents each: three hundred silver coins (of the kind usually called dimes), of the value of ten cents each: six hundred silver coins (of the kind usually known as half dimes), of the value of five cents each: one thousand silver coins (of the kind known as three cent pieces), of the value of three cents each: silver coin of a denomination to the jurors unknown, and a more particular description whereof cannot be given, of the value of fifty dollars. Three thousand coins (of the kind known as cents), of the value of one cent each: five hundred coins (of the kind known as two cents), of the value of two cents each.

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

JOHN McKEON, District Attorney