0569

BOX:
287

FOLDER:
2738

DESCRIPTION:
Callagham, Francis

DATE:
12/19/87

2738

Witnesses :

138

Counsel,

Filed, 19 day of Dec 188 7

Pleads, Guilty, 1201

THE PEOPLE,

vs.

Francis Callaghan

Nov 19/87

VIOLATION OF PLUMBING LAW.
(Sections 501 and 537, N. Y. City Consolidation Act of 1882.)

RANDOLPH B. MARTINE,
District Attorney.

A True Bill.

Alpin J. Cameron

Foreman.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against
Francis Rodaghan

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

Francis Rodaghan

of a Misdemeanor, committed as follows:

HERETOFORE, to wit: On the ninth day of October, in the year of our Lord, one thousand eight hundred and eighty seven, a certain building was, in the course of construction and was being erected in the Ninth Ward of the City of New York, in the County of New York aforesaid, to wit: upon the land and premises situated on the East side and highway there, known as East Eighty-second Street,

in the said city. And the said Francis Rodaghan, late of the Ward, City and County aforesaid, being a plumber, then and there had the charge, control and supervision of the doing, putting in and execution of the drainage and plumbing of the said building and such drainage and plumbing were then and there being done, put in and executed by the said Francis Rodaghan and by his authority and direction.

And before the day and year above mentioned, certain plans had been duly submitted to and placed on file in the Health Department of the said City of New York, as required by law, of and for the drainage and plumbing of the said building , setting forth, stating, requiring and providing amongst other things, in substance and to the effect that the joints in all iron pipes to be put in, laid and to constitute part of such drainage or plumbing should be caulked with oakum and molten lead, and made impermeable to gases, that all connections of lead with iron pipes, so to be put in laid and to constitute a part of such drainage or plumbing should be made by brass or copper ferrules and caulked in with lead, and no putty or cement joints were permitted; that all of such plumbing work should be done in a good and thoroughly workmanlike manner; that all materials used in such drainage and plumbing work should be of good quality and free from defects; ~~that defective pipe should be removed~~

which said plans were thereafter and before the said ninth day of D. February, in the year aforesaid, duly approved by the Board of Health of the said Health Department

And the said Francis Rattaghan, so having the charge, control and supervision of the said drainage and plumbing work, and of the doing, putting in and executing of the same, and such drainage and plumbing work being so then and there done, put in and executed by him and by his authority and direction as aforesaid, well knowing the premises, and the requirements and provisions of the said plans so approved by the said Board of Health as aforesaid, afterwards, to wit: on the said ~~day of~~ ninth day of D. February, in the year aforesaid, at the Ward, City and County aforesaid, did unlawfully and wilfully neglect and omit to execute the said drainage and plumbing of the said building — in accordance with the said plans, and to cause and procure such plumbing work to be executed in accordance therewith, and did then and there unlawfully execute the said drainage and plumbing work, and cause and procure, and suffer and permit the same to be executed contrary to and in violation of the said plans and of the provisions and requirements of the same, in that he the said Francis Rattaghan did then and there unlawfully put in, laying use, and make a part of the said drainage and plumbing, a large quantity of asbestos pipe, and did then and there wilfully and deliberately omit and neglect to connect with solium and molten lead or to cause and make impermeable and procure to be so connected, the joints in drains of the new pipes by him put in, laid, and caused to be put in and laid, and then and there constituting a part of such drainage and plumbing; and did then and there wilfully and deliberately neglect and omit to make, or to cause and procure to be made, drains connections of iron head with new pipes so put in and constituting

a part of such drainage and plumbing work brass or copper pipe under, or soldered in with lead, and did then and there use, and cause, suffer and permit to be used, in the making of such connections, putty and cement;

and also in that the said Francis Rabbegan then and there wilfully and unlawfully did neglect and omit to do all of such plumbing work, and to cause and procure the same to be done in a good and thoroughly workmanlike manner, and to use and cause and procure to be used in the executing and doing of such drainage and plumbing work materials of good quality, and free from defects; and did then and there wilfully and unlawfully do the said plumbing work, and cause and procure, suffer and permit the same to be done, in a poor, inferior and un-workmanlike manner, and did then and there wilfully and unlawfully use in the executing and doing of such drainage and plumbing work, and cause and procure, suffer and permit to be used therein, materials of poor and inferior quality, and defective materials; 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.

RANDOLPH B. MARTINE.
District Attorney.

0574

BOX:
287
FOLDER:
2738
DESCRIPTION:
Campbell, Charles

DATE:
12/07/87

2738

Witnesses:

42

N. S. Butler

Counsel, ...

Filed, 7 day of Dec 1887

Pleads, Not guilty

THE PEOPLE,

vs.

P

Charles J. Campbell

2d Degree

Blackmail

Section—558— Penal Code.

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

Dec 8/87

Foreman.

Tried & Convicted.

2 yrs 3 mos S.P.

F.N.

POOR QUALITY ORIGINAL

0559

Court of General Sessions Part 2.

People
vs.
Frank Haddock.
} Assault.

Sir.

Please take notice that a motion will be made upon the last day of the present term of the above Court in Part 2 thereof at 11 O'clock A. M. of said day. For the discharge of the above named Defendant upon the grounds of the failure of the People to prosecute.

Truly Yours.
Maurice Meyer.
Counsel Def't

Dated New York Nov 28th 1897.

To.
Hon. Randolph B Martine
Dist Atty etc.

Court of General Sessions Part 2

People

vs.

Frank Haddock,

Notice of Motion

Maurice Meyer
Counsel for Def.

To Jno. D. Martone
Asst. Atty

The People
vs.
Charles J. Campbell.

Court of General Sessions, Part I.
Before Recorder Smyth.

December 7, 1887.

Indictment for blackmail.

Robert M. Parker sworn and examined. I am a clerk in the office of the President of the Erie Railroad at 21 Cortlandt Street, New York; my duties are to keep track of the correspondence and to do general clerk work in the office, I assist Mr Nicholson. On November 7 ,I received the letter now shown me from the regular mail carrier who delivers mail in the office, I opened the letter and read it partly and was reading it when Mr Nicholson came in, I saw it was signed "Desperate Devil" and I handed it over to him immediately. The envelope now shown me is the envelope in which the letter was placed. The letter and envelope were marked for identification.

James T. Nicholson sworn. I am secretary to the president of the Erie Railroad Company and on the 7th of November I recollect Mr Parker showing me this letter and envelope, I turned it over to the police for investigation but before that I took it in to Mr King, the president and showed it to him and read it to him and under his instructions I turned it over to Capt. Berghold, who sent a detective to me the following morning at which time I improvised a lot of currency and placed it in a letter and marked it Z,Y,X, the paper and envelope now shown me is what I marked, I handed it sealed to the Detective, Mr Flynn.

I

Patrick J. Coffey sworn. I live 25 John St., Brooklyn and am an errand boy for Carter, Dinsmore & Co., I recollect the 8th of November between six and seven o'clock at night meeting the defendant at the corner of Berling Slip and Pearl Street; he asked me was I well acquainted in the neighborhood, I told him not much, he asked me did I know where Broadway and Vesey Street, the Astor House, was; I said yes, he asked me would I do a favor for him; I says yes; he put his hand up to the wall and wrote on a postal card X,Y,Z; he brought me over to a stand on the opposite corner of John and Pearl Streets and stood near a stand and put his finger like that (illustrating) and says, put it behind the stand there. He gave me the postal card and said, take it over to Broadway and Vesey Street and that he would meet me over there and that he would give me twenty-five cents, so I went over, he said I would receive a letter from a messenger boy, I went through Pearl to Fulton Street till I came to the Astor House corner, I looked around a couple of minutes and saw the boy standing there, I asked him did he have a letter marked X,Y,Z, he says yes and handed it to me and I handed him the postal card and walked on, the letter and envelope now shown me is the one I got from him. The Defendant said he would meet me at the corner of Pearl and Beekman Street and he would pay me a few dollars, I went through Ann and William until I came to Gold and Fulton Streets and Officer Flynn stopped me. He asked me where I was going and I told him I was going about my business first; he says to me, you have got an envelope in this

pocket, I said yes, and took it out and handed it to him and told him where I was to meet with Campbell, I first brought him down to where I was to leave the letter, he walked along with me a little behind, I saw no one on the four corners, Officer Flynn stood in the doorway of a liquor store and I stood on the curbstone, Mr Campbell came up Pearl Street and turned down Beekman and Mr Flynn captured him, he brought me up and asked Campbell if I knew him and Campbell said he never seen me before.

William Flynn sworn. I am a detective attached to the 2nd precinct, I first saw Mr Nicholson on the 8th of November, on the 7th of November Capt. Berghold instructed me to go and see Mr Nicholson of the Erie Railroad, that he received a blackmail letter, I went on the 8th and saw Mr Nicholson in his office and he showed me the letter he received through the mail and read it to me, I told him to fix up a letter for me and that I would get a messenger boy and place him on the corner of Vesey St. and Broadway, I told him to fix it up with paper, I gave the letter to the messenger boy and saw the boy take the letter from the messenger boy, I followed him down through Ann and William to Fulton and got close up to the boy and asked him what he was doing with that letter, he took it out of his pocket and I told him I was a detective from the second precinct, he told me a man hired him on the corner of Burling Slip and gave him twenty-five cents ~~and~~ to take it and give it to a messenger boy in uniform corner of Vesey and Broadway, I asked him where the man was, he said he wasto put the letter that he was to receive, the package under a fruit stand corner of John and Pearl,

he said the man was to meet him corner of Beekman and Pearl, I then took the boy around with me, I followed behind and stood in the doorway about fifteen minutes, Campbell came up the street towards Beekman and the boy said, "here comes your man," I saw him looking to see if anybody was coming, he walked fast, I went after him and told him I was an officer, I asked him where he was going and he said that he was going to Brooklyn, I fetched him back to the boy and asked the boy again the second time if that was the man and he said yes, he was sure he was, Campbell said it was a false identity twice; he was searched when I brought him to the Station House and a few quarters and half dollars were found on him. The boy when I first saw him gave me a description of Campbell and it corresponded with his appearance.

Conrad Slater sworn I am a messenger boy and recollect meeting Detective Flynn on election day corner of Broadway and Vesey Street, I recollect the boy Coffey giving me a postal card marked X,Y,Z,and I gave the letter that Flynn had given me to Coffey.

Anton Cresser sworn. I know the prisoner Campbell a few days, I am a clerk employed by Daws & Co?. 21 Beekman Street, I recollect having a conversation with the Defendant on the 7th of November, on the afternoon of Monday and among other things he said, I will be soon worth thirty dollars more than I am now; I asked him if he made a bet on the election and the other boy in our office asked him if he played in a lottery; he said no, and laughed, he did not want to tell us more about it.

Charles J. Campbell sworn and examined in his own behalf, testified: On Election day I worked all day in the office 21 Beekman Street, I was in the employ of Felix Daws & Co, about half past six I had been experimenting up to that time on the operations we have for duplicating letters, Mr Daws said to me we had better close, we then washed our hands at 6.40 o'clock, we left the office, I was a little ahead of the rest, Mr Daws locked up; from there I went to Park Row and had my supper, I finished my supper about 7.05 and from there I went to look at the bulletin boards of the World ad Herald and from there I proceeded down Fulton Street to the corner of Pearl, then I recollected I had some bills in my pocket to collect, I was collecting for Mr Cofal in the evening, I had that privilege and did so for several weeks I had several collections to make and I walked along slowly, I thought I would let them all go until Wednesday evening. At the corner of Beekman and Pearl I turned down to go across Fulton Ferry to go home; when I got to the corner of Beekman and Water Street, Detective Flynn tapped me on the shoulder, I was not walking fast, I was walking slow with my hand in my pocket; he said, I want you, he was smoking a cigar, I said, what do you want me for? He said, I am an officer, come back with me, you know what I want you for; I told him I did not: as I did not want any disturbance I went along speedily: he said I reached behind as if I had a weapon, I did not do so for I did not have a weapon, I went with him to the Southest corner of Beekman and Pearl and the boy Coffey was standing there

with another man. Mr Flynn said to him, do you know this man? He says, yes, that is the man; I denied knowing the boy. After Mr Flynn had asked me if I knew him then he again said to the boy, are you positive this is the man? The boy said yes. That is all I know about the case. I was arrested about 7.30 in the evening. I can explain about the fifty dollars, I did not mention any amount, I said, in a short time I was to get some money, I was collecting for Mr Cafal and got a quarter of the amount and Mr Daws told me when I went into his employ that I was to get twenty percent of that business which would have brought me far more than fifty dollars.

Cross Examined. I don't recollect that the boy asked me if I had made a bet on the election and that the other boy asked me if I had drawn a lottery, I never saw the boy Coffey that was on the stand inmy life until the officer brought him up to me, I was working three or four days for Daws & Co. before my arrest, I had been working for John Cofal four weeks and was working for F.W.Zimmer since last March up to the 25th of August, I was with Dr. Vedder four weeks, I went there to take the place of a coachman that he expected back. The letters now shown me are in my handwriting, I never wrote a letter to the president of the Erie Railroad Company or to his representatives.

Feliz F. Daws sworn. I remember the 7th of November, the day before the election and remember the election day, we closed shortly after half past six and Campbell was there, he got a salary of twelve dollars a week.

Benjamin F. Hobron sworn. I have known the defendant nearly four years, he was in my employ nine months, I have seen several of his letters but do not know that I am an expert in comparisons of writing, I would not like to swear that the letters now shown me are in his handwriting, he was a collector for me and I never heard anything against him.

Herman Micheals sworn. I am a clerk with the fast automatic company, I know the Defendant from July till the 26th of August, he worked for the firm, I have seen him write every day and I swear that the letter now shown me is in his handwriting.

The Jury rendered a verdict of guilty.

Testimony in the case of Charles J. Campbell
Filed Dec. 1887

0588

X.Y.Z

Came 69 Lexington ave.
Aug 27th – 6 P.M. left Sept 23
advertised in Times Aug 26 & 27
under "Useful Man" – address – 38 Central

Dear Sir

Very

Nov 7th

Mr. Davis

Dear Sir

I met with an accident saturday evening am under Phycians care he advises me to stay in the house today until I get a truss made. I shall be able to come to work in the morning all right so if you will get the card board today and have it cut so I can size it tomorrow and make pads. I am very sorry this happened but being purely and accident it is one of those things we can not avoid

Respectfully

C. J. Campbell

736 Clean St. Bklyn

In our employ
since
Monday
Nov 3rd/87

Mr. Hobson
of the
Gallison Hobson Co
695 Broadway

Mr Reid.
Manager of
the Astrographic
166 William St

0592

Nov. 6th 1889

Dan'l Vinte Esq.
President of the Erie R.R. Co.

Dear Sir —

This is a matter of vital importance to you, and the concern that you represent. Do not fail to read and wheigh each and every word with the utmost care, and give the matter carefull consider-ation. I mean business and shall speak plain and to the point. I want $50.00 cash. Necessity and desperation drives me to this method of obtaining it. I am an intelligent up to the present moment Honest man. sickness, trouble, want has driven me to this. Day by day have I hoped

for work anything would
I have preferred to this
mean low dispicable
method, but ragged home
less want depicted on
every feature who will
take me in this wretched
condition into their employ
Theivery Roobery is now alone
left me unless you comply
with my modest request!
By complying with my
request you can save me
a life of perpetual debeltry
and save your corporation
many Dollars. many lives
much delay the good name
of the road and yourself
much anxiety and worry
For unless my request is
not complied with to the
very letter. Disaster such
as never occurred on any
Road shall soon take
place on the Erie
I know every mile of the
road from here to Buffalo
I have planned everything
carefully, and my future
shall be given to wrecking
trains and robbering
succeed I must, failure
and detection is im-
possible. you are dealing
with a man of education
and rare intelligence
I here resort to disguise
now this is how I
calculate, Give me 50.00
cash with it I can purchase
clothing, get a place to board
and have enough left to
advertise for work which
I can get if I look decent
as I am a good workman
and make good wages

before I lost all, and ca
do so again. for God's
sake give me the means
and I can earn a honest
living and in three months
time will pay you all back
with interest. I do not
drink, and neuralgia,
business trouble and
long illness, and damned
pride have brought me to
this. Have you a family do
you love them, then I
implore you, save me.
save yourself, for if my
request is not granted.
I say you drove me to crime
murder and plunder. for you
can yet save me. Defy me
and ruin first to your
road. second to yourself
for once drive me to crime

#2

and your life will not be worth a hapenny, you in reality will be the murderer of hundreds for you have it in your power to check all. Now to business this is how you may send the money in a sealed plain envelope all in green backs $50.00 in large bills, by a district messenger boy, have X.Y.Z. marked plainly on the sealed envelope. send the boy at 7 P.M. o'clock Tuesday Nov. eighth, to vesey cor. of B'way New York city, and have him remain there, until a boy dressed in citizens clothes comes, and gives

him the messenger boy another plain envelope or paper marked X.Y.Z when your boy without any questions, shall give my boy in citizens clothes the letter containing the money, this slip of paper you may hold as a receipt which I shall surely repay. Dont follow my boy, either you self or by proxy, it will be useless, the matter is well planned get me you can not, and to arrest the boy, detain, or follow him, and the jig would be up, you would only bring speedy vengeance on your self and cause innocent persons to suffer for me the villian and principal

remuneration to employ Detectives would be use less ~~off~~ 50,000 is a modest sum pay it me, and I swear you shant regret it for I will be honest and manly with you tell your boy to wait till my boy comes, give him the money or envelope, ask no questions time is precious, and take receipt from my boy expecting you to comply with the above petition on Tuesday Nov. 30th at 7. seven o clock P.M sharp I am Dear Sir

Humbly
a Desparate Devil

for only such drives me out! happy and loud to this

him the messenger boy another plain envelope or paper marked X.Y.Z. when you buy without any questions, shall give my boy in citizens clothes the letter containing the money, this slip of paper you may hold as a receipt which I shall easily repay. Dont follow my boy, either you self or by proxy, it will be useless, the matter is well planned get me you can not, and to arrest the boy, detain, or frighten him, and the jig would be up, you would only bring speedy ruin on your self and cause innocent persons to suffer for me the villian and principal.

Remember, to employ Detectives would be useless 50 to do a modest sum pay it me, and I swear you shant regret it for I will be honest and manly with you tell your boy to wait till my boy comes, give him the money or envelope, ask no questions time is precious, and take receipt from my boy expecting you to comply with the above petition on Tuesday Nov. 3rd at 7 seven o'clock P.M. sharp I am Dear Sir

Humbly
a Desperate Devil

P.S. Only such drives me to this! Honey and touch the

0598

G P Bisbee

[illegible] 7/87

[illegible]

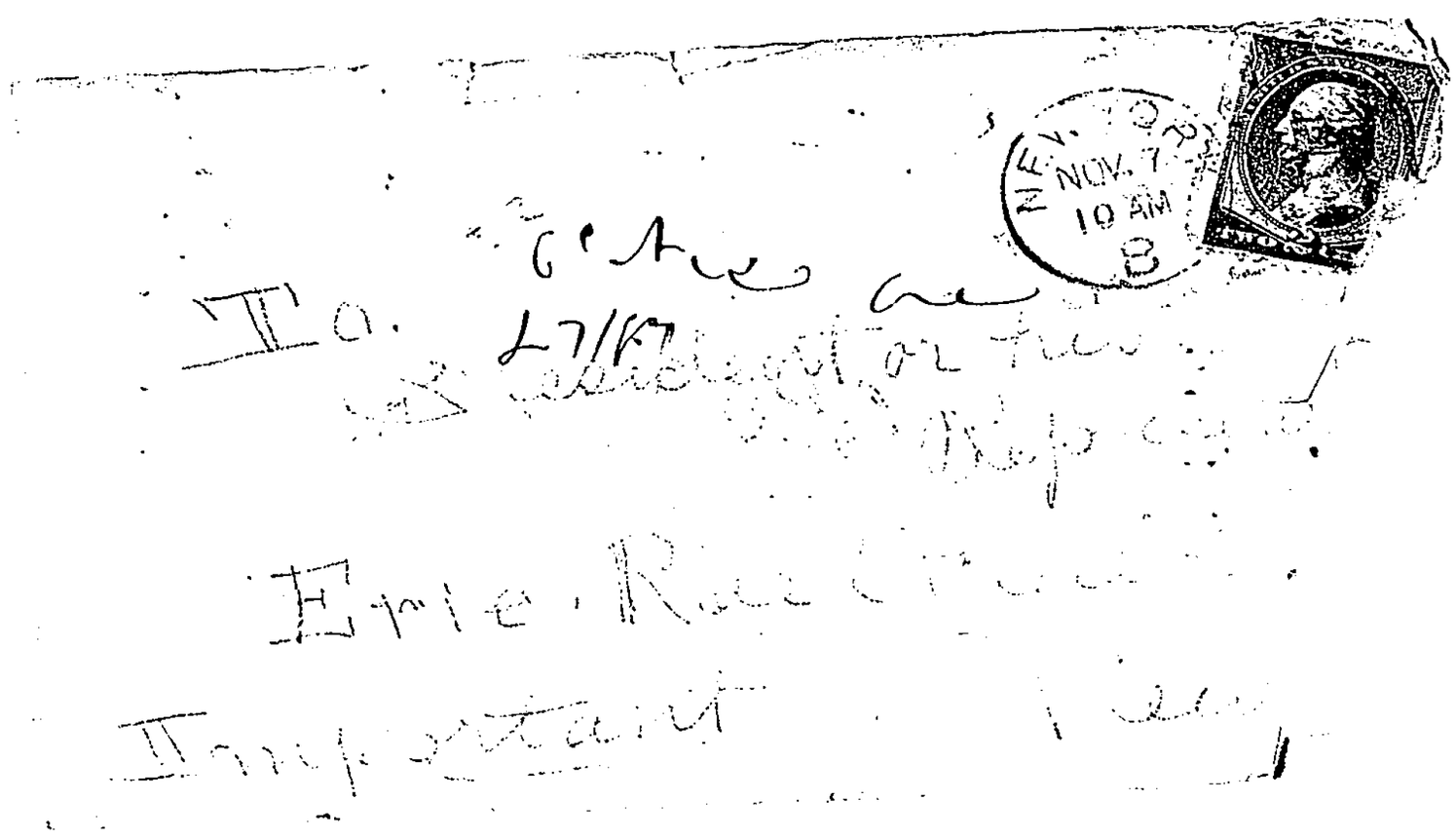
[illegible]

will [illegible] you

again [illegible]

[illegible]

0599



0600

Police Court, 1 District.

City and County of New York, } ss.

James J. Nicholson of No. 21 Gouverneur Street, aged 56 years, occupation Secretary being duly sworn, deposes and says, that on the 7th day of November 188 7, at the City of New York, in the County of New York, Charles J. Campbell (now here) did send and caused to be sent to John King president of the Erie Railroad or his representative, a letter threatening to do him personal and injury to the property of the said Erie railroad company.

The said defendant well knowing the contents of said letter and intending by means thereby to extort the sum of Fifty dollars from said president

Defendant says that he is the secretary of the said Johnson the president of the said Erie railroad and received through the mail the annexed letter and prepared an envelope marked X Y Z in accordance with the request contained in said letter the said envelope being here annexed and handed the same to William Flynn a detective of the second precinct.

Sworn to before me this 9th day of November 1887

James J. Nicholson

J. Whitaker

Police Justice

0601

Police Court, ... District.

City and County of New York, } ss.

William F. Flynn

of No. 3d Precinct Police Street, aged 44 years, occupation Detective being duly sworn, deposes and says, that on the Eighth day of November 1880, at the City of New York, in the County of New York, Deponent arrested Charles J. Campbell (over here) for the reason that on said day deponent received the letter referred to in the affidavit of said complaint, and also an envelope from him marked X.Y.Z. to be delivered to said defendant at the place mentioned in the letter already referred to.

Deponent says that on the 8th day of November about the hour of 7 o'clock he employed a messenger boy and gave said messenger boy that envelope deponent received from said complainant and marked X.Y.Z. and told him to take the same to the corner of Vesey Street and Broadway and that another boy waved hand him a letter or paper marked XYZ and that he should give in exchange for said paper & received the envelope deponent gave him. Deponent says that he was standing near said messenger boy and that he saw the bearer of the paper marked X.Y.Z. come up to said messenger boy and hand him said paper and saw said messenger boy return to said other boy the said envelope when said boy walked away with the same. Deponent then followed the said boy who so received the message from said

messenger boy, to Fulton Street where deponent stopped said boy and told him he was an officer and wanted to know where he was going to take the message marked X Y Z that he received from the boy at Vesey Street. when said boy told deponent that a man had asked him to take the said message and bring back to him the envelope he then had to him at the corner of John and Pearl Streets and place it under the fruit stand there, and then to meet the said defendant at the corner of Pearl and Beekman Streets. That deponent went to the corner of Pearl and Beekman Streets when said boy pointed out said defendant as being the person who sent him with the said message. and deponent then arrested said defendant. Deponent further says that said boy fully identifies the said defendant as being the person from whom he received the said message and who sent him with the same.

Sworn to before me
this 9th day of November 1887 } William Flynn

J. Kilbreth
Police Justice

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

Dated .... 188 .... Police Justice.

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

Dated .... 188 .... Police Justice.

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

Dated .... 188 .... Police Justice.

Police Court— .... District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

1 ....
vs.
2 ....
3 ....
4 ....

Offence, ...

Dated 188

.... Magistrate.

.... Officer.

.... Clerk.

Witnesses, ...

No. .... Street,

No. .... Street,

No. .... Street,

$ .... to answer .... Sessions.

Police Court, 1 District.

City and County of New York, } ss.

Patrick J Coffee

of No. 25 John St Brooklyn Street, aged 18 years, occupation Grand Boy being duly sworn, deposes and says, that on the 8th day of November 1889, at the City of New York, in the County of New York, While deponent was at Pearl and Beekman sleep between 6 30 and 7 PM on the night of the above said day said defendant came up to deponent and asked him if he could take this card (referring to the postal card marked X.Y.Z. to Vesey Street and Broadway and there meet a messenger boy and hand him the said messenger boy the postal card defendant gave him said gave deponent twenty one cents ~~said messenger boy gave him postal card~~ and received from said messenger boy the enveloped marked X Y Z. which deponent took and ran out this way through Fulton Street to lose the said envelope under a fruit stand corner of Pearl and John Street and after leaving it there was to go to Beekman and Pearl Street to meet the said defendant when deponent was interrupted by William Flynn who told him he was an Officer and wanted to know where he was going to take the message he received from said messenger boy when deponent told him and described the person who gave him said message to said Flynn, that said Flynn went with deponent to said place where deponent pointed out said defendant to him and said Flynn arrested said defendant

Sworn to before me this 9th day of November 1889

R. Wilson Police Justice

Patrick J. Coffey

0604

Police Court, ... District.

City and County of New York, } ss.:

Conrad Slater

of No. 216 Sterling Place Brooklyn Street, aged 16 years, occupation Messenger Boy being duly sworn, deposes and says, that on the 8th day of November 1889, at the City of New York, in the County of New York, Deponent says that on said day being in the employ of the American District Telegraph Company as a messenger boy and that about 6 45 P.M. on the night aforesaid Detective Flynn came to the office of said Company 195 Broadway and told this deponent to take the letter said Flynn handed him and which was marked X.Y.Z and take the same and go to the corner of Vesey Street and Broadway - and wait there until somebody came to him deponent with a card or paper marked X Y Z and upon handing the same to him, deponent was to give the bearer aforesaid card or paper the letter he had. That about the hour of 7 o'clock or five minutes thereafter a boy (whose name deponent since has learned is Palmer Coffee) came to deponent and asked deponent if he had a letter marked X Y Z and when deponent replied he had said Coffee gave him the said postal card marked X Y Z and deponent gave him the said letter and walked away. Deponent fully identifies the said Coffee as the person who came to him with the postal card so marked and received the letter from him.

Sworn to before me this 9th day of November 1889

C Slater

Police Justice

Sec. 198—200.

1st District Police Court.

CITY AND COUNTY OF NEW YORK, } ss

Chas J Campbell 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 Chas J Campbell

Question How old are you?

Answer 34 years.

Question. Where were you born?

Answer. United States.

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

Answer. 136 Ocean Street Brooklyn 3 months

Question What is your business or profession?

Answer Inventor

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 have nothing to say, I know nothing about the matter

Chas J Campbell

Taken before me this 9th *day of* November, 188 9

Police Justice.

0606

Police Court— 1 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Charles Nicholson

vs.

1 Geo. Campbell

2

3

4

Offence, Assault

Dated November 1 188 9

Gilbert Magistrate.

Officer.

Clerk.

Witnesses,

No. Street,

No. 52 Cherry Street,

No. When 18 Street.

$ 2 Ren to answer

by order of Sessions.

When 18 8

2 Ren.

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

Dated _____ 188 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

The Entries herein in 1st column
were in my opinion made before
date of arrest

0607

Herman S. Butler
atty for defendant
No 150 Nassau St

BAILED,

No. 1, by .....

Residence ..... Street.

No. 2, by .....

Residence ..... Street.

No. 3, by .....

Residence ..... Street.

No. 4, by .....

Residence ..... Street.

Police Court 1 B 1 42 1912 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Samuel J. Nicholson
21 Centre St
Charles Gannscell
2 .....
3 .....
4 .....

Offence Blackmail

Dated Nov 10 188

Schmitt Magistrate.

Flynn Officer.

2 Precinct.

Witnesses William Flynn
No 2 a Precinct Police Street.
Patrick J Boyle
No 25 Lon St Brooklyn Street.
Conrad Stalter
No 216 Stanton Place 73 Ludlow Street
Thomas R Donaldson 690 Madison Avenue

Herman Michaelis 474
73 Bergen St. 73 Ludlow St
$1000 Ans $ Comm

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 Dyndant

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

Dated Nov 18th 188 Police Justice.

I have admitted the above-named

to bail to answer by the undertaking hereto annexed.

Dated 188 Police Justice.

There being no sufficient cause to believe the within named

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

Dated 188 Police Justice.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against
Charles J. Campbell

The Grand Jury of the City and County of New York, by this indictment, accuse Charles J. Campbell of the CRIME OF Blackmail, committed as follows:

The said Charles J. Campbell, late of the First Ward 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-seven, at the Ward, City and County aforesaid, did feloniously send and deliver to and cause to be forwarded to and received by one, John King, then being the President of a certain corporation known as the Newyork, Lake Erie and Western Rail Road Company, a certain letter and writing threatening to do great and irreparable damage and injury to the said John King and also to the said corporation and to its property, which said letter and writing is as follows, that is to say:

Nov. 5th /87

"Danninite Ruin
"President of the Erie R. R. Co.
Dear Sir —
This is a matter of vital importance to you, and the concern that you represent. Do not fail to read and coheigh each and every word with the utmost care and give the matter careful consideration. I mean business and shall speak plain and to the point. I want $50.00 cash. Necessity and desperation

drives me to this method of obtaining it. I am an intelligent "up to the present moment Honest man." Sickness, trouble, want has driven me to this. Day by day have I begged for work anything would I have preferred to this mean low despicable method, but ragged, homeless want depicted on every feature, who will take me in this wretched condition into their employ. Thievery Robbery is now alone left me unless you comply with my modest request. By complying with my request you can save me a life of perpetual devilry and save your corporation many Dollars. many lives, much delay the good name of the road and yourself much anxiety and worry For unless my request is not complied with to the very letter, Disaster such as never occurred on any Road shall soon take place on the Erie.. I know every mile of the road from here to Buffalo I have planed everything carefully and my future shall be given to wrecking trains and plundering succeed I must, failure and detection is impossible. You are dealing with a man of Education and rare intelligence. I here resort to disguise Now this is how I calculate Give me $50.00 cash with it I can purchase clothing, get a place to board and have enough left to advertise for work which I can get if I look decent as I am a good workman and make good wages before I lost all and can do so again. for Gods sake give me the means and I can earn a honest living, and in three months time will pay you all back with interest. I do not drink and never did, business trouble and long illness and damed pride have brought me to this. Have you a family do you love them then I implore you save me. save yourself. for if my request is not granted. I say you drove me to crime murder and plunder for you can yet save me, Defy me and ruin first to your road second to yourself for once drive me to crime and your life will not be worth a hapenny, you in reality will be the murderer of hundreds for you

have it in your power to check all. Now to business this is how you may send the money in a sealed plain envelope all in greenbacks $50.00 in large bills, by a district messenger boy, have X.Y.Z. marked plainly on the sealed envelope. send the boy at 7 P.M. O'clock Tuesday Nov. 8 eighth to Pesey cor of B'dway New York City, and have him remain there until a boy dressed in citizens clothes comes, and gives him the messenger boy another plain envelope or paper marked X.Y.Z. when your boy without any questions shall give my boy in citizens clothes the letter containing the money, this slip of paper you may hold as a receipt which I shall surely repay. Dont follow my boy either yourself or by proxy, it will be useless. the matter is well planed yet me you can not, and to arrest the boy, detain or follow him, and the jig would be up. You would only bring speedy vengeance on yourself and cause innocent persons to suffer for me the villian and principal remember to employ Detectives would be useless $50 is a modest sum pay it me and I swear you shant regret it for I will be honest and manly with you tell your boy to wait till my boy comes, give him the money or envelope, ask no questions time is precious and take receipt from my boy expecting you to comply with the above petition on Tuesday Nov. 8th at 7. seven O'clock P.M. sharp. I am Dear Sir

Humbly

A Desparate Devil

For only such drives me once happy and loved to this I am alone in this plot and if I get money under no condition will bother you again no one else but you and I know of this transaction"

He the said Charles J. Campbell then and there well knowing the contents of the said letter and writing, and with intent, by means thereof to extort and gain money, to wit: the sum of fifty dollars in money from the said John King, 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.

Randolph B. Martine
District Attorney.

0611

BOX:
287
FOLDER:
2738
DESCRIPTION:
Cism, Franklin

DATE:
12/14/87

2738

0612

BOX:
287

FOLDER:
2738

DESCRIPTION:
Anderson, Charles

DATE:
12/14/87

2738

Witnesses:

Dec 19th 1888

In view of the statements made in the communication from the Counsel to the Corporation herein filed, I recommend the dismissal of this Indct.

J. H. Reeves
District Atty.

131.

Ordered and two days' notice

Counsel, G D B Hasbrouck, Rondout, N.Y.

Filed, 14 day of Dec 1887

Pleads, Not guilty 15

THE PEOPLE,

vs.

Franklin P. Cizm

and

Charles Anderson

Violating rule of Dock Dept. (Section 717 Charter Brooklyn act of 1882)

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

Alfred Cameron

Foreman.

Offered 2/12/88 H.D.B.
telegram from G.D.B.H. Rondout N.Y.

H B Gross Oct 11 88 H.D.B.

Part III December 19/88
Indictment dismissed

L-

C. N. H.

Law Department,
Office of the Counsel to the Corporation.
New York, December 18th 1888.

Hon. John R. Fellows,

District Attorney,

S i r :-

In December last, John J. Ryan, a Dock Master, caused the arrest of Franklin P. Cism and Charles Anderson, "for placing a quantity of brick, exceeding in "weight a safe quantity, upon the dock at the foot of "80th street" in violation of one of the rules of the Department of Docks.

The arrest was made by an officer without a warrant, although the misdemeanor complained of was not committed in the presence of the officer making the arrest.

The notice served upon Cism and Ryan (as required by the Rules and Regulations of the Dock Department) directed them to discontinue piling brick on the dock at the foot of 79th street.

The Justice before whom they were brought, dismissed the complainants, and the men were re-arrested upon a warrant issued upon a complaint alleging the violation of another regulation of the department.

The consignors of the brick, being desirous of testing the rights and powers of the Dock Department employed Hon. G. D. B. Hasbrouck, Corporation Counsel of the City of Kingston to defend the prisoners, who waived examination and were subsequently indicted.

Other arrests were made about the same time for violation of the Rules and Regulations of the Department and the prisoners were in every instance fined Ten Dollars by the Police Magistrates.

An examination of the printed Rules and Regulations of the Department disclosed so many defects and errors that it was deemed advisable to reframe and republish them, which was done.

The objects sought to be attained by the various arrests, have been accomplished, and no other complaints have been received at this office, and I have been informed by the Dock Master who caused the arrests, that he has had no trouble with the brickmen who mainly use the docks in that district.

I may add that the complainant J. J. Ryan, who is still a Dock Master, does not desire to prosecute.

In view of the fact that the Dock Department revised and republished their Rules and Regulations subsequent to the indictments referred to and made several important amendments, a conviction under the old Rules is very doubtful.

The new rules have been carefully drawn, and if a test is to be made of the rights and powers of the Department of Docks, it seems to me very desirable that a case should be made upon an in ctment for violating the present rules as an acquittal in the cases of Cism and Ryan would encourage the brickmen to disregard the orders and instructions of the Dock Masters.

In view of the above facts, I think the interests of the Dock Department and of the city will be best served by entering a nolle prosequi to the present indictments, and therefore request that such a disposition be made of them in case you see no objection to such action.

Respectfully yours,

Counsel to the Corporation.

0617

Bail Issued Oct 9th
counsel same day

TO THE CHIEF CLERK.

PLEASE SEND ME THE PAPERS IN THE CASE OF

PEOPLE

vs.

Richard Ouellette

District Attorney.

Indicted

C. D. B. HASBROUCK,
ATTORNEY AND COUNSELOR AT LAW.
RONDOUT, N. Y.

Dec. 17th 1884

General Services
The People
agst
Franklin Vivian
and Charles Anderson

Rec & Dec 19/87.

Hon R. H. Martine
District Attorney
My dear Sir:

These two defendants were arraigned in the Court for violation of some rule or regulation of the Dock Department.

I will you would be so kind as to have me send a copy of the indictment against them and inform

ml of the time they will probably be tried and whether the District Attorney's office will notify Counsel of the time when trial will be moved.

I have been retained to defend these men and require a couple of days notice of trial.

Indeed I may not be pressing in the good nature of the office in asking this much favor

Very truly Yours

[illegible]

0620

G. D. B. HASBROUCK,
ATTORNEY AND COUNSELOR AT LAW
RONDOUT, N. Y.

March 2 1889

Part II
General Sessions
The People
vs
Cain & Sullivan
&

My dear Sir:

The election latter alluded in the life of Kingston on the 6th inst. I would like to have an adjournment because as corporation counsel I am somewhat interested in the selection of city officers as you may imagine. For that reason I urged not the favor that the case against Cain & might not be moved until the afternoon of Wednesday the 7th inst.

I was in Poughkeepsie when these defendants were arraigned and may desire to ask the court for leave to withdraw the plea entered for the purpose of demurring.

Yours very truly
G D B Hasbrouck

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

Police Court, ... District.

John J. Ryan

of No. 142 East 94th Street, being duly sworn, deposes and says, that on the eighteenth day of November 1887, at the City of New York, in the County of New York,

Franklin P. Cism and Charles Anderson did wilfully and unlawfully pile or place or cause to be placed a large quantity of brick then discharged or in process of being discharged from the barge or vessel Anthony Kraus within twenty feet from the edge of the bulkhead or wharf on the North or Hudson River between Seventy Ninth and Eightieth Streets, in the said City and did not at once remove the same, and and did not cause the said brick to be placed at least twenty feet from the edge of the bulkhead, but permitted the same to remain upon and within twenty feet from the edge of the said bulk head for more than two days — in violation and in disobedience to a certain rule or regulation of the Board of the Department of Docks in the said City therefore duly established under and pursuant to the provisions of Sections 411 and 414 of Chapter 410. of the laws of the State of New York for the year 1882.

Sworn to before me.
This 29th day of November 1887
Wm Fields
Police Justice

John J. Ryan

Sec. 198—200.

District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

Franklin P. Cisin 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. Franklin P. Cisin

Question. How old are you?

Answer. 39 years

Question. Where were you born?

Answer. New York State

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

Answer. Brighton New York 15 years

Question. What is your business or profession?

Answer. Boatman

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 of the charge and demand a trial by jury

F. P. Cisin

Taken before me this 29th *day of* January 188[illegible]

Police Justice.

0623

Sec. 198—200. District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

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

Question. What is your name?

Answer. Charles Anderson

Question. How old are you?

Answer. 26 years

Question. Where were you born?

Answer. Sweden

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

Answer. Kingston Newburgh 4 years

Question. What is your business or profession?

Answer. Fireman

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 of the charge and demand a trial by jury

Chas Anderson

Taken before me this 7 *day of* December *188*7

Police Justice.

0624

Police Court-- 9 District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Franklin Tipson & Charles Carlson

Offence Violation of Department Rules

Date Nov. 29 1887

Magistrate.

Officer.

26 Precinct.

Witnesses

No. Street.

No. Street.

BAILED,
No. 1, by Franklin Tipson 10 Eagle St. Street.
Residence
No. 2, by Charles Carlson 10 Eagle St. Street,
Residence
No. 3, by
Residence Street,
No 4, by
Residence Street.

No. Street.

No. Street.

No. Street.

$200 to answer

RECEIVED, DEC 1 1887 DISTRICT ATTORNEY'S OFFICE.

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 Franklin Tipson & Charles Carlson *guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of* Two *Hundred Dollars,* ..... *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. 29 188 ..... W. C. Reeds *Police Justice.*

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

Dated Nov. 29 188 ..... W. C. Reeds *Police Justice.*

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

Dated ..... 188 ..... *Police Justice.*

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Franklin P. Cism
and Charles Anderson

The Grand Jury of the City and County of New York, by this indictment, accuse Franklin P. Cism and Charles Anderson ~~of the CRIME OF~~ of a Misdemeanor

committed as follows:

The said Franklin P. Cism and Charles Anderson, both

late of the 22nd Ward of the City of New York, in the County of New York aforesaid, on the eighteenth day of November in the year of our Lord one thousand eight hundred and eighty-seven, at the Ward, City and County aforesaid, having the care, charge, supervision and control of a large quantity of bricks then and there discharged on a certain pier and bulkhead not shedded, there situate, in the charge and under the control of the Department of Docks of the said City of New York, with force and arms, did unlawfully neglect and omit to at once remove the same or to cause the same to be at once removed, and did therein and thereby unlawfully violate and disobey a certain rule, regulation and order, theretofore duly established by the said Department pursuant to the power and authority by law conferred upon it to establish and enforce all needful rules and regulations for the proper care and government of all the property placed in its charge and under its control, which said rule, regulation and order was then and there in full force and operation, and is as follows, that is to say:

"All lumber, brick or other material in bulk, discharged on any pier or bulkhead not shedded, shall be at once removed, or if not so removed, shall be placed at least twenty feet from the edge of the bulkhead, pending removal,

under a penalty of twenty five dollars per day for each and every day such lumber, buck or other material shall remain on the bulkhead, to be recovered from the owner of consignee of such lumber, buck or other material, or from the person placing or causing the same to be placed, on such bulkhead, severally and respectively." 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 Franklin P. Cism and Charles Anderson of a Misdemeanor, committed as follows:

The said Franklin P. Cism and Charles Anderson 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, having the care, charge supervision and control of a large quantity of buck which had been theretofore on said day discharged on a certain pier and bulkhead not shedded, there situate, in the charge and control of the Department of Docks of the said City of New York and which said buck had not been at once removed, with force and arms, did unlawfully neglect and omit then and there to place the same at least twenty feet from the edge of the same bulkhead, and did then and there cause, suffer, and permit the same to be and remain within twenty feet of the edge of the said bulkhead for a long period of time, to wit for the period of two days from the said day; and did therein and thereby unlawfully violate and disobey a certain rule, regulation and order theretofore duly established by the said Department pursuant to the power and authority by law conferred upon it to establish and enforce all need-

full rules and regulations for the proper care and government of all the property placed in its charge and under its control, which said rule, regulation and order was then and there in full force and operation, and is as follows, that is to say:

"All lumber, brick or other material in bulk discharged on any pier or bulkhead not shedded, shall be at once removed, or if not so removed, shall be placed at least twenty feet from the edge of the bulkhead, pending removal, under a penalty of twenty five dollars per day for each and every day such lumber, brick or other material shall remain on the bulkhead, to be recovered from the owner or consignee of such lumber, brick or other material, or from the person placing or causing the same to be placed, on such bulkhead, severally and respectively."

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.

Randolph B. Martine,
District Attorney.

0628

BOX:
287
FOLDER:
2738
DESCRIPTION:
Clark, Philip

DATE:
12/21/87

2738

Witnesses:

.....

.....

315

375

Counsel,

Filed, 21 day of Dec 188 7

Pleads, Not guilty (23)

THE PEOPLE,

vs.

B

Philip Clark

F

VIOLATION OF EXCISE LAW.
(Keeping Open on Sunday.)
[III Rev. Stat. (7th Edition), page 1889, Sec. 5]

Plead Dec 23 1887

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

Foreman.

Feby 29th 1888

0630

Excise Violation—Keeping Open on Sunday. POLICE COURT- 1 DISTRICT.

City and County of New York, } ss.

George Irvin

of No. 1st Precinct Court Squad ~~Street,~~

of the City ~~of New~~ York, being duly sworn, deposes and says, that on SUNDAY the 4 day

of December 188, in the City of New ~~York~~, in the County of New York,

Philip Clark (now here)

being then and there in lawful charge of the premises, No 132 - 2nd Avenue

Street, a place duly licensed for the sale of strong and spirituous liquors, wines, ale and beer, to be drunk upon the premises DID NOT KEEP SAID PLACE CLOSED contrary to and in violation of the statute in such case made and provided.

WHEREFORE, deponent prays that said Philip Clark may be arrested and dealt with according to law.

Sworn to before me, this 5th day of December 188. } George Irvin

Saml Crawford Police Justice.

0631

Sec. 198—200. District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

Phillip Clark 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. Phillip Clark

Question. How old are you?

Answer. 22 years

Question. Where were you born?

Answer. Ireland

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

Answer. 1327 – 2nd Avenue 5 months

Question. What is your business or profession?

Answer. Bar tender

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 and if tried I demand an examination. Phillip Clark

Taken before me this 24 *day of* December 1889

Daniel Flummerfelt *Police Justice.*

0632

BAILED,

No. 1, by Daniel E McGinnis

Residence 13 1/2 East Broadway Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Police Court— 1st District

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Dec 19 1887

1 Phillip Olsen

2

3

4

Offence Excise

Dated Dec 5 188

Magistrate.

Officer.

Precinct.

Witnesses

No Street.

No. Street.

No. Street.

$ 1000 to answer 8

Bailed

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* One *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 5 188 Police Justice.

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

Dated Dec 5 188 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.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
Plaintiffs
against
Philip Clark *Defendant.*

The Grand Jury of the City and County of New York. by this indictment accuse the above named defendant 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 defendant late of the City of New York, in the County of New York, aforesaid, on the fourth day of December in the year of our Lord one thousand eight hundred and eighty-seven 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 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.

RANDOLPH B. MARTINE, **District Attorney.**

0634

BOX:
287
FOLDER:
2738
DESCRIPTION:
Clark, Thomas

DATE:
12/22/87

2738

Witnesses:

.....

265

Counsel,

Filed, 22 day of Dec 1887

Pleads, Not guilty

THE PEOPLE,

vs.

B

Thomas Clark

VIOLATION OF EXCISE LAW.
(Keeping Open on Sunday.)
[III Rev. Stat. (7th Edition), page 1989, Sec. 5]

G V Lewis

RANDOLPH B. MARTINE,

District Attorney.

Part III May 9/88
Bail refunded
B-N. ordered

A True Bill.

Foreman.

Part III May 10. 1888.
On motion of Deft. and by consent of Dist Atty.
Complaint dismissed to Spec. Sessions.

POOR QUALITY ORIGINAL

9595

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
Plaintiffs
against
Thomas Clark
Defendant.

The Grand Jury of the City and County of New York. by this indictment accuse the above named defendant 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 defendant late of the City of New York, in the County of New York, aforesaid, on the eighteenth day of December in the year of our Lord one thousand eight hundred and eighty-seven, 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 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.

RANDOLPH B. MARTINE, **District Attorney.**

0637

BOX:
287
FOLDER:
2738
DESCRIPTION:
Clemens, Frank M.

DATE:
12/19/87

2738

Witnesses:

190.

Counsel, Edward J. Andrews 280 Bway

Filed, 19 day of Dec 188 7

Pleads, Not Guilty (20)

THE PEOPLE,

vs.

Mr. Astrid - plumber

Frank M. Clemens

VIOLATION OF PLUMBING LAW.
(Sections 501 and 537, N. Y. City Consolidation Act of 1882.)

Dec 23 to plead by order Recorder NDP

RANDOLPH B. MARTINE,
To Feby 8/88 *District Attorney.*
Tried & Convicted

A True Bill.

Alfred J. Cameron

Foreman.

Fine $50.

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

Louis M. Hooper of 309 Mulberry St., being duly sworn, says that he is a Civil and Sanitary Engineer and an Inspector of the Health Department of the City of New York, and is over the age of 21 years; that deponent is especially detailed to the inspection of the drainage and plumbing work of buildings in course of erection in the City of New York; that as such Inspector deponent has had under his examination the drainage and plumbing work of the _____ building _____ being erected by F. Schnugg of 8 E?85th St. _____ upon premises situated on the north side of 85th Street, known as No. 9 ~~distant about~~ East 85th Street _____ ~~feet~~ beginning about 200' east of 5th Ave & extending 25 feet ~~from the~~ ~~side of~~ _____ in the City of New York, ~~and running thence~~ _____ ~~the width of said building~~ ; that the said drainage and plumbing work have been performed and put in said building by and under the direction of one Frank M. Clemens a Master Plumber of No. 1507 Avenue A. _____ in the City of New York, who is duly registered as such at the said Health Department, pursuant to the Act of the Legislature of the State of New York, passed June 4, 1881, entitled "An Act to secure the registration of Plumbers and the supervision of plumbing and drainage in the Cities of New York and Brooklyn," being Chapter 450 of the Laws of 1881. That as required by the said Act, a Plan, Specifications and description for the drainage and plumbing work of the said building had been duly filed in the said Health Department, and duly approved by the Board of Health of the said Health Department, as Plan No. 6968.

Deponent further says that the said drainage and plumbing work of the said building performed by or under the direction of the said Frank M. Clemens _____ Master Plumber as aforesaid, is in violation of the said Plumbing Law and of the said Plan and Specifications, ~~and the said~~ _____ ~~Master Plumber as aforesaid, did on the~~ _____ ~~day of~~ _____ ~~188~~ _____, ~~and at divers times prior thereto, wilfully violate the said Plumbing Law and the said Plan and Specifications, in the following particulars, to wit:~~ _____

Deponent further says that on the 28th day of October 1887, deponent examined the said building which has been erected subsequent to the said Law and also inspected the plumbing and drainage thereof which have been executed by and under the direction of the said Frank M. Clemens and found that the said Frank M. Clemens had then and there and during the construction of the said plumbing work and drainage, wilfully in violation of the said law and of the said Plan and specifications, left many of the joints between the different pipes and different lengths of pipes, composing the said plumbing work and drain pipes which were connected with the public sewer through the said house drain, open and defectively caulked, especially between the lengths of pipe composing the iron house drain and between the lengths of pipe composing the soil pipe and in the waste pipe, also in the pipe of the air inlet and area drain; that there were two split hubs in the said iron pipe; whereas the said plan and specifications require that the joints in all iron pipes shall be caulked with oakum and molten lead and made impermeable to gases; that the plumbing work shall be done in a good and thoroughly workmanlike manner; that all materials shall be of good quality and free from defects; that defective joints shall be made tight and defective pipe be replaced by good pipe. Deponent further says that the plumbing work in which the said defects were found, was left as finished; that the said house is intended to be occupied by many persons living therein and that the defective and open joints and defective pipe will allow sewer gas and gases dangerous to health and offensive odors to escape therefrom into said houses _____

That the said defective and imperfect drainage and plumbing work will render the said building dangerous and prejudicial to the life and health of any occupants thereof, and were put in and performed in violation of the aforesaid Act, entitled "An Act to secure the registration of Plumbers and the supervision of plumbing and drainage in the Cities of New York and Brooklyn," passed June 4th, 1881, being Chapter 450 of the Laws of 1881, and also of sections five hundred and one and five hundred and thirty-seven of the "New York City Consolidation Act of Eighteen hundred and eighty-two," being Chapter 410 of the Laws of 1882, passed July 1st, 1882.

L. M. Hopper

Sworn to before me this 3rd day
of November 1887.

J. N. Wilcox
Police Justice.

Police Court, ... District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Louis M. Kooper

against

Frank M. Clemens

Affidavit, Violation of

Plumbing Law

..... *Magistrate.*

..... *Officer.*

Sanitary Squad.

Witnesses, J. T. Corcoran

No. 309 Mulberry St

No.

8 to answer.

Sec. 198—200.

District Police Court.

CITY AND COUNTY OF NEW YORK, } ss

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

Question What is your name?

Answer Frank M. Clemens

Question How old are you?

Answer 41 years

Question. Where were you born?

Answer. Germany

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

Answer. Astoria L.I.

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 think will tend to your exculpation?

Answer. I am not guilty and demand a trial at the Court of General Sessions by Jury

Frank M. Clemens

Taken before me this 7th *day of* December 188 9

Police Justice.

1507 Ave A

Sec. 151.

Police Court 1st District.

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

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the *Police Justices* for the City of New York, by Louis M. Gropper

of No. 1507 Ave A Street, that on the 7th day of November 188 7 at the City of New York, in the County of New York, Frank M Clemens did unlawfully violate the Sunday law in service work and contrary to the statute and against the peace of the People of the State of New York 455

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

These are, Therefore, in the name of the PEOPLE of the State of New York, to command you the said *Sheriff, Marshals and Policemen,* and each and every of you, to apprehend the said Defendant, and bring him forthwith before me, at the *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 7 *day of* November 188 7

Wilbeth POLICE JUSTICE.

Police Court 1st District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Louis M Gropper

vs

Frank M Clemens

Warrant—General.

Dated Nov 3 188 7

Wilbeth *Magistrate.*

O'Connor *Officer.*

The Defendant Frank M Clemens taken, and brought before the Magistrate, to answer the within charge, pursuant to the command contained in this Warrant.

Edw J O'Connor *Officer.*

Dated November 7 188 7

This Warrant may be executed on Sunday or at night.

Police Justice.

REMARKS.

Time of Arrest, Nov 7-87

Frank M Clemens

1507 - Ave A

Native of Ger

Age, 42

Sex, m

Complexion, fair

Color, W

Profession, Plumber

Married, Yes

Single,

Read, Yes

Write,

0644

BAILED,

No. 1, by Maurice Schlung

Residence 550 Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Police Court— 1 — District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

Offence Violation Sunday Law Chap 450

Witnesses L. C. Creeman

No. 309 Mulberry Street.

No. Street.

No. Street.

RECEIVED NOV 10 1887 DISTRICT ATTORNEY'S OFFICE

$ to answer

Dated 188 Magistrate.

Officer.

Precinct.

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 L. 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 Nov 7 188 7 *Police Justice.*

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

Dated Nov 7 188 7 *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.*

COURT OF GENERAL SESSIONS OF THE PEACE:
City and County of New York.

The People vs. Frank M. Clement Indicted for a violation of the Health Ordinances. Indictment filed, November 1887.	Before, Hon. Hy. A. Gildersleeve, and a Jury.

Tried, February 8th.,1888.

APPEARANCES:

Assistant District Attorney Mac Dona, for the People;
Mr. Anderson for the Defence.

LOUIS M. HOOPER, the Complainant, testified that he was a sanitary and civil engineer in the employ of the Board of Health of the City of New

York. On or about the 28th. day of October, he examined the premises at No. 9 East 85th. Street. He was familiar with the specifications that were filed for the doing of the plumbing work in that house. He had examined the specifications, and also examined the work. The prisoner at the Bar was the man who did the work at the house. He was a licensed plumber. About the 28th. of October 1887 a notice came from the Board of Health, purporting to be from Mr. Clements, stating that the work in the house was ready for inspection, and he, the witness, called upon Mr. Clements, and had a conversation with him. Before that the District Inspector had objected to the work, because there were so many defective joints . In the conversation that the witness had with Mr. Clements, he said that the work was all ready and that he would let him, the witness, look at it. The only work ready for inspection was the drain or sewer pipe through the cellar.. In that work, there were six joints

which were open, the lead not having run all the way around, or the joint not having been sufficiently hammeredto make it tight. This would have allowed the sewer gas to escapt into the premises. Besides that there were two split hubs-- the end of the pipe that receives the smaller end of the next pipe. There were about 45 joints in the work that he wanted inspected, and six were defective, which represented about one-sixth of the work. Mr. Clements said that the work was finished and that the inspecror had already called his attention to the matter and that he had fixed it and that it was ready for inspection. The openings in these joints were sufficient to allow the escape of sewer gas from the sewer and through this waste pipe into the interior of the building. The joints were not caulk tight and human life would be in danger by allowing the escape of sewer gas through the defective joints.

UNDER CROSS-EXAMINATION the witness testified that he visited No. 9 East 85th. Street on the 28th day of October, or about that date. He called the attention of the defendant to the defects that he had spoken of. It was a new house and it was unoccupied. His visit there was at the instance of the defendant, to inspect the work and see if the work was done in accordance with the specifications. He didn't visit the premises again, and he didn't know whether the defects were remedied or not after that. The sizes of the pipe were all right and the quantities of pipe, except the broken ones. He judged that the pipe was broken in putting it in. . He could ot judge from his inspection whether it was broken before or after it was put in The defendant asked him, the witness to let him cover up the work as it was, to hide from view and put ~~felt~~ dirt over it. He didn't know whether the defendant meant that he would also

put concrete over the dirt or not. It was not necessary before he could close up the work, to have the Board of Health again inspect it. That was the final inspection. He saidit was finished and he wanted to cover it up.

JOHN F. CORCORAN testified that he resided at 131 Smith Street, Brooklyn. He was a Sanitary Engineer and Inspector of the Board of Health of the City of New York. He was a graduate of the Columbia School of Mines, and had a certificate to that effect. On or about the 14th. day of October, 1887, in the ordinary discharge of his duties, he learned of the plumbing work being done by the defendant. He examined a small portion of the drain and found so many defects that he would not finish the inspection, it being useless, and he called the attention of the one of the plumbers engaged by the defendant to the defects, and

requested him to notify Mr. Clements of the defects and to send him, the witness, notice that it was ready for inspection. The defendant sent him notice on the 26th. day of October, and on the 27th. day of October he examined the premises and found 10 open joints on the drain and pipes in the cellar - the iron pipes-- and two split hubs. The joints The joints were not caulked with oakum. In the joints there were such openings that gas could escape into the cellar. The house was unfinished at the time, but the portion of the workthat he inspected was finished, and it was so stated in the request for the inspection.. In plumbing work if one joint on a drain is done at any time, that joint is finished. A plumber can't go over it again unless he takes off the lead and goes over the entire joint again. If the joint is done once, it is done for ever.. He made other inspections after the 28th. of October and before the 11th of

November. He went to the house, and found still existing several of the defects which had been called to Mr. Clements attention twice.. He found thre of the identicak defects still existing. He found open joints. On the following day he made what plumbers call the water test. On the morning of the 12th. of November Mr. Clements repaired these defects after a fashion . The water test consisted in flooding the drain from the house trap. Mr. Clements removed the water and he got only a test for the lower joints. The plug was taken out by him and thirteen joints leaked. 13 out of 25 joints leaked.

UNDER CROSS-EXAMINATION. He testified that he made the water test on a later day of that part of the sewer. The work was done and it stood the water test on the final inspection. That was on the 17th day of November. The work then complied with all

of the requirements of the Board of Health. It was seventeen days after the warrant was issued. It was issued o on an affidavit made on the 28th. day of Oceober to the best of witness' belief.. The housenwas not completed on the 17th. day of November and was not finished on the day of the tria but the work that the wotness saw on the 17th. of November was finished. He spoke to a man on the 14th. of February who had plumbers tools and was working about the building. He was not the watchman. He saw a watchman there also. He first spoke to Mr. Clements himself on the morning of the 12th. of November. That was after the arrest.

FOR THE DEFENCE.FRANK M. CLEMENTS testified that he was a plumber, and worked on the house at No. 9 East 85th. Street. The owner of the housenwas Francis E. Snook. He called upon the Board of Health and requested them to inspect his work.. He

first went in the month of October; about the beginning. The first Inspector that he saw was on Nov. 5th. or 6th. The first Inspector that he went over the work with was Mr. Hooper. Mr. Hooper went all through the joints with a penknife and tried to srick it into the lead and he slit in some joints on the side between the lead and the iron, and he said that that joint was not perfectly caulked, and he, the defendant, marked all the joints that he said were not perfect and said that he would caulk them over. Mr. Hooper also said that one band was crooked and he, the defendant, said that he would attend to that right away. He sent a plumber there to overhaul these defects and the plumber said that everything was all right. The plumber's name was Louis Steel.. The work was made perfect. He was arrested a few days afterwards . There was no Inspector there from the time that he agreed to remedy the defects and did remedy

them, up to the time of his arrest. He had been three times to the Board of Health afterwards to a ask them to inspect the work, and see that all the defects to which attention had been called had been remedied. He was arrested within two days after Mr. Hooper's inspection. He had no intention whatever to violate the rules of the Board of Health, or to refuse to make the necessary alterations.

UNDER CROSS EXAMINATION. He testified that he had not been down to the Board of Health at all personally about the work, but he sent his bookkeeper. He didn't see Mr. Corcoran there at any time until the 12th. of November. The first Inspector that he had met at the work was Mr. Hooper He was present on the 12th. of November with Mr. Corcoran, when Mr. Corcoran made ~~his~~ the water test.

LUOIS DIEHL testified that he was employed as a plumber by the defendant and had worked in tha house at No. 9 East 85th. Street. He remembere the arrest of Mr. Clements. At about that time, he was sent by Mr. Clements to repair the defects. He repaired the hoints and put in new hubs where they were split.

FRANCIS J. SCHNUGG testified that he was the owner of the house at No. 9 East 85th. Street. He was erecting there a private residence there for his own use. He was there every morning. He had a man there constantly. He didn't see any inspectors of the Board of Health there but his man told him that an Inspecror was there and that the inspector had found some fault with the fact that a stable was erected on the same ground. He, the witness, said, "It is funny that an inspector is here, because we "have sent no notice for any inspecror to come up"

He, th witness, went down to see Mr. Collins, an attachee of the Board of Health, he was Chief of the Bureau of Inspection and he, the witness, told Mr. Collins that he had asked Mr. Clements and his man to finish up some work, and that he understood that the joints ~~had~~ that had been found fault with had not been worked over yet. This was about the first of October-- about the day of the first inspection. Mr. Corcoran had been there later on. He told Mr. Collins that the reason why the work had not been finished was that he had asked the plumbers to attend to some other work in ~~th~~ a building that he was erecting. He told Mr. Clements to take the men away from the house in 85th. Street because he was not in a hurry to finish that house and it was not finished yet.

UNDER CROSS-EXAMINATION He testified that he didn't know which ~~of~~ the hubs was broken. He stated

to Mr. Collins that after the plumbers had left there and between the time when the inspector inspected the building, he had the steam fitter in there. There were only a few hubs that the steam fitters could not get at with their pipes, and he told Mr. Collins that probably they had broken the hubs by letting their pipes fall upon them .

THE DEFENDANT, being recalled by his Counsel, testified that the hubs were brought direct from the foundry and were perfect and were put in perfectly and the sewer was exposed for six or sevn weeks.

UNDER CROSS-EXAMINATION. he testified that he didn't personally inspect the hubs before they were delivered at number 9 Esast 85t Street. His plumbers had orders not to put in any defective pipe

He always examined stuff that came from the factory, when he was there.

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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 M. Clemens

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

Frank M. Clemens

of a Misdemeanor, committed as follows:

HERETOFORE, to wit: On the twenty-eighth day of October in the year of our Lord, one thousand eight hundred and eighty, one, a certain building was in the course of construction and was being erected in the Twelfth Ward of the City of New York, in the County of New York aforesaid, to wit: upon the land and premises situated on the West and highway there, known as East Eighty-Eighth Street, the same being known as lot number Nine East Eighty-Eighth Street, in the said city. And the said Frank M. Clemens, late of the Ward, City and County aforesaid, being a plumber, then and there had the charge, control and supervision of the doing, putting in and execution of the drainage and plumbing of the said building and such drainage and plumbing were then and there being done, put in and executed by the said Frank M. Clemens and by his authority and direction.

And before the day and year above mentioned, certain plans had been duly submitted to and placed on file in the Health Department of the said City of New York, as required by law, of and for the drainage and plumbing of the said building , setting forth, stating, requiring and providing amongst other things, in substance and to the effect that the joints in all iron pipes to be put in, laid and to constitute part of such drainage or plumbing should be caulked with oakum and molten lead, and made impermeable to gases, that all connections of lead with iron pipes, so to be put in laid and to constitute a part of such drainage or plumbing should be made by brass or copper ferrules and caulked in with lead, and no putty or cement joints were permitted; that all of such plumbing work should be done in a good and thoroughly workmanlike manner; that all materials used in such drainage and plumbing work should be of good quality and free from defects; that defective pipe should be removed;

which said plans were thereafter and before the said [illegible] day of [illegible], in the year aforesaid, duly approved by the Board of Health of the said Health Department

And the said [illegible], so having the charge, control and supervision of the said drainage and plumbing work, and of the doing, putting in and executing of the same, and such drainage and plumbing work being so then and there done, put in and executed by [illegible] and by [illegible] authority and direction as aforesaid, well knowing the premises, and the requirements and provisions of the said plans so approved by the said Board of Health as aforesaid, afterwards, to wit: on the said [illegible] day of [illegible], in the year aforesaid, at the Ward, City and County aforesaid, did unlawfully and wilfully neglect and omit to execute the said drainage and plumbing of the said building in accordance with the said plans, and to cause and procure such plumbing work to be executed in accordance therewith, and did then and there unlawfully and wilfully execute the said drainage and plumbing work, and cause and procure, and suffer and permit the same to be executed contrary to and in violation of the said plans and of the provisions and requirements of the same, in that [illegible] the said [illegible] did then and there unlawfully and wilfully [illegible]

plumbing, and to use and remain, and did unlawfully and willfully then and there neglect and omit to remove the same; ——

and also in that the said [illegible] then and there wilfully and unlawfully did neglect and omit to do all of such plumbing work, and to cause and procure the same to be done in a good and thoroughly workmanlike manner, and to use and cause and procure to be used in the executing and doing of such drainage and plumbing work materials of good quality, and free from defects; and did then and there wilfully and unlawfully do the said plumbing work, and cause and procure, suffer and permit the same to be done, in a poor, inferior and un-workmanlike manner, and did then and there wilfully and unlawfully use in the executing and doing of such drainage and plumbing work, and cause and procure, suffer and permit to be used therein, materials of poor and inferior quality, and defective materials; 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.

RANDOLPH B. MARTINE.
District Attorney.

0662

BOX:
287
FOLDER:
2738
DESCRIPTION:
Cohen, David

DATE:
12/20/87

2738

Witnesses:

Counsel,

Filed 20 day of Dec 1887

Pleads Not guilty (2)

THE PEOPLE

vs.

David Cohen

Nov. 2d Part 1

Assault in the Second Degree.
(Resisting Arrest.)
(Section 218, Penal Code.)

Jan 3 1888

RANDOLPH B. MARTINE,

District Attorney.

Oct 17 1888 V.M.D.

A True Bill.

Foreman.

Part III November 20/88

Tried and Acquitted

POOR QUALITY ORIGINAL

Witnesses:

Counsel,

Filed 20 day of Dec 1887

Pleads Arraigned

THE PEOPLE

vs.

David Cohen

Nov. 2d Part I

Assault in the Second Degree.
(Resisting Arrest.)
(Section 218, Penal Code.)

Jan 3 1888

RANDOLPH B. MARTINE,

District Attorney.

Oct 17 1888

A True Bill.

Foreman.

Part III November 20/88

Tried and Acquitted

POOR QUALITY ORIGINAL

0564

Police Court—3—District.

CITY AND COUNTY OF NEW YORK, } ss.

Police Officer Gustave Schramm of the 12th Precinct ~~Street~~, aged 25 years, occupation Police Officer being duly sworn, deposes and says, that on the 11 day of December 1887 at the City of New York, in the County of New York, he was violently **ASSAULTED** and **BEATEN** by David Cohen (now here) who struck deponent with his fist, and took deponents club away while deponent was engaged in arresting a prisoner for disorderly conduct. The name of said prisoner was Morris Solomon

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 the above assault, &c, and be dealt with according to law.

Sworn to before me, this 15 *day of* December 1887 } Gustav Schramm

Police Justice.

Sec. 198—200. 3 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

David Cohen 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. David Cohen

Question. How old are you?

Answer. 21 years

Question. Where were you born?

Answer. Poland

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

Answer. 56 Essex

Question. What is your business or profession?

Answer. Iceman

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

David Cohen
his O.F.

Taken before me this 13 *day of* Dec *188*

Police Justice.

0667

BAILED,

No. 1, by Fred Bernsley

Residence 11 Clinton Place Street.

No. 2, by ..... Street.

Residence ..... Street.

No. 3, by .....

Residence ..... Street.

No 4, by .....

Residence ..... Street.

Witnesses Bernard C. Thompson
74 Greene
Cornelius Leary
74 Greene

Police Court— 3 — District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Gustav Schwarzmann
123 Ludlow St.

1 David Cohen
2
3
4

Offence Assault on an Officer

Dated Dec 15 1887

Duffy Magistrate.

Schrann Officer.

12 Precinct.

Witnesses Harry Seymour
No. 34 Pearl Street.
Joshua Elliott
No. Street.

RECEIVED DEC 16 1887 DISTRICT ATTORNEY'S OFFICE

No. Street.

Off Thompson
Off 33rd

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 David Cohen *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 15 188 7 P. J. Duffy *Police Justice.*

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

Dated Dec 16 188 7 [illegible] *Police Justice.*

There being no sufficient cause to believe the within named .....

..... *guilty of the offence within mentioned, I order he to be discharged.*

Dated ..... 188 ..... *Police Justice.*

0668

to Sept

Officer Schramm Comp-
12th Pre--
vs.
David Cohen.
Fred. Leslie -

about Dec 11th 87 -
Book 3 -
Rec- Subpoena. Jan 18th
Main witness
Harris Nedel. vs in
Charleston
telegram read S.C.

Matter.

Solomon

Court of General Sessions of the Peace held in and for the City and County of New York

The People of the State of New York.
against
Frederick Lester and David Cohen

City and County of New York ss:

Frederick Lester of said City, being duly sworn, says: I am one of the defendants herein, and reside in the City of New York.

That it is utterly impossible for deponent to proceed with the trial of this action without the evidence of one Harris Reeder who is at Charleston South Carolina, he being a necessary and material witness on behalf of deponent and the other defendant.

Deponent further says, that I expect to prove on the trial of this action, that at the time alleged in the complaint in this case, that the complainant

who at said time was a Police officer of this City without any cause or provocation, while deponents Father was standing at the corner of Norfolk and Stanton street in said City with his child of the age of four years with him buying candy, struck ~~said child~~ deponents Father with such force that the child fell from his arms into the street cutting and bruising him and that when deponents Father remonstrated with said officer he drew his club and beat him and also drew his pistol, that deponent was sent for having been informed that his Father was being assaulted and when deponent arrived he requested the Police officer to let go his Father. and that further I will prove by said witness that I or the other defendant did not assault or beat the complainant in any manner -

Sworn to before me this 18th day of January 1888
Philip Grotz Jr
Comm of Deds N.Y.Co

Fred Lutter

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against
David Rohan

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

— David Rohan —

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

The said David Rohan,

late of the City of New York, in the County of New York aforesaid, on the Seventh day of December, in the year of our Lord one thousand eight hundred and eighty-seven, at the City and County aforesaid, with force and arms feloniously made an assault in and upon one

— Augustus Schumann, —

then and there being a patrolman of the Municipal Police of the City of New York, and as such patrolman being then and there engaged in the lawful apprehension of one Morris Schuman, —

and the said David Rohan, —
him, the said Augustus Schumann, —
then and there feloniously did beat, strike, wound and otherwise illtreat, with intent then and there and thereby to prevent and resist the lawful apprehension of the said Morris Schuman, as aforesaid, 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.

RANDOLPH B. MARTINE,
District Attorney.

0673

BOX:
287
FOLDER:
2738
DESCRIPTION:
Cohen, Max

DATE:
12/06/87

2738

25

Witnesses:

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.....

.....

Counsel, ...

Filed, 6 day of Dec 1887

Pleads, ...

THE PEOPLE

vs.

B

Max Cohen

F

PETIT LARCENY.

[Sections 528, 532. Penal Code.]

To plead Dec 12 forfeit if not present AZP

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

Alfred J. Cameron

Foreman.

F Dec 13 1887

Police Court— 3 District. Affidavit—Larceny.

City and County of New York, } ss.:

Selig Pinkus

of No. 21 Essex Street, aged 32 years, occupation Butcher being duly sworn deposes and says, that on the 26 day of October 1887 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:

Eleven live geese, of the value of eighteen dollars ($18)

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 Max Cohen, (now here) for the reason the said ~~geese~~ geese were missed from deponents place of business at 21 Essex St. on the morning of the 27th inst.; that deponent is informed by Charles Wolf, now here, who is employed by deponent as a watchman, that he saw the defendant breaking open the coop in which said geese were contained on the night of the 26th of October last, the defendant having no right to break open said coop.

Selig Pinkus

Sworn to before me, this 28 day of 188

Police Justice.

0676

CITY AND COUNTY
OF NEW YORK, } ss.

Charles Wolf

aged 60 years, occupation Watchman of No. 982

East 76 & 80 Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Felix Pinkus

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

knowledge.

Sworn to before me, this 20
day of October 188 } Chas Wolf

Police Justice.

Sec. 198—200.

9 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

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

Question. What is your name.

Answer. Max Cohen

Question. How old are you?

Answer. 19 years

Question. Where were you born?

Answer. Poland.

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

Answer. 53 Mott St — 9 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.

his
Max + Cohen
mark

Taken before me this 28

day of October 188

Police Justice.

0678

BAILED,
No. 1, by Max Lenfitman
Residence 66 Essex Street.
No. 2, by
Residence Street.
No. 3, by
Residence Street.
No. 4, by
Residence Street.

DISM

Police Court 3 District. 1443

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Delig Orfus 121 Ludlow Street
Max Cohen
2 Joe Rosen
3
4 Simon Abe

Offence Grand Larceny

Dated Oct 22 188 7
Judge Duffy Magistrate
Arch Brown Officer.

Witnesses Charles Weed Precinct.
No. 342 East 76th Street.
No. Street.
No. Street.
$ 500 to answer

RECEIVED OCT 22 1887 DISTRICT ATTORNEY'S OFFICE

Bailed

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 Max Cohen 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 Oct 22 188 7 P. A. Duffy Police Justice.

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

Dated Oct 22 188 7 P. A. Duffy Police Justice.

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

Dated 188 Police Justice.

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 Cohen

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

— Max Cohen —

of the CRIME OF PETIT LARCENY, committed as follows:

The said Max Cohen,

late of the First Ward of the City of New York, in the County of New York aforesaid, on the 26th day of October, in the year of our Lord one thousand eight hundred and eighty-seven, at the City and County aforesaid, with force and arms,

eleven live geese of the value of one dollar and seventy-five cents each,

of the goods, chattels and personal property of one Selig Pinkus,

then and there being found, then and there unlawfully 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.

[illegible]
District Attorney.

0680

BOX:
287
FOLDER:
2738
DESCRIPTION:
Coli, Frank

DATE:
12/20/87

2738

Witnesses :

.....

.....

.....

.....

Counsel,

Filed 20 day of Dec 1887

Pleads Not guilty

THE PEOPLE

vs.

3d.
140 Mulberry St

Frank Coli

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

Jm + Pr Jm^a C

RANDOLPH B. MARTINE,

District Attorney.

Pr Thy 9/88.
Mis + Convicted Asslt 3d
Pen 8 mos.

A True Bill.

Alpheus Clemens

Foreman.

Jury 9 C
Jr 55

Police Court— District.

City and County of New York, } ss.:

Antonio Rubia

of No. 140 Mulberry Street, aged 20 years,

occupation Laborer being duly sworn

deposes and says, that on 14 day of Dec 188 7 at the City of New

York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by Frank Coli (unknown) who struck deponent a violent blow on the mouth with a hatchet he said Frank Coli held in his hand splitting deponents nose

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 15 day of Dec 188 7

his
Antonio + Rubia
mark

P. H. Leoffy Police Justice.

3

Sec. 198—200. District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

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

Question. What is your name.

Answer. Frank Coli

Question. How old are you?

Answer. 33 years

Question. Where were you born?

Answer. Italy

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

Answer No 140 Mulberry St 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

his
Frank + Coli
mark

Taken before me this 15 *day of* Dec 188 }

Police Justice.

0684

BAILED,

No. 1, by .....

Residence ..... Street.

No. 2, by .....

Residence ..... Street,

No. 3, by .....

Residence ..... Street,

No. 4, by .....

Residence ..... Street.

Police Court-- 3 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Antonio Rubino
140 Mulberry St
Assault

1 .....
2 .....
3 .....
4 .....

Offence Felonious Assault

Dated Dec 5 188 7

Magistrate.

Officer.

10 Precinct.

Witnesses .....

No. ..... Street.

No. ..... Street.

No. ..... Street.

$ 500 to answer

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 Dec 15 188 7 ..... *Police Justice.*

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

Dated ..... 188 ..... *Police Justice.*

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

Dated ..... 188 ..... *Police Justice.*

COURT OF GENERAL SESSIONS OF THE PEACE:

City and County of New York.

The People vs. Frank Coli Indicted for Assault in the First Degree. Indictment filed, December 1887.	Before, Hon. Rufus B. Cowing, and a Jury.

Tried, January 9th.,1888.

APPEARANCES:

Assistant District Attorney Bedford, for the People;

Mr. Callahoun for the Defence.

ANTHONY RUBIO testified that on the 15th. of December,1887, the defendant attacked him with a hatchet and cut him upon the nose. He gave no

cause to the defendant for assaulting him.

-- ----------

UNDER CROSS-EXAMINATION. He testified that it happened in the defendant's room. He , the complainant, was sober. There was not a general fight in the room. The defendant hit him with a hatchet and shut the door. He was asking for some money from the defendant. The defendant owed him 57 cents. When he asked for the 57 cents, the defendant's wife began to push him out and the defendant hit him with a hatchet.

OFFICER SCHUYLER F. WEST testified that he was attached to the Tenth Police Precinct. He arrested the defendant in his rooms at 140 Mulberry Street, about 15 minutes after the alleged assault. The complainant's nose was bleeding. He, the witness, was sent from the station house to make the arrest.

FOR THE DEFENCE. The defendant, FRANK COLI testified that he owed 25 cents to the complainant, and the complainant and he and his brother-in-law came to his, the defendant's room. The complainant asked for 25 cents and he didn't have the money in his pocket, and he told his wife to give the complainant the money, and she gave him 25 cents, and then he and his companion began to abuse his wife and himself and his wife tried to get them out of the room and they didn't want to leave the room, they resisted. Both of them had stocks and when they went out they hit his, the defendant's wife on the arms and they tried to assault his wife, and he had to defend her by swinging the hatchet and hit the complainant on the nose.

UNDER CROSS-EXAMINATION. He testified that at the time he split the defendant's nose with the hatchet, they were trying to break in the door They were kicking at the door. He the defendant,

got a bruise over the eye and on the back of the head.

CARMELA COLI de FRONZO testified that she was the wife of the defendant. The complainant and his brother-in-law lived with her four months before. They boarded with her , and she corroborated her husband as to the occurrences on the day in question.

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Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF STATE OF NEW YORK,

against

Frank Rodi

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

— Frank Rodi —

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

The said Frank Rodi,

late of the City of New York, in the County of New York aforesaid, on the Twentieth day of December, in the year of our Lord one thousand eight hundred and eighty-nine, with force and arms, at the City and County aforesaid, in and upon the body of one Antonio Rubio, — in the peace of the said People then and there being, feloniously did make an assault, and Him the said Antonio Rubio, — with a certain Knife — which the said Frank Rodi — 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 cut, stab and wound,

with intent Him the said Antonio Rubio, — 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 Rodi —

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

The said Frank Rodi,

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 Antonio Rubio — in the peace of the said People then and there being, feloniously did wilfully and wrongfully make another assault, and — Him — the said Antonio Rubio, — with a certain Knife — which the said Frank Rodi — in His right hand then and there had and held, the same being an instrument and weapon likely to produce grievous bodily harm, then and there feloniously did wilfully and wrongfully 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.

Randolph B. Martine

District Attorney.

0690

BOX:
287
FOLDER:
2738
DESCRIPTION:
Collins, James

DATE:
12/19/87

2738

Witnesses :

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.....

.....

.....

.....

Counsel, Joseph Fallon

Filed, 19 day of Dec 1887

Pleads, Not Guilty (70)

THE PEOPLE,

vs.

James G. Collins

VIOLATION OF PLUMBING LAW.
(Sections 501 and 537, N. Y. City Consolidation Act of 1882.)

Joplead Decr 21 not aff'd Decr 10

RANDOLPH B. MARTINE,
District Attorney.

Joseph S.S. Nov 23 1888

A True Bill.

Foreman.

Part III November 23, 1888.
Complaint sent to Special Sessions.

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 F. Rollins

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

James F. Rollins

of a Misdemeanor, committed as follows:

HERETOFORE, to wit: On the ninth day of November, in the year of our Lord, one thousand eight hundred and eighty, ——, certain building, nine in number, were in the course of construction and ——— being erected in the Twelfth Ward of the City of New York, in the County of New York aforesaid, to wit: upon the land and premises situated on the West and highway there, known as West Ninety-Fourth Street, ——— in the said city. And the said James F. Rollins late of the Ward, City and County aforesaid, being a plumber, then and there had the charge, control and supervision of the doing, putting in and execution of the drainage and plumbing of the said buildings and such drainage and plumbing were then and there being done, put in and executed by the said James F. Rollins and by his authority and direction.

And before the day and year above mentioned, certain plans had been duly submitted to and placed on file in the Health Department of the said City of New York, as required by law, of and for the drainage and plumbing of the said buildings, setting forth, stating, requiring and providing amongst other things, in substance and to the effect that the joints in all iron pipes to be put in, laid and to constitute part of such drainage or plumbing should be caulked with oakum and molten lead, and made impermeable to gases, that all connections of lead with iron pipes, so to be put in laid and to constitute a part of such drainage or plumbing should be made by brass or copper ferrules and caulked in with lead, and no putty or cement joints were permitted; that all of such plumbing work should be done in a good and thoroughly workmanlike manner; that all materials used in such drainage and plumbing work should be of good quality and free from defects; that defective pipe should be removed;

which said plans were thereafter and before the said ninth day of November, in the year aforesaid, duly approved by the Board of Health of the said Health Department

And the said James G. Robinson so having the charge, control and supervision of the said drainage and plumbing work, and of the doing, putting in and executing of the same, and such drainage and plumbing work being so then and there done, put in and executed by him and by him authority and direction as aforesaid, well knowing the premises, and the requirements and provisions of the said plans so approved by the said Board of Health as aforesaid, afterwards, to wit: on the said ~~day of~~ ninth day of November, in the year aforesaid, at the Ward, City and County aforesaid, did unlawfully and wilfully neglect and omit to execute the said drainage and plumbing of the said building in accordance with the said plans, and to cause and procure such plumbing work to be executed in accordance therewith, and did then and there unlawfully and wilfully execute the said drainage and plumbing work, and cause and procure, and suffer and permit the same to be executed contrary to and in violation of the said plans and of the provisions and requirements of the same, in that he the said James G. Robinson did then and there unlawfully and wilfully neglect and omit to cause and make impermeable to gases, and to cause to be so sealed and made impermeable to gases, joints by the joints in many of the iron pipes used in said and there and there constituting a part of the said drainage and plumbing; and did then and there unlawfully and wilfully neglect and omit to make all connections of lead with iron pipes in and constituting part of such drainage and plumbing and to cause such connections to be made, by means of copper ferrules and sealed in individually, and did then and there unlawfully and wilfully use, and cause, suffer and permit to be used in the making of such connections and joints, cement and putty; and did then and there unlawfully and wilfully use, and cause suffer and permit to be used in such drainage and plumbing a quantity of deleterious pipe, and did wilfully and unlawfully neglect and omit to remove the same or to cause the same to be removed; —

and also in that the said [illegible] then and there wilfully and unlawfully did neglect and omit to do all of such plumbing work, and to cause and procure the same to be done in a good and thoroughly workmanlike manner, and to use and cause and procure to be used in the executing and doing of such drainage and plumbing work materials of good quality, and free from defects; and did then and there wilfully and unlawfully do the said plumbing work, and cause and procure, suffer and permit the same to be done, in a poor, inferior and un-workmanlike manner, and did then and there wilfully and unlawfully use in the executing and doing of such drainage and plumbing work, and cause and procure, suffer and permit to be used therein, materials of poor and inferior quality, and defective materials; 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.

RANDOLPH B. MARTINE.
District Attorney.

0695

BOX:
287
FOLDER:
2738
DESCRIPTION:
Connolly, William

DATE:
12/12/87

2738

95.

Counsel,

Filed 12 day of Dec 188 7

Pleads, Not guilty, U.S.

THE PEOPLE,

vs.

William Connolly

Section Penal Code. Section 210 Penal Code and Section 575 Penal Code

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

Alfred J. Cameron

Foreman.

Part III January 12/88
Complainant to Special Sessions

Witnesses:

POOR QUALITY ORIGINAL

95596

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against
William Connolly

The Grand Jury of the City and County of New York, by this indictment, accuse — William Connolly — ~~of the Crime~~ OF a Misdemeanor — committed as follows:

The said William Connolly

late of the ~~Ward of the~~ City of New York, in the County of New York aforesaid, on the eighth day of September in the year of our Lord one thousand eight hundred and eighty-seven, at the ~~Ward,~~ City and County aforesaid, being an undertaker and having the charge and control of the funeral arrangements and burial of the dead body of one Edward Hert, who had theretofore on said day, died of diphtheria, a contagious disease, dangerous to the health of the community, did unlawfully allow the said body to be placed in a certain coffin, which was not then and there immediately, permanently sealed and did then and there unlawfully retain and expose and assist in the retention and exposure of the said dead body in a certain building there situate known as number 143, Avenue A, the same being a tenement house occupied by many persons living therein, in a certain box and coffin which was not properly sealed 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

and altered in accordance with law, and particularly in violation of a certain ordinance, ~~and particularly in violation of a certain~~ ordinance thereof, to wit: the two hundred and tenth section of said code which is as follows, that is to say:

"It shall be the duty of every undertaker having notice of the death of any person within the City of Newyork of small pox, diphtheria, scarlet fever, yellow fever, typhus fever, Asiatic cholera, measles, or any other contagious disease dangerous to the general health of the community, or of the bringing of the dead body of any person who had died of any such disease into such City to give immediate notice thereof to this Department. And no undertaker shall retain or expose or assist in the retention or exposure of the dead body of any such person except in a coffin or casket properly sealed; nor shall he allow any such body to be placed in any coffin or casket unless the same be immediately permanently sealed. Nor shall he assist in the public or Church funeral of any such person."

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 eighteenth day of August, 1887 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 a daily official newspaper and journal published in the said City as required by

law and which said Sanitary Code so amended and altered was then and there at the time of the committing of the offense hereinbefore 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 and so added to and made a part of said Code was then and there in full force and virtue, having been in no wise 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.

Randolph B. Martine
District Attorney.

0700

BOX:
287
FOLDER:
2738
DESCRIPTION:
Connors, John

DATE:
12/08/87

2738

Witnesses:

Withdrawing all
Recorded
Complaint is a
seaman must
go to sea within
or lose his
Passage ticket
Further Recording
Shall be entered this
plea so as to
enable me to allow
Complaint by State

FP

74

Counsel,

Filed 8 day of Dec 1887

Pleads Not guilty (4)

THE PEOPLE

vs.

John Connors

Robbery, 1st degree.
(MONEY.)
(Secs. 224 and 229, Penal Code.)

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

Foreman.

Dec 9/87

Plead G. Guilty

4 Yrs at Prison

FP

POOR QUALITY ORIGINAL

1808

0702

Police Court— 1 District.

CITY AND COUNTY OF NEW YORK, } ss

Carl Larsen

of No 59 Greenwich Street, Aged 32 Years

Occupation Seaman being duly sworn, deposes and says, that on the 2nd day of December 188 , at the 1st Ward of the City of New York, in the County of New York, was feloniously taken, stolen, and carried away, from the person of deponent by force and violence, without his consent and against his will, the following property, viz:

Good and lawful money of the United States consisting of Bank bills of divers denominations of the amount and value of eighteen dollars — one passage ticket to London valued at seventeen dollars, a bank check valued at Two hundred and four dollars and two letters of recommendation the whole being

of the value of Two hundred and thirty and 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 John Connors (and him) and five other men unknown for the reasons following to wit: that about the hour of five o'clock P.M. on said date as deponent was walking on Water Street he was seized hold of by the assailants and thrown to the ground and while being held prevented the said defendants took the said property from the pockets of the clothing which deponent then had on his person.

Sworn to before me, this day of 188 .

Police Justice.

Police Court, ... District.

THE PEOPLE, &c.,
on the complaint of

.....

vs.

.....

1 .....
2 .....
3 .....
4 .....

Offence—ROBBERY.

Dated 188

..... *Magistrate.*

..... *Officer.*

..... *Clerk.*

Witnesses, ...

No. ..... *Street,*

.....

No. ..... *Street,*

.....

No. ..... *Street,*

$ ..... *to answer General Sessions.*

.....

.....

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

.....

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

Dated ..... 188 . ..... *Police Justice.*

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

Dated ..... 188 . ..... *Police Justice.*

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

Dated ..... 188 . ..... *Police Justice.*

0704

CITY AND COUNTY OF NEW YORK, } ss.

George Smock

aged 50 years, occupation Police Officer of No. 2 Lafayette Place Street, being duly sworn deposes and says, that he has heard read the foregoing affidavit of Carl Larsen and that the facts stated therein on information of deponent are true of deponents' own knowledge.

Sworn to before me, this 3rd *day of* December 188 } George S Smock

Police Justice.

Sec. 198—200.

District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

John Connors ...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 Connors

Question. How old are you?

Answer. 17 years

Question. Where were you born?

Answer. New York

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

Answer. 36 Cherry St. 3 years

Question. What is your business or profession?

Answer. Messenger

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

John Connors

Taken before me this 28 *day of* December *1888*

Police Justice.

0706

BAILED,

No. 1, by .....

Residence ..... Street.

No. 2, by .....

Residence ..... Street.

No. 3, by .....

Residence ..... Street.

No. 4, by .....

Residence ..... Street.

Police Court 1 ..... District.

2006

THE PEOPLE &c.,

ON THE COMPLAINT OF

Offence

2

3

4

Dated Dec 8 188

Magistrate.

Officer.

Precinct.

Witnesses

No ..... Street.

No. ..... Street.

No. ..... Street.

$ ..... to answer

RECEIVED, DISTRICT ATTORNEY'S OFFICE. DEC 7 1887

Committed

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

.....

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

Dated Dec 8 188 ..... *Police Justice.*

I have admitted the above-named .....

to bail to answer by the undertaking hereto annexed.

Dated ..... 188 ..... *Police Justice.*

There being no sufficient cause to believe the within named .....

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

Dated ..... 188 .....*Police Justice.*

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against
John Romans

The Grand Jury of the City and County of New York, by this indictment accuse John Romans of the crime of ROBBERY IN THE first DEGREE, committed as follows:

The said John Romans,

late of the First Ward of the City of New York, in the County of New York aforesaid, on the second day of December, in the year of our Lord one thousand eight hundred and eighty-seven, in the same time of the said day, at the Ward, City and County aforesaid, with force and arms, in and upon one Carl Sanson, in the peace of the said People then and there being, feloniously did make an assault, and one promissory note 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 ——; one promissory note 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 ——; 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 dollars, and of the value of five dollars each; six 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; ten 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 twenty 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 ten dollars ——; 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 five dollars each; divers coins, of a number, kind and denomination to the Grand Jury aforesaid unknown, of the value of eight dollars, one written instrument and evidence of debt, to wit: an order for the payment of money of the kind called Bank Drafts, for the payment of and of the value of two hundred and four dollars, one Kidder, entitling the recipient thereof to a passage upon a vessel from the said City to Sweden, a more particular description whereof is to the Grand Jury aforesaid unknown, of the value of seventeen dollars, and two pieces of paper of the value of one cent each, of the goods, chattels and personal property of the said Carl Sanson, from the person of the said Carl Sanson, against the will, and by violence to the person of the said Carl Sanson, then and there violently and feloniously did rob, steal, take and carry away, the said John Romans being then and there aided by five accomplices actually present, whose names are to the Grand Jurors 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.

RANDOLPH B. MARTINE,
District Attorney.