0009

BOX:
377
FOLDER:
3521
DESCRIPTION:
Jackson, Thomas
DATE:
12/23/89

3521

Witnesses;

C. P. Walker

John H. Rice

Patrick Leonard

F. A.

Counsel, O'M & C

Filed 23 day of Dec 1889

Pleads, Not guilty

THE PEOPLE

vs.

Thomas Jackson

Grand Larceny, Second degree. Etc.

[Sections 528, 531, 532, Penal Code].

JOHN R. FELLOWS,

District Attorney.

P2 Dec 30/89

Pleads PG

A True Bill. 192

Francis A. Ellis

Foreman.

G Mosher

POOR QUALITY ORIGINAL

0100

Police Court— 2 District.

Affidavit—Larceny.

City and County of New York, } ss.:

John H Pope of the Clifton House on the East Side near Bay Street ~~Street~~, aged 31 years, occupation Book Keeper being duly sworn deposes and says, that on the 2nd day of December 188 9 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the Night time, the following property, viz:

One Suit of Clothing and one pair of Pants of the Value of fifty three dollars One Valise and under Clothing of the Value of four dollars
said property being in all of the Value of Fifty Eight dollars $58.00

the property of deponent

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

From the fact that deponent was intoxicated and at the time had said property in his possession

Deponent is informed by John Vallant of the 9th Precinct Police that he arrested said defendant in a Pawn Shop at No 10 6th avenue with the above described property in his possession and in the act of pawning the same, I deponent saw the property found in the possession of said defendant and fully identifies the same as the property stolen from deponent — and for the further

Sworn to before me, this day of 188

Police Justice.

reason that said defendant acknowledges and confesses that he did have said property and possession part of the same

Sworn to before me
this 6 day of December 1889
G. Stemmons

John W. Pope
Peter Jordan

CITY AND COUNTY OF NEW YORK, } ss.

John Williams

aged ..... years, occupation Police officer of ~~No.~~ 9 Precinct Police Street, being duly sworn deposes and says, that he has heard read the foregoing affidavit of John H Pope and that the facts stated therein on information of deponent are true of deponents' own knowledge.

Sworn to before me, this 6 *day of* December 188 } John Williams

Robert Ford

Police Justice.

Sec. 198—200. 2 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

Thomas Jackson 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. Thomas Jackson

Question. How old are you?

Answer. 42 years

Question. Where were you born?

Answer. Elizabeth - New Jersey

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

Answer. No 9 Sackett St. Jersey City 3 years

Question. What is your business or profession?

Answer. Cook and Caterer

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

Answer. I have nothing to say
Thos Jackson

Taken before me this 6 *day of* Feb 1889

Wm Kilbreth

Police Justice.

0015

4 500. Bail for
Dec 7. 1889
" for 10.00
Dec

BAILED,

No. 1, by ..... Street.
Residence .....

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

No. 3, by ..... Street.
Residence .....

No. 4, by ..... Street.
Residence .....

Police Court 3 **District.**

THE PEOPLE, &c.,

ON THE COMPLAINT OF

John H. Cope

vs.

1 Thomas Faulkner
2 .....
3 .....
4 .....

Offence Burglary
Felony

Dated Dec 6 188 9

Magistrate.

Officer.

Precinct.

Witnesses. Jas. A. Gilmer

No. ..... Street.
No. ..... Street.
No. ..... Street.

$ 1000 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* 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 Dec 9th 188 9 ..... *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

Thomas Jackson

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

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

The said Thomas Jackson

late 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-nine, at the City and County aforesaid, with force and arms, one coat of the value of twenty dollars, one vest of the value of ten dollars, two pair of trousers of the value of twelve dollars each pair, one valise of the value of one dollar, and divers articles of underclothing, of a number and ~~whose particulars~~ description to the Grand Jury aforesaid unknown of the value of five dollars

of the goods, chattels and personal property of one John H. Pope

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

SECOND COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further accuse the said Thomas Jackson of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY committed as follows:

The said Thomas Jackson 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, one coat of the value of twenty dollars, one vest of the value of ten dollars, two pair of trousers of the value of ~~five~~ twelve dollars each pair, one value of the value of one dollar and divers articles of underclothing of a number and description to the Grand Jury aforesaid unknown, of the value of five dollars — of the goods, chattels and personal property of one John H. Pope by a certain person or persons to the Grand Jury aforesaid unknown, then lately before feloniously stolen, taken and carried away from the said John H. Pope unlawfully and unjustly, did feloniously receive and have; the said Thomas Jackson then and there well knowing the said goods, chattels and personal property to have been feloniously stolen, taken and carried away, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,
District Attorney.

0018

BOX:
377

FOLDER:
3521

DESCRIPTION:
Johnson, James H.

DATE:
12/23/89

3521

Witnesses:

J. M. [illegible]

Philip [illegible]

Counsel,

Filed, 23 day of Dec 1889

Pleads,

THE PEOPLE,

vs.

James H. Johnson

Forgery in the Second Degree.
(Sections 511 and 521, Penal Code.)

JOHN R. FELLOWS.

District Attorney.

A True Bill.

[illegible]

Dec 24/89 *Foreman.*

[illegible]

S. P. [illegible] officers.

Police Court, C **District.**

City and County of New York, } ss.

Philip Flood

of No. 421 West 42d Street, aged 60 years, occupation Saloon Keeper being duly sworn, deposes and says, that on the 26th day of December 1885, at the City of New York, in the County of New York,

James S. Johnson (Northure) did unlawfully and feloniously with intent to cheat and defraud make forge and utter a certain instrument writing which purports to be a check drawn on the Irving National Bank for the sum of fifteen dollars and which check purports to have been signed by F. M. Bixby from the said that on said date the said Johnson entered deponents premises and requested deponent to cash said check stating at the time that said check was of full value. Deponent believing the representations of the said Johnson to be true gave him the ~~sum~~ fifteen dollars for said check and which check is hereto attached marked Exhibit "A" Deponent is informed by Francis M. Bixby that the signature on said check is false forged and fraudulent and that he did not authorize the said Johnson or any other person to sign said check. Deponent further says that the said Johnson admitted and confessed in deponents presence that he did make forge and utter said check with the intent to cheat and defraud deponent. Deponent therefore prays that the said Johnson may be held to answer.

his
Philip X Flood
mark

Sworn to before me this 28th day of December 1885
Wm. Wachter
Police Justice

CITY AND COUNTY
OF NEW YORK, } ss.

Francis M. Bixby

aged 60 years, occupation ——— of No. St Cloud Hotel 452 & Broadway Street, being duly sworn deposes and says, that he has heard read the foregoing affidavit of Philip Flood and that the facts stated therein on information of deponent are true of deponents' own knowledge.

Sworn to before me, this 14
day of December 1889.

Francis M. Bixby

D McMahon
Police Justice.

Sec. 196—200.

4 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

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

Question. What is your name?

Answer. James H. Johnson

Question. How old are you?

Answer. 40 years

Question. Where were you born?

Answer. England

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

Answer. 429 West 3d St. 15 months

Question. What is your business or profession?

Answer. Waiter

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

Answer. I am guilty of the charge
James H. Johnson

Taken before me this 10 *day of* October 1885

J. Hammerstein

Police Justice.

0023

Police Court— 6 1826 District.

THE PEOPLE, &c., ON THE COMPLAINT OF

William Hill
1121 Ellis St
Thomas A Flanagan

Offence Forgery

BAILED,

No. 1, by ..... Residence ..... Street.

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

No. 3, by ..... Residence ..... Street.

No. 4, by ..... Residence ..... Street.

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

Dated September 14 188 9

Thomas McMahon Magistrate

Sandborn Officer.

Witnesses: Thomas McMahon Precinct.
William Hill Street.
Thomas A Flanagan Street.

No. 6 Ludlow Street.

Committed to answer

Defendant

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

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

Dated Sept 14 188 9 D T McMahon *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.*

0024

E. Wurzbach, Stationer, 203 Bowery, N. Y.

Registered Merchant

New York, November 7th 1879

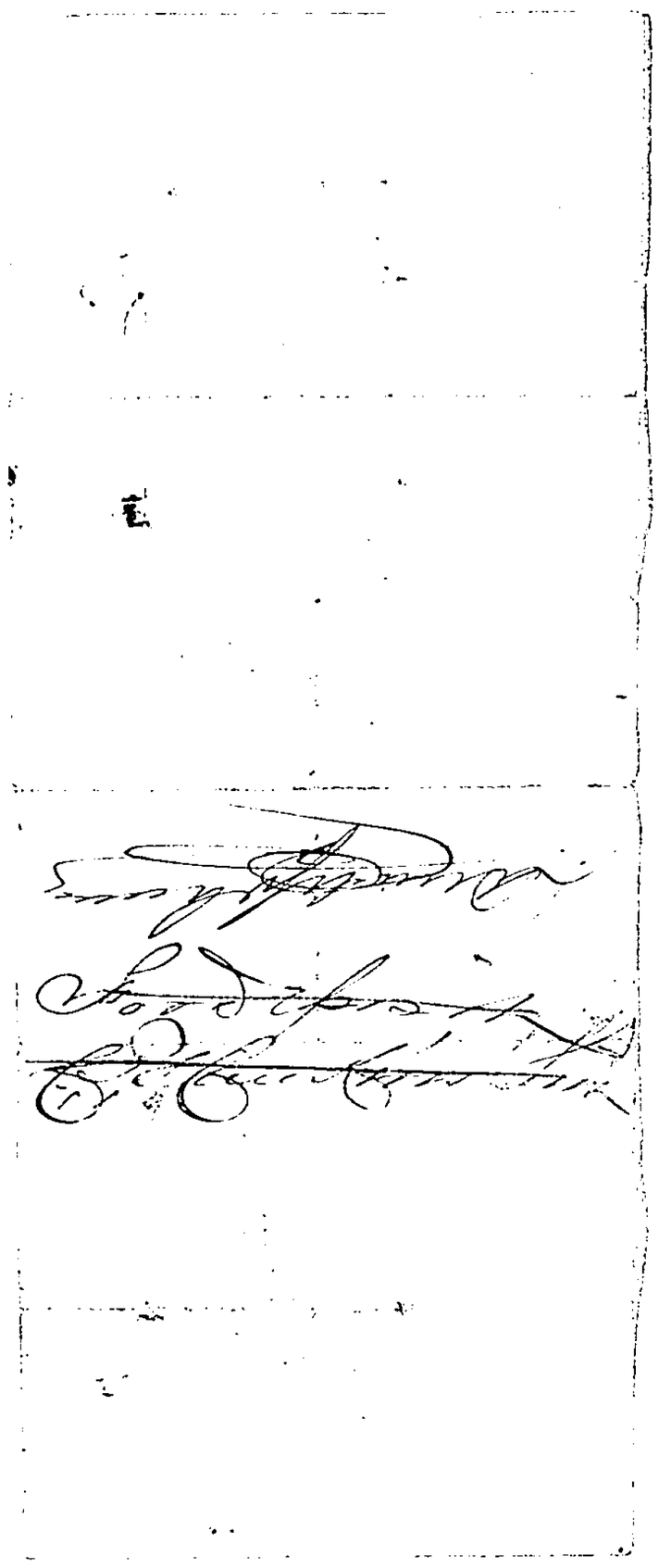
The Irving National Bank Bank,

Pay to bearer or Order,

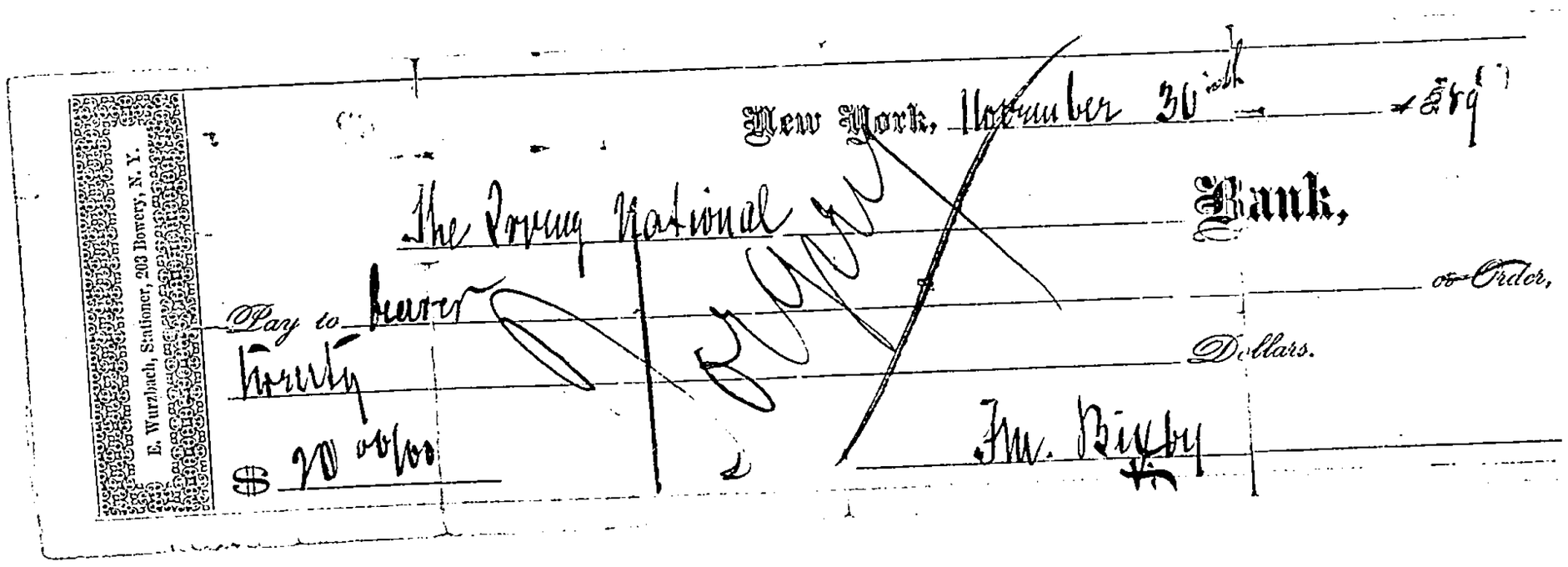
fifteen Dollars.

$ 1500/00

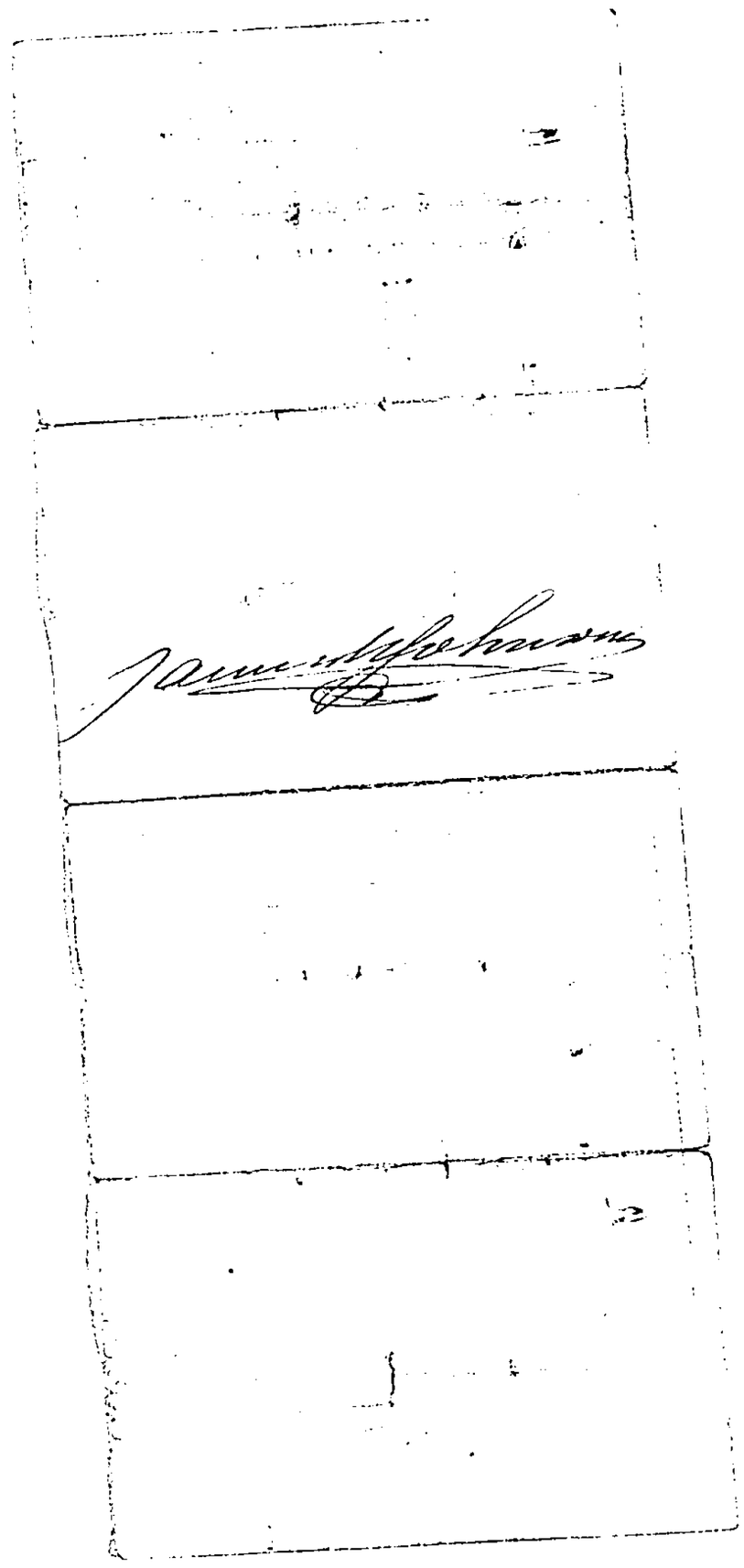
Fm. Bixby



0026



0027



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 H. Johnson

The Grand Jury of the City and County of New York, by this indictment, accuse James H. Johnson of the CRIME OF FORGERY IN THE SECOND DEGREE, committed as follows:

The said James H. Johnson, late of the City of New York, in the County of New York aforesaid, on the twenty-sixth day of December in the year of our Lord one thousand eight hundred and eighty-nine, with force and arms, at the City and County aforesaid, feloniously did forge, and cause and procure to be forged, and willingly act and assist in the forging a certain instrument and writing, to wit, an order for the payment of money of the kind called bank cheques which said forged bank cheque is as follows, that is to say:

New York, November 26th 1889

The Irving National Bank. Bank

Pay to bearer or Order

fifteen Dollars.

$15 00/100 T. M. Bixby

with intent to defraud, 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 James A. Johnson of the CRIME OF FORGERY IN THE SECOND DEGREE, committed as follows:

The said James A. Johnson

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, did feloniously utter, dispose of and put off as true, a certain forged instrument and writing, to wit: an order for the payment of money, of the kind called bank cheques

which said forged bank cheque is as follows, that is to say:

New York, November 26th 1889

The Irving National Bank - Bank,

Pay to bearer or Order

Fifteen - Dollars

$15 00/100

F. M. Bixby

with intent to defraud, he the said James A. Johnson then and there well knowing the same to be forged, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

0030

BOX:
377
FOLDER:
3521
DESCRIPTION:
Johnson, William H.
DATE:
12/03/89

3521

Witnesses:

Frank Bovey Sr

Frank Bovey Jr

Counsel, JB

Filed 3 day of Dec 1889

Pleads, Guilty

THE PEOPLE

vs.

William H. Johnson

Burglary in the THIRD DEGREE
Grand Larceny
(Section 498, 506, 2 R S 1 152)

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Adam Hidden

Foreman.

Plead Guilty 3 day

S.P. Three years.

1888

Police Court— First District.

City and County of New York, } ss.:

Frank Boray Jr

of No. 211 Elm Street, aged 42 years,

occupation Mattress maker being duly sworn

deposes and says, that the premises No 211 Elm Street, 14 Ward

in the City and County aforesaid the said being a Dwelling House

and which was occupied by deponent as a Dwelling House

~~and in which there was at the time a human being, by name~~

were BURGLARIOUSLY entered by means of forcibly unlocking the kitchen door of the second floor leading from the hallway into said premises with a false key

on the 23 day of November 188 9 in the day time, and the following property feloniously taken, stolen, and carried away, viz:

One cloth Coat, one cloth Vest, one pair of cloth pantaloons of the value of twenty four dollars

the property of Deponent

and deponent further says, that he has great cause to believe, and does believe, that the aforesaid BURGLARY was committed and the aforesaid property taken, stolen and carried away by William H. Johnson (now here) colored

for the reasons following, to wit: That deponent is informed by Frank Boray Jr that he saw said defendant coming out of said room with said property in his possession. That said Boray Jr followed said defendant and informed Officer John Raleigh who arrested him with said property in his possession

Frank Boray

Sworn to before me this 24 day of November 1889

H. Ulshoeffer Police Justice

CITY AND COUNTY OF NEW YORK, } ss.

Frank Boray. Jr

aged 13 years, occupation School boy of No. 211 Elm Street, being duly sworn deposes and says, that he has heard read the foregoing affidavit of Frank Boray Sr and that the facts stated therein on information of deponent are true of deponents' own knowledge.

Frank Boray.

Sworn to before me, this 24 *day of* Nov 188 9

J. Kilbreck

Police Justice.

Sec. 198—200.

1 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

William H. Johnson 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. William H. Johnson

Question. How old are you?

Answer. 25. years

Question. Where were you born?

Answer. U U

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

Answer. 91 Crosby St 5 mos

Question. What is your business or profession?

Answer. Waiter

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

Answer. I am guilty of the charge

William H. Johnson

Taken before me this 7 *day of* Nov 188 9

Wallach

Police Justice.

0035

Police Court—1st Div. District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Franklin Murray Sr.
vs.
William J. Duncan
2.
3.
4.

Offence Burglary

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

Dated Nov 24 1889
Alfred Allwreth Magistrate.
Robbery Officer.
10 Precinct.

Witnesses Frank Murray Sr
No. 211 Elm Street.
John Robertson
No. 1411 Pennsylvania Street.
No. Street.
$ Street.

RECEIVED DEC 2 1889 DISTRICT ATTORNEY'S OFFICE

Committed
Bury P.P.

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 D Gundard

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 Nov ~~24~~ 188 9 *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.*

0036

District Attorney's Office.

PEOPLE

vs.

Wm H. Johnson

Burglary

Frank Bovay Sr
211 Elm St

Off Raleigh
10 Oct

Frank Bovay Jr.
211 Elm St

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 H. Johnson

The Grand Jury of the City and County of New York, by this indictment, accuse William H. Johnson of the CRIME OF BURGLARY IN THE THIRD DEGREE, committed as follows:

The said William H. Johnson late of the Fourteenth Ward of the City of New York, in the County of New York aforesaid, on the twenty third day of November in the year of our Lord one thousand eight hundred and eighty-nine, with force and arms, in the day-time of the same day, at the Ward, City and County aforesaid, the dwelling house of one Frank Boray there situate, feloniously and burglariously did break into and enter, with intent to commit some crime therein, to wit: with intent, the goods, chattels and personal property of the said Frank Boray in the said dwelling house then and there being, then and there feloniously and burglariously to steal, take and carry away, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

SECOND COUNT—

And the Grand Jury aforesaid, by this indictment, further accuse the said William H. Johnson

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

The said William H. Johnson

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

one coat of the value of ten dollars, one vest of the value of six dollars and one pair of trousers of the value of eight dollars

of the goods, chattels, and personal property of one Frank Poray

in the dwelling house of the said Frank Poray

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

John R. Fellows
District Attorney

0039

BOX:
377
FOLDER:
3521
DESCRIPTION:
Johnston, George
DATE:
12/10/89

3521

Witnesses;

Richard Goerler

Offer Donovan

242

Counsel, F. A. Rogers 287 Broadway

Filed day of Dec 18

Pleads, Not guilty Oct 6/90

THE PEOPLE

vs.

George Johnston

Dr. + Com. Oct 15, 1890

Grand Larceny, first Degree.

[Sections 528, 532 — Penal Code].

JOHN R. FELLOWS,

District Attorney.

Pard 2-Nov. 11 1890.

Tried and Acquitted.

A True Bill.

Foreman.

1. Dec 20/90

POOR QUALITY ORIGINAL

0688

Police Court, 1st **District.**

City and County of New York, } ss.

Richard Goebler

of No. 346 ~~[illegible]~~ Broome St. H. Bauer Street, aged 44 years,

occupation Barber being duly sworn, deposes and says,

that on the first day of November 188 9, at the City of New York, in the County of New York, deponent met an unknown man in Reade Street who accosted deponent by a wrong name and entered into conversation with deponent. That during the conversation deponent informed the man of his correct name and that he was from Butte City Montana. That said man left deponent and a few minutes thereafter another man accosted deponent by his correct name and said to deponent that his name was Davis and that he was the nephew of the President of the First National Bank of Butte City, Montana. That deponent accompanied the person who gave the name of Davis to a real estate office in Elizabeth Street, between Grand and Broome Streets, where deponent found the defendant George Johnston there present. That while there another man entered the office and said he was a cattle dealer from Missouri and had been robbed, and that he had a large amount of money on his person. That deponent then and there showed a draft for fifteen hundred dollars to said Davis and to the cattle dealer. That said cattle dealer

claimed he could not read or write, and said that if he was convinced I had the sum of fifteen hundred dollars he would go with me and place his own money in a secure place. That said Cattle dealer then put one hundred and fifty dollars in an envelope and gave it to the defendant George Johnston, and deponent put fifty dollars in an envelope and the man Davis also put twenty dollars in an envelope which was also given to said George Johnston. That deponent and said Davis then

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

vs.

1
2
3
4

Offence.

Dated 188

Magistrate.

Officer.

Clerk.

Witnesses,

No. Street,

No. Street,

No. Street,

$ to answer Sessions.

went out leaving the Cattle
dealer in the place in
Company with the defendant
Johnston. That defendant
went to the office of Lehanter,
Lodge & Co. at Wall Street
and from there to the
American Bank and got
the fifteen hundred dollars
for said draft. That said
Davis and defendant then
returned to the office in
Elizabeth Street and found
the defendant, Johnston,
and the Cattle dealer
there. That Johnston then
produced the two envelopes
containing the one hundred
and fifty dollars of the
Cattle dealer and the
fifty dollars of defendants
and the twenty dollars of
said Davis, and gave them
to said Davis. That defendant
then took out his fifteen
hundred, which had received
for said draft and the
said Davis took it from

defendants hand and counted it out on the table. That the Faro dealer then took out his money and then both the Faro dealer and the man Davis snatched the money up and ran out with the same in their possession. That defendant attempted to follow them when the defendant Johnston came in from the street and put his hands on defendants shoulders and detained defendant and said "I'll have you arrested you have been gambling." That after detaining defendant a short time he let go of defendant and permitted defendant to go out.
That defendant then lost sight of the Faro dealer and the man Davis.
That defendant, therefore charges the defendants, Johnston, and

said other men with having
feloniously stolen and carried
away the sum of fifteen
hundred and fifty dollars
good and lawful money
of the United States, property
of deponent, with intent to
deprive deponent, the true
owner of said money, with
the use and benefit of the
person in violation of the
statute in such case made
and provided.

Sworn to before me this
13th day of November 1883

R. H. Gardner

E. L. Fall
Police Justice

Richard Gaebler, being sworn and examined by Mr. Macon the Coroner for defendant.

I did not see the defendant in the room at the time the money was grabbed. There was a screen in the room which prevented my seeing them

Sworn to before me this
20th day of November 1869

R H E Gaebler

[illegible] Coroner

Sec. 198—200.

/ District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

George Johnston 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. George Johnston

Question. How old are you?

Answer. 38 years

Question. Where were you born?

Answer. New York

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

Answer. 228 East 48 St. 1 months

Question. What is your business or profession?

Answer. Bartender

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

Answer. I am not guilty

his
George X Johnston
mark

Taken before me this 13 *day of* December 188 9

Police Justice.

0048

No. 1 Nov. 1889 at
10 A.M. Bail for
Exp. 48 hrs. on Probation.
E. Carroll
Friday Nov. 19, 1889
" " 20 " 9 A.M.

Police Court—1 District. 1701

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Richard Gaffey
346 ts. Broome
Geo. H. Bayer
Thos. Johnson
2.
3.
4.

Offence Grand Larceny

BAILED,
No. 1, by Chas. Schmid Street.
Residence 153 Ludlow Street.
No. 2, by Street.
Residence Street.
No. 3, by Street.
Residence Street.
No. 4, by Street.
Residence Street.

Dated Nov 13 1889
Magistrate.
Officer.
Precinct.

Witnesses
No. Street.
No. 123 Chrystie Street.
No. Street.
$ 1000 to answer
Street.

DISTRICT ATTORNEY'S OFFICE
DEC 2 1889

Nov.

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named defendant *~~guilty thereof, I order that~~ he be held to answer the same and he be admitted to bail in the sum of* Twenty *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. 20 188 9 *Police Justice.*

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

Dated Nov 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, in and for the City and County of New York

The People &c

against

George Johnson

Indictment for grand larceny.

City and County of New York, ss.

Laurence McDermott

being duly sworn saith;

1. I am a Keeper in the City Prison of the City of New York, and have been since

2. on or about the 17th day of 1890, I was on duty, at the inner gate in said prison, where all persons having business to see prisoners are admitted and it was my duty to take the names of such persons and who they wished to see, and take said passes from them, &c.

On said date the complainant herein Richard Gachler presented a pass* from the District attorney's office of this City, to be permitted to see

* to see said defendant as a visitor and I delegated him to go in, but subsequently in the afternoon, he came with another pass

for the purpose of identification if possible the above named defendant George Johnson.
I was appointed to accompany said Richard Goebler to the second tier, men's ward, in said prison, where defendant was confined. The Keepers in said tier were William Evers, and Edward Donnelly & Peter Meegan.
4. The said Complainant and I explained to said Keepers our business. The prisoners were taking their walk at the time that is they were not confined in their cells, but passed directly in front of us, within less than arm's reach. The defendant George Johnson was amongst the number who so passed close to us, and he passed ~~six~~ three times, directly in front of the Complainant and myself. The complainant was there with me, about fifteen minutes. He wholly failed to identify the defendant or prisoner

court of General Sessions of the Peace, in and for the city and County of Newport.
The People on
agst
George Johnson
Indictment for grand larceny
City & County of Newport R.I.S.
William Eccles being duly sworn, saith;

1. I am a keeper in the City Prison of the City of Newport, and have been so for the last eight years.

2. On or about the 18th day of October 1890, the Complainant Richard Loebler called at said prison on the second tier thereof, where I was on duty, and where the above named defendant George Johnson was confined in cell 66. He Loebler had an ordinary pass to see defendant. I asked Loebler who he wanted to see, and he replied "William Ferguson or George Johnson, I am Loebler the barber". I told him there was a prisoner named George Johnson, but no one of the name of William Ferguson. Knowing he was the Complainant-

in this case, from what he told me, in accordance with the rules and regulations of said prison, I refused to allow him to see or visit the defendant, without the permission of the Warden of said prison. I accompanied him to the Warden's office, and saw Deputy Warden Tiler, and stated the circumstances to him. Mr. Tiler told him he would have to go to the District-Attorney's office, and obtain a pass from there, to see defendant for the purpose of identification, and to return between 2 & 4 o'clock, after visiting hours.

2. On the said day the complainant returned, and when he came to the tier, he was accompanied by Laurence McGovern another Keeper in said prison who informed me in the presence of said Loeber that he had come, to enable the Complainant to identify a prisoner named George Johnson, on the second tier. At the time Keepers Edward Donnelly, and Peter Meegan, were on the tier with me

in charge of said tier.

4. The prisoners were put walking round the tier, as it was their turn to do so, and the said keeper Larry McDermott and Richard Foeller stood on one of the side bridges, which run between the tiers. The defendant was out walking with the rest of the prisoners, and kicked Foeller six times, three times to the north, and three times to the south. The said Foeller could see the whole length of the tier, and the defendant so kicked him face to face. ~~each~~ time in his left thigh an arm's length, so that had the said Foeller ~~[illegible]~~ dodged Johnson, he could have at any moment reached out his hand and touched him.

5. After waiting about fifteen minutes on the bridge with the said Johnson in sight at that time walking round, and after having kicked

Sworn the day first stated, the Keeper Laurence McDermott asked him the complainant in my presence, and the presence of Keeper Donnelly and Meegan "if he had identified his man", to which he replied, "no, he is not here".

The Keeper Mc Dermott and the complainant then left. The defendant was walking round with the other prisoners in single file, and wore the same clothes on that day, that he wore when he came into the prison, and is wearing now.

There was not the slightest attempt on the part of the defendant to hide his face, or avoid the complainant.

Sworn to before me this 7th November 1890

William. Evers

Louis Cauchi Notary Public
for the Island of Gozo 1890

Court of General Sessions of the Peace, in and for the City and County of New York
The People &c
against
George Johnson
Indictment for grand larceny.

City and County of New York S.S.
Edward Donnelly being duly sworn saith;

1. I am a Keeper in the City Prison of the City of New York and have been so for the last thirteen years

2. on the 18th day of October 1890, I was on duty, on the second tier of said prison with Keepers William Evers and Peter Meegan.

3. I have read the affidavits of said Evers & McDermott, and confirm their statements in each and every respect, as to what happened on said tier, when the Complainant came there to identify the defendants

Sworn to before me this 7th November 1890

Edward Donnelly

Louis Lamb Notary Public for the N.Y. Co. of 130

City and County of New York ss.:
Peter Meegan
a Keeper of the City Prison of the City of New York, being duly sworn saith; I have been a Keeper in said Prison for the last six weeks. I have read and know the contents of the affidavit of William Erete a Keeper in this Prison, ~~and~~ made in the case of The People against George Johnson, and confirm the same in every respect, with the exception of the interviews between the Deputy Warden, Richard Loehler and said Keeper at which I was not present — and of which I know nothing, reference to in the affidavit of said Erete

Peter J Meegan

Sworn to before me this 6th day of November 1890
Louis Canale Notary Public
for the N.Y. Co. No 130

~~TO THE CHIEF CLERK.~~

~~Please send me the Papers in the Case of~~

PEOPLE

vs.

Lew E. Davis

To the Grand Jury -

The witness Stein will swear positively that he was the owner of the property in November last.

He tells me that if deed was dated August 1 it was delivered at same time.

A. J. Sire, atty for Stein who drew deed &c and had transaction in charge has been subpoenaed for today and will prove transfer &c

On this evidence it is clear that Davis swore falsely when he said he owned property in November and he should therefore be indicted.

District Attorney.

Jan 21/90 Geo B Sudlow

TO THE Grand Jury ~~CHIEF CLERK.~~

~~Please send me the Papers in the Case of~~

PEOPLE

vs.

Lew E. Davis

(John Doe)

Mr. Traver -

This is a case of "straw bail."

The defendant swore before Judge Patterson that on the 22 day of November 1889 he owned 12 East 133d St.

The Register's records show that the property in question was conveyed to defendant by the witness Stein Aug 1/89 and was on the same day transferred back to Stein by Davis. - but the deed to Stein was not left for record till December 1889

Stein should be closely examined as to when this deed was delivered to him as there is probably collusion between him and Davis and it may be urged that the title never passed back to Stein. [illegible]

District Attorney.

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

George Johnston

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this indictment, accuse George Johnston

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

The said George Johnston,

late of the City of New York, in the County of New York aforesaid, on the first day of November, in the year of our Lord one thousand eight hundred and eighty nine, at the City and County aforesaid, with force and arms, ~~in the time of the same day~~, divers promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of a number and denomination to the Grand Jury aforesaid unknown, for the payment of and of the value of fifteen hundred and fifty

$1550.-

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

of the goods, chattels and personal property of one Richard Fogarty, then and there being found,

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

JOHN R. FELLOWS, *District Attorney.*