

0183

BOX:

390

FOLDER:

3633

DESCRIPTION:

Schady, Paul

DATE:

03/07/90



3633

POOR QUALITY ORIGINAL

0184

Witnesses;

Morris Schwartz

49

Counsel,

Filed

Pleads

Day of March 1890
L. H. [Signature]

THE PEOPLE

vs.

P

Basil Schwady
(3 cases)

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

JOHN R. FELLOWS,

District Attorney.

A True Bill.

John Ham [Signature]

Foreman.

POOR QUALITY ORIGINAL

0 185

Police Court District 3

City and County of New York ss.:

of No. 87 Ludlow Street, aged 38 years, occupation Painter being duly sworn

deposes and says, that the premises No. 87 Ludlow Street, 10 Ward in the City and County aforesaid the said being a five story tenement house the basement of and which was occupied by deponent as an engine room and in which there was at the time a human being, by name

were BURGLARIOUSLY entered by means of forcibly breaking open a door leading into said basement

on the 26 day of February 1882 in the night time, and the following property feloniously taken, stolen, and carried away, viz:

A quantity of tools valued at five 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

Paul Schady (number)

for the reasons following, to wit: at about the hour of 7 o'clock P.M. on said date deponent securely locked the said premises the said property being in said basement and he having found the said door broken open and said property in the possession of defendant in said basement deponent charges him with said burglary

Alfred B. Heime

Sworn to before me this 27th day of February 1882 Charles W. Schuyler Police Justice

POOR QUALITY ORIGINAL

0 185

Sec. 193-200.

J District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

Paul Schady 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.

Paul Schady.

Question. How old are you?

Answer.

36 years

Question. Where were you born?

Answer.

New York.

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

Answer.

6 Rivington Street. 4 months

Question. What is your business or profession?

Answer.

Seaman.

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.

Paul Schady.

Taken before me this

day of February 1899

Charles J. Steiner

Police Justice.

POOR QUALITY ORIGINAL

0187

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

Police Court... *V* 349
 District.

THE PEOPLE, etc.,
 ON THE COMPLAINT OF

Edward P. Reine
Paul Schenck

2 _____
 3 _____
 4 _____

Dated *July 27* 1890

John W. ...
 Magistrate

Morris Schwartz
 Precinct

H. Delaney
 Precinct

No. _____ Street
 No. _____ Street
 \$ *1000* to answer



Don

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 _____

Referred over
 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 *July 27* 1890 *Charles N. ...* Police Justice.

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

Dated _____ 18 _____ Police Justice.

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

Dated _____ 18 _____ Police Justice.

POOR QUALITY ORIGINAL

0 188

ORDER NO.

Premises *17 Ludlow*
Name *H. S. Brewer*
Occupation _____ Date *Apr 28* 1890
Order, *Paul Deady*
Paul Deady

**POOR QUALITY
ORIGINAL**

0 189

**Big Democratic Gains in Cattaraugus
and Wyoming Counties.**

OLEAN, Feb. 27.—Returns from the election for Supervisors of Cattaraugus County show that 15 Democrats and 17 Republicans have been elected. Last year the board stood 25 Republicans and 7 Democrats. The Republicans have not had such a small majority in the board for many years.

The election for Supervisors of Wyoming County resulted in the return of 7 Democrats, 8 Republicans and 1 Independent. This is a large

**POOR QUALITY
ORIGINAL**

0 190

A Burglar's Eluder.
Alfred B. Thieme, janitor of 37 Ludlow st., heard a noise in the cellar late last night. He went down with a lighted candle and asked: "Who is down here?" "Don't be afraid," replied a voice. "I'm the janitor." The policeman on post was notified, and Paul Shady, who pretended to be asleep, was arrested. Shady was held at the Essex Market Court to-day on a charge of burglary.

**POOR QUALITY
ORIGINAL**

0 19 1

CONSOLIDATED GAS COMPANY
BRANCH OFFICE.
157 & 159 HESTER ST., N. Y.

New York, March 5th 1890

Dear Sir,

Since June of '89 there has been stolen from this Co. several hundred lead connections from Gas Meters in use in various tenement houses on the East side of this City. This Co. has grave reasons to fear that loss of life and property must result from these thefts, as this Co. is frequently called upon to stop dangerous leaks of Gas, caused, as stated, above.

There is now in custody a prisoner, said to have caught in the act.

The witnesses are to appear before the Grand Jury to day.

The Co. submits this matter to your judgment, and requests an opportunity for its representative to make a statement of the facts

Yours respectfully
J. W. Board
Supt

To
Hon. John R. Bellows
Dist Atty

**POOR QUALITY
ORIGINAL**

0 192

Paul Shady
(a Peter)

POOR QUALITY
ORIGINAL

0 1933

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Paul Schady

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

Paul Schady

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

The said *Paul Schady*,

late of the *Fourth* Ward of the City of New York, in the County of New York, aforesaid, on the *twenty-fifth* day of *February*, in the year of our Lord one thousand eight hundred and *ninety*, with force and arms, at the Ward, City and County aforesaid, a certain building there situate, to wit: the *dwelling* of one

Marius Rodin,

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

Marius Rodin

in the said *dwelling*, 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.

POOR QUALITY
ORIGINAL

0 194.

SECOND COUNT—

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

Paul Schady

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

The said Paul Schady

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 the said day, with force and arms,

a quantity of wearing cloth (a more
particular description whereof is
to the Grand Jury aforesaid unknown)
of the value of twenty dollars, two
coats of the value of five dollars
each, one pair of overalls of the
value of two dollars, one pair of
boots of the value of one dollar,

of the goods, chattels and personal property of one Harvis Colm.

in the building of the said Harvis Colm.

there situate, then and there being found, in the building, 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 P. Bellows,
District Attorney

POOR QUALITY ORIGINAL

0195

Witnesses;

Morris Schwartz
46 Delaware St

Counsel,

Filed

Pleads,

17 March 1890
Populist

THE PEOPLE

vs.

R

Paul Schady
(3 cases)

Burglary in the Third degree.
[Section 498, 506, 528, 531].

JOHN R. FELLOWS,

District Attorney.

A True Bill.

John R. Fellows
March 11/90 Foreman.
George W. Bayley
3970 S.P. St.

POOR QUALITY ORIGINAL

0 196

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Paul Schady

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

Paul Schady

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

The said

Paul Schady

late of the *Tenth* Ward of the City of New York, in the County of New York, aforesaid, on the *twenty-sixth* day of *February* in the year of our Lord one thousand eight hundred and *ninety*, with force and arms, at the Ward, City and County aforesaid, a certain building there situate, to wit: the *building* of one

Alfred B. Thorne

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

Alfred B. Thorne

in the said *building* 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.

**POOR QUALITY
ORIGINAL**

0 1977

SECOND COUNT—

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

Paul Schady
of the CRIME OF *Petit* LARCENY committed as follows:

The said

Paul Schady

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 *Eight* time of the said day, with force and arms,

*a quantity of tools, 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

Alfred B. Thieme

in the *building* of the said

Alfred B. Thieme

there situate, then and there being found, *in the building* 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.*

POOR QUALITY ORIGINAL

0198

AS *Henry Lamm*

Counsel,
Filed *Edw. Lash* 1890
Plends *Edw. Lash*

Paul Schady
vs.
I
Paul Schady

THE PEOPLE

vs.

I

Paul Schady

Bringley in the Third degree.
vs. Peter Henry

[Section 498, 506, 52 & 537.]

JOHN R. FELLOWS,

District Attorney.

A True Bill.

John Ham Phardy

Foreman.

John Ham Phardy

Witnesses;

Alfred D. Thomas
Menis Scherata

POOR QUALITY ORIGINAL

0 199

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Paul Schady

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

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

The said Paul Schady

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

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

with intent him the said Morris Schwartz 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 Paul Schady of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said Paul Schady

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 Morris Schwartz in the peace of the said People then and there being, feloniously did wilfully and wrongfully make another assault, and him the said

with a certain knife

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

John R. Fellows, District Attorney.

0200

BOX:

390

FOLDER:

3633

DESCRIPTION:

Schlumberg, Abraham

DATE:

03/25/90



3633

POOR QUALITY ORIGINAL

0201

Witnesses:

J. Schwab

Anna Schindler

I recommend def's discharge on his own recognizance. There is not evidence sufficient to warrant a conviction.

Mar 28/90

Att

102
M. H. Guttlich

ex. Brump

Counsel,

Filed *25* day of *March* 188*9*

Pleads *Not guilty*

Abraham Schindler

THE PEOPLE

vs.

P

JOHN R. FELLOWS,
District Attorney.

A TRUE BILL.

John R. Fellows

Foreman.

on recem. of Dist. Atty. deft. discharged in his own recog. R.B.M.J.

POOR QUALITY ORIGINAL

0202

Police Court - 3 District.

City and County of New York, ss.:

Samuel Schwartz

of No. 128 Delancey Street, aged 23 years, occupation Shoemaker being duly sworn

deposes and says, that the premises No. 128 Delancey Street, 10 Ward in the City and County aforesaid the said being a Five story Tenement House the second floor of which was occupied by deponent as a dwelling apartment and in which there was at the time a human being, by name

were BURGLARIOUSLY entered by means of forcibly breaking the lock from the door of said room

on the 15 day of March 1897 in the Night time, and the following property feloniously taken, stolen, and carried away, viz:

One Coat, 200 pair pants, one Marble Clock the whole valued at Fifty one dollars

\$ 51.00

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

Abraham Schlumberger (now dead)

for the reasons following, to wit: Deponent recently locked and bolted the doors of said room at the hour of 7:30 p.m. and when he returned at the hour of 9:30 p.m. he found that the door had been forcibly broken open and said property was missing.

Deponent was afterwards informed by Annie Scheival the House

POOR QUALITY ORIGINAL

0203

Keeper of said premises, that she saw the defendant in said building, with a quantity of clothing in his possession.

Defendant is informed by Officer Reap that he arrested the defendant and therefore prays that he be held to answer as the Law directs

Sam Schwarz

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 1888 Police Justice.

I have admitted the above named to bail to answer by the undertaking hereto annexed. Dated 1888 Police Justice.

There being no sufficient cause to believe the within named guilty of the offense within mentioned, I order he to be discharged. Dated 1888 Police Justice.

Police Court, District, _____

THE PEOPLE, &c.,
on the complaint of

1 _____
2 _____
3 _____
4 _____

Offense—BURGLARY.

Dated _____ 1888

Magistrate _____

Officer _____

Clerk _____

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

§ _____ to answer General Sessions.

**POOR QUALITY
ORIGINAL**

0204

CITY AND COUNTY }
OF NEW YORK, } ss.

Amos Scheibel
aged 31 years, occupation House Keeper of No. 128
Delancey Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of Samuel Schwartz
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this

day of

March 17 1890

Amos Scheibel

Charles N. Lavinta
Police Justice.

POOR QUALITY ORIGINAL

0205

Sec. 198-200.

3

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Abraham Schlemmer, 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. *Abraham Schlemmer*

Question. How old are you?

Answer. *23 years*

Question. Where were you born?

Answer. *Russia*

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

Answer. *164 Suffolk Street - 2 years*

Question. What is your business or profession?

Answer. *Shoemaker*

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

Abraham Schlemmer
(Mark)

Taken before me this

day of *March*

1883

Charles A. Fenwick

Police Justice.

POOR QUALITY ORIGINAL

0206

Filed for 2x
March 18-1899. 3:00 PM

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

Police Court... 3 436
District.

THE PEOPLE, etc.
ON THE COMPLAINT OF
Samuel Sherman
128 W. DeFoy St.
1 William ~~St~~
2 John ~~St~~
3
4
Offence Burglary
Dated March 17 1899
Magistrate Paul P.
Officer Pearl
Witnesses Ann Schickel
No. 128 DeFoy St.
No. 174 Broadway St.
No. 500 Ave S. St.
S. St.
S. St.
S. St.
S. St.



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 March 17 1899 Charles K. ... Police Justice.

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

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

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

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

POOR QUALITY
ORIGINAL

0207

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Abraham Schlumberg

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

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

The said

Abraham Schlumberg 3

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

Samuel Schwartz _____

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 *Samuel Schwartz* _____
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.

POOR QUALITY ORIGINAL

0208

SECOND COUNT—

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

Abraham Schlumberg

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

The said *Abraham Schlumberg*

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

one coat of the value of fifteen dollars, two pair of trousers of the value of eight dollars each pair and one clock of the value of twenty dollars

of the goods, chattels, and personal property of one

Samuel Schwartz

in the dwelling house of the said

Samuel Schwartz

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.

**POOR QUALITY
ORIGINAL**

0209

THIRD COUNT.

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

— *Abraham Schlumberg* —

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

The said

Abraham Schlumberg 3

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

one coat of the value of fifteen dollars, two pair of trousers of the value of eight dollars each pair and one clock of the value of twenty dollars

of the goods, chattels and personal property of

Samuel Schwartz

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

Samuel Schwartz

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

— *Abraham Schlumberg* —

then and there well knowing the said goods, chattels and personal property to have been feloniously stolen), against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

02 10

BOX:

390

FOLDER:

3633

DESCRIPTION:

Schmidt, Frederick

DATE:

03/18/90



3633

POOR QUALITY ORIGINAL

0211

103
[Signature]

Counsel,

Filed

[Signature]
day of March 1890

Pleas,

[Signature]

THE PEOPLE

vs.

[Signature]
Frederick Schmidt

(Section 208, Penal Code.)

BIGAMY

JOHN R. FELLOWS,

District Attorney.

A True Bill.

[Signature]

Foreman.
On recom. of Dist. Atty,
dept. disch'd. in his own
recog. R.B.M.

Witnesses;

After thorough examination, I recom.
mend discharge of defendant on his
own recognizance.
March 24/90
[Signature]

POOR QUALITY
ORIGINAL

0212

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

Third District Police Court.

of No.

312

&

Jenna Smith
35th Street

Street,

being duly sworn, deposes and says,

that on the

15th

day of

June

1899.

at the City of New York, in the County of New York,

Frederick Smith (now here)
did unlawfully take unto him-
self a wife he at the time having
a wife living in violation of
Section 298 of the Penal Code
of the State of New York, for
the reasons following, to wit:
on the said date this deponent
was married to the defendant by
the Reverend Francis J. Schneider
as per annexed certificate.

Deponent is informed by
Lena Smith (then present) that
she *Lena* was married to the
defendant on February 11th 1887 in
the City of Chicago Judge
Murphy having performed the
Ceremony. Said *Lena Smith*
says she is not divorced from
defendant and that he is
still her legal husband.

Sworn to before me
this 6th day of March } *Jenna Schmidt*
1899

W. Patterson
Police Justice

POOR QUALITY ORIGINAL

0213

CITY AND COUNTY OF NEW YORK, } ss.

Lena Smith

aged *35* years, occupation *domestic* of No.

198 Allen Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of *Lena Smith*

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

Sworn to before me, this *6th* day of *March* 18*90*

Lena Smith

J. M. Patterson
Police Justice.

POOR QUALITY ORIGINAL

02 14

Sec. 198-200.

3 District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

Frederick Smith 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. *Frederick Smith*

Question. How old are you?

Answer. *33 years.*

Question. Where were you born?

Answer. *Germany.*

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

Answer. *No home.*

Question. What is your business or profession?

Answer. *Beer tetter*

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. *My first wife was married before I married my second wife. Between the time I married Lena Smith and Fred Smith the said Lena married another man.*

Fred Smith

Taken before me this

day of *March* 188*9*

John J. Patterson

Police Justice.

POOR QUALITY ORIGINAL

02 16



POOR QUALITY
ORIGINAL

02 17

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Frederick Schmidt

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

Frederick Schmidt

of the CRIME OF BIGAMY, committed as follows.

The said *Frederick Schmidt*,

late of the City of New York, in the County of New York, aforesaid, on the *eleventh*
day of *February*, in the year of our Lord one thousand eight hundred and

eighty seven, at the City of *Chicago*, in the
State of *Illinois*,

did marry one *Sena Schmidt*, and her.

th: said *Sena Schmidt*, did then and there have for

his wife; and the said *Frederick Schmidt*,

afterwards to wit: on the *15th* day of *June*, in the year of

our Lord one thousand eight hundred and *eighty nine*, at the City of *New*
York, in the County of *New York*, aforesaid,
did feloniously marry and take as his wife, one *Irma Bartus*,

and to the said *Irma Bartus*,

was then and there married, the said *Sena Schmidt*

being then living and in full life, 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.

02 18

BOX:

390

FOLDER:

3633

DESCRIPTION:

Schneider, Charles

DATE:

03/27/90



3633

POOR QUALITY ORIGINAL

0219

WITNESSES:

Counsel,
Filed *27* day of *March* 18*90*
Pleads *Appropriately*

THE PEOPLE,
vs.

D

Charles Schneider

*Complaint sent to the Court
of Special Sessions,*

Part III Oct 8 1890

VIOLETION OF EXCISE LAW
(Selling on Sunday, Etc.)
[III Rev. Stat. (7th Edition), page 1893, Sec. 21 and
page 1890, Sec. 5.]

JOHN R. FELLOWS,

District Attorney.

A True Bill

John Sam Rhoads

Foreman.

*Sent to Special Sessions
Oct. 8. 1890*

**POOR QUALITY
ORIGINAL**

0220

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 Schneider

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

Charles Schneider

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

The said *Charles Schneider*

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

Louis Mc Cord

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

SECOND COUNT—

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

Charles Schneider

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 *Charles Schneider*

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

JOHN R. FELLOWS,

District Attorney.

0221

BOX:

390

FOLDER:

3633

DESCRIPTION:

Schultz, John

DATE:

03/05/90



3633

POOR QUALITY ORIGINAL

0222

23
Counsel, General Gorb G
Filed 5 day March 1890
Pleads, Schuyler

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

THE PEOPLE

vs.

P

John Schultzy
H. D.
Ho Pleader

JOHN R. FELLOWS,
District Attorney.

199
March 10
1890

A True Bill.

John Van Rhaan
Foreman.
March 10 1890
Planchon & Co. Ldg
5722 N. 1st

Witnesses;

Maggie O'Connor

POOR QUALITY ORIGINAL

0223

Police Court—2 District.

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

of No. 172 Bleeker Street, aged 26 years,
occupation Widow being duly sworn

deposes and says, that on the 15th day of December 1889 at the City of New York, in the County of New York,

She was, violently and feloniously ASSAULTED and BEATEN by John Schultz (name here) who with a large and dangerous knife then and there held in his hands did cut deponent on her abdomen and breast through her arm and upon her shoulders, that said assault was committed in Bleeker Street near Hempson and it was committed

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

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

Sworn to before me, this 27th day
of February 1890.

A. J. White Police Justice.

Maggie Connor

POOR QUALITY ORIGINAL

0224

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

John Schultz 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 Schultz*

Question. How old are you?

Answer. *40 years*

Question. Where were you born?

Answer. *MS*

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

Answer. *199 Bleeker*

Question. What is your business or profession?

Answer. *Peddler*

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

Answer. *I am not guilty,*

John Schultz

Taken before me this

day of

Sept 1897

[Signature]

Police Justice.

POOR QUALITY ORIGINAL

0225

PAILED,

No. 1, by _____
Residence _____
Street _____

No. 2, by _____
Residence _____
Street _____

No. 3, by _____
Residence _____
Street _____

No. 4, by _____
Residence _____
Street _____

Police Court - 2 District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

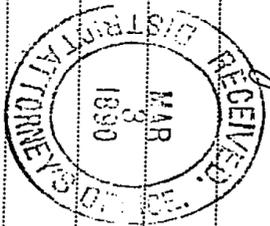
Maggie Down
John Schultz

Offence Felony Assault

Dated January 27 1890

Magistrate
Officer

Witnesses
Comp. Lammant in
House of Representatives



No. _____
to witness
Street _____

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

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

Dated January 27 1890 Police Justice.

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

Dated _____ 18 _____ Police Justice.

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

Dated _____ 18 _____ Police Justice.

POOR QUALITY
ORIGINAL

0226

St Vincent's Hosp.

New York Mar 6. 1890

~~Dr. J. J. ...~~

Maggie Connors was admitted to this hospital on Dec 15, 1889 suffering from sternal nodules of the abdomen lungs, shoulder and forearm.

The operation of Laparotomy was performed a few hours after admission. Her condition was for a while very precarious but her wounds healed kindly and

POOR QUALITY
ORIGINAL

0227

on Jan'y 29th 1890 she
was discharged from
the hospital and

I saw
James Respi

A. Beckman
House Surgeon

POOR QUALITY ORIGINAL

0220

CITY AND COUNTY OF NEW YORK, ss.

POLICE COURT, 2 DISTRICT.

of No. 15th Street, aged _____ years,

occupation Police Officer being duly sworn deposes and says

that on the 27 day of February 1890

at the City of New York, in the County of New York he arraigned

me John Schults charged with felonious assault on the person of Maggie Gunn a female woman whom defendant does not believe will appear for the people when called and asks that she be committed to the House of Detention

Fredrick L. Sawyer

Sworn to before me, this 27 day of February 1890

Police Justice.

**POOR QUALITY
ORIGINAL**

0229

Police Court-- District.

THE PEOPLE, & c.,
ON THE COMPLAINT OF

vs.

AFFIDAVIT.

Dated..... 188

Magistrate.

Officer.

Witness,.....

Disposition,.....

House of Sedition

POOR QUALITY ORIGINAL

0230

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 Schultz

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

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

The said

John Schultz late of the City of New York, in the County of New York aforesaid, on the fifteenth 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 Maggie O'Connor in the Peace of the said People then and there being, feloniously did make an assault and

her the said Maggie O'Connor with a certain knife

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

with intent her the said Maggie O'Connor 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

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

The said

John Schultz 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 Maggie O'Connor in the peace of the said People then and there being, feloniously did wilfully and wrongfully make another assault, and

her the said Maggie O'Connor with a certain knife

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

POOR QUALITY ORIGINAL

0231

THIRD COUNT—

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

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

The said

John Schultz

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

her the said *Maggie O'Connor* with a certain *knife*

which *he* the said *John Schultz*

in *his* right hand then and there had and held, in and upon the *abdomen, breast, arm and shoulders* of *her* the said *Maggie O'Connor*

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

Maggie O'Connor

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.

0232

BOX:

390

FOLDER:

3633

DESCRIPTION:

Shannon, Edward

DATE:

03/27/90



3633

POOR QUALITY ORIGINAL

0233

214

Counsel,
Filed 27 day of March 1890
Pleads

Witnesses:
John S. Stantman
C. M. Reed

THE PEOPLE
vs.
Edward Shannon

[Section 621, Penal Code.]
INJURY TO PROPERTY.

pp
24
47

JOHN R. FELLOWS,
District Attorney.

A True Bill.

John R. Fellows
Foreman.
Pleads Guilty
Jan 1901

POOR QUALITY ORIGINAL

0234

CITY AND COUNTY OF NEW YORK, ss.

POLICE COURT, 2 DISTRICT.

John S. Mortimer
of No. 388 Hudson Street, aged 34 years,
occupation Manager for J. Kelly, being duly sworn deposes and says
that on the 17th day of March 1890
at the City of New York, in the County of New York... saw Edward Shannon

know her / did wilfully, unlawfully and feloniously break and destroy a large plate of glass in the show window of premises 388 Hudson Street the same belonging to and doing damage to John Kelly of the amount and value of fifty dollars in the manner following to wit: That defendant is informed by Christopher H Reed of 401 East 17th Street that on said date he saw said Shannon

Sworn to before me, this 18th day of March 1890
Police Justice.

POOR QUALITY ORIGINAL

0235

witfully and deliberately seize a
cart rung approach said plate
of glass and with said rung
breaks shatters and destroy it
John Mortimer

Swear before me this
22nd day of March 1890
J. W. [Signature]

Police Court-- District.

THE PEOPLE, & C.,
ON THE COMPLAINT OF
vs.

Dated..... 188

Magistrate.

Officer.

Witness,

Disposition,
Police Justice

POOR QUALITY ORIGINAL

0236

CITY AND COUNTY OF NEW YORK, } ss.

Christopher W Reed

aged *45* years, occupation *Printer* of No. *401*

Essex Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of *John S. Martin*

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

Sworn to before me, this *24* day of *March* 18*98* *Christopher W Reed*

A J White
Police Justice.

POOR QUALITY ORIGINAL

0237

Sec. 192-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

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

Question. What is your name?

Answer. *Edward Shannon*

Question. How old are you?

Answer. *29 years*

Question. Where were you born?

Answer. *MS*

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

Answer. *473 Washington St,*

Question. What is your business or profession?

Answer. *Seaman*

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*
Edward Shannon

Taken before me this *22* day of *Sept* 188*8*
[Signature]
Police Justice.

POOR QUALITY ORIGINAL

0238

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

Police Court... 2 District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

John J. Mortimer
358 1/2 W. 42nd St.
Emma Shannon

Offence *Molestation*
Feb 18

Dated *March 3rd* 1890

Whit Magistrate
Shannon Officer

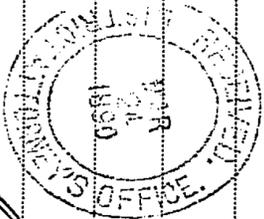
Witnesses

No. _____ Street _____

No. _____ Street _____

No. _____ Street _____

No. *5700* Street _____
JOHNSTON



Law

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

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

Dated *March 18* 1890 *A. J. Johnston* Police Justice.

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

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

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

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

POOR QUALITY ORIGINAL

0239

Court of General Sessions of the Peace

IN AND FOR THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Edward Shannon

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

Edward Shannon
of the CRIME OF UNLAWFULLY AND WILFULLY *destroying*
PERSONAL PROPERTY OF ANOTHER, committed as follows :

The said *Edward Shannon*,
late of the *ninth* Ward of the City of New York, in the County of New York
aforesaid, on the *seventeenth* day of *March*, in the year
of our Lord one thousand eight hundred and *eighty ninth*, at the Ward, City and
County aforesaid, with force and arms, *a certain pane of*
glass,

of the value of *twenty dollars,*
of the goods, chattels and personal property of one *John Stalley*,
then and there being, then and there feloniously did unlawfully and wilfully *break*
and destroy :

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.

**POOR QUALITY
ORIGINAL**

0240

SECOND COUNT.

And the Grand Jury aforesaid, by this indictment, further accuse the said
Edward Shannon
of the CRIME OF UNLAWFULLY AND WILFULLY destroying
REAL PROPERTY OF ANOTHER, committed as follows:

The said Edward Shannon,
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, with force and arms, a certain
pane of plate glass,

of the value of fifty dollars,
in, and forming part and parcel of the realty of a certain building of one John Shelly
there situate, of the real property of the said John Shelly.

then and there feloniously did unlawfully and wilfully break and destroy:

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.

0241

BOX:

390

FOLDER:

3633

DESCRIPTION:

Sheehan, John W.

DATE:

03/12/90



3633

POOR QUALITY ORIGINAL

0242

58. *Shelton*
Counsel,
Filed *12/12/90* 1890
Pleads, *Chiquely*

THE PEOPLE
vs.
John W. Sheehan
Grand Larceny *second degree.*
[Sections 528, 58] Penal Code.]

JOHN R. FELLOWS,
District Attorney.

A TRUE BILL.

John R. Fellows

Sub 2 - Dec. 18, 1890.
Foreman.
In District of the District
Attorney indictment dismissed.

WITNESSES:
Geo. Lord
W. A. Dayman
Off. Carter

Upon the Examinations
of this case and
reading the within
withdrawal &
finding that
the defendant is
"Character is
excellent & of
complainant's
request please that
this indictment be
dismissed E.S.D.
Vol 28-161 A.D.A.

**POOR QUALITY
ORIGINAL**

0243

SPENCER OPTICAL MANUFACTURING CO.

MANUFACTURERS OF
GOLD, SILVER, CELLULOID, STEEL, NICKEL & PLATED
SPECTACLES
AND
GOLD, STEEL, CELLULOID, RUBBER, NICKEL
& ALUMINIUM
**EYE GLASSES &
OPTICAL LENSES.**

SOLE AGENTS FOR
AUDEMAIR'S CELEBRATED OPERA, FIELD & MARINE GLASSES
SALESHOOMS, 15 MAIDEN LANE, NEW YORK, U.S.A.

ESTABLISHED 1858
FACTORIES
NEWARK, N. J.
JAS. E. SPENCER, Pres.
JNO. S. SPENCER, Treas.



New York, Dec 1 1870

To whom it may concern
is to certify that I
have known John W. Shalton
for a number of years and
have always held him to be a
industrious man and can
cheerfully recommend him to
anyone requiring his services

Respect

Jas J. Bearet

POOR QUALITY ORIGINAL

0244

Form 130.

General Offices of

The Metropolitan Telephone and Telegraph Co.

18 Cortlandt Street.

New York April 15 1889

Dear Sir,

I have the honor to acknowledge the receipt of your letter of the 14th inst. in relation to the matter mentioned therein. I find it necessary to reduce my force, in view of your services will not be required after 15th inst. April etc.

Leave your address so that I may be able to communicate with you in relation to the matter mentioned therein. I would be glad if you have not some other business that is important.

Yours truly,
J. M. ...

POOR QUALITY
ORIGINAL

0245

Dec 1st 1890

To whom it may concern.

This is to certify that John H. Sheehan has been in my employ one year and I always found him faithful, trustworthy and sober. I can cheerfully recommend him to any position whatever that he may apply for in the line of telegraph business.

Geo. E. Scott.
Foreman Gold & Stock Tel. Co.

POOR QUALITY
ORIGINAL

0246

New York General Sessions.

PEOPLE ON MY COMPLAINT,
VERSUS

John W. Sheehan

As complainant in the above case, I beg to recommend the defendant to such leniency and clemency as the Court and District Attorney may see fit to show; but I expressly assert that my reasons for so doing are not controlled by any advantage to myself. I desire to withdraw the above charge. I am satisfied from inquiry that the defendant's character is excellent and owing to this fact I have my doubts as regards his guilt and ask that the indictment be dismissed.

Chas. E. Wood.

POOR QUALITY ORIGINAL

0247

Sec. 192.

1 District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY }
OF NEW YORK, } ss.

An information having been laid before John J. Gorman a Police Justice of the City of New York, charging John Sheehan Defendant with the offence of Larceny

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

We, John Sheehan Defendant of No. 70 South Street; by occupation a Buyer and Patrick Roache of No. 103 Broome Street, by occupation a Real Estate Agent Surety, hereby jointly and severally undertake that the above named John Sheehan Defendant shall personally appear before the said Justice, at the 1 District Police Court in the City of New York, during the said examination, or that we will pay to the People of the State of New York the sum of Two Hundred Dollars.

Taken and acknowledged before me, this 30 day of January 1889
John W. Sheehan
Patrick Roache
POLICE JUSTICE.

POOR QUALITY ORIGINAL

0248

CITY AND COUNTY }
OF NEW YORK, } ss.

John J. ...
District Justice

Sworn to before me, this

SSS

Patrick Roache

the within named Bail and Surety being duly sworn, says, that he is a resident and free holder within the said County and State, and is worth *Four* Hundred Dollars, exclusive of property exempt from execution, and over and above the amount of all his debts and liabilities, and that his property consists of *103 Monroe Street*

with ten thousand dollars free and clear

Patrick Roche

District Police Court.

THE PEOPLE, &c.;
ON THE COMPLAINT OF

Underlying to appear during the Examination.

vs.

Taken the ... day of ... 188

Justice.

POOR QUALITY ORIGINAL

0249

Police Court— District. Affidavit—Larceny.

City and County }
of New York, } ss.

George Lord

of No. 70 South Street, aged 28 years,
occupation Shipping being duly sworn

deposes and says, that on the 20th day of January 1890 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the night time, the following property, viz:

One tin box valued five dollars and containing ~~containing~~ private papers and vouchers and a certificate issued by the Maritime Exchange of the City of New York of the commercial value of about Thirty dollars

All of the value of about Thirty five 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 John W. Sheehan (now here)

for the reasons that deponent missed said property from his office and on the following day said box ~~containing said property~~ except the box returned to deponent by the Erie Baggage Express. Deponent is informed by James B. Harvey (now here) that he is the assistant agent for said Express at 713 Broadway, that on said 21st January 1890 the defendant now here delivered to said Harvey, a package the cover or wrapper of which is hereto annexed and marked "Great Western S.S. Co."

70 South Street City, Deponent received

Sworn to before me, this 18 day

Police Justice.

POOR QUALITY
ORIGINAL

0250

said Zackay and found that it contained
said stolen papers. Deponent recognizes
the defendant as being the son of the
janitor having charge of said building.
Wherefore deponent charges the
defendant with the larceny of said
property.

Sworn to before me }
this 30th January, 1890 } Wm. L. Cook
J. M. Morrison }
Police Justice

POOR QUALITY ORIGINAL

0251

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 44 years, occupation Fireman of No. 357 Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of George

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

Sworn to before me, this 30 day of January 1888 } J. P. Harvey

J. P. Harvey
Police Justice.

POOR QUALITY ORIGINAL

0252

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

John W. Sheehan 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 W. Sheehan*

Question. How old are you?

Answer. *23 Years*

Question. Where were you born?

Answer. *New York City*

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

Answer. *40 South Street 2 Years.*

Question. What is your business or profession?

Answer. *Lineman*

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

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

Taken before me this

day of *January* 188*8*

[Signature]

Police Justice.

POOR QUALITY ORIGINAL

0253

Sam Davis for \$2
2 P.M. July 3rd 1890
4 Feb 5: 2:30 P.M.
on 6 9 a.m.

Bill 249
Police Court - District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

James A. Dwyer
John W. Dwyer
Offence: Larceny

BAILED,
No. 1, by John W. Dwyer
Residence 301 West 57th Street.

No. 2, by
Residence

No. 3, by
Residence

No. 4, by
Residence

Residence

The undersigned hereby
in this Court do
leave that your
depositions & the within
case by reason of
my absence
John W. Dwyer
John W. Dwyer

Date: February 20 1890

Magistrate

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

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

Dated July 6 1890 N. J. Mahon Police Justice.

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

Dated July 6 1890 N. J. Mahon Police Justice.

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

Dated July 6 1890 N. J. Mahon Police Justice.



POOR QUALITY ORIGINAL

0254

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 W. Sheehan

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

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

The said *John W. Sheehan*,

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

one tin box of the value of five dollars, one certificate and evidence of debt issued by the Maritime Exchange of the City of New York, (a more particular description whereof is to the Grand Jury aforesaid unknown) of the value of thirty dollars, and one hundred pieces of paper of the value of ten cents each,
of the goods, chattels and personal property of one *George Lord.*

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 DeLoans,
District Attorney

0255

BOX:

390

FOLDER:

3633

DESCRIPTION:

Sherman, John H.

DATE:

03/07/90



3633

0256

BOX:

390

FOLDER:

3633

DESCRIPTION:

Coan, Patrick

DATE:

03/07/90



3633

0257

BOX:

390

FOLDER:

3633

DESCRIPTION:

Simmons, Charles

DATE:

03/07/90



3633

POOR QUALITY ORIGINAL

0258

Witnesses:

Felix Lopez
Officer Callan

Counsel,

Filed

Pleads

44
C. Cobble
March 1891
W. J. Kelly

THE PEOPLE

vs.

John H. Steeman
Patrick Connolly
Charles Simmons

Burglary in the Third degree.
and Petit Larceny.
[Section 498, 506, 528-532.]

JOHN R. FELLOWS,

District Attorney.

M. J. Coffey
Spied & Covertes of
Ray & day

A TRUE BILL.

John J. Moran
March 1901, Foreman.

March 20th
Ed. R. F. Kelly
March - 27th 91 S.O.

POOR QUALITY ORIGINAL

0259

Police Court 2 District.

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

of No. 294 7th Avenue Street, aged 39 years,
occupation Butcher being duly sworn

deposes and says, that the premises No 294 7th Avenue Street,
in the City and County aforesaid, the said being a four story brick
dwelling and store
and which was occupied by deponent as a butcher shop on the first floor
and in which there was at the time ^{no} human being, by name

were **BURGLARIOUSLY** entered by means of forcibly opening the
banquet over the front door on
seventh Avenue, and then open the
front door

on the 23 day of February 1890 in the Mitt time, and the
following property feloniously taken, stolen, and carried away, viz:

a quantity
of fowls of the value of
about four dollars

4

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

John H. Sherman, Patrick Coan & Charles Brumson
the last named not arrested

for the reasons following, to wit: Deponent locked up the
said butcher shop, and the said property
was then there at about 11:30 o'clock
9 m. Deponent is informed by Edward
A. Collins, a police officer of the
16th precinct, that about 12 o'clock
in the morning of February
23 1890 deponent the deponent
John H. Sherman, in said place

POOR QUALITY ORIGINAL

0260

and the said Patrick Cooney was
with the defendant Sherman
and acting in concert with
him at said time, defendant
is held to answer said charge

Sworn to before me this 24 day

of 1890
Felix Lazarus
Police Justice.

Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF
vs.
Burglary Degree.

Dated 188 1

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of \$ Bail.

Bailed by

No. Street.

POOR QUALITY ORIGINAL

0261

CITY AND COUNTY OF NEW YORK, } ss.

Edward A Collins

aged *16* years, occupation *Boysen* of No. *16th Street*

Street, being duly sworn deposes and says, that he has heard read the foregoing affidavit of *John Legend* and that the facts stated therein on information of deponent are true of deponents' own knowledge.

Sworn to before me, this *24* day of *January* 18*88*

Edward A Collins

A. J. White
Police Justice.

POOR QUALITY ORIGINAL

0262

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

Daniel Coan

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.

Daniel Coan

Question. How old are you?

Answer.

19 years

Question. Where were you born?

Answer.

N.Y.

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

Answer.

522 West 27th St - 1 year

Question. What is your business or profession?

Answer.

Salvage

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 only work for the Court

Daniel Coan

Taken before me this

day of

24

Police Justice.

POOR QUALITY ORIGINAL

0263

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

John H. Sherman 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 H. Sherman

Question. How old are you?

Answer.

16 years in March

Question. Where were you born?

Answer.

U.S.

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

Answer.

29 East 54. 6 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.

Independent summons compelled me to go in of H. Sherman

Taken before me this

day of

188

Police Justice.

POOR QUALITY ORIGINAL

0264

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court

2 334 District

THE PEOPLE, Ac.,
ON THE COMPLAINT OF

Police Department

1297th Ave

John H. Brennan

Robert Coan

3
4

Offence

Murder

Date

Jul 24

1890

Residence

White

Magistrate

Colin Tracy

Officer

46

Precinct

Witnesses

No.

Street

Street

No.

Street

Street

No.

Street

Street

No.

Street

Street

to answer

157110

Street

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 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 July 24 1890 A. J. White Police Justice.

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

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

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

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



Handwritten signature

Handwritten signature

POOR QUALITY
ORIGINAL

0265

27
The People
Patrick Coonan } Court of General Sessions Part I
Jointly indicted with Charles Simmons and } Before Judge Fitzgerald. Oct. 1, 1890
John H. Sherman for burglary in the third }
degree.

Felix Lazard sworn and examined.
I live at 294 Seventh Avenue and
am a butcher; my shop is at that
place; on February 23 a burglary
was committed there, about twelve
o'clock Saturday night I locked the
premises up; there was poultry con-
sisting of ducks in the show window
about twenty dollars worth. About two
o'clock the officer rang my door
bell, I live over the store, and in
consequence of information which
he gave me I went directly to the shop.
I found the door open and about
four dollars worth of the poultry was
missing. One of the defendants, (Sherman)
I am informed was in the shop, but
I did not see him there; the officer
caught him. The door was locked
from the inside. I locked up the
door in the rear of the store. The
burglar entered by the fan light; it
was open the time I came in. I
could not swear whether the men

POOR QUALITY
ORIGINAL

0266

fastened the fan light or not; the key of the door was inside. (Cross Examined) I locked the door myself; it locks with a key from the inside. I know there was about twenty dollars worth of poultry in the show window, about 125 or 130 pounds. I took them out of the barrel at four o'clock in the afternoon and put them in the show window; we might have sold about half a dozen, but there was twenty dollars worth there when I went to bed. When I went back to the store at two o'clock in the morning I found Sherman in charge of the officer; four or five different officers were there Edward A. Collins sworn. I am an officer of the 16th precinct and was on duty February 23., about two o'clock in the morning I was in the neighborhood of 294, Seventh Avenue, the butcher shop. I saw three young men standing in front of the butcher store; the defendant is about the size of one of the men but I did not see his face and could not swear that he was one of the three, I could not recognize any of the three men.

POOR QUALITY
ORIGINAL

0267

John Carey sworn. I am an officer of the
16th precinct. On the 13th a. m. of February
I received a communication in reference
to this burglary and arrested the defend-
ant and took him to the station house.
Sherman had been arrested and was
in the station house before and he
was brought up in front of the desk in
the presence of the defendant. I asked
Sherman when he had seen Coan
and he said that morning at the
butcher shop on Seventh Avenue. I
asked him what he was doing there?
Sherman said that Coan held his
coat while "Yeller" (Simmons) helped to
hoist him (Sherman) up to the fan light.
Coan said, "Didn't I throw your coat
down and go away?" He said, "yes,"
but you came back again. I asked
Sherman where the burglary was
planned, and he said in the
corner liquor store. Sherman also
said that "Opeller" and Coan threat-
ened to beat him if he did not
go into the butcher shop. Coan
said, "Didn't I go away when
I saw what you were doing. The
prisoners were then locked up till
the next morning. The premises

POOR QUALITY
ORIGINAL

0258

at 294 Seventh Avenue are in the 20th ward. Cross Examined. I have been in the Department about nine years. I am special officer in that precinct. I have appeared in this Court before as a witness. I appeared in a case where Assistant District Attorney Jerome appeared as prosecutor; it was the case of George Brown, whose real name is James Reynolds, who was sent to the State prison for ten years. Mr. Jerome used very violent language in reference to me, but the facts did not bear out the assertions he made. I have asked my Captain to make investigation and placed my resignation in his hands if he found the statement of Mr. Jerome was true. Mr. Jerome said in Court that he would not believe me under oath. The thing has been investigated and I was honorably acquitted by my Captain. Mr. Jerome did not say publicly in open Court that I was a perjurer, but he did say that ~~that the converse~~ he did not believe the conversation I narrated ever occurred.

POOR QUALITY
ORIGINAL

0269

Gertrude Taylor, sworn and examined for the defence testified. I reside 522 West Twenty Seventh St. and am married. I live in the same house with the defendant. I have known him since last July. I moved there the 15th of July and Coon lived there when I moved there. I remember the day he was arrested, it was on a Sunday afternoon. I saw him the Saturday evening previous, Washington's birth day. I saw him 25 minutes to one when I was lighting my two sons down stairs. I saw the defendant in the early part of the evening having his supper. I saw the defendant coming up stairs as I was lighting my sons down stairs. Cross Examined. I saw him go to his own door as I went to my door with the light. I saw him go to his door and knock and I went right to my room and paid no further attention to the matter. I don't know of my own knowledge that he went into his own room. There was no one with him when he knocked at his door.

POOR QUALITY
ORIGINAL

0270

James Powers sworn. I am a driver
for Mr. McGlynn, Twenty Eighth St. and Tenth
avenue. I know the defendant Coan. I
saw him Saturday night the 22nd of
February about half past twelve o'clock.
He knocked at his own door and I
let him in. I live in the same house
with him, 522 West Twenty Seventh Street.
Cross Examined. I have often seen him
come in at ten and eleven o'clock. I
often see him come from the theatre.
I don't remember the month, January
I think, it was not March. I remember
it from the fact, ^{that} on the next Sunday
afternoon he was arrested. I let him in
the night before. He remained up about
half an hour after he came in. I did
not look at the clock before I went to
bed. I board with his mother. I got up
about ten minutes after five in the
morning. I came in the night before
about ten o'clock. I laid on the lounge
until Coan came in. I dozed. I frequently
wait up for the defendant. I did not
ask him where he had been. This par-
ticular night was a holiday, Washington's
fourth day. When the defendant came in
he did not go out again; we live on

POOR QUALITY
ORIGINAL

0271

The top floor back; we sleep in the same bed; the door was locked before we went to bed and when I awoke in the morning the defendant was in bed.

Delia Coan sworn. I am the mother of the defendant and live at 522 West Twenty Seventh St. I know Powers the last witness, he lives with me, he has lived with me a year and two months.

John H. Sherman sworn. I know the defendant Coan and am jointly indicted with ~~you~~ him. I pleaded guilty to the indictment, but when I did I had no counsel. I forget the name of the officer who arrested me. I remember when I was put in front of the desk in the 16th precinct station house when officer Carey and Coan were present. Officer Carey says to me, "Was Coan with you?" I says, "No sir." He says, "If you dont say that he was with you, I will hit you in the nose." Officer Carey brought me up stairs and asked me if Coan was with me when I went into the butcher shop? I told Carey that Coan said he would hit me if I did not go into that place. Coan when in front of the desk said, "You know I was not with you."

POOR QUALITY
ORIGINAL

0272

I met Coan that night about twelve o'clock
on the corner of Twenty Seventh St. and
Seventh Avenue. Yeller (Simmons) and
I were in there when Coan came in.
He had a couple of glasses of beer and
Yeller said, "Come on and take a walk
down." He went down by the door of the
butcher shop. He said he was going
in the place. He told me to take off
my overcoat, I took it off and handed
it to Coan. He put it on the railing
and he (Coan) said he would have
nothing to do with it. Simmons boost-
ed me through the fan light and told
me I could go in and take the ducks.
Yeller (Simmons) said if I did not go
in he would hit me. After Coan said
he would have nothing to do with it
he turned the corner and walked down
towards Eighth Avenue. I did not see
him again that night. Before Coan
was arrested I had told Officer Carey
that Coan agreed to go with us into
the butcher shop. I said he was
there, that he must have been some-
where around. The first time I talked
with Carey about this I told him I
went in through the fan light and

POOR QUALITY
ORIGINAL

0273

opened the door, that Simmons took a box and lifted me in there and said if I did not stay in there till he came back he would fix me.

Cross Examined: I told Officer Carey first that Coan was with us and then I denied it afterwards. I did this because I thought it would make it easier for myself. Then Officer Carey wanted me to say that Coan was there and hit me and then I said I would not; then, Officer Carey said, "I will hit you on the nose if you don't say so. The Captain and the Sergeant in the station house when Officer Carey said he would hit me on the nose if I did not lie, they laughed. I did not see the Sergeant laugh but I saw the Captain laugh. Officer Collins came into the butcher shop and found me in there. Coan was not with us over two minutes. I first saw him at twelve o'clock and he left me twenty minutes after twelve. Simmons and I were together. Officer Collins said that it was two o'clock when he saw three men in front of the store, but it was not more than twenty minutes after twelve.

POOR QUALITY
ORIGINAL

0274

Patrick Coan, sworn. I am the defend-
ant. I was arrested and sent to the House
of Refuge about nine years ago for petty
larceny by officer Carey. I was also
sent to the penitentiary for six months
for petty larceny about three years ago
by the same officer, and on other time
I was arrested by officer Carey for dis-
orderly conduct and sentenced three
months and served a month of the
time in the workhouse. I am 19 years
old. I was arrested this last time on the
23 of February, Sunday afternoon at two
o'clock in Seventh Avenue and 24th
street by officer Carey. I remember the
evening of the 22nd of February. I met
that evening Simmons and Sherman
about twelve o'clock in a saloon on the
corner. I had a couple of drinks; we
stayed in there a little while, came
out and walked down; we were going
home and Simmons said, "Take a
walk down here next door," we got
down there and he said he was
going in the store, and he told
Sherman to take his overcoat off
and go in and he said he would
punch him in the nose if he

POOR QUALITY
ORIGINAL

0275

would not go in. I says I would not have anything to do with it. Sherman asked me to hold his coat. I chucked it down. I said I did not want to have anything to do with the thing. I walked down Twenty Seventh St. and went right home. I got in the house 25 minutes to one and the next day I came out Sunday afternoon and got arrested at two o'clock. At the time I left Simmons and Sherman in front of that butcher shop there had been no attempt to enter it. I met Mrs. Taylor in the hallway with a lamp in her hand as I entered the house; her sons had just gone down. I went in the house and James Powers was up waiting for me; he let me in and I went to bed. There was a conversation in front of the desk in the station house when Sherman was brought up by officer Carey. Officer Carey asked me if I knew Sherman and I said, yes; he asked me where I was last night and I said, home. He says, "Were you not with him (Sherman)?" I says, no. He says to Sherman, "Was not Coan with you last night?" Sherman said, yes. Officer Carey said to him

POOR QUALITY
ORIGINAL

0276

Didn't you say you would punch him ^(Cary) in the nose if he did not go in the store? Sherman says, "yes," and I say to Sherman, "Was I with you last night when you went in that store? did I say I would punch you in the nose?" He said, "no." I told officer Carey that Sherman asked me to hold his overcoat. I refused and chucked it down. I asked Sherman was not that right and he said, yes.

Cross Examined.

I heard officer Carey say that he would punch Sherman in the nose if he did not say what he wanted him to. This was in front of the desk, and the sergeant was sitting there. The burglary was not planned in the liquor store by Sherman, Simmons and myself. I work in Larabee's cracker factory. I was not working on the day in question because it was a holiday, Washington's birthday. I had been working there a week before Thanksgiving, my brother is a fireman there. I got seven dollars a week. Before that I worked in a laundry in Sixth avenue. The butcher shop is within two doors of the saloon.

POOR QUALITY
ORIGINAL

0277

James Lynch sworn. I am a Sergeant of the 16th precinct. I was present when Sherman and Coan and officer Carey were at the desk in the station house. It is not true what Sherman said, that officer Carey told him (Sherman) if he did not say something he would hit him on the nose; nor is it true what Coan said that the Sergeant laughed; the Captain was not there (the witness narrated the whole of the conversation already testified to).
Patrick Lavine sworn. I am a policeman of the 16th precinct and was present at the desk of the station house when all these parties were there. I did not hear officer Carey say to Sherman, I will punch you in the nose if you don't say so.
John J. Barron sworn. I am an officer of the 16th precinct and was also in front of the desk at this time. Officer Carey did not at any time say to Sherman, "I will hit you on the nose if you don't swear to such and such a thing."

The jury rendered a verdict of guilty of burglary in the third degree. The defendant was sent to the penitentiary for three years.

POOR QUALITY
ORIGINAL

0278

Testimony in the
case of
Patrick Hevane

filed
March
1890

30.13

POOR QUALITY
ORIGINAL

0279

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 N. Sherman, Patrick
Coan and Charles Simmons

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

John N. Sherman, Patrick
Coan and Charles Simmons

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

The said

John N. Sherman, Patrick
Coan and Charles Simmons, all

late of the Twentieth — Ward of the City of New York, in the County of
New York, aforesaid, on the ~~twenty-third~~ day of February in the year of
our Lord one thousand eight hundred and ninety, with force and arms, at the
Ward, City and County aforesaid, a certain building there situate, to wit: the Shop of one

Felix Lazard

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

Felix Lazard

in the said Shop 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.

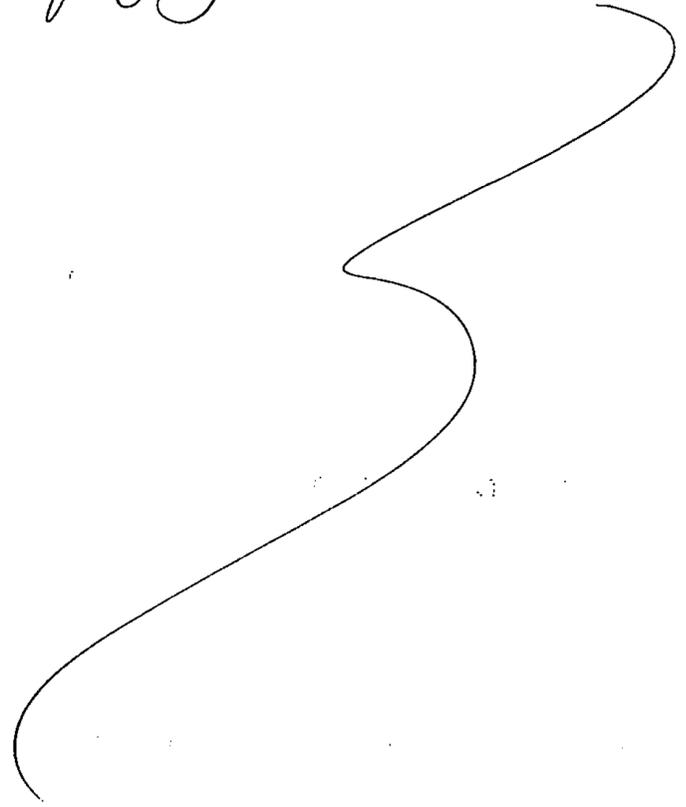
POOR QUALITY ORIGINAL

0280

SECOND COUNT—

AND THE GRAND JURY AFORESAID, by this indictment further accuse the said *John N. Sherman, Patrick Coan and Charles Simmons* of the CRIME OF *Petit* LARCENY committed as follows:

The said *John N. Sherman, Patrick Coan and Charles Simmons*, all 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 *right* time of the said day, with force and arms, *eight fowls of the value of fifty cents each*



of the goods, chattels and personal property of one *Felix Lazard* in the *shop* of the said *Felix Lazard*

there situate, then and there being found, *in the shop* 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 P. Fellows,
District Attorney

0281

BOX:

390

FOLDER:

3633

DESCRIPTION:

Smart, Henry

DATE:

03/05/90



3633

POOR QUALITY ORIGINAL

0282

8. *Not signed* 170

Counsel,

Filed

2003 March 1880
John Williams
Pleads, *John Williams*

THE PEOPLE

39
Birth and 1st 28. 34
Proving for I

Mary Smart

H. W.

Robbery, degree, [Sections 224 and 228, Penal Code].

JOHN R. FELLOWS,

District Attorney.

A TRUE BILL.

John Sam R. Pharaoh
Part 2 - March 21, 1887, For emen.
tried and convicted Robbery 2nd deg
S.P. 5 yrs - B.M.

Witnesses:

John Williams

John Williams

March 26

POOR QUALITY ORIGINAL

0283

Police Court— D District.

Affidavit—Larceny.

City and County }
of New York, } 55.

of No. 326 East 82 Street, aged 22 years,
occupation laborer being duly sworn

deposes and says, that on the 1st day of March 1896 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent, in the day time, the following property, viz:

Two English sovereigns. two
half crowns. one two shilling
pieces two one shilling pieces in
all to the amount of Twelve
dollars (\$ 12 00/100)

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 Henry Smart (now here)
and an unknown not-yet-arrested
from the ^{fact} that the said unknown
man held deponent while said
defendant went down in to the left
hand pocket of deponent-pants which
deponent was ^{then} and ^{there} wearing on his person
at the time and did feloniously
take steal and carry away the
above named property

John Williams

Sworn to before me, this 21 day
of March 1896
Wm. H. White
Police Justice.

POOR QUALITY ORIGINAL

0284

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. Henry Smart

Question. How old are you?

Answer. 39 years

Question. Where were you born?

Answer. England

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

Answer. Washington Street

Question. What is your business or profession?

Answer. Marine Fireman

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
Henry Smart

Taken before me this 2 day of March 1889
H. W. White
Police Justice.

POOR QUALITY ORIGINAL

0285

97 = 2 - A = 60 =

597

157
157

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court... 2 District, 344

THE PEOPLE, &c.,
ON THE COMPLAINT OF

John Williams

1 Henry Street

2
3
4

Offence Larceny felony

Dated March 2, 1890

White Magistrate.

Griffin Officer.

9. See along change of 60 District
Witnesses
No. 1
No. 2
No. 3
No. 4

1139
1139
1139
1139

12500
12500

to answer
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 \$1000.00 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 March 2, 1890 [Signature] Police Justice.

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

Dated 18 Police Justice.

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

Dated 18 Police Justice.

POOR QUALITY ORIGINAL

0286

CITY AND COUNTY OF NEW YORK, ss. POLICE COURT, 2 DISTRICT.

John Griffin of No. 100 Broadway Street, aged 25 years, occupation Police Officer being duly sworn, deposes and says that on the 2 day of March 1889 at the City of New York, in the County of New York.

John William Snowling is an necessary witness for the people in the of William against Henry Tomant and is allowed to go defendant has reason to believe that he will not appear when wanted wherefore defendant prays that he may be committed to the house of Detention John Griffin

Sworn to before me this 2 day of March 1889 [Signature] Police Justice.

**POOR QUALITY
ORIGINAL**

0287

COURT OF GENERAL SESSIONS.

----- X
T H E P E O P L E :
 - vs - :
H E N R Y S M A R T : Before
 : Hon. Randolph B. Martine
Indictment filed March 15th, 1890. : and a Jury.
Indicted for robbery in the first :
degree. :
----- X

Tried March 20th & 21st, 1890

APPEARANCES:

Assistant District Attorney Parker for the People;
Mr. Westerfield, for the defense.

Goetz Loeb testified that he was engaged in business as a ticket agent and money broker, at 69 Broadway. On the 1st day of March, he saw the complainant at his place of business, and changed some money for him. He gave the defendant two gold sovereigns and ten British shillings, in silver. He recollect that among the money was a two shilling piece, and two half crown pieces. It was between nine and ten o'clock in the morning that the transaction occurred.

**POOR QUALITY
ORIGINAL**

0288

(2)

John Williams testified that he was born in Yorkshire, England, and on March 1st he lived at 326 East 82nd Street in the City of New York. He intended to sail on that day, on the steamship Bothnia, for England. He bought his ticket at about half past nine o'clock on that morning from Mr. Loeb, and he had Thirty five dollars in American money, in bank bills exchanged for two sovereigns, ten shillings and two dollars and a half in American money. Among the silver were two half crowns and one two shilling piece and two six pences. After he got the money he walked through Rector, Church, Fulton to West Street, and entered a saloon to have a drink. There he met another man who said that he was going to England on the same steamer. The prisoner and another man stood near them at the bar while they were talking. The conversation lasted about 15 minutes. He and the man who intended to sail with him had several drinks together. Then the defendant and his companion joined them at the bar, and the defendant asked him, the complainant, where he was going. He, the complainant, said that he was going over to the other side, and the other man who had said that he was going over also, spoke up and said that he was going to the other side too. Then the defendant said that he thought about getting a sailor's job to go to the other side too. He, the complainant, said that he

**POOR QUALITY
ORIGINAL**

0289

(3)

was glad of that, because he would be able to see the defendant occasionally on the other side. Then the defendant asked him, the complainant to treat, and he treated several times. Then he, the complainant, left the saloon with the first man that he spoke to. Then the defendant and his companion followed them, and when they entered a saloon, about a quarter of a block away, the defendant and his companion entered also. The saloon was on the corner of Clarkson and West Streets. He, the complainant, took a cigar and his companion had a glass of beer, the defendant and his companion entered and asked if they were going to treat. His, the complainant's companion, said that they would not treat any more. But the defendant and his companion insisted upon being treated, and he, the complainant, had to treat them. Afterwards he, the complainant, and his companion went down to the Cunard dock, and the defendant and his companion followed them. As they reached the dock he, the complainant, said that he would like to get a package of cigarettes, and the defendant said that he would go and get them. He, the complainant, gave the defendant fifteen cents, and the defendant went and got the cigarettes. When they got to the gang way of the ship, the officer stationed there allowed him, the complainant to go aboard, because he had a ticket, but would not allow Smart. He, the complainant remained aboard of the

**POOR QUALITY
ORIGINAL**

0290

(4)

ship for about a quarter of an hour. He asked the officer at the gang way when the ship would sail, and was told that it would sail at two o'clock. It was then 1.15. Then he, the complainant, went ashore and the defendant said, "come up and have a drink. I haven't got no money, but I know a place where I can get it." He, the complainant, said that he did not want any more to drink. But the defendant persuaded him to go with him. On the corner where the saloon was they were joined by the defendant's former companion. It was the corner of Clarkson and West Streets. Then they crossed the street to a lumber yard and entered the yard. Smart's companion walked ahead, and Smart walked behind him, the complainant. Smart said that the lumber yard was a short cut to where they could get a drink. Almost as soon as they got into the yard, Smart's companion turned and caught hold of him, the complainant, and held his arms down behind him, the complainant. Then Smart put his hand into his, the complainant's left trowser's pocket, and took out his money, two pounds ten shillings. It was still wrapped in the paper in which he had received it from Mr. Loeb. Then the two men ran away. He, the complainant, put his hand into his pocket, missed his money and ran after Smart and his companion. He caught hold of both of them by the shoulders and told them to give him back his money. They

**POOR QUALITY
ORIGINAL**

0291

(5)

cursed and swore and kicked his hat around. He told them that he would have them arrested, then Smart ran out into Washington Street, and the other man ran into West Street. He, the complainant, pursued Smart, because Smart had his money. He followed Smart into a saloon in Washington Street, near King. The lumber yard was in King Street. Smart asked him, the complainant, to have a drink. He, the complainant, demanded his money. The defendant said that he did not have any of his money. He then told the men in the saloon that the defendant had robbed him, and there was a police officer in the rear of the saloon, and he arrested the defendant. The defendant was searched in the police station, and some money was found upon him, but he, the complaint, did not examine the money.

Under cross examination the complainant testified that he left his boarding house at about 7 o'clock that morning and went to a restaurant, and got his breakfast. From there he went to Mr. Loeb's to get his money changed and bought his ticket. After that he went to West Street where he met the defendant. He was not intoxicated, though he took altogether perhaps half a dozen glasses of beer.

Officer John Griffin testified that he was attached to the 9th Precinct Police. He arrested the defendant. He saw the defendant enter the saloon, followed by the complain-

**POOR QUALITY
ORIGINAL**

0292

(6)

ant and a lot of boys. The complainant said to him, the witness, that he had been robbed by the defendant, and described the circumstances of the robbery just as he had told them upon the witness stand. The complainant was somewhat under the influence of liquor, and the defendant appeared to have been drinking also. Before he searched the defendant, in the station house, he had obtained from the complainant a description of the money that the complainant claimed to have lost. He found upon the defendant the silver money described by the complainant.

Under cross examination the officer testified that he had carefully preserved in a pocket book the exact money that he took from the defendant, and had produced it in court. When he was taking the defendant before the Police Justice, the defendant said, "If you think I am guilty take me before a Magistrate. I didn't steal the money." The defendant said that he had the money found upon him when he left England. He said that when he left England that he had seven pounds, but afterwards he said that he had five pounds.

Michael O'Brien, testified that he lived at 559 Greenwich Street, and kept a liquor store at 566. The defendant was arrested in his, the witness's saloon. He, the witness, was standing in front of his bar when the defendant

**POOR QUALITY
ORIGINAL**

0293

(7)

entered and called for a drink of whiskey, and threw out a gold piece on the bar. As soon as the defendant had thrown it down upon the bar, he took it back and put it in his pocket and threw out a shilling piece. A moment afterwards the complainant entered, and had the defendant arrested.

For the defense, Henry Smart, the defendant, testified that he was a native of Liverpool, and was a steamship fireman. He was last employed upon the steamship Yesso, of Sunderland, England. He first saw the complainant on March 1st in West Street, opposite the dock of the National Line of steamships. He, the defendant, had been treating two firemen and a longshoreman in the saloon, and had just come out when the complainant, who was very drunk came rolling along. The complainant cried out, "Hello, English." Then the complainant asked him, the defendant, if he was going away on the Bothnia, and he, the defendant, said that he was not going to England for sometime. Then the complainant asked him to go in and have a drink. They had a drink together in a saloon. The complainant asked for liquor but the bar keeper said that he had had enough to drink and that he could have some soft stuff. After they had had several drinks in this way, he, the defendant, suggested that they should go down to the steamship. But the complainant said

**POOR QUALITY
ORIGINAL**

0294

(8)

that he must spend all of the money that he had in his pocket before he went aboard. He, the defendant, said that he had had enough drink, and walked away. The defendant went into the saloon on the corner of the street, with four or five other men. He, the defendant, met a fireman from Dublin, who worked on the Morgan Line of steamships, and he took a drink with this man, who said that he was hard up, and he, the defendant paid for the drink with an English shilling. He had no American money in his pocket. When he came from England, he had seven pounds, and on the morning of March 1st, when he left his boarding place, he had 19 English shillings in his pocket. Then he went into the saloon where the officer and the defendant were, and had called for a glass of ale when the complainant said, "that's one of them," pointing to him, the defendant. He, the defendant, was astonished at the complainant's charge, and denied it, but the officer arrested him. He, the defendant, had never been arrested before in his life, he did not rob the complainant of a cent, or aid anyone else in doing so. The complainant didn't give him 15 cents to buy some cigarettes. The complainant said that he wanted some cigarettes, and he, the defendant, paid for them out of his own pocket.

Under cross examination the defendant testified that he was 39 years of age and that he had been following the sea

**POOR QUALITY
ORIGINAL**

0295

(9)

for about 9 years. He, the defendant, had never been in New York before. He arrived about two weeks before March 1st, he had never been arrested in England. He boarded in Washington Street, but he could not recall the number or the proprietor's name.

POOR QUALITY ORIGINAL

0296

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Henry Smart

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

of the CRIME OF ROBBERY in the first degree, committed as follows :

The said Henry Smart,

late of the City of New York, in the County of New York aforesaid, on the first day of March, in the year of our Lord one thousand eight hundred and eighty-eight, in the day time of the said day, at the City and County aforesaid, with force and arms, in and upon one John Williams, in the peace of the said People, then and there being, feloniously did make an assault, and

Two gold coins of the United Kingdom of Great Britain and Ireland, of the kind called "sovereigns", of the value of five dollars each, two silver coins of the Kingdom aforesaid, of the kind called "half-crowns" of the value of sixty cents each, one other silver coin of the Kingdom aforesaid, of the kind called "two-shilling pieces" of the value of fifty cents, and two other silver coin of the Kingdom aforesaid, of the kind called "shillings" of the value of twenty five cents, of the goods, chattels and personal property of the said John Williams, from the person of the said John Williams, against the will, and by violence to the person of the said John Williams, then and there violently and feloniously did rob, steal, take and carry away, the said

Henry Smart being then and there aided by an accomplice actually present, whose name is to the Grand Jury aforesaid as yet unknown; against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

John P. Bellows, District Attorney