0211

BOX:
101

FOLDER:
1082

DESCRIPTION:
Siccaro, Antonio

DATE:
04/12/83

1082

02 12

BOX:
101

FOLDER:
1082

DESCRIPTION:
Trezza, Gaetano

DATE:
04/12/83

1082

Witness
Carmen Sbacco
Raphael Cassella
301 Monroe St.

Michael di Rosa
44 Ellington
Antonio Camino
of Hester

6 Ch. 2.
G. R. remd. Apl 12/93.

Counsel,

Filed 12 day of April 1883

Pleads, Not guilty.

THE PEOPLE

vs.

Antonio Siccaro P
v N.A. ~~B~~
and Gaetano Grezza

Homicide of the Degree of Murder in the First Degree.

~~DANIEL G. ROLLINS,~~
John J. McKeon
District Attorney.

A True Bill.

[illegible], *Foreman.*

Ch. 1.

Tried and Tried & acquitted.

the day of

POOR QUALITY ORIGINALS

02

E1

0214

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

The People of the State of New-York :
- against - :
Antonio Siccaro and Gaetano Trezza. :

The Grand Jury of the City and County of New-York, by this indictment, accuse Antonio Siccaro and Gaetano Trezza of the Crime of MURDER in the first degree, committed as follows:

The said Antonio Siccaro and Gaetano Trezza, late of the First Ward of the City of New York, in the County of New York, aforesaid, on the eleventh day of March in the year of our Lord one thousand eight hundred and eighty-three at the Ward, City and County aforesaid, with force and arms, in and upon one Gaetano Capotianco in the peace of the People of the State then and there being, willfully, feloniously, and with a deliberate and premeditated design to effect the death of him the said Gaetano Capotianco did make an assault.

And ~~then~~ they — the said Antonio Siccaro and Gaetano Trezza, him the said Gaetano Capotianco with a certain knife which they — the said Antonio Siccaro and Gaetano Trezza in their right hands then and there had and held ~~the said~~ in and upon the chest of him the said Gaetano Capotianco then and there wilfully, feloniously, and with a deliberate and premeditated design to effect the death of him the said Gaetano Capotianco did strike, stab, cut and wound, giving unto him the said Gaetano Capotianco then and there with the knife aforesaid, in and upon the chest of him the said Gaetano Capotianco one mortal wound of the breadth of one inch and of the depth of six inches of which said mortal wound he the said Gaetano Capotianco ~~at the Ward, City, and County aforesaid, from the day first aforesaid, in the year aforesaid, until the in the year aforesaid, did languish, and languishing did live, and on which~~ on the said eleventh day of March in the year aforesaid, ~~the said~~ at the Ward, City and County aforesaid, then and there did die.

And so the Jurors aforesaid, upon their oath aforesaid, do say that they the said Antonio Siccaro and Gaetano Trezza him the said Gaetano Capotianco — in the manner and form, and by the means aforesaid, at the Ward, City, and County aforesaid, on the day and in the year aforesaid, wilfully, feloniously, and with a deliberate and premeditated design to effect the death of him the said Gaetano Capotianco did kill and murder, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

John McKeon
~~DANIEL G. ROLLINS,~~ District Attorney.

Rohle
v
Beecan
&
Ze Zbo

Rules of testimony

0216

District Attorney's Office
City & County of
New York.

People
vs
Antonio Siccaro
Gaetano Rizzo

Killing
Gaetano Capobuco

March 11th 1883 at 301 Monroe St
5 PM Sat O.P.M. Schomaker Knife.
Seems to have pistol — then used knife Deft & Schomaker

1 Doctor or Dead testimony.

2 Mary Anne Dennis 595 Grand St
Saw the manual Saw Siccaro
raise his hand as if to strike, had
something flash in it

3 Tomaso Casella
Saw the occurrence, Received gunshot
action as if to draw a pistol — he was
struck and fell dead in my arms.
Siccaro was near enough to strike

4 Officer Livingston. 13th Precinct. made

0217

2

District Attorney's Office.
City & County of
New York.

arrest found pistol and knife, the knife was a shoemakers one. covered with blood.

There were examined before the Comm. Michael Natuno & his wife, who both say that Gaetano Ruffo did the stabbing with Sicarios knife that he snatched from the bench

Mary Siccar says Coposuno caught her by the throat &c.

0218

PART I.

THE COURT ROOM IS IN THE SECOND STORY AND FRONTING THE PARK.
If this Subpœna is disobeyed, an attachment will immediately issue.
Bring this Subpœna with you, and give it to the Officer at the Court-Room door, that your attendance may be known.
[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

SUBPŒNA

FOR A WITNESS TO ATTEND THE

Court of General Sessions of the Peace.

The People of the State of New York,

To Mary Ann Litmar

of No. 545 Grand Street,

GREETING:

WE COMMAND YOU, That, all business and excuses ceasing, you *appear* in your proper person, before the Court of General Sessions of the Peace, to be holden in and for the City and County of New York, at the Sessions Building, in the Park of the said City, on the 4 day of [illegible] instant, at the hour of eleven in the forenoon of the same day, to testify the truth and give evidence in our behalf, against Antonio Siccaro & al

in a case of Felony whereof *he* *stands* indicted. And this you are not to omit, under the penalty of Two Hundred and Fifty Dollars.

Witness, Hon. FREDERICK SMYTH, Recorder, of our said City, at the City Hall, in our said City, the first Monday of [illegible] in the year of our Lord 188 .

JOHN McKEON, *District Attorney.*

LIVINGSTON & OLCOTT,
ATTORNEYS AND COUNSELLORS-AT-LAW,
31 PINE STREET.

ROBERT A. LIVINGSTON.
J. VAN VECHTEN OLCOTT.

New York, May 9th 1883

The People
- vs -
Antonio Siccaro } Murder 1st degree

Dear Col.

After leaving you I saw my client in the Tombs - He has been locked up since March 12th '83 - and his wife is locked up also, as a witness - He is a very quiet, decent, man and a tradesman - He and the dead man (Capobianco) were friends and had never quarreled - He is entirely innocent -

The dead man & Trezzo (who stabbed him & escaped) had fought a week before that - and renewed the fight that afternoon - The dead man began it by threatening to shoot Trezzo who then stabbed him in self defense - We can try it on Mon. in 45 minutes. Please do & oblige

R. A. Livingston

0220

DISTRICT ATTORNEY'S OFFICE.

New York, ... 188

This witness came to the office with a sick child in her arms and said another was lying sick with diphtheria at home, under these circumstances I excused her

OB
Jan 4 83

0221

Mr Nuffs
Anne Dutman

0222

1.

TESTIMONY.

301 Monroe

Antonio Siccaro being sworn says,

On March 11th /83 between 5 P.M. & 5 30 P.M. ~~I was in my room and~~ saw some people fighting in the street and, among them the deceased. He went into my house and shortly after the Officer arrested me and took me into my house and I saw the dead man on the floor. ~~I did not see the man killed because I was outside.~~ I saw the man ~~Frezza~~ Gaetano Frezza strike the dead man with a knife he took from my shoemaker's bench. I saw the deceased with a pistol in his hand just before he was struck with the knife.

Antonio Siccaro

Sworn to March 12th 83
William H Kennedy

301 Monroe rag picker

Michael Gratiano being sworn says,

On March 11th /83 I was in Antonio Siccaro's house about 5 P.M. or 5 30 P.M. and a quarrel was going on. I was standing near deceased and urging him to leave the room and not make a disturbance. I did not see the deceased draw his pistol ~~but he had a pistol in his pocket~~. I saw Gaetano Frezza take a shoemaker's knife from the bench where Siccaro used to work and strike deceased a blow with it and he fell to the floor after a slight struggle. There were two woman present my wife Saveria Grinia and Siccaro's wife and 5 or 6 men. Siccaro was in the room but did not strike deceased except with his pistol. When he ran out of the room the ~~the blo~~ blow had been struck with the knife. I saw Frezza throw away the knife after the stabbing. Michael Gratiano,

Mary Siccaro being sworn says,

On March 11th /83 about 5 or 6 P.M. I was in my room at 301 Monroe st and my husband and some friends were drinking beer together and I wanted them to go away I asked deceased to ~~go~~ go away when he turned around & seized me by the throat and I told him to let go and if he did it again I would give him a kick, raising my foot at the same time. They all began to quarrel among themselves

Sworn to before me,
this 21st day of March 1883
William H Kennedy CORONER.

0223

STATE OF NEW YORK.

CITY AND COUNTY OF NEW YORK, SS.

AN INQUISITION,

Taken at the Coroner's Office *No.* 13 & 15 Chatham *Street in the* 4th *Ward of the City of New York, in the County of New York, this* 21st *day of* March *in the year of our Lord one thousand eight hundred and* eighty three *before*

WILLIAM H. KENNEDY, Coroner,

of the City and County aforesaid, on view of the Body of Gaetano Capobianco *now lying dead at* 301 Monroe St *Upon the Oaths and Affirmations of* Seven *good and lawful men of the State of New York, duly chosen and sworn, or affirmed and charged to inquire, on behalf of said people, how and in what manner the said* Gaetano Capobianco *came to his death, do upon their Oaths and Affirmations, say: That the said* Gaetano Capobianco *came to his death by*

Hemorrhage from a stabwound in the chest inflicted either by Antonio Piccaro or ~~Gaetano~~ Vrezza on March 11th/83 at about 5 30 P.M. at 301 Monroe st.

In Witness Whereof, *We, the said Jurors, as well as the* **CORONER,** *have to this Inquisition set our hands and seals, on the day and place aforesaid.*

JURORS.

Raphael Rosenberger	No 772 3rd ave
J Barbes	No 777 3rd ave
B Forster	" 782 " "
George Carter	708 3d Av
John Bufalem	689 3rd ave
James Dunn	671 3 ave
C H Randall	669 3rd Ave

William H Kennedy

CORONER, L. S.

0224

TESTIMONY.

2

but I could not tell what they quarrelled about for I do not speak Italian. I saw a man whose name I do not know strike deceased in the face. I did not see any one strike deceased with a knife. I did not see deceased with a pistol in his hands. I ran out to call a police officer when the fight began and when I came back I saw deceased lying on the floor dead.

Mary Siccaro

Mary Ann Bitmar being sworn says.

I live at 556 Grand st and went to see Siccaro about a pair of shoes I bought from him in the morning about 5 P.M. March 11/83. I was sitting near the bed in room and a quarrel began among the Italians present. I became alarmed and rushed for the door. I saw the shoemaker raise his hand as if to strike a blow but did not see any knife in his hand. I saw something black in his hand but could not say it was a knife. I did not see any one with a pistol.

Mary Ann Bitmar

Tomaso Casella being sworn says,

On March 11/83 about 5 or 6 P.M. I was in Siccaro's house 301 Monroe st when the deceased began to quarrel with ~~Gaetano~~ by Frezza Antonio Siccaro and put his hand to his pocket and threatened to shoot. I took hold of him and said to him "Come to your wife. She wants to see you" At the same time he was struck by some one I could not see and fainted in my arms. Siccaro was standing near the bed but I do not know whether he was near enough to strike him. Gaetano Frezza was near him also but I did not see him strike any blow. Gaetano Frezza ~~The deceased~~ is ~~was~~ married to my daughter.

Tomaso Casella

Sworn to before me,
this 21st *day of* March 1883

William H Kennedy CORONER.

K. Homicide 953

Coroner's No. 765

1 Quar. 1883

AN INQUISITION

On the **VIEW** *of the* **BODY** *of*

Gaetano Capotiano

whereby it is found that he came to his Death by

Hemorrhage from Stab Wound of the chest inflicted either by Antonio Siccavor or Gaetano Grezza on March 11th 1883 about 5.30 P.M. at 301 Monroe st

Inquest taken on the 21st *day of* March 1883

before

WILLIAM H. KENNEDY, Coroner.

MEMORANDUM.

AGE.	PLACE OF NATIVITY.	WHERE FOUND.	DA'TE. When Reported.
24 Years. 6 Months 6 Days.	Italy	301 Monroe	March 12/83

025

0226

Coroner's Office. **TESTIMONY.**

Saveria Grinia being sworn says,
I live at 301 Monroe and am the wife of Michael Gratiano. On March 11/83 at 5 or 5-30 P.M. I was in Siccaro's room when the quarrel began. I saw Saetano Grezza stab Capobianco with a knife which he threw on the floor and then run away. I ~~then~~ did not see Capobianco draw his pistol nor hear him say he would shoot any one. I ~~saw~~ was standing near the shoe-maker's table when the stabbing took place. Siccaro was standing in the room near the dead man when he was killed but I did not see him make any blow with his fist or with a knife.

Saveria Grinia

Antonio Siccaro 301 Monroe st being sworn says,
The evidence I gave in the Station House was given when my mind was disturbed & I am now able to tell all I know without reservation.
On March 11th/83 about 5 or 5-30 P.M. I was in my room when a quarrel began. Capobianco threatened to shoot me and put his hand behind his back. A man whose name is Saetano and who is the son-in-law of Tomaso Casella picked up the knife from my shoemaker's bench and stabbed Capobianco when he fell. Saetano threw away the knife and every one ran away. I stood by my door and the policeman arrested me and took

Taken before me this day of 188

Taken before me William H Kenney CORONER.
this 21st day of March 1881.

0227

Coroner's Office. **TESTIMONY.**

me inside my store where I saw deceased lying dead on the floor

Antonio Siccaro

Officer Simington 13th Precinct being sworn says,
On March 11/83 about 5.30 P.M. while on post I was told about a disturbance in 301 Monroe st and went there. I found Siccaro standing on the stoop of his residence shaking with fear and took him into the store where I found deceased lying dead with blood flowing from his wounds. A woman gave me the pistol now shown to the jury and I thought at first the man was shot. The people accused Siccaro of the crime and wanted to lynch him but by great effort I succeeded in bringing him safely to the Station House. When I reached the Station House I found the pistol had not been discharged and went back to the store and found a shoemakers knife covered with blood. lying on bench. On examining the wound I found that it was such a one as might be made by the knife now shown to the jury.

James H Simington

Taken before me
this 21st day of March 1883

William H Kennedy CORONER.

0228

5.

Coroner's Office. **TESTIMONY.**

Averia Yoncci being sworn says,

I found the pistol lying on the floor in the room where the fight was and near the body of deceased. I gave the pistol to a woman who gave it to the Police Officer. I went to the room of the Shoemaker because I heard it was my husband who was killed.

Averia Yoncci

Taken before me
this 21st *day of* March 1883

William H Kennedy CORONER.

0229

Coroner's Office. TESTIMONY.

Peoples Ext A Ne 1 8/83

Wm A. Conway M.D. being sworn says,
On Monday March 12th/83 I proceeded to 301 Monroe st and found the body of deceased in charge of an Officer of 13th Precinct. He was lying on his back on the floor in the attitude in which he fell. On examining the body ~~the body~~ a stab wound, about an inch or an inch and a half long was covered about four inches from the median line and about 4½ or 5 inches above the left nipple. On opening the chest it was found that the knife had penetrated between the ribs downwards and inwards and had cut into the Aorta causing instant death from shock and loss of blood. The other organs of the body were found to be normal. In my opinion the deceased came to his death by shock from Hemorrhage caused by a stab wound in the chest and that the wound was made by a knife such as has been exhibited to the Jury. The person causing the wound must have struck a downward blow and in so doing have raised his hand above or on a level with his head.

Wm A. Conway M.D.

Taken before me
this 21st day of March 1883

William H Kennedy CORONER.

0230

Witness

Michael Sciriano 305 Monroe
Tomaso Cavalli 301 Monroe St
Storrii Sonnei " "
Mary Sciriano
Mary Ann L'Amer 395 Grand St
[illegible] Szmidzinski " " Post
William A Conway M.D., Coroners Office

0231

BOX:
101
FOLDER:
1082
DESCRIPTION:
Simmons, Richard
DATE:
04/17/83

1082

188

Counsel,

Filed 17 day of April 1883

Pleads Not guilty

THE PEOPLE

vs.

P

Richard Simmons

21 95 Madison

INDICTMENT.

~~Burglary in the second degree~~ LARCENY

JOHN McKEON,

District Attorney.

P 2 April 24 1883

Tried & Convicted

A True Bill.

M H Timber

Foreman.

2 yr Gen'l S.P.

F.J.

WITNESSES:

0233

COURT OF GENERAL SESSIONS OF THE PEACE

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against
Richard Simmons

The Grand Jury of the City and County of New York, by this indictment, accuse Richard Simmons of the CRIME OF ~~Larceny from the person~~ Grand Larceny in the second degree committed as follows:

The said Richard Simmons late of the First Ward of the City of New York, in the County of New York, aforesaid, on the eighth day of April in the year of our Lord one thousand eight hundred and eighty three at the Ward, City and County aforesaid, with force and arms, one satchel of the value of one dollar, one promissory note for the payment of money, the same being then and there due and unsatisfied, of the kind commonly called United States Treasury Notes, of the denomination and of the value of five dollars, one other promissory note for the payment of money, the same being then and there due and unsatisfied, of the kind commonly called Bank notes, of the denomination and of the value of five dollars and divers coins of the United States of a number, kind and denomination to the Grand Jury aforesaid unknown of the value of two dollars and fifty cents of the goods, chattels and personal property of one Rosa Klein on the person of the said Rosa Klein then and there being found, from the person of the said Rosa Klein 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 McKEON, District Attorney.

0234

Police Court 3 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Anna Allen
137 Eastern St
Servant
Richard Simmons

1 Richard Simmons
2
3
4

Offence Larceny from Person

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

Dated April 5 1883
Magistrate. 5 1883
Officer.
Precinct.
Witnesses Anthony B Pfeil
Excuse
Boyle
No. 46 3rd Avenue
No. Street.
No. Street.
$ 1000 to answer
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 Richard Simmons

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 April 5 1883 Hugh Garrison *Police Justice.*

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

Dated 188 . *Police Justice.*

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

Dated 188 . *Police Justice.*

0235

Sec. 198—200

3 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

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

Question. What is your name?

Answer. Richard Simmons

Question. How old are you?

Answer. 21 years

Question. Where were you born?

Answer. New York

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

Answer. 95 Mulberry Street 2 years

Question. What is your business or profession?

Answer. Painter

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

Answer. I am not guilty

Richard Simmons

Taken before me this 5th *day of* April 1883

Joseph Ghummel *Police Justice.*

0236

3 District Police Court. Affidavit—Larceny.

CITY AND COUNTY OF NEW YORK, } ss

age a Servant Rosa Klein 19 years of

of No. 137 East 18 Street,

being duly sworn, deposes and says, that on the 5 day of April 1883

at the City of New York,

in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent quit from the person of deponent in the day time the following property, viz:

One Small Velvet Satchel, which contained a pocket book, and good and lawful money of the issue of the United States consisting of one Note of the denomination and value of five dollars, and Silver Coin of the value of Two 50/100 Dollars, said Money being in all of the value of Seven 50/100 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 Richard Simmons (now here) from the fact that deponent was walking along 3rd Avenue between 15th & 16th Street, when deponent had said Satchel containing said property in the pocket of the cloak then worn upon deponents person that said Simmons was walking along side of deponent and he pinched deponents arm, that at that time

POLICE JUSTICE. 188

0237

deponent felt a jerk on her pocket and looking around, she saw said Satchel in the possession of said Simmons, and deponent so charges

Rosa Heim.

Sworn to before me this
5th day of April 1883

Hugh Clemens Police Justice

District Police Court.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

AFFIDAVIT—Larceny.

Dated 188

..... Magistrate.

..... Officer.

WITNESSES:

DISPOSITION

0238

BOX:
101

FOLDER:
1082

DESCRIPTION:
Sippili, Isaac

DATE:
04/25/83

1082

Bail fixed at $3500.
F.S.
April 26th/83.

Defendant Apl 26/83 by Abraham Stein 89 Gold St.

The Memorandum handed me by the Dist Atty does not conceded that the only property alleged to have been stolen consist of the checks referred in the Bill of the defts. Cal. between true. I accordant pausing upon the question as to whether or not the checks in question are [illegible] it is clear that indictment sufficiently [illegible] discharged. other (over)

Bail fixed $3500

Counsel, Blumenthal & Hirsch.
Filed 25 day of April 1883
Pleads Not Guilty May 24/83.

THE PEOPLE

vs.

~~A. A.~~ B

Isaac Simpson

Grand Larceny, degree. Section 528

demurrer dismissed by Court. May 8 83

JOHN McKEON,
Dec 12/83. District Attorney.
Indictment dismissed and bail discharged.

A True Bill.

Case limited & Defd again submitted to Grand Jury Mch 12/1884.

Foreman

Prosecutor

Which is the subject of a larceny. Some of the opinion that the demurr. must be overruled & judgment be. Under cheers in favor of the Defts.
May 8th/83 F.S.

POOR QUALITY ORIGINALS

02

0240

District Attorney's Office.
City & County of
New York.

People
v
Sippili

As the larceny charged in this case is concededly only the stealing of a check of Levenson Bros. for $2500 and having personally examined an original complaint in an action brought by Levenson Bros. agst. Sippili to recover the amt. of aforesaid check I find that said complt. verified by M. Levenson contains a statement that the consideration for the check was loaned to defd. I therefore recommend that defendant be discharged on his own recognizance

N.Y. Augt. 17. 1883.

Jno. Vincent
Asst. Dist. Atty

0241

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

PEOPLE OF THE STATE OF NEW YORK,
against

Isaac Sippili

The Grand Jury of the City and County of New York, by this indictment accuse Isaac Sippili of the crime of GRAND LARCENY, in the First degree, committed as follows:

The said Isaac Sippili late of the First Ward of the City of New York, in the County of New York, aforesaid, on the Twenty First day of March in the year of our Lord one thousand eight hundred and eighty-three at the Ward, City and County aforesaid, with force and arms, three promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one thousand dollars, and of the value of one thousand dollars each: three promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of five hundred dollars, and of the value of five hundred dollars each: twenty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one hundred dollars, and of the value of one hundred dollars each: thirty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of fifty dollars, and of the value of fifty dollars each: fifty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of twenty dollars, and of the value of twenty dollars each: sixty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of ten dollars, and of the value of ten dollars each: eighty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of five dollars, and of the value of five dollars each: ninety promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of three dollars, and of the value of three dollars each: one hundred promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of two dollars, and of the value of two dollars each: one hundred and twenty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one dollar, and of the value of one dollar each: one promissory note for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of one hundred dollars: one promissory note for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of fifty dollars: two promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of twenty dollars each: three promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of ten dollars each: ten promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of five dollars each: ten promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of three dollars each: fifteen promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of two dollars each: thirty promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of one dollar each: bank bills of banks to the jurors aforesaid unknown, and of a number and denomination to the jurors aforesaid unknown, of the value of one thousand dollars. Two gold coins (of the kind usually known as double eagles), of the value of twenty dollars each: three gold coins (of the kind usually known as eagles), of the value of ten dollars each: six gold coins (of the kind usually known as half eagles), of the value of five dollars each: fifteen gold coins (of the kind usually known as quarter eagles), of the value of two dollars and fifty cents each: ten gold coins (of the kind usually known as three dollar pieces), of the value of three dollars each: thirty gold coins (of the kind usually known as dollar pieces), of the value of one dollar each: gold coin of the denomination to the jurors unknown, and a more particular description whereof cannot be given, of the value of one thousand dollars. Sixty silver coins (of the kind usually known as dollars), of the value of one dollar each: sixty silver coins (of the kind usually known as half dollars), of the value of fifty cents each: one hundred and fifty silver coins (of the kind usually known as quarter dollars), of the value of twenty-five cents each: three hundred silver coins (of the kind usually called dimes), of the value of ten cents each: six hundred silver coins (of the kind usually known as half dimes), of the value of five cents each: one thousand silver coins (of the kind known as three cent pieces), of the value of three cents each: silver coin of a denomination to the jurors unknown, and a more particular description whereof cannot be given, of the value of fifty dollars. Three thousand coins (of the kind known as cents), of the value of one cent each: five hundred coins (of the kind known as two cents), of the value of two cents each, and one instrument and writing, of the kind commonly called bank checks drawn by the firm of L. Emerson and Company, to the order of the said Isaac Sippili, for the payment of the sum of two thousand five hundred dollars, the same being then and there unsatisfied, and of the value of two thousand five hundred dollars of the goods, chattels, and personal property of one Michael Emerson then and there being found, feloniously did steal, take and carry away, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

$2500.

JOHN McKEON, District Attorney

0242

INFORMATION CUT

OFF AT BOTTOM

EDGE

0243

Court of General Sessions of the Peace
of the City & County of New-York.

In the Matter of the Application
to resubmit to the Grand
Jury a charge of Grand
Larceny against
Isaac Sippili.

City & County of New York, ss.

Vernon M. Davis being duly sworn deposes and says, as follows: I am one of the Deputy Assistant District Attorneys of the County of New York.

On the 25th day of April, 1883, an indictment for Grand Larceny in the First Degree was filed in this court against the above named Isaac Sippili. Subsequent thereto, and on the 12th day of Dec. 1883, said indictment was dismissed and bail discharged. Thereafter, and on the 21st day of March, 1884 the complaint therein was ordered to be resubmitted to the Grand Jury; and the Grand Jury, on the 29th day of April, 1884, returned the said complaint as dismissed.

I have carefully considered the facts in said complaint contained, and I believe that they make out a case of larceny against said Sippili. If the witnesses for the People are all examined by the Grand Jury, it is my opinion that a bill will be found.

Vernon M. Davis.

Sworn to this 17th day of [illegible]
[illegible] Public N.Y. Co.

0244

DISTRICT ATTORNEY'S OFFICE,

New York, ... 188

Please deliver to bearer
checks exhibits in
case of People
vs Isaac Siffpili
vs
D Lincey Neoll

~~Received Oct 25 1883 Dec~~
~~Dec 12 1883~~

Received Oct. 16th 1885 check No 635, dated May 31. 1883 by I Siffili to order of H. Wallach Sons for $3002.00; also letter from Siffili to H. Wallach & Son dated Mch 26. 1883; also letter from Siffili to Ralph Kahn no date; also check No 632 dated Mch 31. 1883 by I. Siffili to order of L. Levinson & Co for $2500; both above checks drawn on Nat. Bank Pa. also check No 8246 drawn on Merchants Nat. Bank Mch 31. 1883 by L. Levinson & Co to order of I. Siffili

Horace Russell for Gabriel Holmes Jr.

0245

Upon the within affidavit of Orman M. Davis, sworn to the 17th Nov. 1885, and upon all the papers herein

Let the within case be resubmitted to the Grand Jury

N.Y. Nov. 17/85 RBS

Judge.

Grand Jurors

Isaac Sipperly

Affidavit of Orman M. Davis

Complaint Grand Larceny / 1st degree Sect 528

April 29 1884 Bill dismissed

Edwin H. Sloan

Ordered by Court complaint be a[illegible] submitted to [illegible] Jury - Mch [illegible]

Lewis Fox
Complainant
Filed Nov 25 1883
Geo. Ellis Clerk
Geo. Ellis Clerk 12. 1883

246

In the General Sessions

The People &c. on the Complaint of Levenson against Isaac Sippili.	

City and County of New York, ss.

Michael Levenson, being duly sworn, deposes and says:

Affiant is, and at the times hereinafter mentioned was, a member of the firm of L. Levenson & Co., composed of Louis Levenson, Michael Levenson and Max L. Levenson, doing business, as wholesale Clothiers, at 461 to 467 Broadway.

One Edward Newman was , and is, their book-keeper. Said Newman is the brother-in-law of I. Sippili.

On Saturday the 31st. day of March, 1883, at about half-past Two o'clock in the afternoon, the said Newman received from the said Sippili a note of which the following is a copy:

"New York, Mch. 31, 1883.

Dear Ed:

I wish you would please and have enclosed check exchanged for me. I want to transfer funds from one Bank to another. If you think that the house would refuse, you had better not ask them; but it would be a great accommodation to me.

Yours

I Sippili."

Inclosed in said note was a check of which the following is a copy:

"No. 832 New York, March 31, 1883.

The National Park Bank
of New York
Pay to the order of L. Levenson & Co. Twenty-five hundred Dollars.
$2500.00 I. Sippili."

Said Newman showed to the Deponent said note and said check.

Thereupon, Deponent signed a check, prepared by his said book-keeper, Newman, of which the following is a copy:

"No. 3248. New York, March 31, 1883.
Machanics National Bank.
L. Levenson & Co.
Pay to the order of I. Sippili Twenty five hundred Dollars.
$2500.00 L. Levenson & Co."

Said Newman at once sent the ~~said check~~ same to the said Sippili.

The check given by deponent seems to have been endorsed by the said Sippili, and to have been paid through the Manhattan Institution. It was paid---whether directly to said Sippili or through the Manhattan Institution---deponent has no other information than appears on the back of the check.

The check received from Sippili was sent to the Mercantile National Bank for deposit on the same afternoon it was received. Deponent is informed and believes that upon being presented to the Park Bank the Paying Teller there stated that the said Sippili had not on deposit in said Bank, the funds to pay said check, and that the said paying teller marked said check on the end with a lead pencil. "N. G."

Deponent is further informed and believes that on the said Saturday, March 31st.1883, the said Sippili transferred to his son-in-law, one A Stein, or to members of his own family, a large sum of money which was made up of said $2500. received from

deponent as aforesaid and other moneys, acquired by the said Sippili in the manner hereinafter recited, by frauds the same and similar to that practised upon deponent.

Deponent is further informed and believes that on Monday, after having made such transfers to his said son-in-law, or to other members of his family the said Sippili made a general assignment, for the alleged benefit of creditors, to one Kalberman, who has theretofore been his bookkeeper; and deponent is informed and believes, that at the time the said Sippili obtained said check from deponent the said Sippili was hopelessly insolvent, known to himself to be so, and then contemplating the assignment which was made on the following Monday.

Deponent is further informed and believes that on the same day on which the said Sippili obtained said check from deponent, he obtained a similar check, under similar circumstances, for $2000. from one Ralph Kahn; and on the same day under similar circumstances a check for $2000. from one Rice his wife's cousin; and that within the three or four preceding days, he had obtained checks from Messrs. H. Wallach's Sons for $3,002.50; from Keyser, Townsend & Co. for $5000; from Claflin & Co. for $5,008; from Rosenthal Brothers & Co. for $3,500.---in each instance giving them his check on the National Park Bank dated March 31, 1883.

Deponent is ~~further~~ also informed and believes that on the said 31st. day of March, 1883, the said Sippili attempted to make an exchange of checks, under similar circumstances, with Julius Catlin Esq, but that said Catlin refused to make the exchange.

Deponent further charges that the said check of

his said firm was obtained from him by the false and fraudulent pretense, well known to the said Sippili to be false and fraudulent, that the said Sippili's said check set forth above was good and that the said Sippili had moneys in the said Park Bank to meet the same when it should be presented: when, in fact, the said check was not good, said Sippili had not moneys on deposit in the Park Bank to meet his said check at that time or at any time thereafter which he the said Sippili well knew: and that the said check so given as aforesaid by deponent was obtained from deponent under facts and circumstances which constitute a larceny under Section 528 of the Penal Code of the State of New York.

Sworn to before me this
19th day of March, 1884.

Jabez Holmes Jr.
Comm'r of Deds
City & County of New York

0251

City & County of New York ss.

Michael Brennan being duly sworn says he was the complainant against Isaac Shipili on the charge of larceny in that he obtained the sum of my firm for $500 on the 3rd day of March 1883 in exchange for his own check of the same date and amount, upon his statement that he merely wished to transfer funds from one bank to another, when in fact he had not in the Park Bank, the funds to meet his check when he gave it, which he well knew.

Affiant further says that after the said Shipili was indicted this deponent received only one subpoena to attend at the Court for the trial, and that immediately upon receiving such subpoena deponent went to the office of his personal counsel, and that his counsel told him he would have the case adjourned

0252

for a few days, and notify him of the adjourned day. That deponent thereupon went to work to prepare the case for trial, by finding witnesses who had likewise been defrauded by said agents of the same or a like nature; and the next deponent knew he was informed the case had been dismissed.

Deponent further says he has written no letter to the defendant since the indictment was filed, nor authorized any to be written, nor that he will now directly or indirectly make any settlement of said charge, or ~~[illegible]~~ action against said agents, while criminal proceedings are pending.

Deponent's sole desire is to have a fair trial of the charge made without fear or favor, and to that end he will at once obey any order or direction of the Court or of the District Attorney.

Sworn to this 15th day of March 1884 before me

Jabish Hollings Jr.
Commr of Deeds
City & County of New York

216 #356

In the matter of
Isaac Seffeli.

Affidavit of Michael
Levenson.

RICH'D S. NEWCOMBE,

4 Warren St.,
NEW YORK.

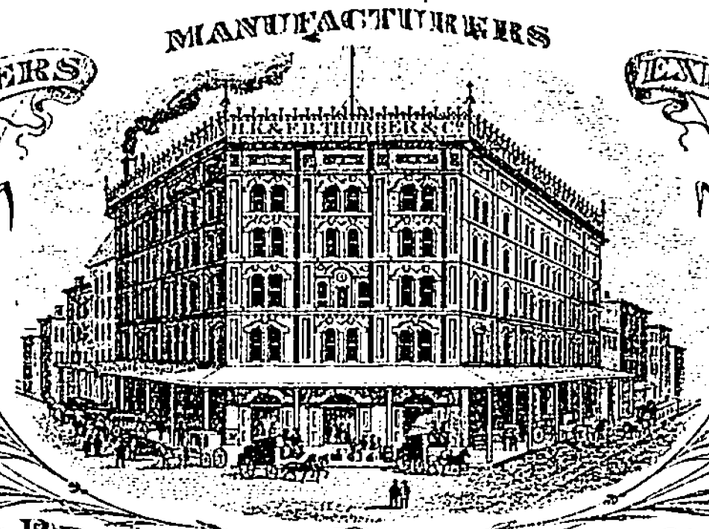
0254

FOOD PRODUCTS.

MANUFACTURERS

IMPORTERS

EXPORTERS



HORACE K. THURBER.
FRANCIS B. THURBER.
ALBERT E. WHYLAND.
ALEXIS GODILLOT, JR.
JACOB S. GATES.

Houses in Europe.
9 & 11 FENCHURCH AVE, LONDON.
9 RUE FOY, BORDEAUX.

P. O. Box, 3482.

Telegrams-THURBER, New York.

Manufactory of Food Products,
85, 87 & 89 THOMAS ST., N.Y.
Canned Goods Factory,
MOORESTOWN, NEW JERSEY.
Bonded Warehouse,
22 WORTH STREET, NEW YORK
Coffee Roasting Establishment,
18 & 20 WORTH STREET, NEW YORK.
Produce Commission Department,
DUANE & HUDSON STS. NEW YORK
Flavoring Extract & Drug Department
171, DUANE STREET, NEW YORK

WEST BROADWAY, READE & HUDSON STS.
NEW YORK.

APRIL 10, 1883. 188

MR. ALLEN,

DEAR SIR:

IN THAT CASE AGAINST L. SUPPLEE, WE FOUND A BILL. THEY ARE AFRAID HE WILL SLIP AWAY THIS AFTERNOON AND I THINK YOU HAD BETTER PUT A SMART OFFICER ON IT IMMEDIATELY.

YOURS, TRULY,

H K Thurber

0255

GLUED PAGES

0256

0257

City and County of New York, ss:-

I, MICHAEL LEVENSON of said City, being duly sworn say:

I am a member of the firm of L. LEVENSON & CO., composed of Louis Levenson, Max L. Levenson and myself. 467 Bway

In September 1882, ISAAC SIPPILI applied to me representing my said firm to loan him our firm notes for ten thousand dollars. About the same time he stated to me that he thought of retiring from business, that he was worth about $140,000, owning the house in which he lived on the south side of 65th Street between Madison and Fourth Avenues, worth about $45000 , entirely free and unencumbered. I believed him to be good and so believing loaned him our two notes which I renewed in January 1883 for $4987.50 and $4872.10, which will become due on the 9th and 16th days of May.1883.

In our employ as book-keeper, is Edward M. Newman; he is a brother-in-law of said Sippili. On March 31st 1883, said Newman handed me a check of said Sippili for $2500, dated on that day with a letter from him saying that he wished to transfer funds from one bank to another and not wishing that to be observed by his bank,

asked our check in exchange for his for the same amount. Believing said Sippili to be good and that he required and intended to use my said firm's check for the purpose stated I loaned him my said firm's check for $3500 which was duly paid at my said firm's bank on April 2nd in due course; said Sippili's check we also deposited on March 31st to our credit, but it was returned as not good on April 2nd.

I inquired at the Park Bank as to the condition of said Sippili's account there and was informed by the President of that Bank that said Sippili had not the funds to his credit to meet said check either on March 31st or April 2nd, and that my said firm's check was one of a number of checks of said Sippili returned unpaid for want of funds on April 2nd.

On April 2nd 1883, said Sippili made and delivered a general assignment for the benefit of creditors recorded on that day at 3:53 P. M. but at 3:43 P. M. of that same day there was also recorded a Mortgage dated April 2nd, 1883, from said Sippili in favor of Abraham Stein upon his said house on 65th Street for the sum of $35000 and on the following day there was also recorded a deed from said Sippili dated March 10th 1883, in favor of Israel Marks and Simon Selig of the same premises as security for four notes amounting to $35000.

I am also informed by William S. Dunne of the firm of H. B. Claflin & Co., that said Sippili borrowed from various merchants in this City, within afew days of his said assignment upwards of $30,000 and about $20,000

of which he borrowed the day preceding his assignment by giving his checks in exchange which would not reach his bank until after he had perfected his arrangements to withdraw his funds from the Bank.

Sworn to before me this
13th day of May 1883, J M Freeman
Rufus P. Livermore,
Notary Public,
M.C.P. Co

0260

Court of General Sessions
In the matter of the People &c.
against
Isaac Seligman
City & County of New York &c.

I Edward M. Newman of said City being duly sworn say

On the 31st day of March 1883 I received from Isaac Seligman a note enclosing his check for $2500 to the order of Messrs. L. Lowenson & Co. annexed hereto is a true and correct copy of such note to the best of my recollection and belief. I shewed the same to Messrs L. Lowenson & Co they then sent to said Isaac Seligman their check for $2500.—

Sworn to before me this 8th day of May 1883.

Edward M Newman

0261

New York Mch 31- 83

Dear Ed

I wish you would please and have enclosed check exchanged for me. I want to transfer funds from one Bank to the other. —

If you think that the House would refuse, you had better not ask them but it would be a great accomodation to me. —

Yours Respects

0262

No. 8246 New York, Mch 31st 1882

Mechanics National Bank

Pay to the order of S. Sifpfili

Twenty five Hundred Dollars

$2500

02663

0264

No. 632

NEW YORK March 23 188 5

THE NATIONAL PARK BANK
OF NEW YORK.

PAY TO THE ORDER OF L. Wolman & Co

Twenty five hundred dollars DOLLARS.

$ 2500 00/100

2140 E

0265

FOR DEPOSIT IN
Mercantile Nat. Bank.
TO CREDIT OF

Lederson
"
Syphilis

0267

L. LEVENSON & CO.

515 & 517 BROADWAY.

LOUIS LEVENSON.

MICHAEL LEVENSON MAX L. LEVENSON

New York. _____ 188__

S. Barron	7000.
[illegible]	[illegible]
[illegible]	[illegible]
[illegible]	[illegible]
[illegible]	[illegible]
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[illegible]	[illegible]
[illegible]	[illegible]

0268

District Attorney's Office.

PEOPLE

vs.

Lippili Isaac

Hold this case from the G. J. until further orders from Dist Atty.

NOV 24/45

D.A. [illegible]

0269

Delay 27.1884

Statement of

Edward M. Newman.

I am employed as bookkeeper at L. Levinson & Co's, 461-467 Broadway; I have been there going on seven years. I was there in their place of business on the 31st of March 1883.

Q Do you remember the circumstances about an exchange of checks with a Mr. Lispenard?

A Yes sir.

Q Who was he?

A He was a Commission Merchant I think at 9 and 11 White St.

Q State in your own way what occurred according to your recollection?

A I think it was about half past Ten O'Clock that we got a letter, or rather I got a letter — the letter came directed to me, as our previous correspondence — inclosing a check for $2500, and asking whether I cashed exchange it for him, as he desired to transfer funds from one

back to the other, at the same time stating that if I thought the firm wanted stamps so it not to ask it. I did not think so, as for years we had loaned money in exchange on one thing or another. I thought there was a receipt they wanted for it, and should turn around and give them the letter.

Q Which one of the firm was it?

A I cannot recollect who it was.

Q Were they both there?

A I think so, as far as my recollection goes, I am not sure on this point. As both of them signed I spoke to just indifferent to one which one. I showed it to them. After a little hesitation, they agreed to it. I made out a check and the time being quite busy and being so close to Bank hours, I took the check and I folded it in the same letter I received. I addressed it

again to him. I took his answer letter, put the check in it and came around to the Lunch, and sent it back. That was all that occurred.

Q What did you do with the check which he sent you?

A I deposited it in the bank.

Q That day?

A Yes. I think it was on a Saturday, if I aint mistaken, the 31st of March, and the next Monday the check was returned "not good."

Q What did you do then?

A If I aint mistaken, we sent the check to Mr. Sipfle.

Q Mr. Levinson is under the impression that you wanted to do it and that he stopped you — that you told him you were afraid to do it, and he said "you don't do that" and he asked you where the letter was, and he is under the impression that you sent the letter, not back with the check, but ——.

A No. I am quite positive on that point.

Q You know what his impression is about it? A. I remember very well that when he sent it to me, I was quite busy at the time and it was late, near Bank hour, and in order to save time I took the check, put it in his letter and sent it back.

Q You know his impression is that you sent the letter back Monday and asked you to explain how it happened?

A I think on Monday we sent there the check asking for another check, and that his bookkeeper came there to our office and she was quite indignant that the Bank refused it, saying that they had funds there — at least this is my impression. I am quite sure on this point either because it happened once before that, one of his checks came back not good. I am not sure whether it was that occasion

or before.

Q Had you ever exchanged checks with him before?

A yes. once previous ~~to that~~ one of his checks came back marked "not good"

Q How many times had you exchanged checks with him before?

A Quite a number of times.

Q Were not those other times times when he would send you a check dated ahead?

A Not that I remember; no. They were dated the same day; sometimes he would ask us to keep a check for the next day, or it may be a couple of days, because he was short.

Q When did you first tell Mr Levenson ~~that~~ you sent the letter back?

A When we found out that the check was no good and that he had failed. Mr Levenson asked me for the letter. Then I told him that I had returned the letter together

with the check.

Q Do you remember the contents of the letter?

A yes sir, just as I stated in the affidavit I made at the time. I made an abstract of it from memory as near as I could recollect it, and I gave it to Mr. Levenson.

Q And was it from that that this copy that I hand you was made? (Handing paper)

A Something like that; something to this effect.

Q Are you sure the letter you received was dated the 31st of March?

A It was dated the same day that we gave the check.

Q Are you sure enough of that so that you cannot be mistaken about it?

A It is not very likely that the letter was of a previous date sent with it. It was all within a few minutes — the receiving of the letter, the making out of the check and sending it to him.

Q And that all was on the 31st of March 1883 on a Saturday?
A yes sir
Q You say his bookkeeper was indignant?
A I think that was on a previous occasion.
Q Mr. Levinson is under the impression that you were starting to send the check, and he said "no" and then you said "I sent the letter back" and then you made this memorandum of the letter — that you were going to send or go with the check, and he said "no" Have you any recollection of seeing either Lippilli or his book keeper that day?
A yes, I believe in the evening I saw his bookkeeper in the street. I think that on Monday his son-in-law, Mr. Stein sent for me from a down town office,
Q From a lawyers office?
A yes. I don't recollect exactly. I was there before and after. He sent for me to go there immediately

As I was alone I did not go. He sent for me again in the afternoon, that I should come immediately as it was a matter of the greatest importance. As soon as I could manage it I went down, and on the way down — I think at William street — I met Mr. Kalberman who was his book-keeper and I asked him what was the trouble. He said "Don't you know?" I said "No." He said "Don't you know Mr. Sippilli has failed." That was entire news to me and we went down together to this lawyer's office, and there in the back office was Mr. Sippilli, and his son-in-law (A. Stein) I believe was there, and afterwards his wife was there. His son-in-law is in the hide business in the Swamp.

Q What office was this?

A I dont know.

Q What did they want you for?

A. Mr. Sippilli spoke about killing himself, or throwing himself in the water, and Mr Otemi wanted me to take care of him until he could go for his wife. Mr. Sippilli's wife came then — she is my sister — and Mr. Kalberman asked him about the check, and he said that amount had been preferred. I think it was the next day, or about that, that I went to look for Mr Kalberman and asked him for that letter, which could not be found, and never has been found.

Q What did Kalberman say about that?

A He said he could not remember. He could not recollect anything at all about it. Kalberman is in the segar business now at 112 or 115 Chamber St — a store I think. He was a bookkeeper for Sippilli. I don't know whether Kalberman is in the segar business for himself or not.

He is a young man, unmarried. He is a German. I cannot say much of him because I only knew him as a book-keeper for Sippilli

Q Did Sippilli ever give any explanation of his action in regard to this exchange of checks?

A I never spoke to him a word on the subject, until sometime after that I went to his house — I do not know how long it was after; in fact he upbraided me — because I was not speaking to him. I considered he did me a great wrong, because I being there and he being my brother in law I thought if he borrowed money from them he ought to let them alone, I being there. He knew I had nothing else in the world but was dependent on that position. If I had been thrown out of my position I would be in

a very bad way, and that is why I did not speak to him or my sister

I do not know whether I made a previous remark to Mr. Stein about this check or not - I know this conversation came up about this check of $500; and he says "It seems you are under the impression with the others that I collected the money on that check?" I says "I don't know that - I said so" I says "It certainly looks so, because if you deposited the check in bank the bank stamps it in some way, and this check had no sign on anything whatever in the Bank" and I says "It so looks as if it was collected." He says "How can you say so?" I says "Bring your stack of checks and you won't find one that has not some endorsement or other, and this has not." I says "I don't

say that you did collect it." but I says "It looks so, and I say so yet" He says "Your saying so wont make it so, it can be proved by our books that the check has been deposited and used for the purposes that it was asked for."

Did he claim he had the money in the Park Bank against this check?

A He could never claim anything to me, I felt as though the less I knew about it the better off I was.

He made an assignment to Kalberman, I do not know the assets and liabilities. Nothing has been paid yet. I think among the assets were some cotton bales which his wife said amounted to $12,000 or $15,000

I think it was a lawyer named Wood down in William St. who drew the assignment.

N.Y. Supreme Court 1297

Louis Levenson
vs
Isaac Sippili

Complaint Order
Notice Affidavit
and Judgment
(Copy)

0283

N.Y. Supreme Court

Louis Levenson
Michael Levenson
Max J. Levenson
vs
Isaac Lippili

This action having been commenced by personal service of summons upon the defendant herein on the 24th day of May 1883 and the said defendant having appeared by Messrs Blumenstiel & Hirsch his attorneys and having offered in writing to allow the plaintiffs to take judgment against him in the sum of Twenty five hundred dollars with interest and costs which offer the plaintiffs within ten days thereafter duly accepted in writing and the interest having been computed at the sum of Twenty four 03/100 dollars and the costs having been adjusted at the sum of Seventeen 72/100 dollars

0284

It is adjudged that said plaintiff recover of Isaac Lippill defendant the sum of Twenty five hundred and twenty four 00/100 dollars amount of debt and interest and seventeen 77/100 dollars costs and disbursements making together the sum of Two thousand five hundred and forty one 75/100 dollars

(sd) Patrick Keenan
Clerk

Filed June 25 1853 10h30m

0285

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

I, PATRICK KEENAN, *Clerk of the said City and County, and Clerk of the Supreme Court of said State for said County,*

Do Certify, *That I have compared the preceding with the original* Complaint, Offer-Notice, affidavit and judgment

on file in my office and that the same is a *correct transcript therefrom, and the whole of such original.*

In Witness Whereof, *I have hereunto subscribed my name, and affixed my official seal this* twenty-first *day of* September 188[illegible]

Patrick Keenan

Clerk.

2.50

0286

New York Supreme Court
Plaintiffs desire the trial to be had in the City and County of New York.

Louis Levenson, Michael Levenson, and Max L. Levenson, Plaintiffs,
-against-
Isaac Lippili
Defendant.

The Plaintiffs, by Richd S. Newcombe, their attorney, respectfully show:-

1. That they are co-partners, composing the firm of L. Levenson & Co., and carry on business as such co-partners in the City of New York, where they each reside.

2. That on or about March 31st 1883, the defendant, for value received, made and delivered his certain check, to the Plaintiffs as such co-partners, in words and figures following:-

632. N. Y. March 31. 1883.
The National Park Bank of New York,

0287

Pay to the order of L. Levenson & Co. Twenty-five hundred Dollars.
$2500.

P. Lippili.

3. That the same was duly presented to the said Bank for payment, but the same was not paid nor was any part thereof, the defendant being insolvent and having no funds on deposit in said Bank.

4. That no part of said check has since been paid, and the whole amount of said check is now due and owing from defendant to plaintiffs.

5. That the consideration of said check was money to the amount thereof and on or about the date thereof loaned and advanced by the plaintiffs as such copartners to the defendant at his request, no part whereof has ever been repaid

Wherefore plaintiffs demand judgment for said sum of Twenty-five hundred dollars

with interest thereon from March 31st 1883, besides the costs of this action.

Richd L. Newcombe
Pltffs Atty.

Office & Post Office Address,
4 Warren St. N. Y. City.

State of New York.
County of New York. } S.S.

Michael Levenson, being duly sworn, deposes and says that he is one of the plaintiffs in this action, that he has read the foregoing complaint and knows the contents thereof, and that the same is true of his own knowledge, except as to those matters therein stated to be alleged on information & belief, and as to those matters he believes it to be true.

M. Levenson

Sworn to before me this 8th day of May, 1883.

Rufus P. Livermore
Notary Public N.Y. Co.

0289

4

N. Y. Supreme Court.
City & County of New York.

Louis Levenson, Michael Levenson & Max L. Levenson
against
Isaac Lippili

I, Isaac Lippili, hereby offer to allow judgment herein to be taken against me by the Plaintiffs herein for the sum of Twenty-five hundred dollars with interest thereon from Mch 31st 1883, with costs.

Dated N. Y. May 24. '83. Isaac Lippili

Signed in presence of
Leonard Pinto

0290

New York Supreme Court
New York County.

Louis Levenson, Michael Levenson, & Max L. Levenson,
agst
Isaac Lippili.

Please take notice that I accept the offer made by defendant herein to allow judgment in favor of above-named plaintiffs and against him for the sum of $2500 with interest thereon from the 31st day of March, 1883, besides the costs of this action.

Richd S. Newcombe
Plffs Atty
4 Warren St. - N.Y. City

To Messrs Blumenstiel & Hirsch,
Deft's Attys - 320 Broadway
N.Y. City

City & County of New York - ss:-
I, Richd S. Newcombe, being duly sworn, say. I am the attorney

0291

for above-named plaintiffs.
That I am duly authorized to accept the offer made herein by the defendant as above set forth on the part of the plaintiffs.

Richd S. Newcombe

Sworn to before me
this 26th day of May
1883.

Jno. B. Lozier
Commis. of Deeds.
N. J. Co.

Service of a Copy of the within is hereby admitted this 26 day of May 1883.

Blumenstiel & Hirsch
Defts Attys

0292

N.Y. Supreme Court

Louis Levenson
Michael Levenson
and Max Levenson
agst
Isaac Sippili

City and County of New York ss
& Affts

Court of the Attorney of the above named plaintiffs

That on the 24th day of May 1883 and before any trial herein, the defendant Isaac Sippili in said action appeared by Messrs Blumenstiel & Hirsch his attorneys and served upon plaintiffs attorney the annexed written offer subscribed by said defendant to allow judgment to be taken against said Isaac Sippili defendant in this action for the sum of Seventy five hundred dollars, with interest and costs.

That on the 26th day of May

0293

1883 and within ten days after the service of said offer as aforesaid the plaintiffs through their attorney accepted the same, and served upon said defendants attorney a written notice of acceptance subscribed by the attorney for said plaintiff and duly authenticated by affidavit a copy of which is hereto annexed

That the item of costs and disbursements embraced in the annexed bill of costs have been or will be necessarily incurred by the plaintiffs in this action according to deponents knowledge and belief

Rufus P. Livermore

Sworn to before me
June 1st 1883
Leopold Woodle
Notary Public
N.Y. Co. 194

0294

Statement

Amount offered and accepted		$2500.00
Interest		24.03
Costs by Statute $15.00		
Serving Summons & Complaint	1.00	
Affidavits	50	
Entering Judgment	50	
Sheriff's Fees on Execution	72	17.72
		$541.75

People v. Lesser, 12 Hun 669
+ cases, three cites
affirmed 73 N.Y. 78
People v. Arnoldt

17

0296

The People v Isaac Siffili.

Witnesses.

(...) Michael Leonson 461 Broadway
Dung Edward Cleaman (Book keeper) 461 Broad
+ Book keeper Park Bank
in charge of letter J. Mar 31, 83
+ Book keeper Mech Bank
in charge of letter J. Mar 1883
+ Clerk of Court of Com Pleas
with Record of assignment, Apr. 2/82
of Isaac Siffili
— Witness as to checks under same
circumstances on same day
— Henry Rice, (of Rice Styx & Co) 13 White St
Siffili wants $6000 Gets $2000
— Ralph Kahn

As to moneys obtained from March 26 to 31st
on his own checks dated Mar 31st
— Henry Rice (of Rice Stiefel & Co) 466 Broome
— Simon Haas 196 Church St
Mar 28/ $2000 "loan till Monday"
— W. J. Dunn (of H. B. Claflin & Co) $5000
— Mr Chas D. Cook, of Keyser, Townsend & Co
— Isaac Wallack (of Wallack, Son) Cor. Church, Thomas & Duane
— Jesse Rosenthal 412 Broadway
— + Rappaport 13 & 15 White St (Mar 30) $1000 till Monday
Hochheimer Ro...

0297

BOX:
101

FOLDER:
1082

DESCRIPTION:
Smith, Henry

DATE:
04/11/83

1082

97

Counsel,

Filed 11 day of April 1883

Pleads

THE PEOPLE

vs.

Henry Smith P

29 164 Plaintiff

Grand Larceny, first degree, and Receiving Stolen Goods

JOHN McKEON,

District Attorney

A True Bill.

A. N. Thurber

Foreman.

Apl 12/83

Plead Guilty 2 days

S. P. 2 yrs & 6 mo

0299

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 Smith

The Grand Jury of the City and County of New York, by this indictment, accuse Henry Smith of the CRIME OF GRAND LARCENY in the first degree, committed as follows:

The said Henry Smith

late of the First Ward of the City of New York, in the County of New York, aforesaid, on the sixth day of April in the year of our Lord one thousand eight hundred and eighty-three, at the Ward, City and County aforesaid, with force and arms in the night time of said day, one overcoat of the value of three dollars

of the goods, chattels and personal property of one August Thorn, on the person of the said August Thorn then and there being found, from the person of the said August Thorn, 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 McKeon
District Attorney

0300

Police Court 3 **District.**

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Joseph Stern

142 Division st.

1 Henry Smith

2

3

4

Offence Larceny from person at Lafayette House

Dated April 6 188 3

Garrison

Magistrate.

Captain

Precinct.

Officer.

Witnesses Chas. C. Appleby

No. Street.

No. Street.

No. Street.

No. 1 Street.

$ to answer

APR 6 1883 DISTRICT ATTORNEY'S OFFICE

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

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.~~ is legally discharged

Dated April 6 188 3 Hughes Garrison *Police Justice.*

I have admitted the above-named

to bail to answer by the undertaking hereto annexed.

Dated 188 . *Police Justice.*

There being no sufficient cause to believe the within named

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

Dated 188 . *Police Justice.*

0301

Sec. 198—200.

3

District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

Henry 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. Henry Smith

Question. How old are you?

Answer. 29 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. 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 had nothing to eat for two days, I took the coat to sell it and get something to eat

Henry Smith

Taken before me this 6 *day of* April 1883

Joseph Grumme *Police Justice.*

0302

3rd District Police Court. **Affidavit—Larceny.**

CITY AND COUNTY OF NEW YORK } ss

of age, a Waiter August Thorn 24 years

of No. 142 Division Street,

being duly sworn, deposes and says, that on the 6th day of April 1883

at the City of New York,

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

the following property, viz:

One Overcoat of the value of three 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 Henry Smith (now here)

from the fact that at the hour of about 1 O'clock this a.m. deponent was walking along Division Street when deponent had said Overcoat hanging over deponent arm said Henry walked up to deponent from behind of deponent snatched said coat and ran away with the same

August Thorn

Sworn before me this 6 day of April 1883

Joseph Gardner

POLICE JUSTICE.

0303

BOX:
101

FOLDER:
1082

DESCRIPTION:
Smith, Mary

DATE:
04/03/83

1082

Counsel, C. F. Keller

Filed 7 day of April 1883

Pleads Not guilty

THE PEOPLE

vs.

P

Mary Smith

Grand Larceny, (Basis) Indictment

Recommendation Stealing Goods

H° 20th

H° 28

JOHN McKEON,

District Attorney

A True Bill.

M. Hunter

Foreman.

Not guilty

City Prison one month

POOR QUALITY ORIGINALS

009

0305

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against
Mary Smith

The Grand Jury of the City and County of New York, by this indictment, accuse Mary Smith of the CRIME OF Petit LARCENY, committed as follows:

The said Mary Smith late of the First Ward of the City of New York, in the County of New York, aforesaid, on the 26th ~~on the~~ day of March in the year of our Lord one thousand eight hundred and eighty-three, at the Ward, City and County aforesaid, with force and arms one jacket of the value of seven dollars and fifty cents of the goods, chattels and personal property of one Thomas Simpson 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 McKeon
District Attorney

0306

City and County of New York, ss:

THE PEOPLE,

vs.

Mary Smith

POLICE COURT, SECOND DISTRICT.

On Complaint of Edward McPhillips

For Petit Larceny

After being informed of my rights under the law, I hereby General a trial by Jury, on this complaint, and demand a trial at the COURT OF ~~SPECIAL~~ SESSIONS ~~OF THE PEACE,~~ to be holden in and for the City and County of New York.

Dated July 7 1883

Mary Smith

Police Justice.

0307

Police Court 2 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Edward Williams

vs.

Wm. Smith

2 _____

3 _____

4 _____

Offence, Petit Larceny

Dated March 27 188 9

Witnesses, _____

No. _____ Street, _____ by _____

No. _____ Street, _____ by _____

No. _____ Street, _____ by _____

No. _____ Street, _____ by _____

No. _____ Street, _____ by _____

Clerk. _____ Officer. _____ Magistrate. _____ 188

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

Dated March 27 188 9 _____ *Police Justice.*

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

Dated _____ 188 _____ *Police Justice.*

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

Dated _____ 188 _____ *Police Justice.*

0308

Sec. 198—200

2 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

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

Question. What is your name?

Answer. Mary Smith

Question. How old are you?

Answer. 40 Years -

Question. Where were you born?

Answer. Ireland

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

Answer. 439 Second Avenue a few days.

Question. What is your business or profession?

Answer. I Keep house for my husband

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

Mary Smith

Taken before me this 2 *day of* May *1888*

Police Justice.

0309

2 District Police Court. Affidavit—Larceny.

CITY AND COUNTY OF NEW YORK, } ss

Edward McPhillips

of No. 309 6th Avenue Street, Agent & Watchman

being duly sworn, deposes and says, that on the 26th day of March 1883

at the above premises City of New York,

in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent in the daytime with intent to deprive the true owner thereof

the following property, viz: One Woolen Jacket of the Value of Seven dollars

Sworn before me this 26 day of March 1883

Police Justice.

The property of Thomas Simpson William Crawford and James Simpson Copartners and deponents care and Charge.

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 Mary Smith (nowhere) from the Jack that deponents saw the said Mary Smith take steal and carry away said Property from a counter in said premises and Conceal the same on her person

Edward McPhillips

03 10

BOX:
101

FOLDER:
1082

DESCRIPTION:
Smith, William

DATE:
04/18/83

1082

0341

BOX:
101
FOLDER:
1082
DESCRIPTION:
Sharp, John
DATE:
04/18/83

1082

217

Day of Trial,

Counsel,

Filed 18 day of April 1883

Pleads

THE PEOPLE

vs.

P
William Smith
P
and John Sharp

BURGLARY—*Third Degree,* ~~and Receiving Stolen Goods~~

JOHN McKEON,

District Attorney.

A True Bill.

Apl 18/83

Robert A. Thompson

Catholic Protectory

~~Foreman.~~

POOR QUALITY ORIGINALS

0 3

2 1 8

03 13

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

William Smith and John Sharp

The Grand Jury of the City and County of New York, by this indictment, accuse William Smith and John Sharp ——— of the CRIME OF BURGLARY IN THE THIRD DEGREE, committed as follows:

The said William Smith and John Sharp ——— late of the —22nd— Ward of the City of New York, in the County of New York, aforesaid, on the —ninth— day of —April— in the year of our Lord one thousand eight hundred and eighty— three — with force and arms, at the Ward, City and County aforesaid, the —Church— of the Sacred Heart of Jesus ——— there situate, feloniously and burglariously, did break into and enter, the same being ——— a building in which divers goods, merchandise, and valuable things were then and there kept for use, sale and deposit, to wit: the goods, chattels, and personal property hereinafter described, with intent the said goods, chattels, and personal property of the said the Church of the Sacred Heart of Jesus ——— then and there being, then and there feloniously and burglariously to steal, take and carry away, and one silver coin of the United States of the kind known as dollars, of the value of one dollar, two silver coins of the United States, of the kind known as half dollars, of the value of fifty cents each, two silver coins of the United States of the kind known as quarter dollars, of the value of twenty five cents each, ten silver coins of the United States of the kind known as dimes of the value of ten cents each, ten nickel coins of the United States of the kind known as five cent pieces of the value of five cents each, ten silver coins of the United States of the kind known as half dimes, of the value of five cents each, ten coins of the United States of the kind known as three cent pieces of the value of three cents each, ten coins of the United States of the kind known as two cent pieces of the value of two cents each, and twenty coins of the United States of the kind known as cents of the value of one cent each, of the goods, chattels and personal property of the said the Church of the Sacred Heart of Jesus so kept as aforesaid in the said —Church— 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 McKeon
District Attorney

BAILED,

No. 1, by ______

Residence ______ Street.

No. 2, by ______

Residence ______ Street.

No. 3, by ______

Residence ______ Street.

No. 4, by ______

Residence ______ Street.

217

2/

Police Court— 4 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Martin J. Brophy
457 West 51

1 William Smith
2 John Sharp
3 ______
4 ______

Offence Burglary & Larceny

Dated April 10th 1883

John J. Gorman Magistrate.

Michael J. Burke Officer.

22 Precinct.

Witnesses Matthew A. Taylor

No. 457 W. 51st Street.

No. ______ Street,

No. ______ Street,

$ ______ to answer G. S.

Com

DISTRICT ATTORNEY'S OFFICE RECEIVED APR 12 1883

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named defendants guilty thereof, I order that the be held to answer the same and the 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 April 188 3 ______ Police Justice.

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

Dated ______ 188 ______ Police Justice.

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

Dated ______ 188 ______ Police Justice.

0315

Sec. 198—200

CITY AND COUNTY OF NEW YORK, } ss.

4 District Police Court.

John Sharp 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 Sharp

Question. How old are you?

Answer. 9 years

Question. Where were you born?

Answer. New York

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

Answer. 565 West 43 Street

Question. What is your business or profession?

Answer. I go to school

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 went into the Church with the other boys. the other two boys took the money

John his + mark Sharp

Taken before me this 10 *day of* April 188 3

Police Justice.

0316

Sec. 198—200

CITY AND COUNTY OF NEW YORK, } ss.

4 District Police Court.

William 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. William Smith

Question. How old are you?

Answer. 10 years

Question. Where were you born?

Answer. New York

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

Answer. 551 West 39th Street, 3 months

Question. What is your business or profession?

Answer. Nothing

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 went in the church with the other boys –

Willie Smith.

Taken before me this 10 *day of* April, 188[illegible]

[illegible] *Police Justice.*

0317

Police Court—4th District.

City and County of New York, } ss.:

Martin J. Brophy

of No. 153 West 51st Street, aged 36 years, occupation a Clergyman being duly sworn deposes and says, that the premises No. 153 West 51st Street, 22nd Ward) ~~Street,~~ in the City and County aforesaid, the said being a a brick building being known as the Church of the Sacred Heart and which was occupied by deponent as a place of worship and in which there was at the time no human being, ~~by name~~

were BURGLARIOUSLY entered by means of forcibly " getting over a fence surrounding said Church and turning the knob on the door leading from an alleyway into said Church

on the 6th day of April 1883 in the Night time, and the following property feloniously taken, stolen, and carried away, viz:

good and lawful money of the United States consisting of Copper Silver and Nickel Coins of the value of Three dollars -

the property of the trustees of the said Church, and in the care and charge of deponent as Pastor of said Church

~~the property of~~

and deponent further says, that he has great cause to believe, and does believe, that the aforesaid BURGLARY was committed and the aforesaid property taken, stolen, and carried away by William Smith and John Sharp both now present, and two other persons whose names are unknown to deponent " for the reasons following, to wit: that previous to said Burglary and larceny ~~xxx~~ the said door leading into said Church was fastened and said property was in a box in said premises and this deponent found said Smith and Sharp concealed in said Church about the hour of 12 o'clock, midnight,

Martin J. Brophy

Sworn to before me this 7th day of April 1883

Police Justice

03 18

BOX:
101

FOLDER:
1082

DESCRIPTION:
Snyder, Frank

DATE:
04/25/83

1082

Not Guilty

F.S.

159

Day of Trial,

Counsel,

Filed 25 day of April 1883

Pleads Not Guilty 30

35

39 E 44

THE PEOPLE

vs.

B

Frank Snyder

(two cases)

239 E 44th St

Violation of Excise Law.
Selling without License.

Laws of 1857 - Chap. 628
Section 137

JOHN McKEON,

District Attorney.

Fine $10. F.S.

A TRUE BILL.

Foreman.

Part 2 May 3, 1883

Pleaded Guilty

Fine of $10 paid

POOR QUALITY ORIGINALS

019

0320

Court of General Sessions of the Peace

and County

OF THE CITY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

AGAINST

Frank Snyder

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

of the CRIME of ***Selling Spirituous Liquors without a License,*** committed as follows:

The said Frank Snyder

late of the Ninth Ward of the City of New York, in the County of New York aforesaid, on the first day of April in the year of our Lord one thousand eight hundred and eighty three, at the Ward, City and County aforesaid, certain strong and spirituous 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 strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did sell, in quantity less than five gallons at one time, to

~~and to~~ certain ~~other~~ persons whose names are to the Grand Jury aforesaid unknown, without having a license therefor, as required by law, contrary to the form of the statute in such case made and provided, and against the peace and dignity of the People of the State of New York.

JOHN McKEON, District Attorney.

0321

City and County of New York, ss.

Police Court— ..... District.

THE PEOPLE

vs.

Frank Snyder

On Complaint of Matthew J. McCauley

For violation Excise Law

After being informed of my rights under the law, I hereby demand a trial by Jury, on this complaint, and demand a trial at the ~~COURT~~ ~~OF~~ ~~SPECIAL~~ Court of General SESSIONS OF THE PEACE, to be holden in and for the City and County of New York.

Dated April 1 188 3

Jerry Schneider

POLICE JUSTICE.

0322

EXCISE VIOLATION—WITHOUT LICENSE.

Police Court— 4 District.

CITY AND COUNTY OF NEW YORK, } ss.

of ~~No.~~ the 1st Precinct Police Matthew J. McCauley ~~Street,~~

of the City of New York, being duly sworn, deposes and says, that on the First day of April 1883, in the City of New York, in the County of New York, at No. 239 East 44th Street, Frank Snyder (now present), did then and there sell, and caused, suffered and permited to be sold, under his direction and authority, strong ~~and spirituous liquors, wines~~, ale and beer, being intoxicating liquors, in quantities less than five gallons at a time, to be drunk in the house or premises aforesaid without having a proper license therefor contrary to and in violation of law.

and said Snyder did then and there sell one glass of ale for which he received the sum of five cents lawful money of the United States

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

Sworn to before me this 1st day of April 1883 } Matthew J. McCauley

POLICE JUSTICE.

160

Day of Trial,

Counsel,

Filed 25 day of April 1883

Pleads Not guilty 30

THE PEOPLE

vs.

B

Frank Snyder

(two cases)

239 E 44th St

Violation of Excise Law.
(Sunday.)

Laws of 1873 - Chap. 549

JOHN McKEON,

District Attorney.

A True Bill.

N. W. Thorby

Sentenced on the Indictment.

F.S.

0324

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against
Frank Snyder

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

OF THE CRIME OF **Exposing for Sale and Selling Strong and Spirituous Liquors, Wines, Ale and Beer, on Sunday,** committed as follows:

The said Frank Snyder

late of the First Ward of the City of New York, in the County of New York aforesaid, on the first day of April in the year of our Lord one thousand eight hundred and eighty-three, at the Ward, City and County aforesaid, the same being the first day of the week, commonly called and known as Sunday, with force and arms, certain strong and spirituous 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 whisky, 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 strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did expose for sale and sell as a beverage to

~~unto~~ 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

Frank Snyder

of the CRIME OF GIVING AWAY AND DISPOSING OF STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, ON SUNDAY, committed as follows:

The said Frank Snyder

late of the First Ward of the City of New York, in the County of New York aforesaid, afterwards, to wit: On the said first day of April in the year of our Lord one thousand eight hundred and eighty-three, at the Ward, City and County

0325

aforesaid, the same being the first day of the week, commonly called and known as Sunday, with force and arms, certain strong and spirituous 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 whisky, 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 strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did give away and dispose of as a beverage to ——— ~~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.

THIRD COUNT:

And the Grand Jury aforesaid, by this indictment, further accuse the said Frank Snyder ——— 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 Frank Snyder ——— late of the First Ward of the City of New York, in the County of New York aforesaid, afterwards, to wit: on the said ——— first ——— day of ——— April ——— in the year of our Lord one thousand eight hundred and eighty- three 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 certain premises at number two hundred and thirty nine East Forty Fourth Street ———

in the City and County aforesaid, which said place 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 McKEON, District Attorney.

0326

Police Court — 4 — **District.**

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Matthew J. McCauley

vs.

Frank Snyder

2 .....

3 .....

4 .....

Offence Violation Excise Law

Dated April 1 188 3

Andrew Hutchinson Magistrate.

M. J. McCauley Officer, Precinct.

BAILED,

No. 1, by Andrew Pettit

Residence 411 E 46 Street.

No. 2, by .....

Residence ..... Street.

No. 3, by .....

Residence ..... Street.

No. 4, by .....

Residence ..... Street,

Witnesses .....

No. ..... Street.

No. ..... Street,

No. ..... Street,

$ .....

REC'D APR 1 1883 DISTRICT ATTORNEY'S OFFICE.

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

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

Dated April 1 188 3 — *Police Justice.*

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

Dated April 2 188 3 — *Police Justice.*

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

Dated ..... 188 — *Police Justice.*

0327

Sec. 198—200

CITY AND COUNTY OF NEW YORK, } ss.

4 District Police Court.

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

Question. What is your name?

Answer. Frank Snyder

Question. How old are you?

Answer. 35 years

Question. Where were you born?

Answer. Germany

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

Answer. 213 East 43 St. 1 month

Question. What is your business or profession?

Answer. Saloon Keeper

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

Answer.

I have just opened the saloon and I have made application for my license

Wrong Information.

Taken before me this 1 *day of* April 188[illegible]

Police Justice.

0328

BOX:
101
FOLDER:
1082
DESCRIPTION:
Soloman, Filomeno
DATE:
04/30/83

1082

400 Racey

Day of Trial,

Counsel,

Filed, 30th day of April 1883

Pleads Not Guilty (May 3)

THE PEOPLE

vs.

B

Filomeno Solomon

Assault in the First Degree.

[Sections 217 and 218]

JOHN McKEON,

District Attorney.

Ir May 9. 1883.

Bail discharged

A TRUE BILL.

N N Hawley

Foreman.

0330

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

AGAINST

Filomeno Solomon

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

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

The said Filomeno Solomon

late of the City of New York, in the County of New York, aforesaid, on the twentieth day of April in the year of our Lord one thousand eight hundred and eighty-three with force of arms, at the City and County aforesaid, in and upon the body of Vito Antonio Panilla in the peace of the said people then and there being, feloniously did make an assault and he the said Vito Antonio Panilla with a certain knife which the said Filomeno Solomon

in his right hand then and there had and held, the same being a deadly and dangerous weapon, wilfully and feloniously did beat, strike, stab, cut and wound with intent he the said Vito Antonio Panilla 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 Filomeno Solomon

of the CRIME OF Assault in the Second Degree, committed as follows:

The said Filomeno Solomon, 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 Vito Antonio Panilla then and there being, feloniously did, willfully and wrongfully, make an assault and he the said Vito Antonio Panilla with a certain knife which the said Filomeno Solomon

in his right hand then and there had and held, the same being an instrument likely to produce grievous bodily harm, feloniously did, willfully and wrongfully then and there beat, strike, stab, cut 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 McKEON, District Attorney.

0331

Police Court 3 District. 326

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Sitka Mattingsdotter
58 Mulberry St
Filomeno Solomon

1 Filomeno Solomon
2
3
4

Offence Felonious Assault & Battery

Dated 20 April 1883

Witnesses
No. Street.
No. Street.
No. Street.

BAILED, by Louis Emanuelli
No. 1, by 526 Broome Street.
Residence
No. 2, by
Residence Street.
No. 3, by
Residence Street.
No. 4, by
Residence Street.

Officer. Precinct.

Magistrate.

188

REGISTERED
APR 22 1883
DISTRICT ATTORNEY'S OFFICE.

$ to answer

Committed

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

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 20 April 188 3 Solon B Smith *Police Justice.*

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

Dated 21 April 188 3 Andrew J White *Police Justice.*

There being no sufficient cause to believe the within named

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

Dated 188 . *Police Justice.*

0332

Sec. 198—200.

1 District Police Court.

CITY AND COUNTY OF NEW YORK } ss.

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

Question What is your name?

Answer. Filomena Solomani

Question. How old are you?

Answer. 40 years

Question. Where were you born?

Answer. Italy

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

Answer. 43 Sullivan St. 4 years

Question. What is your business or profession?

Answer. Housekeeper

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

her
Filomena X Solomani
mark

Taken before me this 2 *day of* March 1889

Police Justice.

0333

Police Court— First District.

CITY AND COUNTY OF NEW YORK, } ss.

Vita Antonia Parillo 3 years

~~of No.~~ housekeeper of No 48 Mulberry Street,

being duly sworn, deposes and says, that

on Friday the 20th day of April

in the year 1883 at the City of New York, in the County of New York,

She was violently and feloniously ASSAULTED and BEATEN by

Filomeno Solomian (now here)

who did willfully and feloniously

cut and stab deponent on the

left cheek of deponents face with

the blade of a knife thereby

there said her deponents hand

causing a painful wound

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 20 *day of* April 1883 } Vita Antonia X Parillo
her mark

Salom D Smith POLICE JUSTICE.

0334

BOX:
101

FOLDER:
1082

DESCRIPTION:
Spain, John

DATE:
04/18/83

1082

0335

BOX:
101

FOLDER:
1082

DESCRIPTION:
Bracken, James

DATE:
04/18/83

1082

Ex Capt. Ennis
Dept Keeper
Pat Comberry

Rem to Phenix
F.S.

Wm. Farrell.
13 yrs. Ch good
Patrick Lane
8 or 9 years.
Thomas Lannon
16 years
Always good

232

Counsel,

Filed 18 day of April 1883

Pleads Not guilty

THE PEOPLE

vs.

1 John Spaining P
2 James Bracken
Attachment

INDICTMENT.

LARCENY ~~FROM THE PERSON~~.

Grand Larceny in the First Degree

JOHN McKEON,

District Attorney.

Pr April 24. 1883.
No 2 Tried & Convicted
A True Bill. attempt G. L. 1 deg.
30.

Foreman.

WITNESSES.

#1 Wm. Ennis
Rem
F.S.
#1. Part 2 May 1-1883.
#1 Pleads Not G. L. 1st deg
1 Yr. Ennis Rem
F.S.

POOR QUALITY ORIGINALS

0337

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 Spain, and
James Bracken

The Grand Jury of the City and County of New York, by this indictment, accuse John Spain and James Bracken of the CRIME OF ~~larceny from the person~~ Grand Larceny in the first degree committed as follows:

The said John Spain and John Bracken

late of the First Ward of the City of New York, in the County of New York, aforesaid, on the twelfth day of April in the year of our Lord one thousand eight hundred and eighty-three, at the Ward, City and County aforesaid, with force and arms, in the night time of said day, one silver coin of the United States, of the kind known as quarter dollars of the value of twenty five cents, two silver coins of the United States, of the kind known as dimes of the value of ten cents each, four nickel coins of the United States of the kind known as five cent pieces of the value of five cents each, and eight coins of the United States of the kind known as cents of the value of one cent each

of the goods, chattels and personal property of one Charles Irvine on the person of the said Charles Irvine then and there being found, from the person of the said Charles Irvine 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 McKEON, District Attorney.

0338

BAILED,

No. 1, by .....

Residence ..... Street.

No. 2, by .....

Residence ..... Street.

No. 3, by .....

Residence ..... Street.

No. 4, by .....

Residence ..... Street,

Police Court— 1st — District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Charles Irving
347 Sackett
John Shaw
James Brackett

Offence Larceny from the person

Dated April 12 188 3

Magistrate.

Officer.

Precinct.

Witnesses Officer Campbell
Detectives Police

No. ..... Street,

No. ..... Street,

No. ..... Street,

COMMITTED 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 James Brackett & John Shaw

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~~ they be legally discharged

Dated April 12 188 3 ..... *Police Justice.*

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

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

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

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

0339

Sec. 198—200.

CITY AND COUNTY OF NEW YORK, } ss.

14 District Police Court.

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

Question What is your name?

Answer. James Bracken

Question. How old are you?

Answer. 18 years

Question. Where were you born?

Answer. New York

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

Answer. 471 Washington St 1 year

Question. What is your business or profession?

Answer. Horse shoer

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
James Bracken

Taken before me this 12th *day of* August 188 }

Richmond Police Justice.

0340

Sec. 198—200.

pt District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

John Spain 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 Spain

Question. How old are you?

Answer. 18 years old

Question. Where were you born?

Answer. New York City

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

Answer. 442 Washington Street, 5 years

Question. What is your business or profession?

Answer. I was working at Mapping Loaf

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 Spain

Taken before me this 12th *day of* May 1883

Johnson Bell *Police Justice.*

0341

First District Police Court. **Affidavit—Larceny.**

CITY AND COUNTY OF NEW YORK, } ss.

Charles Irvine aged 60 years

fireman of No. 247 East 30th Street,

being duly sworn, deposes and says, that on the 12th day of April, 1883

at the night time at the City of New York,

in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent and from his person with the unlawful intent to cheat and defraud the true owner of the following property, viz :

Good and lawful moneys to the amount and value of twenty eight cents

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 Spain and James Bracken (both now here) from the fact that at about the hour of 2.30 o'clock this A M while deponent was in West street between Watt and Desbrosses streets he was met by said defendants when he said John Spain said to deponent are you going to treat deponent said he had no money, when he said John Spain placed his hands in deponents Pockets and took therefrom said moneys, Deponent further says that said defendants are entire strangers to him that they were companions and acted in concert with one another in the commission of said felony.

Charles Irvine

Sworn before me this 12th day of April 1883

Thomas Ryan

Police Justice,

0342

BOX:
101
FOLDER:
1082
DESCRIPTION:
Spieker, Ernst
DATE:
04/25/83

1082

365 No. 7 Lippold

Day of Trial,

Counsel,

Filed 25 day of April 1883

Pleads Not Guilty (30)

THE PEOPLE

vs.

B

Ernst Spietzer

182 Division St

Violation of Excise Law.
(Sunday.)

Laws of 1873 - Chap 549

JOHN McKEON,

District Attorney.

A True Bill.

Foreman.

Charge - Dismissed

0344

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Ernst Spielhaer

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

OF THE CRIME OF **Exposing for Sale and Selling Strong and Spirituous Liquors, Wines, Ale and Beer, on Sunday,** committed as follows:

The said Ernst Spielhaer

late of the First Ward of the City of New York, in the County of New York aforesaid, on the Eighteenth day of April in the year of our Lord one thousand eight hundred and eighty-three, at the Ward, City and County aforesaid, the same being the first day of the week, commonly called and known as Sunday, with force and arms, certain strong and spirituous 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 whisky, 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 strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did expose for sale and sell as a beverage to

~~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

Ernst Spielhaer

of the CRIME OF GIVING AWAY AND DISPOSING OF STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, ON SUNDAY, committed as follows:

The said Ernst Spielhaer

late of the First Ward of the City of New York, in the County of New York aforesaid, afterwards, to wit: On the said Eighteenth day of April in the year of our Lord one thousand eight hundred and eighty-three, at the Ward, City and County

0345

aforesaid, the same being the first day of the week, commonly called and known as Sunday, with force and arms, certain strong and spirituous 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 whisky, 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 strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did give away and dispose of as a beverage to

~~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.

THIRD COUNT:

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

Ernest Spielhaer

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 Ernest Spielhaer

late of the First Ward of the City of New York, in the County of New York aforesaid, afterwards, to wit: on the said Eighteenth day of April in the year of our Lord one thousand eight hundred and eighty- ~~three~~ 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 certain premises at number one hundred and eighty two Division Street

in the City and County aforesaid, which said place 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 McKEON, District Attorney.

0346

Police Court 3rd District.

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

of the 13th Precinct Police Charles A. Flay Street,

of the City of New York, being duly sworn, deposes and says, that on Sunday the 15 day of April 1883, in the City of New York, in the County of New York, at premises 182 Division

a place where intoxicating liquors and wines were kept for sale, and sold as a beverage,

Ernst Speaker [now here]

did then and there expose for sale and did sell, caused, suffered and permitted to be sold, and given away under his direction or authority strong and spirituous liquors, wines, ale and beer, being intoxicating liquors, to be drunk in the house or premises aforesaid, contrary to and in violation of law; and did not keep said place closed on said Sunday the 15 day of April 1883 as required by law.

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

Sworn to before me, this 16 *day of* April 1883

Charles A. Flay

O'Keeffe Police Justice.

0347

Police Court— 3 District.

THE PEOPLE, &c.,

vs.

THE COMPLAINT OF

Charles Hay

1 Ernest Sheafe

2

3

4

Offence Viol Exc Law

Dated April 16 1883

Charles Hay

Clerk

13 Precinct.

Magistrate.

Officer.

188

BAILED,

No 1, by Paul Gerhardt

Residence 153 Mangin Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Witnesses

No. Street.

No. Street.

No. Street.

$ 100 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 Ernest Sheafe

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

Dated April 16 188 3 *Police Justice.*

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

Dated April 16 188 . *Police Justice.*

There being no sufficient cause to believe the within named

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

Dated 188 . *Police Justice.*

0348

Sec. 198—200

(3) District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

Ernst Spreaker 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. Ernst Spreaker

Question. How old are you?

Answer. 40 years

Question. Where were you born?

Answer. Germany

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

Answer. 182 Desbrosses Street 2 months

Question. What is your business or profession?

Answer. Laborer

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

Answer. I gave a ~~man~~ woman a drink of Beer Ernst Spreaker

Taken before me this 16 *day of* October 1882

Police Justice.

0349

BOX:
101

FOLDER:
1082

DESCRIPTION:
Steffens, Frederick

DATE:
04/17/83

1082

Fine appeared
Place Number
F.S.

211

Day of Trial,

Counsel, McKeon

Filed 17 day of April 1883

Pleads Not guilty

THE PEOPLE

vs.

22 B

Frederick Steffens
91 Christopher St

Violation of Excise Law.
Selling without License.

JOHN McKEON,
District Attorney.

I 2 April 23. 1883
Plead not guilty.

A TRUE BILL.

Foreman.

Fine $10
F.S.

058

0351

Court of General Sessions of the Peace

and County
OF THE CITY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

AGAINST

Frederick Steffens

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

of the CRIME of ***Selling Spirituous Liquors without a License,*** committed as follows:

The said Frederick Steffens

late of the First Ward of the City of New York, in the County of New York aforesaid, on the nineteenth day of March in the year of our Lord one thousand eight hundred and eighty three, at the Ward, City and County aforesaid, certain strong and spirituous 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 strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did sell, in quantity less than five gallons at one time, to

~~and to~~ certain ~~other~~ persons whose names are to the Grand Jury aforesaid unknown, without having a license therefor, as required by law, contrary to the form of the statute in such case made and provided, and against the peace and dignity of the People of the State of New York.

JOHN McKEON, District Attorney.

0352

EXCISE VIOLATION—WITHOUT LICENSE.

Police Court— 7 District.

CITY AND COUNTY OF NEW YORK, } ss.

John G. Taylor

of No. The 9th Precinct Police Street,

of the City of New York, being duly sworn, deposes and says, that on the 19th day

of March 1883, in the City of New York, in the County of New York, at

No. 91 Christopher Street,

Fred Stefens

did then and there sell, and caused, suffered and permited to be sold, under his direction and authority, strong and spirituous liquors, wines, ale and beer, being intoxicating liquors, in quantities less than five gallons at a time, to be drunk in the house or premises aforesaid without having a proper license therefor contrary to and in violation of law.

Deponent says the said Stefens sell and receive money for the glasses of Beer.

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

Sworn to before me, this 20th day of March, 1883

John G. Taylor

Hugh Jeffrey POLICE JUSTICE.

0353

Police Court— 1st District.

THE PEOPLE, &c.,
on the complaint of
Patrick Carey

vs.

Fred Steffens

Offence Violation Excise Law

Witnesses

No. 1 Patrick Carey, 24 Mulberry Street.
No. 2 Officer Hughes
No. 3
No. 4

Dated March 20 1883.

Hugh Gardner, Magistrate.
Officer 6 Precinct.

BAILED,

No. 1, by Valentine Glaser Residence 24 Mulberry Street.
No. 2, by ..... Residence ..... Street.
No. 3, by ..... Residence ..... Street.
No. 4, by ..... Residence ..... Street,

No. 1 Fred Steffens, $ 100 to answer Street,
No. ..... Street,
No. ..... Street,

DISTRICT ATTORNEY'S OFFICE RECEIVED MAR 24 1883

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 Fred Steffens

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

Dated March 20 1883 Hugh Gardner *Police Justice.*

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

Dated March 20 1883 Hugh Gardner *Police Justice.*

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

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

0354

Sec. 198—200.

2nd DISTRICT POLICE COURT.

CITY AND COUNTY OF NEW YORK, } ss.

Fred. Steffens 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 waiven cannot be used against him on the trial,

Question. What is your name?

Answer. Fred Steffens

Question. How old are you?

Answer. Twenty Two Years.

Question. Where were you born?

Answer. Germany

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

Answer. 91 Christopher Street 6 Months

Question. What is your business or profession?

Answer. Bar Tender

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

Answer. I have nothing to say

Taken before me, this 25 *day of* March 188 } Fred Steffens

Hugh Garman *Police Justice.*

0355

BOX:
101

FOLDER:
1082

DESCRIPTION:
Stein, Joseph

DATE:
04/18/83

1082

0356

BOX:
101

FOLDER:
1082

DESCRIPTION:
Stern, Joseph

DATE:
04/18/83

1082

222

Counsel,

Filed 18 day of April 1883

Pleads Not guilty

THE PEOPLE

vs.

Joseph Stein
[two cases]
and Joseph Stein

BURGLARY—Third Degree, ~~Grand Larceny~~

JOHN McKEON,

District Attorney.

A True Bill.

Foreman.

Apr 24/83

Verdict of Guilty should specify of which count.

(Both)

Plead Guilty 3 deg

S.P. Fox officers/each.

0358

COURT OF GENERAL SESSIONS OF THE PEACE

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against
Joseph Stein and
Joseph Stern

The Grand Jury of the City and County of New York, by this indictment, accuse Joseph Stein and Joseph Stern of the CRIME OF BURGLARY IN THE THIRD DEGREE, committed as follows:

The said Joseph Stein and Joseph Stern late of the Twelfth Ward of the City of New York, in the County of New York aforesaid, on the eleventh day of April in the year of our Lord one thousand eight hundred and eighty-three with force and arms, about the hour of twelve o'clock in the day time of the same day, at the Ward, City and County aforesaid, the dwelling house of Eliza Sackney there situate, feloniously and burglariously did break into and enter, ~~by means of forcibly~~ they the said Joseph Stein and Joseph Stern then and there intending to commit some crime therein, to wit: the goods, chattels and personal property of Eliza Sackney 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.

John McKeon
District Attorney

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

of the CRIME OF GRAND LARCENY IN A DWELLING HOUSE, committed as follows:

The said

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,

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

in the said dwelling house then and there being, 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 McKEON, District Attorney.

221

Day of Trial,
Counsel,
Filed, 18 day of April 1883
Pleads Not guilty

THE PEOPLE

vs.

P

Joseph Stein

[two cases]

Assault in the First Degree. (etc.)

JOHN McKEON,
District Attorney.

A TRUE BILL.

Foreman.

Cont'd on another indict

0360

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

AGAINST

Joseph Stein

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

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

The said Joseph Stein

late of the City of New York, in the County of New York aforesaid, on the eleventh day of April in the year of our Lord one thousand eight hundred and eighty three with force and arms, at the City and County aforesaid, ~~in and upon the body of~~ one Joseph Mulligan in the peace of the said People then and there being, feloniously ~~did make an assault~~, ~~and to, at and against~~ ~~the said~~ did assault with a certain pistol then and there loaded and charged with gunpowder and one leaden bullet, which the said Joseph Stein in his right hand then and there had and held, the same being a deadly and dangerous weapon, ~~wilfully and feloniously did then and there shoot off and discharge~~, with intent to the said Joseph Mulligan 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 Joseph Stein

of the Crime of assault in the second degree, committed as follows:

The said Joseph Stein 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 Joseph Mulligan then and there being, feloniously did, willfully and wrongfully, ~~unlawfully~~ assault, ~~and to, at and against~~ ~~the said~~ with a certain pistol then and there loaded and charged with gunpowder and one leaden bullet, which he the said Joseph Stein in his right hand, then and there had and held, the same being an instrument likely to produce grevious bodily harm, ~~feloniously did, willfully and wrongfully, then and there shoot off and discharge~~

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

~~JOHN McKEON, District Attorney.~~

0361

~~The ~~ COURT OF GENERAL SESSIONS OF THE PEACE~~

~~OF THE CITY AND COUNTY OF NEW YORK.~~

Second Court.

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

of the CRIME OF

~~of the Crime of~~ ASSAULT IN THE SECOND DEGREE, committed as follows:

The said Joseph Stein

late of the City and County of New York, on the eleventh day of April in the year of our Lord one thousand eight hundred and eighty-three at the City and County aforesaid, with force and arms feloniously made an assault in and upon one Joseph Mulligan

then and there being a patrolman of the Municipal Police of the City New York, and as such patrolman being then and there engaged in the lawful apprehension of the said Joseph Stein for burglary

and the said Joseph Stein, to, at and against him the said Joseph Mulligan, a certain pistol then and there loaded and charged with gunpowder and one leaden bullet which he the said Joseph Stein in his right hand then and there had and held, feloniously did shoot and there attempt to shoot off and discharge ~~then and there feloniously did hurt, strike, wound and otherwise ill-treat,~~ with intent then and there to prevent and resist the lawful apprehension of burglary as aforesaid, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

JOHN McKEON,

District Attorney.

0362

297

Police Court— 5th District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Elizabeth Lackey
1444 1st St

1. Joseph Stein
2. Joseph Steam
3.
4.

Offence, Burglary

BAILED,

No. 1, by .....

Residence ..... Street,

No. 2, by .....

Residence ..... Street,

No. 3, by .....

Residence ..... Street,

No. 4, by .....

Residence ..... Street.

Dated April 12 1883

B. T. Morgan Magistrate.

Michael Brennan Joseph Mulligan Officers
12

J. E. McGoldrick Clerk.

Witnesses, Adolphus George Platt
No. 144 East 129th St
Michael Brennan
12th Precinct - with Joseph Stein
Joseph Stein
No 6th Precinct
$2500 Bail

APR 13 1883 to answer

Committed

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

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 April 12 188 B. T. Morgan *Police Justice.*

I have admitted the above named .....

to bail to answer by the undertaking hereto annexed.

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

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

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

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

03663

Sec. 198—200.

5 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

Joseph Stearn 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. Joseph Stearn

Question. How old are you?

Answer. 25 years

Question. Where were you born?

Answer. New York

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

Answer. 308 E 12th St 8 mos

Question. What is your business or profession?

Answer. Tinsmith

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 Joseph Stern

Taken before me this 15 *day of* Apl 1883

[illegible] *Police Justice.*

0364

Sec. 198—200.

5th District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

Joseph Stein 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. Joseph Stein

Question. How old are you?

Answer. 22 years

Question. Where were you born?

Answer. New York

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

Answer. 219 Jersey avenue Jersey City 2 years

Question. What is your business or profession?

Answer. Bricklayer

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

Joseph Stein

Taken before me this 13 *day of* April 1883

P. D. McCafferty *Police Justice.*

0365

City & County of }
New York } ss

George Plate of No 144 East 129th Street being duly sworn says that on the 11th day of April 1883 he saw Joseph Stein & Joseph Stearn both now here) the defendants described in the within affidavit of Eliza Lackey running out of the hallway of premises No 144 East 129th Street in said City Deponent says that he heard two wyc call out stop thief and he ran after said defendants and had them arrested by officers Brennan & of the 12th Precinct & Officer Mulligan of the 6th Precinct Police in East 128th Street & Second Avenue in said City

George Plate

Sworn to before me
this 12th day of April 1883
R. S. Morgan Police Justice

0366

CITY AND COUNTY OF NEW YORK, } ss.

Adaline Plate

aged 27 years, occupation Married woman of No. 144 East - 129th Street, being duly sworn deposes and says, that he has heard read the foregoing affidavit of Eliza Lackey and that the facts stated therein on information of deponent are true of deponents' own knowledge.

Sworn to before me, this 12 *day of* Apr 1883 } Adeline Plate

B. F. Morgan
Police Justice.

0367

Police Court—5th District.

City and County of New York, } ss.:

Eliza Lackey

of No. 144 East 129th Street, aged 57 years, occupation House Keeper being duly sworn deposes and says, that the premises No 144 East 129th Street, in the City and County aforesaid, the said being a dwelling house

and which was occupied by deponent as a dwelling house

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

were BURGLARIOUSLY entered by means of forcibly breaking open the front room door of the second floor leading from the hallway into said premises with a a jimmey

on the 11th day of April 1883 in the day time, and the ~~following property feloniously taken, stolen, and carried away, viz:~~ with the felonious intent to take steal and carry away therefrom the following property viz gold and lawful money consisting of divers bills of divers denominations and gold and silver coin of the value of Thirty Eight dollars and fifty cents one gold Pencil of the value of Five dollars and Two gold rings of the value of Twelve dollars and other property consisting of wearing apparel all of the value of Two hundred dollars

the property of deponent who is a widow

and deponent further says, that he has great cause to believe, and does believe, that the aforesaid BURGLARY was committed and the aforesaid property attempted to be taken, stolen, and carried away by Joseph Stein and Joseph Stearn (both now here)

for the reasons following, to wit: That deponent is informed by Adaline Plate that she saw said defendants coming out of said room in said premises and at the time said Stein one of said defendants had the jimmey now here shown in his hand and that they saw he said defendants ran into the street.

Eliza her X mark Lackey

Sworn to before me this 11th day of April 1883

Thos. Ryan Police Justice

0368

BAILED,

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

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

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

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

Police Court— 5th District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Joseph Mulligan

vs.

1 Joseph Stein

2 .....

3 .....

4 .....

Offence, Felonious Assault

Dated Apl 12 1883

73 E Morgan Magistrate.

Joseph Mulligan 6th Officer.

J. McCloskey Clerk.

Witnesses, Thomas Clark

No. 169 E 126th

No. .....

$ 2000 to answer

Street,

Thomas Mulligan

No. .....

Street,

No. .....

Street,

REGISTERED APR 13 1883 DISTRICT ATTORNEY'S OFFICE.

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

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 Apl 12 1883 R. S. Morgan *Police Justice.*

I have admitted the above named .....

to bail to answer by the undertaking hereto annexed.

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

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

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

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

0369

Sec. 198—200.

5th District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

Joseph Stein 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. Joseph Stein

Question. How old are you?

Answer. 22 years

Question. Where were you born?

Answer. New York

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

Answer. 219 Jersey avenue Jersey City 2 years

Question. What is your business or profession?

Answer. Bricklayer

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

Joseph Stein

Taken before me this 12 *day of* April 1883

Police Justice.

0370

Police Court— 5th District.

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

Joseph Mulligan age 32 years and a police officer of No. the Sixth Precinct Police Street,

being duly sworn, deposes and says, that on Wednesday the 11th day of January in the year 1883 at the City of New York, in the County of New York, he was violently and feloniously ASSAULTED ~~and BEATEN~~ by Joseph Stein (now here) who wilfully and maliciously pointed and aimed a pistol loaded with powder and ball at deponent he then and there being a policeman in said City and lawfully engaged in the discharge of his duties as such policeman & while he was in pursuit of said Stein who had committed a felony to wit a Burglary

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

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

Sworn to before me, this 12th *day of* April 1883

Joseph Mulligan

B. L. Morgan POLICE JUSTICE.