

0004

BOX:

221

FOLDER:

2169

DESCRIPTION:

Skiffe, Frank B.

DATE:

05/10/86



2169

COURT OF GENERAL SESSIONS.

-----X
 :
 PEOPLE :
 VS :
 FRANK B. *Schiff* SCHIFF :
 :
 :
 -----X

MEM. FOR PROSECUTION.

1. *McKay*
 WILLIAM ~~MACKEY~~ WHO WAS STOCK CLERK IN THE
 EMPLOY OF THORNE, CARROLL & CO. AT NO. *372* BROADWAY, WILL TESTIFY
 THAT ON OR ABOUT THE 23RD DAY OF APRIL 1886, THE DEFENDANT WAS
 ALSO IN THE EMPLOY OF T. C. & CO. AS ENTRY CLERK, PROCURED FROM
 MACKEY ONE DOZEN AND A HALF OF SILK HOSE OF THE VALUE OF \$27,
 BEING \$18 PER DOZEN, TOOK THE GOODS TOWARDS THE CASHIERS DESK,
 LEFT THEM ON THE COUNTER AT THE OUTER OFFICE, PASSED THROUGH THE
 OUTER OFFICE TO THE WINDOW OF THE CASHIER AND HELD A CONVERSA-
 TION WITH HIM, AND AS HE LEFT TOOK THE GOODS DOWN STAIRS, MACKEY
 SUPPOSING THAT SCHIFF HAD PAID FOR THEM.

HENRY GAYLOR NOW IN EMPLOY OF THORNE, CARROLL
 & CO. CAN TESTIFY THAT HE SAW DEFENDANT BRING GOODS FROM THE
 FRONT OF THE STORE AND PLACE THEM ON THE COUNTER IN THE OUTER
 OFFICE, AND PASS THROUGH THE OUTER OFFICE TO THE CASHIERS WINDOW
 AND ENTER INTO CONVERSATION WITH ONE OF THE BOOKKEEPERS AND SOON
 AFTER RETURNING FROM THE OFFICE TAKE THE GOODS DOWN STAIRS.
 AND ON SEVERAL OCCASIONS HAS SEEN DEFENDANT TAKE PACKAGES WITH
 HIM FROM THE STORE AT NIGHT NO. 372 BROADWAY.

FRED. BRAYTON ALSO IN THE EMPLOY OF THORNE,
 CARROLL & CO. HAS SEEN DEFENDANT ON SEVERAL OCCASIONS, DO UP
 PACKAGES IN THE ENTRY ROOM, AS THOUGH HE HAD PAID FOR THE GOODS.

COURT OF GENERAL SESSIONS

Gansman
CHARLES GANSMAN, CASHIER OF T. C. & CO. WILL

TESTIFY AS TO DEFENDANT NOT PAYING FOR GOODS TAKEN FROM PREMISES
372 BROADWAY.

JOHN W. EAVES OF T. C. & CO. WILL TESTIFY THAT
SCHIFF GOT UP A SUBSCRIPTION PAPER ON BEHALF OF DANIEL KEENAN
A PORTER IN THE EMPLOY OF THORNE, CARROLL & CO. TO DEFRAY FUNERAL
EXPENSES OF A CHILD WHOM KEENAN HAD LOST, THE SUBSCRIPTIONS TO
WHICH AGGREGATED, \$30 WHICH WAS PAID TO SCHIFF, WHICH HE APPRO-
PRIATED TO HIS OWN USE AND REFUSED TO HAND OVER TO KEENAN.

DANIEL KEENAN THE PORTER WILL TESTIFY THAT HE
NEVER RECEIVED THE MONEY.

SUGGESTIONS FOR CROSS-EXAMINATION...

CHAS. LEIBNITTS WHO AT THE TIME WAS STOCK
CLERK IN THE EMPLOY OF THORNE, CARROLL & CO. HAS BEEN SUBPOENED
AS A WITNESS FOR DEFENDANT. IN CROSS EXAMINATION IT IS SUGGESTED
THAT THIS WITNESS BE QUESTIONED REGARDING A MEMORANDA OF MER-
CHANDISE CONSISTING OF MENS SHIRTS AND DRAWERS AND LADIES VESTS
WHICH WAS FOUND IN HIS DESK, AND WHICH MERCHANDISE LEIBNITTS
DELIVERED TO SCHIFF.

THE DEFENDANT WAS A CANVASSER FOR A PAPER
CALLED "THE OFFICE" AND HAVING BOUGHT GOODS CONSISTING OF
STATIONERY OF MR. PERTAIN OF NO. 47 EXCHANGE PLACE, AND NOT
HAVING THE MONEY TO PAY THE BILL, OFFERED MR. PERTAIN AN ADVER-
TISEMENT FREE IN "THE OFFICE" SHORTLY AFTERWARD "THE OFFICE"
SENT MR. PERTAIN A BILL, WHEREUPON MR. PERTAIN EXPLAINED HOW
THE ADVERTISEMENTS HAD BEEN GIVEN, WHEN TO THE SURPRISE OF MR.

**POOR QUALITY
ORIGINAL**

0013

RESOLVED VS TO DEPENDENT, NOT PAYING FOR GOODS TAKEN FROM BUSINESS

CHARGES GAVSWON, CASHIER OF I. C. & CO. MFG

PERTAIN THEY PRODUCED AN ORDER THE BODY OF WHICH WAS IN THE HAND-
WRITING OF SCHIFF, AND PURPORTING TO BE SIGNED BY MR. PERTAIN,
G. W. PERTAIN AND E. R. KNAPP, BOTH OF NO. 47 EXCHANGE PLACE
CAN TESTIFY TO THESE FACTS, AND IT IS SUGGESTED THAT THEY BE
SUBPOENED.

POOR QUALITY
ORIGINAL

0014

People
Shirley Skiffle.
Franklin

Witnesses

Testimony

Memorandum
for District Atty.
J. P. [unclear]

POOR QUALITY ORIGINAL

0015

OFFICE OF
J. R. ALLABEN,
COUNSELLOR-AT-LAW,
26 COURT STREET,

Brooklyn, April 21, 1887

The People } Indicted in charge
vs } of Peter Lamy.
Frank B. Steffen } In par 3 case of
Gen. Lewis.

R. B. Martin G.
Dist. Atty

Dear Sir:

Deft. summoned
yesterday and is now in jail.

I hope he may be tried soon and
that you will give me a couple more
of day case will be on calendar

Very truly
Yours
J. R. Allaben
Counsel for Steffen

**POOR QUALITY
ORIGINAL**

0016

The People
as
Shiffe

OFFICE OF
J. R. ALLABEN,
COUNSELLOR-AT-LAW,
26 COURT STREET.

The People.
vs.
Frank B. Skiffe

Brooklyn, Aug. 7, 1887.

James Fitzguald G.
Att. Gen.

Dear Sir:

The bearer of this note is
Frank B. Skiffe the defendant.

You will remember trial was
set down for about 13th. of Nov.

The defendant was ready to
try but case could not be reached
that day.

You inquired of me, when
then was of it, & said what I
then said what I now believe nothing.

You suggested the obtaining
of some affidavits in the interest
of Skiffe, from which I infer a

disposition to do common prosecution
I have left ^{presently affidavits} at the Dist. atty. office
suggested, written you, & have called
to see you several times without success.
Something must be done with the
Indictment against Skiffe.

There is much unexamined stuff
it & if a trial must take place
the sooner it occurs the better.

I have instructed Skiffe not to
desire this letter unless you are in, &
then stay until he can get an answer.

Will you return some kind of an
answer, & if nothing more for a time
and please when I can see you personally

Very resp.

J. R. Allen

Counsel for Skiffe

DISTRICT ATTORNEY'S OFFICE,

New York, Nov. 13: 1886

The People

vs
Francis B. Skiffe }

per Fitzgerald Esq.

Asst. Dist. Atty.

In accordance with your
suggestion in the case
of Skiffe on Monday,
I call to see in you in
relation to this case, and
finding ^{that} you I have some
affairs.

I take ^{it} the case will be
mooted, for there is nothing
in it.

Now I ask you to give

the matter you wish to call
attention to if possible de-
termine it on Monday next.

If called, I suppose it will
be proposed to take in a new
article for advertisement
to pay the deficit, which
has, in view of the
day, been.

A. J. Allen

Amal for Staff
26 West Street
150 West Street

OFFICE OF
J. R. ALLABEN,
COUNSELLOR-AT-LAW,
26 COURT STREET,

The People
vs
Frank B. Skiffes

Brooklyn, Jan 17, 1887.

To the Chf. Clk.
Dist. Ctys. office
New York.

Dear Sir:

At the suggestion
of Dist. (asst) Fitzgerald, I left
several affidavits on the
part of the defendant, with
the prison in charge of the
outer office on the first floor
of the building where you are
directed to Mr. Fitzgerald.

Mr. Fitzgerald does not ap-
pear to have seen these pa-
pers, and suggested, that they
might be in your office.

The object of having the pa-
pers appear to have failed,
and we wish to withdraw
them.

I will call on you for
them tomorrow at 12
M. and you will probably
oblige me, if you will in
the mean time find them
L. L.

Very respy,
J. R. Allen
Council for State.

Skiff's trial is put down for Monday
in part II Cont^g of Sessions

The People James R. Allaben,
as for Counsellor at Law,
Frank B. Skiff & Co. Attys. at Law,
361 Fulton St.,

Brooklyn, N. Y., May 1st 1886

R. B. Martin &
Sons City of New York
City & Co. of New York

Dear Sir:

On 29. Oct.
last, on a charge of Petit Larceny
preferred by one Mc Kay, witness an
examination & made a deposit
of \$500. in lieu of bond, to appear
and answer any indictment to be
found by the Grand Jury.

I am told it will be brought
before the Grand Jury next week.

I am not a criminal pro-
secution & decline it, except for
regular clients, while the justice
of young Skiff happens to be.

I assure you with no indict-
ment found & kept it is a clear

prima facie case.

I understand the facts to
be as follows:

Mr. McKay & Skiff were
in the firm of Thom, Carroll & Co.,
merchants of 372 Broadway.

McKay as salesman at Steu-
skiff as a ~~traveler~~ getting clubs.

That McKay sold to Skiff 1 1/2
Doz. of silk ties, and for some
cause they were not charged
as they ought to have been. That
the goods were taken with the
knowledge & consent of McKay
who had the right to sell and
deliver. If this is so there was
no larceny.

I assume the Com-
plaint McKay will be
returned before the Grand Jury.

Now, please permit me to ask
that his examination be full and
thorough - especially on the points stated
Very respectfully,

J. R. Keane.

2,

James N. Allaben,
Counsellor at Law,
361 Fulton St.,

Brooklyn, N. Y., 188

P. S. Smith writing the above
the justice of giving Schiff
has entered my office.

He tells me that he hears
that Frank Lammell & Co. ^{are} talking
of other charges against his son.

I am assured that all the
goods he has ever had from said
firm were sold to him, either by
M. de Kay, or ~~W. de Kay~~ or
Mittels. If they are witnesses
please let me ask that they
also be examined as thoroughly as
W. Kay & on the same points
My note J. R. A.

POOR QUALITY
ORIGINAL

0026

The People
vs
Frank B. Skiff

Police Court - / District. - 1

Affidavit - Larceny.

City and County }
of New York, } ss.

William J McKay
Street, aged 20 years,

of No. 372 Broadway
occupation Stock Clerk being duly sworn

deposes and says, that on the 23 day of April 1886 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the day time, the following property viz:

One dozen pair of bull stockings of the value of Eighteen dollars

the property of William H. Thome, George O. Carroll & John W. Brooks copartners doing business at No 372 Broadway in the care and charge of deponent as Stock Clerk 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 Frank B. Skiffe

Deponent says that said defendant came to deponents department in said place and obtained said property. Deponent says that he is informed by William H. Thome that said defendant has not charged or accounted for said property to him and his copartners and that said defendant has not returned said property to deponent.

Therefore deponent charges said defendant with feloniously taking, stealing and carrying away said property as aforesaid. Deponent further says that said defendant - obtained from

Sworn to before me this 18th day of April 1886
Police Justice

his possession six pair of odd stockings
of the value of nine dollars the property
of deponents employers which he said
defendant has not accounted for
and is returned as aforesaid

William J. McKay

Brought before me

this 28th day of Apr 1886

Sam'l C. Rully, Police Justice

**POOR QUALITY
ORIGINAL**

0029

CITY AND COUNTY }
OF NEW YORK, } ss.

William H. Home

aged *52* years, occupation *Merchant* of No.

372 Broadway Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of *William J. McKay*

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

Sworn to before me, this *28*
day of *Apr* 188*6*

William H. Home

Sam'l C. Bell
Police Justice.

POOR QUALITY ORIGINAL

0030

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, } ss

Frank B. Skiff 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 B. Skiff*

Question. How old are you?

Answer. *19 years*

Question. Where were you born?

Answer. *Williamburg N. Y.*

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

Answer. *108 Bushwick Ave Wm Burg 2 mos*

Question. What is your business or profession?

Answer. *Clerk*

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 and demand a trial by jury J. B. Skiff*

Taken before me this

29

day of

Sept

188*6*

Samuel W. Kelly Police Justice.

POOR QUALITY ORIGINAL

003

Sec. 151.

District Police Court.

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

Whereas, Complaint on oath, has been made before the undersigned, one of the Police Justices in and for the said City, by William Mc Kay

of No. 372 Broadway Street, that on the 23 day of April 1886 at the City of New York, in the County of New York, the following article to wit:

One dozen pair of silk stockings

of the value of Eighteen Dollars, the property of William B Home and Co partners was taken, stolen, and carried away, and as the said complainant has cause to suspect, and does suspect and believe, by Frank B Skiffe

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

These are, Therefore, in the name of the PEOPLE of the State of New York, to command you the said Sheriff, Marshals and Policemen, and every of you, to apprehend the body of the said Defendant and forthwith bring he before me, at the 9 DISTRICT POLICE COURT, in the said City, or in case of my absence or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to be dealt with according to law.

Dated at the City of New York, this 28 day of April 1886
Sam'l O'Reilly POLICE JUSTICE.

POLICE COURT DISTRICT.

THE PEOPLE, & C.,
ON THE COMPLAINT OF

vs.

Warrant - Larceny.

Dated _____ 188

Magistrate

Wagon Stewart Officer

The Defendant

taken, and brought before the Magistrate, to answer the within charge, pursuant to the command contained in this Warrant.

Officer.

Dated _____ 188

This Warrant may be executed on Sunday or at night.

Sam'l O'Reilly Police Justice.

REMARKS.

Time of Arrest, _____

Native of _____

Age, _____

Sex _____

Complexion, _____

Color _____

Profession, _____

Married _____

Single, _____

Read, _____

Write, _____

POOR QUALITY ORIGINAL

0032

Police Court-- 1648 District

THE PEOPLE &c.,
ON THE COMPLAINT OF

William D. McKay
372 Broadway
Frank B. Stebbins

1
2
3
4
5
6
7
8
9
10

Offence, Larceny

Dated April 29 1886

D. A. Reilly Magistrate

McGowan Officer

Abraham Sengler Clerk

Witnesses: William D. Thorne

No. 372 Broadway Street,

Henry Kaylor

Frank Sengler

John W. Sengler

\$500 for \$1000 292 P.M.

5110 to Justice Sessions

William D. McKay

Frank B. Stebbins

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 2 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 29 1886 James C. Reilly Police Justice.

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

Dated April 30 1886 James C. Reilly Police Justice.

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

Dated _____ 1886 _____ Police Justice.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Frank A. Stalder

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

Frank A. Stalder

of the CRIME OF PETIT LARCENY, committed as follows:

The said *Frank A. Stalder*

late of the First Ward of the City of New York, in the County of New York aforesaid, on the *twenty third* day of *April*, in the year of our Lord one thousand eight hundred and eighty *five*, at the Ward, City and County aforesaid, with force and arms,

Twelve pairs of Men's shoes

value of one dollar and fifty

cents each pair.

of the goods, chattels and personal property of one

John W. Crocker

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

*Randolph B. Smith,
District Attorney*

0034

BOX:

221

FOLDER:

2169

DESCRIPTION:

Smith, Jennie

DATE:

05/17/86



2169

162
Shelton

Counsel,
Filed 17 day of May 1886
Pleasds Property Co!

THE PEOPLE
vs.
Jennie Smith
KEEPING A HOUSE OF ILL FAME, ETC.
(Sections 822 and 885, Penal Code.)

RANDOLPH B. MARTINE,
District Attorney.

A True Bill.
William Van Buren
Foreman
Jury 11/87
Jury 11/87
Recy. Fair M.C. on
M. of Seely R.

Witnesses:
Charles Bauer
Off. Charles L. Hoffman
10th Precinct

According to the witness affidavits
it is impossible to secure the at-
testance of Charles Bauer
a material and necessary witness for
the People and without whose evidence
a conviction cannot be had. I there-
fore respectfully recommend that the

defendant herein
be
discharged on his own recognizance or
in part released from further custody
N. Y., April 11, 1887
W. M. J. J. J.
District Attorney.

Sec. 198-200.

3rd District Police Court.

CITY AND COUNTY OF NEW YORK, ss

Jennie 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 she 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. Jennie Smith

Question. How old are you?

Answer. 34 years

Question. Where were you born?

Answer. Putnam County, N. Y.

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

Answer. 105 Forsyth Street. about 8 months

Question. What is your business or profession?

Answer. I keep a cigar store

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

Answer. I am not guilty - I demand a trial by jury
Jennie A. Smith
mark

Taken before me this 17th day of December 1888
[Signature]
Police Justice.

Sec. 151.

Police Court 3 District.

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

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police Justices for the City of New York, by Charles Damm

of No. 101 Forsyth Street, that on the 1 day of May

1886, at the City of New York, in the County of New York, James H. [unclear]

did keep and maintain at the premises known as Number 105 Forsyth

Street, in said City, a house of prostitution

and there unlawfully procure and permit as well men as women of evil name and fame, and of dishonest conversation

to visit, frequent and come together for unlawful sexual intercourse, and for the purpose of prostitution, and there

unlawfully and wilfully did permit said men and women of evil name and fame there to be and remain drinking,

dancing, fighting, disturbing the peace, whoring and misbehaving themselves whereby the peace, comfort, and decency

of persons inhabiting and residing in the neighborhood and there passing is habitually disturbed in violation of the

statute in such case made and provided.

THESE ARE, THEREFORE, in the name of the People of the State of New York, to Command you, the said Sheriff, Marshals and Policemen, and each and every of you, to apprehend the body of the said

James H. [unclear] and all vile, disorderly and improper persons found upon the premises occupied by said house

and forthwith bring them before me, at the 3 DISTRICT POLICE COURT, in the said City, or in case of my absence or inability to act, before the nearest or most accessible Police

Justice in this City, to answer the said charge, and to be dealt with according to law.

Dated at the City of New York, this 3 day of May 1886

[Signature]
POLICE JUSTICE.

Police Court— District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Charles Bauer

Jimmie Smith

WARRANT—Keeping Disorderly House, &c.

Dated *May 3rd* 1886

H. Muffey Magistrate.

Geo. L. Arfken Officer.

10th Precinct.

The Defendant *Jimmie Smith* taken, and brought before the Magistrate, to answer the within charge, pursuant to the command contained in this Warrant.

Geo. L. Arfken Officer.

Dated *May 3rd* 1886

This Warrant may be executed on Sunday or at night.

[Signature]
Police Justice.

having been brought before me under this Warrant, is committed for examination to the WARDEN and KEEPER of the City Prison of the City of New York.

Dated _____ 188

Police Justice.

The within named

BAILED, *Shes*
No. 1, by *Louis Hines*
Residence *27 Chryste*
Street

No. 2, by _____
Residence _____
Street

No. 3, by _____
Residence _____
Street

No. 4, by _____
Residence _____
Street

Steph G.
2nd Ave & 10th St
appt till April 6th May
276

Police Court *463 3*
District *678*

THE PEOPLE, &c.,
ON THE COMPLAINT OF
John E. Jones
101 Fourth
Jennie Smith
Offence *Keeping a Disorderly House*

Dated *May 4* 188*6*

Magistrate
Arthur
Officer
Arthur

Witnesses
R. J. Jones
President
11

No. *100*
Street

No. _____
Street

No. _____
Street

575
to answer *578*
Street
Bailed



~~It appearing to me by the within deposition and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named~~
defendant
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of *five* Hundred Dollars and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.
Dated *May 4* 188*6* *J. H. Deffy* Police Justice.
I have admitted the above-named *defendant* to bail to answer by the undertaking hereto annexed.
Dated *May 6* 188*6* *J. H. Deffy* Police Justice.
There being no sufficient cause to believe the within named _____ guilty of the offence within mentioned, I order he to be discharged.
Dated _____ 188 _____ Police Justice.

Louisa Smith or Bloomer
B. COLES & CO.,
PACKERS AND PROVISION DEALERS,
100 & 102 FORSYTH STREET,

Handwritten: James Cook

New York, May 27 1886

How Mr Martine
District Attorney
Sir:-

A
case of keeping disorderly
house No. 105 Forsyth Street
was recently before the
Grand Jury. I am
informed by the beaver
that the juror who gave
bail for the appearance
of the woman who keeps
the said house is utterly
unreliable and intemperate
and the bail bond is
worthless. Can you
use your endeavors to
break up these infamous
resorts? I was threatened
at this trial by a man
(a politician) because I ~~once~~ refused
to make a complaint against 101
Forsyth Street when he asked me not to

do so.

You have done
so well in the cases
of fraud by the
Aldermen that you
have received the
commendations of
the people generally.

Now try the breaking
up root & branch of
the disorderly houses
Kophs under the
screen of Cigar Sties.

Yours truly
P. J. G. Gales

P.S. The bearer will give
you information as he
has given me -

Police Department of the City of New York.

Precinct No. 10

New York, June 8 1886

John M. Coman Esq

In reply to your
communication of this date I have
the honor to inform you that the
premises #105 Forsyth St are now
vacant, and have been so for the
past two weeks.

Respectfully
Anthony J. Allaire
Captain

PART III.

THE COURT ROOM IS IN THE THIRD STORY.

If this Subpoena is disobeyed, an attachment will immediately issue
Bring this Subpoena 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.]

SUBPOENA

FOR A WITNESS TO ATTEND THE

Court of General Sessions of the Peace.

The People of the State of New York,

To *B. M. Gales*
of No. *100 Forsyth* 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 County Court House, in the Park of the said City, on the day of *April* instant, at the hour of Eleven in the forenoon of the same day, to testify the truth and give evidence in our behalf against

Jennie Smith
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 _____, in the year of our Lord 1887.

RANDOLPH B. MARTINE, *District Attorney*

Sec. 192.

2nd District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY }
OF NEW YORK, } ss.

An information having been laid before Patrick G. Duffy a Police Justice ;
of the City of New York, charging Jennie Smith Defendant with
the offence of keeping in a disorderly house

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

We, Jennie Smith Defendant of No. 105
Therewith Street; by occupation a Cigar store keeper
and Lottie Suss of No. 27 Chrystie St
Street, by occupation a Cigar store keeper Surety, hereby jointly and severally undertake that
the above named Jennie Smith Defendant
shall personally appear before the said Justice, at the 2nd District Police Court in the City of New York,
during the said examination, or that we will pay to the People of the State of New York the sum of Five
Hundred Dollars.

Taken and acknowledged before me, this 5th
day of April 1886.

Patrick G. Duffy
POLICE JUSTICE.

Jennie Smith
Lottie Suss

CITY AND COUNTY OF NEW YORK, ss.

Louis Suss

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

situated at No. 27 Chrystie St, valued at \$500, and furniture situated at Maxwell's Street house, No. E. 13th St, valued at \$1500 dollars both free and clear, and also one bay horse and one buggy at stable in Chrystie St near Bebbone, valued at \$350 dollars free and clear.

Sworn to before me, this 5th day of May 1886
Police Justice

2nd District Police Court.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Charles Bauer,

Jennie Smith

Taken the *5th* day of *May* 1886

Justice.

Yr Grues
Louis Suss
resides at
Chrystie St

Undertaking to appear during the Examination.

Sec. 322, Penal Code.

3 District Police Court.

CITY AND COUNTY OF NEW YORK. } SS.

Charles Bauer.
of No 101 Forsyth Street, in said City, being duly sworn says
that at the premises known as Number 105 Forsyth Street,
in the City and County of New York, on the 15th day of May 1886, and on divers
other days and times, between that day and the day of making this complaint

Jane Doe her proper name being unknown
did unlawfully keep and maintain and yet continue to keep and maintain a house of
prostitution and did then, and on the said other days and times, there unlawfully procure
and permit as well men as women of evil name and fame and of dishonest conversation to visit, frequent and come
together for unlawful sexual intercourse, and for the purpose of prostitution and lewdness, and then and on the said
other days and times, unlawfully and wilfully did permit and yet continues to permit said men and women of evil
name and fame there to be and remain ~~drinking, dancing, fighting~~ disturbing the peace, whoring and misbehaving
themselves, whereby the peace, comfort and decency of persons inhabiting and residing in the neighborhood, and
there passing is habitually disturbed, in violation of the statute in such case made and provided.

Deponent therefore prays, that the said Jane Doe
and all vile, disorderly and improper persons found upon the premises, occupied by said
Jane Doe
may be apprehended and dealt with as the law in such cases made and provided may direct.

Sworn to before me, this
day of May 1886
Charles Bauer
Police Justice.

W X 3
Police Court - District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Charles Bauer

Dave Doe

AFFIDAVIT—Keeping Disorderly House, &c.

Dated May 3 1886

John Doe Justice.

Officer.

Precinct.

WITNESSES :

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

POLICE COURT, 3 DISTRICT.

George L. Griffen

of No. the 10th Precinct Police Street, being duly sworn, deposes and says,

that on the 3rd day of May 1886

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

Jamie Smith (now here), who is the same person as Jane Roe mentioned in the annexed affidavit and Warrant

George L. Griffen.

Sworn to before me, this 4th day

of May 1886

John J. Griffin
Police Justice

The People }
vs }
Jennie Smith }

City and County of New York :-
Bertak G. Cole
being duly sworn says, that he
is in business at No. 100
Forsyth Street in the City of
New York. That ~~he~~^{Charles Bauer} made the
complaint against the above
named defendant Jennie Smith
and that ^{said} Charles Bauer is
a material and necessary
witness on behalf of the People
herein, from the fact that
the said Bauer, was in the
house and knew the inmates
of it, and made the affidavit
upon which the warrant was
issued. That deponent has
made diligent inquiry concerning
the said house and finds that
the nuisance has been abated
and that it is now rented to
and used by respectable people.
Deponent further says
that the said Charles Bauer

has left his boarding house
No. 101 Forsyth Street, and
that his present address
is unknown. Deponent
further says that the complaint
was made by the said Charles
Bauer at the request of this
deponent.

Sworn to before me
this 31st day of March 1887 }
Rudolph R. Schauf } Deo.

COMMISSIONER OF DEEDS,
N. Y. CITY & COUNTY.

David S. Coles
"

Peoples

vs.
Jemie Smith

467

PART III.

THE COURT ROOM IS IN THE THIRD STORY.

If this Subpoena is disobeyed, an attachment will immediately issue
Bring this Subpoena 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.]

SUBPENA

FOR A WITNESS TO ATTEND THE

Court of General Sessions of the Peace

The People of the State of New York,

To Charles Bauer

of No. 101 Forsyth Street,

No such person

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 County Court House, in the Park of the said City, on the day of April instant, at the hour of Eleven in the forenoon of the same day, to testify the truth and give evidence in our behalf against

Jennie Smith
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 _____, in the year of our Lord 1887.

RANDOLPH B. MARTINE, *District Attorney*

Court of General Sessions.

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

Attorney's office.
If you know of more testimony than was produced before the Magistrate, or if a fact which you think material was not there brought out, please state the same to the District Attorney or one of his assistants.

being duly sworn, deposes and says he
Subpoena, of which the within is a copy, upon

188, by

on the day of

Sworn to before me, this day

THE PEOPLE

vs.

ie Smith

City of New York, ss.:

James H. Driscoll being duly
and says: I reside at No. 15 City Hall Place

Street, in the City of New York. I am a subpoena server in the office of the District Attorney of the
City and County of New York. On the 30th day of March 1887,

I called at No. 101 Forsyth Street

the alleged residence of Charles Bauer

the complainant herein, to serve him with the annexed subpoena, and was informed by the
keeper of boarding house at that address
that no such person resided in his
house and that he knows no one
by that name or where the said
Charles Bauer can be found. I also
inquired of the tenants in the rear
house but neither of them knew
any one by the name of Charles
Bauer or where he resides. I also
inquired of Mr. Coles another witness
herein and he does not know where
the said Charles Bauer can be
found

Sworn to before me, this 31 day

of March 1887
Rudolph L. Schauf

COMMISSIONER OF DEEDS,
N. Y. CITY & COUNTY.

James H. Driscoll
Subpoena Server.

Court of General Sessions.

THE PEOPLE, on the Complaint of

Chas. Bonner

vs.

James Smith

Offense:

RANDOLPH B. MARTINE,

District Attorney.

Affidavit of

James H. Dracoll

Subpoena Server.

Failure to Find Witness.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Jennie Smith

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

Jennie Smith —

(Section 322,
Penal Code.)

of the CRIME OF KEEPING AND MAINTAINING A COMMON BAWDY HOUSE AND HOUSE OF ILL FAME, committed as follows:

The said *Jennie Smith*,

late of the *South* Ward of the City of New York, in the County of New York aforesaid, on the *first* day of *May*, in the year of our Lord one thousand eight hundred and eighty-*six*, and on divers other days and times as well before as afterwards, to the day of the taking of this inquisition, at the Ward, City and County aforesaid, a certain common bawdy house and house of ill fame, unlawfully and wickedly did keep and maintain; and in the said house divers evil-disposed persons, as well men as women, and common prostitutes, on the days and times aforesaid, as well in the night as in the day, there unlawfully and wickedly did receive and entertain; and in which said house the said evil-disposed persons and common prostitutes, by the consent and procurement of the said

Jennie Smith —

on the days and times aforesaid, there did commit whoredom and fornication; whereby divers unlawful assemblies, disturbances and lewd offences on the days and times aforesaid, as well in the night as in the day, were there committed and perpetrated; to the great damage and common nuisance of all the good people of the said State there inhabiting and residing, in manifest destruction and subversion of, and against good morals and good manners, 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

Jennie Smith —

(Section 385,
Penal Code.)

of the CRIME OF MAINTAINING A PUBLIC NUISANCE, committed as follows:

The said *Jennie Smith*,

late of the Ward, City and County aforesaid, afterwards, to wit: on the *first* day of *May* in the year of our Lord one thousand eight hundred

and eighty-~~two~~, — and on divers other days and times between the said day and the day of the taking of this inquisition, at the Ward, City and County aforesaid, with force and arms, unlawfully did keep and maintain a certain common, ill governed house, and in ~~the~~ said house, for ~~his~~ own lucre and gain, certain persons whose names are to the Grand Jury aforesaid unknown, as well men as women, of evil name and fame and dishonest conversation, to frequent and come together then and on said other days and times, there unlawfully and wilfully did cause and procure, and the said men and women in said house, at unlawful times, as well in the night as in the day, then and on said other days and times there to be and remain, tippling, drinking, gaming, cursing, swearing, quarreling, making great noises and otherwise misbehaving themselves, unlawfully and wilfully did permit and suffer, to the great annoyance, injury and danger of the comfort and repose of a great number of persons, good citizens of our said State there residing, and passing and repassing, to the common nuisance of the said citizens, 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

Jemie Smith —

(Section 322,
Penal Code.)

of the CRIME OF KEEPING A DISORDERLY HOUSE, committed as follows :

The said *Jemie Smith,*

late of the Ward, City and County aforesaid, afterwards, to wit: on the ~~first~~ day of ~~May~~, in the year of our Lord one thousand eight hundred and eighty-~~two~~, — and on divers other days and times between the said day and the day of the taking of this inquisition, at the Ward, City and County aforesaid, unlawfully did keep a certain ill-governed and disorderly house, the same being a place of public resort, and in the said house and place of public resort, for ~~his~~ own lucre and gain, certain persons, as well men as women, of evil name and fame, and of dishonest conversation, to frequent and come together, then and on the said other days and times, there unlawfully and wilfully did cause and procure, and the said men and women, in ~~the~~ said house, at unlawful times, as well in the night as in the day, then and on the said other days and times, there to be and remain, drinking, tippling, gambling, rioting, disturbing the peace, whoring and misbehaving themselves, unlawfully and wilfully, did permit, and yet continues to permit, by reason whereof the peace, comfort and decency of the neighborhood around and about the said house were, and yet are, habitually disturbed, against the form of the Statute in such case made and provided and against the peace of the People of the State of New York and their dignity.

RANDOLPH B. MARTINE,
District Attorney.

0056

BOX:

221

FOLDER:

2169

DESCRIPTION:

Smith, John

DATE:

05/11/86



2169

POOR QUALITY ORIGINAL

0057

99

Counsel, *W. S. [unclear]*
Filed *11* day of *May* 1886
Pleads *Not Guilty*

Grand Larceny, 2nd degree
[Sections 528, 531 Penal Code]

THE PEOPLE

v. *R*

John Smith

*19 1/2 lbs. in
weight of goods*

RANDOLPH B. MARTINE,

Pr. Clau. 7, 1886 District Attorney.

Wid. Forfeited. 16.

A TRUE BILL.

S. P. 4 years.

Richard W. [unclear]
Foreman.

Witnesses:

Maria [unclear]

STENOGRAPHERS' MINUTES.

Board of General Sessions - P. 2

*The People vs.
against
John Smith
and Lacey - 2nd Degree*

BEFORE

*John Smith
and Lacey*

June 11th 1886

WITNESSES.

DIRECT.

CROSS.

RE-DIRECT.

RE-CROSS.

Court of General Sessions. Part 2.

THE PEOPLE &c.

-against-

John Smith, Indicted for Grand
Larceny in the Second Degree.

.....
Before Hon. Rufus
B. Cowing, and a Jury.

Tried June 7, 1886.

APPEARANCES.

Assistant District Attorney Davis, for the people;

Mr. McFeeters, for the defence.

-----000-----

MARY STRAUB, the complainant, testified that she lived at 239 Sixth Street. On the 4th of May, 1886, between 8 and 9 o'clock in the morning, she saw the defendant in her rooms at number 239 Sixth Street. She occupied four rooms there. He knocked on the outer door of her room and she opened the door for him. There was another boy with him. The defendant asked for his parrot. He said it was on the window sill. She went with the other boy to the window and the defendant stood by the mantel-piece where her

husband's watch was. Her back was turned to the defendant; there was no parrot on the window sill. Then the defendant and his companion went away and when her husband returned from work the watch and chain were missing. The watch and chain belonged to her husband, Herman Straub, and it was in her care. It was valued at \$45; nobody else was in the room during the day, excepting the defendant, and his companion.

-----000-----

Officer JAMES FLEMING, of the 11th Precinct, being duly sworn, testified that he arrested the defendant on the 6th of May, in the afternoon, in Avenue C, in a car. In the station house, the defendant was searched, and a pair of lady's woollen stockings were found in his pocket; also two little pocket-books and some small pieces of gold jewelery. He gave his name as Henry or Charles Smith and said that he did not steal the watch and chain.

-----000-----

For the defence, John Smith, the defendant, being duly sworn, testified that he was not in the rooms of the complainant at all on the 4th of May, and knew nothing about the larceny. One of the pocket-books belonged to

**POOR QUALITY
ORIGINAL**

0061

3

him and the other he found. He had two scarf pins in his pockets also when he was arrested; one belonged to him and the other he found. The stockings were his. He slept in an hotel the night before - the Great Northern Hotel - and washed his stockings for himself. He was a button finisher by trade. He had never been convicted of any offence.

**POOR QUALITY
ORIGINAL**

0062

Indictment filed May 1886

Beardsley

Witness

at

of the Court

of the County of ...

STENOGRAPHERS' TRANSCRIPT.

1886

POOR QUALITY ORIGINAL

0063

34 District Police Court.

Affidavit—Larceny.

CITY AND COUNTY OF NEW YORK, } ss.

Marion Straub

of No. *239* - *sixth* Street,

being duly sworn, deposes and says, that on the *4* day of *May* 188*6*

at the _____ City of New York,

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

of deponent *in the way*

the following property, viz :

One gold watch and one gold chain of the value of forty dollars of 40.

the property of *Marion Straub and in charge 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 Smith (name here),*

and another man who is not arrested, for the reason that

the deponent and another man each to deponents premises

pretending that they looking for a Fall Parrot which was

sitting at deponents residence

and while deponent was walking towards the residence to look

Sumner [unclear] 1886

Police District

**POOR QUALITY
ORIGINAL**

0065

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 29 years, occupation Business of No.

139 East 4 Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Murieu Straub

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

Sworn to before me, this 7

day of May 1886

Carl Pitzel

[Signature]

Police Justice.

POOR QUALITY ORIGINAL

0066

Sec. 198-200.

3d District Police Court.

CITY AND COUNTY OF NEW YORK, } ss

John 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. *John Smith*

Question. How old are you?

Answer. *19 years*

Question. Where were you born?

Answer. *New York City*

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

Answer. *192 East 4th street Eight years*

Question. What is your business or profession?

Answer. *Buttman user*

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 Smith

Taken before me this

day of

[Signature]

Police Justice.

POOR QUALITY ORIGINAL

0067

BAILED,

No. 1, by _____
Residence _____
Street _____

No. 2, by _____
Residence _____
Street _____

No. 3, by _____
Residence _____
Street _____

No. 4, by _____
Residence _____
Street _____

Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

John J. ...
...
...

RECEIVED
MAY 10 1886
DISTRICT ATTORNEY'S OFFICE

Office _____

Dated *May 9* 1886

... Magistrate
... Officer
... Precinct.

Witnesses *...*

No. *139* East *...* Street

No. *156* 1st Reg. *...* Street

No. *100* - *...* Street

\$ *500* to answer *...*

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

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 *May 9* 1886 *...* Police Justice.

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

Dated _____ 1886 _____ Police Justice.

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

Dated _____ 1886 _____ Police Justice.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

John Dineen

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

John Dineen -

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

The said *John Dineen*,

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

one watch of the value of twenty five dollars, and one chain of the value of fifteen dollars,

of the goods, chattels and personal property of one

Samuel Dineen, -

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.

Handwritten signature
District Attorney

0069

BOX:

221

FOLDER:

2169

DESCRIPTION:

Smith, Michael

DATE:

05/03/86



2169

Witnesses:

Sephus Smith

Off Andrew Smith

20th Street

The defendant in this case is dead. See affidavit filed herewith.

May 5/92 V. M. Davis
Cant.

Counsel,
Filed *May 5 1886*
Pleads *Supremacy Ct*

THE PEOPLE

vs.

B

Michael Smith

W.D.S.

ASSAULT IN THE FIRST DEGREE, ETC.
(Sections 217 and 218, Penal Code).

RANDOLPH B. MARTINE,

Part 3 May 5/92 District Attorney.

Sephus Smith's

A True Bill.

John Vandenberg

Foreman.

Michael Smith

City ^{any} County
New York

Luke McCoy being duly sworn
deposes and says that he knows
that the Defendant Michael Smith
is now dead about one (1) year and
he attended the funeral and saw him
buried.

Luke McCoy

Sworn to before me
this fifth (5) day of
May 1892

John J. Buckley
Com. of Duds N.Y. Co.

Police Court— 3rd District.

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

Sophie Smith
of No. 574 west 28th Street, aged 23 years,
occupation married being duly sworn

deposes and says, that on 11th day of April 1886 at the City of New
York, in the County of New York, on No. 574 west 28th Street

She was violently and feloniously ASSAULTED and BEATEN by Michael
Smith (now here), who wilfully
and maliciously cut deponent
on the neck with the blade of a table knife
which he the said Michael held
in his hand. That deponent was
assaulted as aforesaid by said
defendant

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

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

Sworn before me, this 12 day }
of April 1886 } Sophie Smith

[Signature] Police Justice.

Sec. 198-200.

504

District Police Court.

CITY AND COUNTY OF NEW YORK } ss

Michael 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 Michael Smith

Question How old are you?

Answer 47 years.

Question Where were you born?

Answer Ireland.

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

Answer 574 West 78th Street about 6 months

Question What is your business or profession?

Answer House Carpenter

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

M. Smyth

Taken before me this

12

day of March 1888

[Signature]

Police Justice.

POOR QUALITY ORIGINAL

0074

BAILED,

No. 1, by *John H. Stewart*
Residence *330 West 16th*
Street

No. 2, by _____
Residence _____
Street

No. 3, by _____
Residence _____
Street

No. 4, by _____
Residence _____
Street

Police Court 3 District 528

THE PEOPLE, &c.,

ON THE COMPLAINT OF

John H. Stewart

Michael Smith



Offence *felonious assault*

Dated *April 12* 188 *5*

Magistrate

Officer

20 Precinct

Witnesses

No. _____ Street

No. _____ Street

No. _____ Street

\$ *500* to answer *9.5*

CM

Stewart

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

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

Dated *April 12* 188 *5* *Police Justice*

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

Dated *April 13* 188 *6* *Police Justice*

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

Dated _____ 188 _____ Police Justice.

COURT OF GENERAL SESSIONS, PART 3

(1706)

THE PEOPLE

vs.

Michael Smith

INDICTMENT

For

To

M. Luke McBoy

No. 330 West 16th Street.

The indictment against the above-named defendant, for whose appearance you are bound, has been placed upon the Calendar for trial at the Court of GENERAL SESSIONS of the Peace, at the Sessions Building, adjoining the New Court House in the Park of the said City, on the 5 day of May instant, at eleven o'clock in the forenoon.

If the defendant is not produced at that time, your bond will be forfeited.

DE LANCEY NICOLL,

District Attorney.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Michael Smith

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

Michael Smith

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

The said *Michael Smith*,

late of the City of New York, in the County of New York aforesaid, on the *seventh* day of *April*, — in the year of our Lord one thousand eight hundred and eighty-*two*, with force of arms, at the City and County aforesaid, in and upon the body of one *Sophie Smith* in the peace of the said People then and there being, feloniously did make an assault and *then* the said *Sophie Smith*, with a certain *knife* —

which the said *Michael Smith* — 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 *then* the said *Sophie Smith*, — 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

Michael Smith

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

The said *Michael Smith*,

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 one *Sophie Smith*, — in the peace of the said People then and there being, feloniously did wilfully and wrongfully make an assault, and *then* the said *Sophie Smith*, with a certain *knife* —

which *he* the said *Michael Smith*, — in *his* — right hand then and there had and held, the same being a *weapon* likely to produce grievous bodily harm, then and there feloniously did wilfully and wrongfully 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.

Richard B. Mathis
District Attorney

0078

BOX:

221

FOLDER:

2169

DESCRIPTION:

Smith, William

DATE:

05/18/86



2169

0079

BOX:

221

FOLDER:

2169

DESCRIPTION:

Moore, William

DATE:

05/18/86



2169

POOR QUALITY ORIGINAL

0080

Witnesses:

Thomas Joyce
off. Thomas Joyce
7/14/1886

Counsel,

Filed
day of
Plead, July 14
1886

THE PEOPLE

vs.

William Smith
and
William Moore

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

RANDOLPH B. MARTINE,
District Attorney.

A True Bill.

Foreman.

State Reporter
Electric

The People
vs.
William Smith and
William Moore.

Court of General Sessions, Part I.
Before Judge Gildersleeve.

Indictment for robbery in the first degree.

Thomas Joyce sworn and examined. I live at 72 Munroe Street in this city, on the 27th of last April I was in the passageway 41 Henry Street which is connected with my shop, I was at a pile of lumber between a quarter and half past four in the afternoon, I was getting out some stuff and was knocked down by the large fellow, Smith I understand; when I recovered from the stupor I was bleeding, both of them had me grabbed in the passageway, I was bleeding from the nose and mouth, it appeared to me to be a club or some blunt instrument with which I was hit in the face by Smith, I lost two of my teeth; they had me both embraced about the waist ransacking my pockets, I had fifteen dollars of silver in a package rolled up in paper. My office is on the floor above, upstairs, I opened the package and took five dollars out of it about an hour or two before that and put the remainder in my pocket, I did not take it out during that hour, nobody came near me during that hour.

my pocket. I could not tell which ransacked my pocket. I found a hand pulling like that (illustrating)
Cross Examined. This place where I was robbed was

about a hundred feet deep from the street, they were midway back, fifty feet from the street, it is a large passageway, I do not know whether the men were drunk or sober My son and I did all we could to lick them when we chased them out, I was not able to knock any one of them down. The club I was knocked down by was not my club, I found a club around there but it was not mine. I chased them up to East Broadway, I felt a tugging at my pocket but did not

feel any hand in it, I was standing up when they were rifling my pockets and gave the alarm. I am between fifty-one and fifty-two years old, I picked up a club that the smallest of the two had, my son got it from him and I chased him from Henry Street to East Broadway, it took from seven to ten minutes from the time they commenced to rob me until I chased them; after they had ransacked my pocket my son came down to my relief. Moore was near by when Smith knocked me down, I saw Smith coming towards me before I received the blow, I am a carpenter and builder and was in the passageway getting some lumber to take upstairs. The blow hurt my left shoulder, I was hit with the club along the face and Dr. Conway dressed me; the prisoners did not say anything at the time they struck me. I first missed my money when I got up to East Broadway after the chase. I could not tell you when they were arrested, the detective can tell you, it happened on the 27th of April, I made the complaint right away to Dr. Conway who called the detective to look after the matter, it appears the prisoners left the city, I went to the Police Station in reference to this when they were arrested.. My son and I ran after the prisoners, they went into a barber shop and the barber closed the door against me, or one of them when he got in closed the door, I went in after them and the barber says, don't mind them, I will take care of them, I know them. I said, I will stop here until a policeman comes, Smith opened the rear window at the barber-shop and says, come out of here. They went out before my face, the detective went in after them and could not find them, the detective came into the barber shop in about five minutes.

Maurice J. Joyce sworn. I am the son of the previous witness and remember the 27th of April, I heard a noise in the afternoon in our alleyway and I ran down to see what was the cause of the disturbance and found two parties, one holding my father by the arms behind and another party in front and saw my father bleeding from the side of his face and one of the parties had a short piece of bale stick in his hand and one of the parties dropped a piece of silver, I picked up a silver dollar, I would swear that most of the fifteen dollars my father had were in silver dollars. The smaller one of the two struck me with the stick and I saw him strike my father and knock his hat off, it scratched his face and cut him. I came down the back stairway, I saw the man in front of my father fumbling. People from the street cannot see in this alleyway.

John Silk sworn. I live 7 3 Munroe Street and was at 41 Henry Street on the 27th of April when Mr. Joyce was being attacked by these two men, I heard a noise down stairs and went down and saw the big prisoner had his arms around my uncle and the other fellow was punching him then my cousin came down and the young fellow ran out and he caught him at the door, there was no one in the shop and I went upstairs to mind it until I came back.

John J. Creed sworn. I am an officer of the 7th precinct and arrested the prisoners on the 14th of May, I got information of the assault on the afternoon of April 27, I was looking for Smith where he was in the habit of resorting but could not find him. I saw blood on Mr Joyce's face on the afternoon of April 27, he pointed to

the hallway where he said the two prisoner had gone into, I went in and searched the building and could not find anybody, I arrested Moore in front of his own house.

Cornelius Leary sworn. I am an officer of the 7th precinct. Smith admitted that he assaulted Mr. Joyce but Moore said that he did not know Smith and did not know anything at all about him or Joyce and was not there at any assault.

Cross Examined. I was at the Police Court when the prisoners were examined. Did you hear them say the following to the Magistrate I am reading now from William Moore: "I was in the passageway of 41 Henry Street when the complainant and his son ordered us out, Mr Joyce the complainant, took a hold of me and that led to the fight, I deny that he was robbed by us." Do you recollect him making that statement? Yes, I do. I recollect William Smith making substantially the same statement.

The Case for the Defence.

Matilda Kenny sworn. I live 56 Henry Street and recollect the day of this occurrence, I saw Mr Joyce and his son, I saw a difficulty between them and the prisoners I went to look out of the window to call my children and on looking out I saw the two boys on the opposite side of the street coming from Market towards Catherine Street, the boys, the prisoners, seemed to be under the influence of liquor, noticed them pushing one another in and out on the sidewalk, they were fooling and they walked along until they came to 43, it was a grocery store, there was a lot of barrels outside the door and the taller boy

4

threw the smaller boy in amongst the barrels, he got up and he tripped the taller boy and he fell down and got up and put his hand on his head and went into the alleyway, we call it a stable and the other boy went right in after him; they were not in two minutes when they came out and Mr Joyce and his son each punching one another into the middle of the street under the horse's feet, I saw Mr Joyce's son with a stick in his hand and he chased them all, the way and then a boy found a large stone in the middle of the street and turned back and came toward Mr Joyce's son and went and fired a stone, I thought he struck the man, I was not sure and when he could not hit him with the stick he threw it at him and then the father came along running and the son says, father and he did not return but ran after the smaller boy, I lost sight of the taller boy and he chased him around Market Street up to East Broadway. I did not see these prisoners when they were assaulting Mr Joyce in the alleyway.

William Kenny sworn. I am the son of the last witness and saw part of this occurrence, I was standing with two more fellows down by 45 Henry Street talking and these two young men, the prisoners, came down and one of them pushed the little fellow over the barrel, and when he got up he tripped the other fellow and knocked him down, he got up and put his hand upon his head and went in the stable or alley and the little fellow walked in behind him saying something which I did not hear; so it was not quite two minutes when four of them came out fighting, young Joyce went in after a stick and came out with it in his hand and chased Moore who fell down, I saw Joyce

make a hit at him but I don't know whether he hit him or not because there was little children standing around; so he got up and ran away and come back with a stone and he fired it at him, Maurice Joyce put up his hand and the stone hit his hand, I know Mr Joyce quite a while, I never knew him to speak to though, he told me once in a while to stand aside, he would not let anybody stand around the alley. I don't know what occurred in the alleyway of 41 Henry Street, all I saw was after they got out of the alleyway was these boys running and the Joyces chasing them. I guess they were fighting on the sidewalk about five minutes.

Daniel O'Connor sworn. I live 91 Catherine Street with my mother and father, it is about a block and a half from Mr Joyce's, that is where I meet my friends, I was born in 34 Henry Street, New York about four houses from this place and have been around there all my life, I saw part of this occurrence, I saw these young men go in the alleyway, I did not see them while they were in the alleyway, I saw them goin in and they were in about two minutes and a half, I saw the two young men coming out and Mr Joyce and his son following them and punching them; when they got out near the gutter they stood there fighting, I saw the young Mr Joyce run in for a stick and saw him coming out with it, I am sure it was a whip for I had it in my hand, I saw him strike the little fellow, he run around and struck him twice in the back of the head, I saw the little fellow run up Henry Street towards Market Street and Mr Joyce and his son stayed there and the little

fellow picked up a stone and fired it at Mr. Joyce and it did not hit him; so he ran away and young Joyce called to his father to stay back, his father would not do it and he ran after him and I went with them and they ran into the barber shop; back of the barber shop there is a window and it was open, so I went over and I met the two Mr. Joyces and the young man told me to hold his father. I did not see anything that happened in the alley between the Joyces and the prisoners.

William Gilchrist sworn. I am seventeen years old and work in the Associate Press Ship news Office, I was not working on the day in question because I only work every second day, I live 110 Madison Street about a block away from this place, I live around in that neighborhood about ten years, I know Mr. Joyce to see him but not personally. I saw the two prisoners before they went in that alleyway, I did not see them while they were in there but when I saw them again they were about five or six feet from the street coming out fighting with the Joyces. Before they went in there I saw them fooling with each other the two boys came long and the taller one threw the other one amongst some barrels at a grocery store and the smaller boy got up and tripped the taller boy and threw him down and hurt his head and he got up and went in the stable, I do not know what for, the next I seen the boys and the Joyces were fighting coming out.

William Hager sworn. I am indicted here under the name of William Moore I live at 22 Henry Street and was not working on the day in question, I work at the Tract

House corner of Spruce and Nassau Streets for five or six months, I was taken away from the Tract House the night I was arrested coming home from work. I did not rob Mr. Joyce and my comrade did not rob him in my presence. On the afternoon of this day we were up in Essex Street and were having some fun drinking lager, we were on the road home and going down Henry Street, fooling with each other Smith pushed me into barrels and I got up and I fooled with him, I threw him, he got up and went like this (putting his hand on his head) he went up in the alley and rested his head on the lumber pile. I went up to apologize to him and while I was up there Mr. Joyce and his son came down and Mr. Joyce said, get out of here, I turned around in a polite manner and told him my friend's head got hurt and asked him to let him stay until he got better. He said, no, go out of here; he caught me by the arms and pushed me down, I got up and he followed me again pushing me out, I fell down three or four times; so when we got out on the sidewalk he followed me up; I commenced to hit him and as I did that his son came over and he got onto me and when Smith saw that he went over to protect me, he got into the fight and as he did the son turned back and ran up the alley and came out with a stick and ran to hit me, he hit me across the back and the head three or four times and I ran out in the street to get away from him and when I was running up the street he kept hitting me with the stick and I picked up a stone and threw it at him but it did not hit him, he fired the bale stick at me, I went to escape from him and ran into the barber shop, I sat down there a while and Mr. Joyce and his son came in.

Cross Examined. I have a brother in Philadelphia and I did not give my real name because I did not want to be disgraced. I never was arrested before in my life, I ran into the barber shop because I wanted to escape from him, I could have been arrested for assault because I hit the man. It is false what Mr Joyce said that he was knocked down by Smith and that both of us seized him and took fifteen dollars. Both father and son came down together to the lumber.

William Smith sworn and examined. I did not strike Mr Joyce first in the alleyway. Me and my friend Hager were going through Henry Street, we had been drinking some beer, I knocked him against barrels and he fell down and got up and then he threw me down and I got a cut on the side of my head and hurt myself, I went in the lumber yard and leaned my head on it and the first thing I saw was Mr Joyce and his son at my friend and when I came to my senses I says, why don't you let them fight, he says, what has it to do with you and he hit me! With that me and the son got fighting and the father and Moore got fighting, they punched us out into the street and the first thing I saw was the son with a club hitting Moore. Joyce struck first, I had no club in my hand when I went in, I never touched the gentleman at all, it was with the son I had dealings, the son struck me first, I was not going to be tramped on and so I took my place as good as I could.

Cross Examined. I saw no blood on Mr Joyce's face at all, I saw Hager run up toward Market Street and the

father and son were chasing him, the father had the club and the son was chasing after the father and calling him back. We went into the barber shop, the window was open in the yard and we did not want to get arrested and we knew there was a terrible gang of young men around that alleyway. One of the men who works for Joyce hit me twice on the side of the face and knocked me down about two minutes after the fight.

Handwritten notes:
I am a
member of
the
Tract House

Thomas J Gibson sworn. I am foreman of the Card cutting establishment at 120 William Street, I know William Hager about fourteen years and his character for honesty is good. He and Smith roomed with me for a few weeks before this occurrence, Hager worked at the Tract House.

The Jury rendered a verdict of guilty of robbery in the first degree.

10

*Testimony in the
case of
Wm. Moore & Son
Smith*

*filed May
1888*

[Faint, mostly illegible handwritten text, likely a transcript of testimony]

Police Department of the City of New York,

Precinct No. 7

~~New York, 11th Precinct~~ 188

This same William Smith has been arrested July 11th /85. For assaulting Isacril G. Athimer of 220 1/2 Brown St. Found Guilty in Special Sessions and fined \$20.⁰⁰ By Judge Smith. on July 14th /85.

Also

Arrested on May 4th /85

For Breaking the show window of a Jewellery store 111 Division St. The people failed to indentify and was Discharged.

He has a General bad Character.

This William Moor. Alias - Hager, Sweeney Haggertz and Hagen is from Phila. and we dont know him.

Court of General Sessions of the Peace

The People vs
agst.
William Smith.

City and County of New York ss.

Thomas J. Gibson being
duly sworn deposes and says, that he
resides at No. 22 Henry Street in the
City of New York, and is employed as
a card cutter, at 120 William St. in said City.

That he is well acquainted
with the defendant herein, (Wm. Smith)
whom he has known during the past
14 months.

That the character of the
said defendant has been ~~always~~ good,
and defendant has always found him
to be a sober, honest and industrious
young man.

Sworn to before me this
10th day of June 1886.

Thomas J. Gibson
Clerk of the Court.
Commissioner of Deeds,
N.Y. County.

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

The People }
vs }
William Smith }

City and County of New York, ss:
Richard Rowin
being duly sworn deposes and says
that he resides at Number 89 East
Broadway in said City and that
he is a Clothier.

That he has known the de-
fendant (Smith) for the past 5
years during which time he
has always borne an excellent
reputation for honesty and he
always knew him to be an indus-
-trious young man and never
knew him to be charged with
any offence before.

Sworn to before me this
10 day of June 1886.

Silberstein
Commissioner of Deeds
N.Y. County

Richard Rowin

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

The People vs
William Smith

City and County of New York, ss:

James Smith
being duly sworn deposes and says:
that he resides at Number 430 West
51st Street in said City and that
his business is that of a builder and
Contractor.

That he is well acquainted
with William Smith the defendant
herein whom he has known for
the past 18 years.

That the character of the
defendant has always been good,
and that deponent knows that
the defendant always worked for
a living and that he is an hon-
est, industrious young man.

Sworn to before me this
day of June 1886
Gilbert W. H. H. H.
Commissioner of Deeds.
N. Y. County.

James Smith

Court of Generals, Session

The People &c

vs

William Smith

affidavits

C. E. Puel

Depts Atty

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

The People vs

William Hager, who
is indicted under the name of
William Smith.

City and County of New York. ss:

William E. H. Beards
being duly sworn deposes and says,
that he resides at Number 235 Henry
Street in said City and is a designer.

That he has known the
defendant for the past 9 months, and
always found him to be an honest
industrious young man, and during
such time he never knew him to
be arrested.

Sworn before me this
10 day of June 1886.
Gilbert M. Blair.

Commissioner of Deeds.
N. Y. County.

William E. H. Beards

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

The People etc

vs

William Hager, who is
indicted under the name of
William Moore

City and County of New York, ss:

John J. Jones, being
duely sworn, deposes and says that he
resides at Number 22 Henry Street in
said City.

That deponent is well acquaint-
ed with the defendant Hager and
has known him for the past nine
months he Hager lived in the same
house with deponent for the above men-
tioned time during which time he has
known him to be an honest indus-
trious young man, and never heard
of his being charged with any crime
before this

Sworn to before me this
10 day of June 1886.

John Jones

Gilbert H. Sloan,
Com. of Deeds
N.Y. County.

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

The People &c

vs

William Hager who is
indicted under the name of
William Moore.

City and County of New York ss:

Thomas J. Gibson
being duly sworn deposes and says that
he resides at Number 22 Henry St
in said City, and is a card cutter.

That deponent is well
acquainted with the defendant
Moore and has known him for the
past few years ^{MOORE} he having worked in
advert^{ise}ment in the City of Philadelphia
during which time ~~he has~~ always
known him to be an honest in-
dustrious young man and
never knew of his being arrested
before.

Sworn to before me this
15 day of June 1886
Gilbert M. Blair,
Clerk of Courts,
N.Y.C.

Thomas J. Gibson

Court of General Sessions

The People

vs
William Ligon, who
is indicted under the
name of
William, MORE

Affidavits

E. E. Price
Depts Acty
W Centre St
W4 City

Police Court 3 District.

CITY AND COUNTY }
OF NEW YORK, } ss

Thomas Joyce

of No. 72 Monroe St. Street, Aged 51 Years

Occupation Carpenter being duly sworn, deposes and says, that on the

27 day of April 1886, at the 7th Ward of the City of New York,

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

Fifteen dollars in silver coin of the United States (\$15)

of the value of depo fifteen DOLLARS,

the property of deponent

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

William Smith, and William Moore
(both now here)
in the following manner:

Between four and half past four p.m. on said date deponent was in a passage way at No 41 Henry St. having just left deponents office to go to the yard of said premises. Deponent was then and there assaulted by the defendants who knocked deponent down and beat deponent, breaking two of deponents teeth and bruising deponents face severely. The said money was taken out of the outside left pocket of

day of April 1886
Subscribed and sworn to before me, this
[Signature]
Police Justice

deponents pocket by the said Smith while deponent was at the same time held by the said Moore. Deponent has not seen the defendants since the occurrence until yesterday. Deponent therefore prays that the defendants may be dealt with as the law directs.

Done to before me the 15th day of May 1886 } Thomas Joyce
Police Justice

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Hundred Dollars and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.
I have admitted the above named to bail to answer by the undertaking hereto annexed.
There being no sufficient cause to believe the within named guilty of the offence within mentioned, I order he to be discharged.

Police Court, District

THE PEOPLE, &c.,
on the complaint of

Offence—ROBBERY.

vs.

1
2
3
4

Dated 1886
Magistrate.
Officer.
Clerk.
Witnesses.
No. street,
No. Street,
No. Street,
\$ to answer General Sessions.

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss

William Moore

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 Moore*

Question. How old are you?

Answer. *20 years*

Question. Where were you born?

Answer. *U. S. Philadelphia*

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

Answer. *22 Henry St since September*

Question. What is your business or profession?

Answer. *Printer*

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 was in the passage way of 41 Henry street when the complainant and his son ordered us out. Mr Joyce the complainant took hold of me and that led to a fight. I deny that he robbed by us*

Wm Moore

Taken before me this

15th

day of

John J. Buckley

Police Justice.

Sec. 198-200.

3 District Police Court.

CITY AND COUNTY OF NEW YORK } SS

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.

19 years

Question. Where were you born?

Answer.

U. S. N. Y. City

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

Answer.

86 East Broadway 2 years

Question. What is your business or profession?

Answer.

Driver

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 saw the complainant and his son attacking my friend William Moore. I interposed to protect Moore and there was a fight two against two. There was no money taken that I know of.

William Smith

Taken before me this

day of

[Signature]

Police Justice.

POOR QUALITY ORIGINAL

0105

BAILED,

No. 1, by _____
Residence _____
Street _____

No. 2, by _____
Residence _____
Street _____

No. 3, by _____
Residence _____
Street _____

No. 4, by _____
Residence _____
Street _____

Police Court
District

THE PEOPLE &c.,
ON THE COMPLAINT OF

James Force
12 Monroe
William Smith
William Stone

Offence Robbery

Dated May 15 1886

Magistrate
Deary Creed
Precinct 3

Witnesses
No. 1 Marion Force
Street _____

No. 2 John Griffin
Street _____

No. 3 43 Kenos
Street _____

No. 4 42 Monroe
Street _____
to answer Q.S.
Law

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

Defendants

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 May 15 1886 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK.

against

William Smith
and
William Moore

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

William Smith and William Moore

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

The said William Smith and William Moore,

late of the First Ward of the City of New York, in the County of New York aforesaid, on the ~~fourth~~ day of ~~April~~, in the year of our Lord one thousand eight hundred and eighty-~~two~~, in the day time of the said day, at the Ward, City and County aforesaid, with force and arms, in and upon one ~~Thomas Gray~~, in the peace of the said People, then and there being, feloniously did make an assault, and

divided and carried away, to wit, a watch, a ring and a diamond ring to the value of ~~fifty~~ dollars.

of the goods, chattels and personal property of the said ~~Thomas Gray~~, from the person of the said ~~Thomas Gray~~, against the will, and by violence to the person of the said ~~Thomas Gray~~, then and there violently and feloniously did rob, steal, take and carry away,

to wit, the said William Smith and William Moore, being then and there aided by an accomplice ~~(actually present)~~

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.

James M. Smith,
District Attorney

0 107

BOX:

221

FOLDER:

2169

DESCRIPTION:

Smithwick, Alfred A.

DATE:

05/26/86



2169

0109

LAW OFFICE
OF
F. J. WORCESTER,
46 ASTOR HOUSE OFFICES.

NEW YORK Sept. 7 1886

Chief Clerk Dist. Atty's Office

Dear Sir

Will you kindly

Deliver to bearer the certified copy Certificate
of Incorporation of The Chelsea which is among
the papers in People vs Smithwick which
was on Mr Bedford's Cal. to day - I
left it at your office for evidence in that
matter & it will not now be necessary
to use it - I suppose no defendant has
pleaded guilty & been sentenced -

F. Worcester

Recd from John D. Bingham Counsel for Chelsea
the above papers this date Acting Chief Clerk
D. H. J. [unclear]

People to
Santander

See Joseph Ruffin
before opening the
papers.

State of New York
City & County of New York } 55

William J. Hoodless & William C. Spencer being each severally sworn depose & say that they reside in the City of New York ~~respective~~ at the Chelsea 222 West-23rd Street in the City of New York and are both trustees of the Chelsea a corporation organized under the laws of the State of New York. That they are acquainted with Alfred A. Smithwick formerly Bookkeeper and Cashier in the employ of said Corporation. That said Smithwick was in such employment from about October 1st 1885 to the 4th day of May 1886. That as such Cashier he ~~was authorized~~ received monies which from time to time became due to said Corporation for rents. That it was his duty to enter such receipts on the books of the Corporation and deposit the same in the Garfield National Bank. That they have examined the books of said Corporation and found that the Cash Book shows false footings particularly on page 16 thereof the cash there entered as received from January 20 to 27th 1886 is footed up \$130,000

short of the proper amount. That on the 30th day of May 1886 Deponents had a conversation with said Smithwick at Police Headquarters in the City of New York. That said Smithwick was asked at that time if he remembered that on a certain page of the cash book there was a false footing of \$1300 and he said he did. That he was asked if he had taken that amount of the Corporation's money & he said he had. He was asked if he had taken it all at once and he said he had taken it at various times in various amounts and that he made such false footing in order to cover up monies that he had taken on several previous occasions. That he also stated to Deponents that he had taken moneys of said Corporation at various times to the amount he thought of between \$2300 & \$2400. That he had spent the money he had so taken for drinks

Sworn to before me this }
 31st day of June 1888 }
 J. J. [Signature]

[Signature]
 W. C. Spencer

Notary Public N.Y.C.

State of New York }
City & County of New York } ss

Nicholas A. Lowe being duly sworn says that - he resides at 78 East 121 Street - in the City of New York and is in the employ of the Chelsea at 222 West 23rd Street - in the City of New York as bookkeeper and has been in such employment since May 12th 1886 that - he has made a careful examination of the books of account of said Corporation as the same were kept by Alfred A. Smithwick the former bookkeeper thereof - that the cash account upon said books show that - the said Smithwick received \$217.08 which he never accounted for on the books of said Corporation -

That on page 16 of the Cash Book there is a false footing of cash received between January 20th & 27th 1886 to the amount of \$1300 - the footing being that - amount short of the proper amount - that this false footing is covered by a false footing of Interest account as appears in the Ledger which foots up \$500 too much by a false footing of Repair account - on the Ledger which foots up \$300 too much and that an item in Furniture & Fittings account was raised \$200 and

in the restaurant - account - on which
has been raised \$200 -

That - on the Books of said Corporation
no entry is made of a payment - of
rent - for the month of April 1886 due
said Corporation from W. G. Abbot who
resides in "The Chelsea" ^{the} amount - of
\$100 - That - Depoant - has seen in the
possession of said Abbot - a receipt -
signed by said Smithwick for said
Corporation for \$100 as the rent - for the
said month of April

That - the same is true of April rent -
due said Corporation from George Chase
who resides in the Chelsea . and Depoant -
has seen a receipt - therefor signed by said
Smithwick in the possession of said Chase
who informs Depoant - that - he paid the
rent - \$100 to said Smithwick and received
the same receipt - therefor

The same is true of rent - paid by

Koch & Weis	for May 1886	\$20
J. M. Kellogg	" " "	\$50
J. Merritt	April "	\$100
Julia M. Otis	" " "	\$83.33
E. M. Roberts	" " "	\$50
J. C. Ziefer	March "	\$50
Miss C. Levelin	Apr "	\$100

Deputy has examined the Bank
 Book and ~~there is no record of~~
 said Corporation showing the deposits
 made in the Fairfield National
 Bank and that - there are no
 entries therein showing that the
 above amounts have been deposited
 by said Smithwick and there
 are no entries or memoranda made
 by him on the books of the Corporation
 showing such receipt -

That the persons above named as holding
 receipts for rent from Smithwick all
 reside in the Chelsea - ~~and~~ and
 can be found there except - Mrs Roberts
 who is about - departing for Europe

I sworn to before me this }
 3rd day of June 1886 }
 J. W. Wrenn
 Notary Public
 W. M. Lee

Nicholas A. Lowe

People or

us

Smithwick



Affidavit



7 of Worcester
Counsel for "The Children"
46 State Street, W. Mass.

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

Whereas, Complaint on oath, has been made before the undersigned, one of the Police
Justices in and for the said City, by Andrew Campbell

of No. 553 West 83rd Street, that on the 5 day of April
1886 at the City of New York, in the County of New York, the following article to wit:

Bank Bills of various denominations
and and lawful money of the United States to the amount and

of the value of One hundred Dollars,
the property of A Campbell, being in possession of which Campbell is President
was taken, stolen and carried away, and as the said complainant has cause to suspect, and does suspect and
believe, by Alfred W. Woodhull

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

These are, Therefore, in the name of the PEOPLE of the State of New York, to command you the said
Sheriff, Marshals and Policemen, and every of you, to apprehend the body of the said Defendant and forthwith
bring him before me, at the 2 DISTRICT POLICE COURT, in the said City, or in case of my absence
or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to
be dealt with according to law.

Dated at the City of New York, this 9 day of April 1886
Alfred W. Woodhull POLICE JUSTICE.

POLICE COURT 2 DISTRICT

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

Warrant - Larceny.

REMARKS.

Time of Arrest

Native of

Age

Sex

Complexion

Color

Profession

Married

Single

Read

Write

The Defendant
taken, and brought before the Magistrate, to answer
the within charge, pursuant to the command con-
tained in this Warrant

Dated May 15 1886
Alfred W. Woodhull Magistrate
Officer

Dated 1886
Officer

This Warrant may be executed on Sunday or at
night.

Alfred W. Woodhull
Police Justice

0118

No. 143

NEW YORK, Apr 5 1886

Received from D. A. Kees

One Hundred Dollars,

For Rent Apartment Store for month of Apr 1886

"THE CHELSEA,"

Per J. M. Swick Cashier

POOR QUALITY ORIGINAL

0119

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 46 years, occupation Nicholas J. Lawrence
Books-keeper of No. 222 West 28th Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Andrew Campbell
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this 25
day of May 1888 Nicholas A. Lawrence

[Signature]
Police Justice.

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 43 years, occupation Nancy J. Brewster
Clerk of No. 222 West 28th St Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Andrew Campbell
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this 25
day of May 1888 Nancy J. Brewster

[Signature]
Police Justice.

POOR QUALITY ORIGINAL

0120

Police Court— 2 District.

Affidavit—Larceny.

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

of No. 558 West 87th Street, aged 57 years,
occupation Architectural Iron Manufacturer being duly sworn
deposes and says, that on the 5th day of April 1888 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent in the day time, the following property viz:

Bank Bill of various denominations to the amount
and of the value of one hundred dollars
Good and lawful money of the United States

Sworn to before me, this 11th day of April 1888
Police Justice

the property of a Company duly incorporated under the laws
of the State of New York for the purpose of building and
maintaining an apartment-house known as the "Shore"
of which Company deponent is the President 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 Alfred A. Mottus, for the reason, that
on the above mentioned date, the defendant was in
the employ of the above named Company as Cashier and
bank-keeper; and was authorized to receive any and
all moneys paid for rent or for any service of said
Company; and to keep the accounts of said Company;
and to deposit all moneys so received in the
National Bank subject to the order of George Thomas
Toggett Treasurer of said Company.
That deponent is informed by Henry J. Stewart
Clerk in the employ of the above named Company, that
on the above mentioned date he received the above
described money from Eugene E. Allen in payment
for rent of a store located in the above mentioned building,
that he gave the money so paid to the defendant and

POOR QUALITY ORIGINAL

0121

Received the promised receipt signed by the defendant, therefore, Defendant further says, that he has been informed by Nicholas A. Howe at present book-keeper of the above mentioned Company, that he has made a thorough examination of the books of the Company, and that there is no record or anything to show that the above described money was received by the defendant, or deposited to the credit of the Company.

Defendant further says, that on or about the 14th day of May, 1886 the defendant was present at a meeting of the Executive Committee of said Company, that immediately thereafter within a warning or notice he disappeared leaving the safe containing books &c. of the Company locked, and has not since been heard from.

Wherefore defendant charges the said Alfred A. Smithwick with feloniously taking, stealing, and appropriating away the above described money, and appropriating it to his own use, and prays that he may be apprehended and dealt with according to law.

Given to be for me!
 this 25 day of May 1886

Alfred A. Smithwick
 Defendant

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

Dated 1886 Police Justice

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

Dated 1886 Police Justice

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

Dated 1886 Police Justice

Police Court, 2 District, NY 140

THE PEOPLE, &c.,
 on the complaint of
Nicholas A. Howe
 573 Pa. 3 B.

1. *Alfred A. Smithwick*
 2. _____
 3. _____
 4. _____

Offence—LARCENY.

Dated, May 25 1886
Richard G. Coffey Magistrate.

Witnesses, *Henry D. Stewart*
 No. 242 West 4th Street,
Nicholas A. Howe
 No. 222 West 4th Street,
Geo. Moore Smith
 No. 58 West 132nd St.
 Sessions,
Wm. L. Spencer 23rd St.

POOR QUALITY ORIGINAL

0122

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Alfred A. Smith

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

Alfred A. Smith

of the crime of GRAND LARCENY IN THE SECOND DEGREE, committed as follows:

The said Alfred A. Smith,

late of the First Ward of the City of New York, in the County of New York, aforesaid, on the 12th day of April, in the year of our Lord one thousand eight hundred and eighty-six, at the Ward, City and County aforesaid, with force and arms, in the day time of the same day, did

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; five promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of ten dollars, and of the value of ten dollars each; ten promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of five dollars, and of the value of five 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 two dollars, and of the value of two 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 one dollar, and of the value of one dollar 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 twenty dollars each; five 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; and divers coins, of a number, kind and denomination to the Grand Jury aforesaid unknown, of the value of fifty dollars.

(#100.-)

of the proper moneys, goods, chattels, and personal property of ~~one~~ a certain corporation ~~in the possession of the said~~ called "The ~~Admiral~~", then and there being found, ~~from the possession of the said~~ 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.

RANDOLPH B. MARTINÉ, District Attorney.

0 123

BOX:

221

FOLDER:

2169

DESCRIPTION:

Snowwhite, William

DATE:

05/12/86



2169

0124

BOX:

221

FOLDER:

2169

DESCRIPTION:

Mylius, Louis

DATE:

05/12/86



2169

0 125

BOX:

221

FOLDER:

2169

DESCRIPTION:

Collenberg, Oscar

DATE:

05/12/86



2169

POOR QUALITY ORIGINAL

0 126

21-91

Counsel, Wm. Snowwhite
Filed May 17 day of May 1886
Plead Verdict

THE PEOPLE
vs.
Wm. Snowwhite
Louis Mylius
Oscar Collenberg

RANDOLPH B. MARTINE,
District Attorney.

A True Bill.
Chas. F. J. [Signature]
May 29 1886
Notary Public
May 15 1886
Foreman
Twenty

Witnesses:
Charles Davis
James H. [Signature]
160 [Signature]

The complainant & witness in this case cannot be found. The complainant has signed a withdrawal of the complaint. The employer of No 142 is in court & gives true and excellent character. His name Jas H. Brown, 1662 Broadway. I am a [Signature] & [Signature] I recognize the defendant of the witness May 15, 1886.
James M. Davis
Crest,

Court of General Sessions

The People
vs
Louis Mylius

City and County of New York, ss:

Louis Mylius
being first duly sworn deposes and says -
I am the above named defendant and
reside at No. 477 Eighth Avenue in said City.
I have a wife and one child. I am by occupa-
tion a Carver and decorator in plaster and
am not and never have been directly or in-
directly connected with any labor organiza-
tion or trade-union. Since I came to this
Country - in 1899 - I have frequently been in
the employ of Elin and Kitson, architectural
sculptors and decorators. On and for some time
previous to March 30th last I was employed
by Moran and Goff of 1662 - Broadway.
On said March 30th (Tuesday) I was at work
for them in the building No. 833 Madison Av-
enue. About eleven o'clock in the forenoon
a brother of Oscar Coltenbergh came in and
asked me who I was working for: I told him
Moran - and Goff: he said all their men
are on strike and you must stop work too:
I got excited and frightened and quit work

because I was afraid of violence. On the Thursday following - April 1st - I went back for my tools. I did not dare to work ~~till~~ while the strike trouble lasted. I got my tools and came away at once. My knife was missing. On the Monday following at 7 o'clock in the morning I was arrested at my home, I did not know why. I did not know or hear of any damage done at No 833 Madison^{Avenue}, till I was charged with it at the 57th Street Police Court. I had nothing to do with the damage charged against me and for which I am indicted, directly or indirectly and do not know who committed it or was concerned in it.

Sworn to before me } *G. Mylius*
this ~~10th~~ ^{11th} day of July 1886. }

J. M. Wells
Notary Public
for the City & County of
New York.

POOR QUALITY ORIGINAL

0129

Court of General Sessions
The People
vs
Jonis Mylius

City and County of New York ss:

Robert Ellin being duly sworn says he resides at Yorkers City N.Y. - in said City and is one of the firm of ~~Robt~~ Ellin & Kitson architectural Sculptors 111 1/2 West 21st Street in said City. That Jonis Mylius defendant herein has been in the employ of defendants firm since 1879 whenever they had work for him to do and could secure his services. That he has always been the character of a sober steady man in his habits, attentive to his own business and quick and inoffensive in his nature and ways. Deponent believes him from deponents experience and observation to be trustworthy in every respect. And of all the men in the employ of their firm would consider him least capable of committing such damage and injury to property as is set forth in the charge and indictment herein.

Sworn to before me
July 1st 1886

Robt. Ellin

Richard W. Kitson
1175 Attorney Public and Ju
Same Case vs & Corrus vpy
City & County of New York ss.

John W. Kitson being duly sworn says he is the other member of the firm above described. That the allegations made in the foregoing affidavit of Robert Ellin are true of deponents knowledge information and belief. John W. Kitson
Sworn to before me July 1st 1886
Richard W. Kitson, Attorney Public and Ju vs & Corrus vpy (1757)

Court of General Sessions
The People }
Loris Mylius }

City and County of New York ss:

Robert Ellin being duly sworn says he resides at Yorkers City, N.Y. in said City and is one of the firm of ~~Robt. Ellin & Kitson~~ architectural Sculptors No. 519 West 21st Street in said City. That Loris Mylius defendant herein has been in the employ of defendants firm since 1879 whenever they had work for him to do and could secure his services. That he has always born the Character of a sober steady man in his habits, attentive to his own business and quick and inoffensive in his nature and ways. Deponent believes him from deponents Experience and observation to be trustworthy in every respect and of all the men in the employ of their firm would consider him least capable of committing such damage and injury to property as is set forth in the Charge and indictment herein.

Sworn to before me
July 1st 1886

Robt. Ellin

Archibald A. Larmon
1175 Albany Pablic works
Same Case
City & County of New York ss.

John W. Kitson being duly sworn says he is the other member of the firm above described. That the allegations herein in the foregoing affidavit of Robert Ellin are true of deponents knowledge, information and belief. John W. Kitson
Sworn to before me July 1st 1886.
Archibald A. Larmon, of New Albany Pablic works (1875)

Indictment filed May 19 86

Court of Special Session

The People

vs

Louis Mylino

Affidavits of

defendant

Robert Ellin and

John W. Kitson

**POOR QUALITY
ORIGINAL**

0132

CITY AND COUNTY
OF NEW YORK, } ss

District Police Court.

New York General Sessions.

PEOPLE ON MY COMPLAINT,
VERSUS

Louis Trusmi

As complainant in the above case, I beg to recommend the defendant to such leniency and clemency as the Court and District Attorney may see fit to show; but I expressly assert that my reasons for so doing are not controlled by any advantage to myself.

Wm. S. Beers

2121

POOR QUALITY
ORIGINAL

0133

George W

we
Louis Mylius

Richard

POOR QUALITY
ORIGINAL

0134

District Attorney's Office.

PEOPLE

vs.

Snowflake

Edward [unclear]

833 Mad Ave.

De Sancy Nicole Esq
Ass. Dist. Ct. N.Y. City
Dear Sir

As Owner of
Premises No 833 Madison Ave
N.Y. City I Apprise of and request
withdrawal of Charge and
discharge of Indictment filed
on or about May 12th last, agst
Sons Mylius for malicious
mischief done to said premises.

Yours
July 4th 1886. Geo. W. Moore

POOR QUALITY ORIGINAL

0136

Court of General Sessions, Part *1000*

THE PEOPLE

vs
Louis Myline

INDICTMENT

For *Imp to Property*

To *M. J. Johnson*
No. *36 Gramercy Park* Street.

The indictment against the above-named defendant, for whose appearance you are bound, has been placed upon the Calendar for *Pleasday* at the Court of GENERAL SESSIONS of the Peace, at the Sessions Building, adjoining the New Court House, in the Park of the said City, on *Thursday* the *13* day of *May* instant, at eleven o'clock in the forenoon.

If the defendant is not produced at that time, your bond will be forfeited.

RANDOLPH B. MARTINE,
District Attorney.

**POOR QUALITY
ORIGINAL**

0137

John W. Retson
36 Gramercy Pk.

CITY AND COUNTY } ss.
OF NEW YORK, }

POLICE COURT, 4 DISTRICT.

Charles S. Beers

of No. *904 Eighth Avenue* Street, aged *37* years,
occupation *Decorations Master* being duly sworn deposes and says
that on the *1st* day of *April* 188 *6*

at the City of New York, in the County of New York, *between*
William Snowwhite & Louis Mylius,
did wilfully & maliciously cut, stain
& deface & destroy the decorations
of fresco on the walls of premises
833 Madison Avenue in said City,
damaging said walls to the amount
of about one hundred & fifty dollars.
Therefore deponent asks that said *Call-*
endery; *Snowwhite & Mylius* be arrested
& dealt with as the law in such
cases made & provided may di-
rect. *Charles S. Beers*

Sworn to before me, this
of *April*
1886
W. H. ...
Police Justice.

POOR QUALITY ORIGINAL

0 139

Police Court, 4th District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Charles Beer

vs.

Ascor Callender
William Snowhill
Laura Meyers

AFFIDAVIT.
Mallory Maxey Clerk

Dated April 13 1886

White Magistrate.

Officer.

Witness, _____

Disposition, _____

POOR QUALITY ORIGINAL

0140

Sec. 151.

Police Court H District.

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

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police Justices for the City of New York, by Charles B. Bess of No. 904 Eighth Avenue Street, that on the 1st day of April 1886 at the City of New York, in the County of New York,

Ascor Callenberg, William Snowwhite, & Louis Meyers did wilfully and maliciously cut & destroy the decorations of part of premises 833 Madison Avenue in said City

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

These are Therefore, in the name of the PEOPLE of the State of New York, to command you the said Sheriff, Marshals and Policemen, and each and every of you, to apprehend the said Defendant and bring them forthwith before me, at the 4 DISTRICT POLICE COURT, in the said City, or in case of my absence or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to be dealt with according to law.

Dated at the City of New York, this 13 day of April 1886

Charles B. Bess POLICE JUSTICE.

POOR QUALITY ORIGINAL

0141

April 5
Louis Meyler, age 31, German
Rm 472-8, 100

April 7 -
Oscar Kollenberg age 21 - U.S.
Rm 305 E. 78 St

The within named

having been brought before me under this Warrant, is committed for examination to the
WARDEN and KEEPER of the City Prison of the City of New York.

Dated _____ 188

Police Justice.

Police Court _____ District.

THE PEOPLE, & c.,
ON THE COMPLAINT OF

Warrant-General.

vs.

Dated _____ 188

Magistrate

Police Officer.
William Sparrowhite

The Defendant

taken, and brought before the Magistrate, to answer
the within charge, pursuant to the command con-
tained in this Warrant
age 25 German Rm 572 W. 50 St

Officer.

Dated April 4 1886

This Warrant may be executed on Sunday or at
night.

Andrew J. [Signature]
Police Justice.

over

CITY AND COUNTY OF NEW YORK, ss

District Police Court.

Oscar Coltenberg 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. *Oscar Coltenberg*

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. *30 E 78 St*

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 Oscar Coltenberg*

Taken before me this day of *Apr*

7
Charles J. Sullivan
J.P.

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss

Louis Mylius 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 *Louis Mylius*

Question. How old are you?

Answer *31 yrs*

Question. Where were you born?

Answer *Germany*

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

Answer *472 8th Ave H. Morris*

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*

L. Mylius

Taken before me this 3 day of April 1885
[Signature]
Police Justice.

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss

William Snowwhite 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 Snowwhite

Question. How old are you?

Answer

25 yrs

Question. Where were you born?

Answer.

Germany

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

Answer.

512 W. 50 St 7 months

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

William Snowwhite

Taken before me this

4

day of

188

Wm. S. ...

Police Justice.

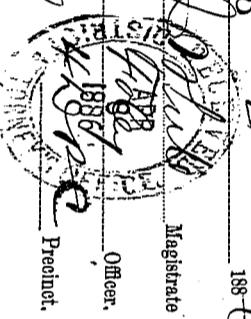
POOR QUALITY ORIGINAL

0149

BAILED,
 No. 1, by Henry Coleman
 Residence 387 E 47th Street
 No. 2, by [Redacted]
 Residence [Redacted]
 No. 3, by Henry Coleman
 Residence 337 E 47th Street
 No. 4, by [Redacted]
 Residence [Redacted]
 No. 5, by [Redacted]
 Residence [Redacted]

W 91 49
 Police Court
 District

THE PEOPLE & C.,
 ON THE COMPLAINT OF
William J. Davis
904 St. Paul
William J. Davis
Sonia Mathews
387 E 47th Street
 Offence Mischief



Dated Apr 5 1888
 Magistrate

Witnesses Jos. J. Morris

No. 387 E 47th Street

No. 1642 - Broadway Street

No. [Redacted] Street

No. 500 Street
 to answer [Redacted]

103 W. 2nd Street
103 W. 2nd 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

defendants

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of 300 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 Apr. 5th 1888 [Signature] Police Justice.

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

Dated Apr 7 1888 [Signature] Police Justice.

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

Dated _____ 1888 _____ Police Justice.

Court of General Sessions.

THE PEOPLE, &c.,

vs.

Oscar Colenberg
William Smulwitz

The above entitled action, in which you were
~~heretofore~~ ^{said} subpoenaed to appear and testify as a
witness on behalf of the people, on Tuesday Jan 24
has been postponed without date. You need not
obey the said subpoena heretofore served upon
you, but await further notification in the action.

Respectfully,

JOHN R. FELLOWS,
District Attorney.

Noted 203 Colenberg
in a copy
to
Meyer & H
M 6

and in full authority, claiming, defining
and regarding the points and decorations
of the said medals and medals, against
the form of the Statute in that behalf
made and provided, and against the
peace of the People of the State of
New York, and their rights

Randolph B. ...
District Attorney

0 149

BOX:

221

FOLDER:

2169

DESCRIPTION:

Sommers, Lawrence

DATE:

05/13/86



2169

120

Witnesses:

Officer Charles Reynolds
16 Precinct

Counsel, *J. B. Anderson*
Filed *13* day of *May*, 188*6*
Pleads *AM, with 1st*

THE PEOPLE

38. 1/2 N
1st vs. *B*

Lawrence Sommers

POOL SELLING.
[Section 851, Penal Code].

RANDOLPH B. MARTINE,

By & at 1/2 N
pleads guilty.
District Attorney.

A TRUE BILL.

Wm. Van Velschoor
Foreman.

Wm. Van Velschoor
Just suspended
et

POOR QUALITY ORIGINAL

0151

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss

Laurence Summers 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 *Laurence Summers*

Question. How old are you?

Answer *38 years*

Question. Where were you born?

Answer *New York City*

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

Answer *108 East 56th Street 2 years*

Question What is your business or profession?

Answer *clerk*

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

Answer. *I am not guilty and I demand an examination*

Laurence Summers

Taken before me this
day of *April* 188*8*
James J. Sullivan
Police Justice.

POOR QUALITY ORIGINAL

0152

Apr 27, 10 a M
May 3 2 P M

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Charles Casper
220 W 38 St

1

The Justice considering in
this Court will fear and
determine this case by
reason of my absence
Samuel W. H. H. H.
Police Justice

Police Court
District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Michael J. ...
C. H. Best
Aurice ...

Offence
Pool Selling

Dated
188

Magistrate

Officer

Prisoner

Witnesses

No. 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

Lawrence Summers De Pendaup guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of \$100.00 Hundred Dollars and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

Dated May 3 188 Police Justice.

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

Dated May 3 188 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.

POOR QUALITY ORIGINAL

0153

Sec. 192.

District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY }
OF NEW YORK, } ss.

An information having been laid before Samuel O'Reilly Esq a Police Justice of the City of New York, charging Lawrence Sommers Defendant with the offence of Pool Selling

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

We, Lawrence Sommers Defendant of No. 108

Can 56th Street; by occupation a Clerk

and Joseph L. Hillton of No. 911 - 6th Avenue

Street, by occupation a Hotel Keeper Surety, hereby jointly and severally undertake that

the above named Lawrence Sommers Defendant

shall personally appear before the said Justice, at the 108 District Police Court in the City of New York,

during the said examination, or that we will pay to the People of the State of New York the sum of five

Hundred Dollars.

Taken and acknowledged before me, this 9th day of April 1886. Lawrence Sommers

Samuel O'Reilly POLICE JUSTICE.

Joseph L. Hillton

POOR QUALITY ORIGINAL

0154

CITY AND COUNTY OF NEW YORK, } ss.

Sworn to before me this
day of April 1886
Samuel H. Kelly, Police Justice.

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

of land situated at and known as 218 West 25th Street and valued at Five Thousand Dollars and also Joseph L. Hilton

District Police Court.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Undertaking to appear during the Examination.

ss.

Taken the day of 1886

Justice.

Sworn to by
Councillor Hartman

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

POLICE COURT, 1st DISTRICT.

Michael Heyman

of No. One 16th Street being duly sworn, deposes and says,

that on the 9th day of April 1886

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

Nowhere I did unlawfully sell deponent for the sum of one dollar at premises no. 10 Chamber Street a pool ticket upon the prospect of a race or contest of speed between beasts viz; Horses & mares at a race course or track situated in the city of New Orleans State of Louisiana that said deponent for said sum of money paid in hand and by him deponent received from deponent, issued to deponent the annexed Pool ticket on a horse called

Sworn to before me this

1886

John J. ...

Henriette by said defendant and marked
1 for 1. P. P. 1798 Henriette ^{10 chambers} April 9 1886. which
is to run with divers other Horses on said
race track at the city of New Orleans State
of Louisiana in a trial of Speed
Sworn to before Me this (Michael Heymann)
9th day of April 1886

POLICE COURT— DISTRICT.
THE PEOPLE, &c.,
ON THE COMPLAINT OF
vs.
AFFIDAVIT.

Dated 188

Magistrate.

Officer.

Witness.

Disposition.

James C. Kelly
Police Justice

POOR QUALITY ORIGINAL

0157

BB 798

///

Alvin...

APR 28 1881
R 9 113

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Lawrence Summers

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

Lawrence Summers

of the CRIME OF RECORDING AND REGISTERING A BET AND WAGER, committed as follows:

The said Lawrence Summers,

late of the First Ward of the City of New York, in the County of New York aforesaid, on the 11th day of April, in the year of our Lord one thousand eight hundred and eighty-five, at the Ward, City and County aforesaid, with force and arms, did unlawfully record and register, and cause to be recorded and registered, a certain bet and wager, then and there made by and between Michael

Steyman and a certain other person or persons to the Grand Jury unknown,

upon the result of a certain trial and contest of speed and power of endurance of and between certain horses, called *Demelle*, and other horses (a more particular description whereof, and of each of them, is to the Grand Jury aforesaid unknown) thereafter to be had, holden and run on the day and in the year aforesaid, at a certain place and race track situated at *the City of New Orleans* in the County of *Orleans*, in the State of *Louisiana*, and commonly called the

Race Track, and which said trial and contest was had, holden and run on the day and in the year aforesaid, at the place and race track aforesaid (a more particular description of which said trial and contest, and of the said bet and wager so as aforesaid then and there made upon the same, is to the Grand Jury aforesaid unknown, and cannot now be given), 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 Lawrence Summers

of the CRIME OF RECORDING AND REGISTERING BETS AND WAGERS, committed as follows:

The said *Lawrence Summers*

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 did unlawfully record and register, and cause to be recorded and registered, divers bets and divers wagers then and there made by and between divers persons to the Grand Jury aforesaid unknown (a more particular description of which said bets and wagers is to the Grand Jury aforesaid unknown), upon the result of divers trials and contests of speed and power of endurance of and between divers horses (a more particular description whereof, and of each of them, is to the Grand Jury aforesaid unknown) thereafter to be had, holden and run on the day and in the year aforesaid, at a certain place and race track situated at *The City of New Orleans* in the County of *Orleans* in the State of *Louisiana*, and commonly called the Race Track,

and which said trials and contests were had, holden and run on the day and in the year aforesaid, at the place and race track aforesaid (a more particular description of which said trials and contests is 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 *Lawrence Summers*

of the CRIME OF SELLING A POOL upon the result of a trial and contest of speed and power of endurance of horses, committed as follows:

The said *Lawrence Summers*

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, did unlawfully sell, and cause to be sold, to one *Michael Dayman*, and to *other persons to the Grand Jury unknown,* a certain pool upon the result of a certain trial and contest of speed and power of endurance of and between *divers horses* (a more particular description whereof, and of each of them, is to the Grand Jury aforesaid unknown) thereafter to be had, holden and run on the day and in the year aforesaid, at a certain place and race track situated at *The City of New Orleans*, in the County of *Orleans*, in the State of *Louisiana*, and commonly called the Race Track,

and which said trial and contest was had, holden and run on the day and in the year aforesaid at the place and race track aforesaid (a more particular description of which said trial and contest, and of the pool upon the same so as aforesaid then and there sold, is to the Grand Jury aforesaid unknown, and cannot now be given), 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.

Fourth Count.—And the Grand Jury aforesaid, by this indictment, further accuse the said *Laurance Summers* —

of the CRIME OF SELLING POOLS upon the result of trials and contests of speed and power of endurance of horses, committed as follows :

The said *Laurance Summers*

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, did unlawfully sell and cause to be sold to divers persons to the Grand Jury aforesaid unknown, divers pools upon the result of divers trials and contests of speed and power of endurance of and between divers horses (a more particular description whereof, and of each of them, is to the Grand Jury aforesaid unknown), thereafter to be had, holden and run on the day and in the year aforesaid, at a certain place and race track situated at *The City of New York* in the County of *Queens*, in the State of *Louisiana*, and commonly called the Race Track

and which said trials and contests were had, holden and run on the day and in the year aforesaid, at the place and race track aforesaid (a more particular description of which said trials and contests, and of the pools aforesaid upon the same, is to the Grand Jury aforesaid unknown, and cannot now be given), against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

RANDOLPH B. MARTINE,
District Attorney.

0161

BOX:

221

FOLDER:

2169

DESCRIPTION:

Spehner, Charles

DATE:

05/24/86



2169

71
Daniel M. Van Cott
Counsel,
174 E 25

Filed 24 day of May, 1886
Pleas Guilty (nt)

[Section Penal Code]

THE PEOPLE

vs.

Charles Spelman
(re-arrested)

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

William Van Buren

Foreman
F. 2 June 17, 1886

Pleas Guilty

Pen 6 md.

Witnesses:

Anthony Lombard

Wm. H. T. Gagner

12 Yr. cont.

At
Daniel M. Van Cott

174 E 21st

Counsel,

Filed 24 day of May, 1886

Pleas *Not guilty*

[Section Penal Code]

THE PEOPLE

vs.

B

Charles Spelmer

(2 cases)

RANDOLPH B. MARTINE,

District Attorney,

A True Bill.

William Van Smaalen

Foreman
72 June 17, 1886

Pleas guilty

Pen 6 and.

Witnesses:

Christy Lomax

Off. Patrick S. Sargent

12 Pa. Const.

POOR QUALITY ORIGINAL

0164

Sec. 198-200.

5 District Police Court.

CITY AND COUNTY OF NEW YORK, ss

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

Question. What is your name?

Answer Charles Ephemus

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. 142 East 86 Street 1 year

Question. What is your business or profession?

Answer. Elevator Conductor

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?

I am not guilty and demand a trial by jury Charles Ephemus

Taken before me this 8 day of April 1889
John J. ... Police Justice.

Police Court, District.

City and County }
of New York, } ss.

Anthony Courtick

of No. 150 Nassau Street, aged 42 years,
occupation Secy & Chief Special Agent N.Y. Div. for the ^{Suppression of Vice} being duly sworn, deposes and says,
that on the 7th day of April 1886, at the City of New
York, in the County of New York, Charles Spelmer here present

did unlawfully lend and show, and have in his possession for the purpose of lending and showing to same, a certain obscene, lewd and indecent paper and writing, entitled as follows, that is to say "In the Blackberry Patch" which said paper and writing is too obscene, lewd and indecent to spread upon the records of the court, wherefore a more minute description is omitted, and but set out in this Complaint, against the peace and dignity of the People of the State of New York, to the evil example of others and against the form of its Statutes of the State of New York in such case made and provided, and particularly Section No 317 of the Penal Code of said State of New York.

Subscribed and sworn to before me,
this 8th day of April 1886
John J. Woodman
Police Justice

Anthony Courtick

POOR QUALITY ORIGINAL

0155

BAILLED,

No. 1, by *Raymond B. Lawrence*

Residence *133 West 47th St.*

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court *5* District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Anthony Buntrock
150 Madison St.
Charles Spelman

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Offence *This document*

Dated *April 8* 188*6*

Arnold Magistrate
Patrol Officer Officer
12 Precinct.

Witnesses *John Spelman*

No. Street

No. Street

No. Street

\$ *100* to answer

Spelman
to answer
to answer for by Charles Spelman

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

Charles Spelman

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of *100* 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 8* 188*6* *John J. Roman* Police Justice.

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

Dated *April 9th* 188*6* *John J. Roman* Police Justice.

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

Dated _____ 188 _____ Police Justice.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Charles S. ...

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

Charles S. ...

of the CRIME OF ... and ... committed as follows:

The said Charles S. ...

late of the ... Ward of the City of New York, in the County of New York aforesaid, on the ... day of ... in the year of our Lord one thousand eight hundred and eighty-

... and ... "In the Blackberry Patch," ... and ...

Second Point:

And the Plaintiff says, that
by this indictment further accuse the
said Charles Dyer, of the crime of
having done and intended to do
writing in his possession with intent to send
and show the same, committed as follows:

The said Charles Dyer, late
of the Ward, City and County of
New York, to wit: on the day and in the
year aforesaid, at the Ward, City and
County aforesaid, with force and arms,
did unlawfully have in his possession,
a certain true device and intended paper
and writing entitled "In the Blackberry
Patch", with intent to send and show the
same, which said device and intended
paper and writing is so intended and de-
scribed that the same would be delivered
to the Court here, and in order to be
referred upon the records thereof, and
the Plaintiff says aforesaid do not set
forth the same in this indictment:
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 injuries

Randolph B. Mackin,
District Attorney

80

Counsel, *D. M. W. Carr*
Filed *11* day of *July* 188*6*
Pleads *Unlawfully*

160
THE PEOPLE
vs. *B*
Charles Spomer
(2 cases)
[Section Penal Code]

RANDOLPH B. MARTINE,
District Attorney.

A TRUE BILL.

Nathan K. Mander

Foreman
F. L. June 17, 1886
Pleas Guilty
Saw suspended on
rec' of Dist Atty & Mr. Comstock

Witnesses:

Henry Jackson
Off. Patrick J. Ryan
124

Sec. 198-200.

51

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } SS

Charles Spehner

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

Question. What is your name?

Answer. *Charles Spehner*

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. *142 East 86 Street 1 year*

Question. What is your business or profession?

Answer. *Elevator Conductor*

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

Answer. *I am not guilty and demand a trial by jury Charles Spehner*

Taken before me this

day of *April* 188*6*

John DeMunn Police Justice.

Police Court, District.

City and County } ss.
of New York,

Anthony Courtcock

of No. 150 Nassau Street, aged 42 years,

occupation: Secretary & Chief Clerk of N.Y. Div. of the Police, being duly sworn, deposes and says,

that on the 5th day of April 1886, at the City of New

York, in the County of New York, Charles Spehner here present

did unlawfully lend and show, and have in his possession for the purpose of lending and showing the same, a certain obscene, lewd and indecent paper and writing, which said paper and writing was then and there entitled as follows, to wit "On the Delaware," which said paper and writing was then and there too obscene, lewd and indecent to spread upon the records of the court, wherefore the same is omitted from this complaint; ~~but~~ the same being composed of obscene and indecent words, describing scenes of copulation, against the form of the Statutes of the State of New York in such case made and provided and particularly Section No. 317 of the Penal Code of the said State of New York.

Subscribed & sworn to before me
this 8th day of April 1886.
John J. Gordon
Police Justice

} Anthony Courtcock

POOR QUALITY ORIGINAL

0172

BAILLED,
 No. 1, by *Raymond B. Lawrence*
 Residence *133 West 47th St.*
 No. 2, by _____
 Residence _____
 No. 3, by _____
 Residence _____
 No. 4, by _____
 Residence _____

Police Court *5th* District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Henry Gustaf
150 West 100th St.
Charles Spelman

APR 10 1886
NEW YORK

Offence *Widowhood*

Dated *April 8* 188*6*

Raymond B. Lawrence Magistrate
Patrol Officer Precinct *12*

Witnesses *Local Officer*

No. _____ Street _____
No. _____ Street _____

No. _____ Street _____
\$ *100* to answer *B.S.*

1886
April 10. 9 1/2 a.m.

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

Charles Spelman

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 *April 8* 188*6* *John J. Gorman* Police Justice.

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

Dated *April 9th* 188*6* *John J. Gorman* Police Justice.

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

Dated _____ 188 _____ Police Justice.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against

Charles S. Johnson

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

Charles S. Johnson
of the CRIME OF *Rendering and Dismissing an Invoice*
and indecent paper and writing.

committed as follows:

The said *Charles S. Johnson*,
late of the *Tenth* Ward of the City of New York, in the County of New York afore-
said, on the *7th* day of *April* in the year of our Lord
one thousand eight hundred and eighty-*four*, at the Ward, City and County aforesaid,

did unlawfully send and direct to
divers persons whose names are
to be found upon the records
a certain Invoice and indecent paper
and writing entitled "On the Delaware,"
which said Invoice and indecent
paper and writing is no Invoice and
indecent that the name would be
offensive to the Court here, and
improper to be placed upon the
records thereof, whereas the said
Invoice and writing do not set forth
the name in this indictment, against
the form of the Statute in such
case made and provided, and

against the peace of the County of
the State of New York, and their
disgrace;

Second Point:

And the Respondent aforesaid,
by this indictment further accuses
the said Charles S. Sweeney of the
crime of having an obscene and
indecent paper and writing in his
possession with intent to send and
show the same, committed as follows:

The said Charles S. Sweeney, late
of the Ward, City and County of
aforesaid, to wit: on the day and
in the year aforesaid, at the City and
County aforesaid, with force and arms,
did unlawfully have in his possession,
a certain other obscene and indecent
paper and writing, entitled "On the
Delaware", with intent to send and
show the same, which said obscene
and indecent paper and writing is
so indecent and obscene that the
same would be offensive to the
public peace, and improper to be placed
upon the records of the County of
the City and County aforesaid do not

not found, the same in this instance,
against the form of the State in
and case made and provided, and
of the State of New York, and their
rights

Richard B. Smith,

Attorney at Law

0178

BOX:

221

FOLDER:

2169

DESCRIPTION:

Staudt, Peter

DATE:

05/28/86



2169

POOR QUALITY ORIGINAL

0177

246

Counsel,
Filed, 28 day of May 1886
Pleads, *forqually & Gene*

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

THE PEOPLE
H. & M. v. M. 28.
30th

B

Peter Standt
306 E. Houston
May 15/86

RANDOLPH B. MARTINE,
District Attorney.

Proctor/86
pleads guilty
A True Bill.
James D. O.
Auton K. K. K. K. K.
Foreman.

Witnesses:
of Patrick Farrell
11 French

POOR QUALITY ORIGINAL

0178

Sec. 198-200.

B District Police Court.

CITY AND COUNTY OF NEW YORK, } ss

Peter Staudt 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. Peter Staudt

Question. How old are you?

Answer. 42 years

Question. Where were you born?

Answer. Germany

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

Answer. 306 East Manhattan Street 3 years

Question. What is your business or profession?

Answer. Bastarder

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

Answer. I am not guilty and demand a trial by jury
Peter Staudt

Taken before me this

day of

February

1887

John W. Mann

Police Justice.

POOR QUALITY ORIGINAL

0179

BAILED,
No. 1, by *Anders Seal*
Residence *309 65th Street*

No. 2, by _____
Residence _____

No. 3, by _____
Residence _____

No. 4, by _____
Residence _____

Residence _____
Street _____

Police Court - *3* District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

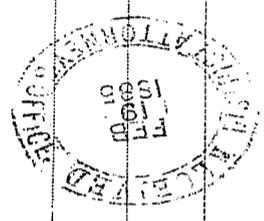
William Tamm

Al. Stewart

1 _____
2 _____
3 _____
4 _____
Offence *Viol. Ex. Proc.*

Dated *Feb 16* 188 *5*

John Gorman Magistrate
11 Precinct.



Witnesses
No. _____ Street _____
No. _____ Street _____
No. _____ Street _____
\$ *100* to answer *James O'Brien*

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 *Al. Stewart*

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 *Feb 16* 188 *5* *John Gorman* Police Justice.

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

Dated *Feb 16* 188 *5* *John Gorman* 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.

POOR QUALITY ORIGINAL

0180

Excise Violation—Keeping Open on Sunday.

POLICE COURT— 3rd DISTRICT.

City and County } ss.
of New York,

age 28 years Patrick Farrell
of the 11th Precinct Police Street,

of the City of New York, being duly sworn, deposes and says, that on SUNDAY the 15th day
of February 1885, in the City of New York, in the County of New York,

Peter Staadt (now here)
being then and there in lawful charge of the premises No. 306 East Houston
Street, a place duly licensed for the sale of strong and spirituous liquors, wines, ale and beer, to be
drunk upon the premises DID NOT KEEP SAID PLACE CLOSED contrary to and in violation of
the statute in such case made and provided.

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

Sworn to before me, this 16 day Patrick Farrell
of February 1885

John J. ... Police Justice.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Peter Standt

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

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 *Peter Standt*

late of the City of New York, in the County of New York aforesaid, on the *17th* day of *January* in the year of our Lord one thousand eight hundred and eighty-*seven*, the same being the first day of the week, commonly called and known as Sunday, being then and there in charge of, and having the control of a certain place there situate which was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place, so licensed as aforesaid, unlawfully did not close, and keep closed, and on the said day, the said place so licensed as aforesaid, unlawfully did open, and cause and procure, and suffer and permit, to be open, and to remain open ; against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

RANDOLPH B. MARTINE, District Attorney.