

0293

BOX:

54

FOLDER:

621

DESCRIPTION:

Gardner, Frank

DATE:

12/23/81



621

0294

247

Counsel,

Filed 23 day of

1881

Dec

Pleads

Not Guilty 27.

THE PEOPLE

BURGLARY - 1st Degree, and

vs.

vs.

Frank Gardner

2nd & 1st

2nd & 1st

DANIEL G. ROLLINS,

District Attorney.

Part for Law 3. 1882

pleads Not Guilty.

A True Bill.

Elmer Ref.

My brother-in-law Foreman.

Verdict of Guilty should specify of which count.

0295

STATE OF NEW YORK,  
CITY AND COUNTY OF NEW YORK

POLICE COURT,

DISTRICT.

of *John Hagan*  
*the 17<sup>th</sup> Precinct Police* Street, being duly sworn, deposes and

says that on the *19<sup>th</sup>* day of *December* 188*8*

at the City of New York, in the County of New York, *deponent arrested*

*Frank Gardner, now here, on the*  
*act of running out of premises No.*  
*65 South Avenue at about 11 1/2*  
*o'clock A. M. of said day, and when*  
*deponent brought him back to*  
*said premises he was identified*  
*in deponent's presence by Sarah*  
*Rowling as having entered her*  
*apartments in said premises by*  
*means of false key. That deponent*  
*may or may not be committed to*

0296

inaver deponent to produce said  
Sarah according to Court.

Sworn to before me this  
19<sup>th</sup> day of December 1881

John Hagan

W. Patterson Police Justice

Police Court 3<sup>d</sup> District.

THE PEOPLE, &c.

ON THE COMPLAINT OF

John Hagan

vs.

John Hagan

Dated December 19 1881

Patterson Magistrate.

Hagan 13 Officer.

Witness.

Disposition.

at 3 P. M.

Dec. Dec. 20/81



0297

Police Office. Third District.

City and County  
of New York, } ss.:

*Sarah Donding, Housekeeper.*  
No. of *No. 85 E 8th Avenue* Street, being duly sworn,

deposes and says, that the premises No. *85 E 8th Avenue*

Street, *17th* Ward, in the City and County aforesaid, the said being a *brick building*

and which was occupied by deponent as a *dwelling house*

were **BURGLARIOUSLY** *broken*

And entered by means of *forcibly opening a door of*  
deponent's apartments on the second floor  
of said premises, at about the hour of *10 o'clock*  
on the *afternoon* of the *19th* day of *December* 188*8*

*with the intent to commit a larceny*  
therein, said apartments then containing  
personal property, consisting of *clothing*  
and *bedding*, in all of *great value*  
of *Twenty-five dollars*

the property of *Albert Butler*, and in deponent's  
*Care and charge*

and deponent further says, that he has great cause to believe, and does believe, that the aforesaid  
**BURGLARY** was committed and the aforesaid property *attempted to be* taken, stolen and carried away by

*Frank Gardner, now here, and*  
*another name unknown to deponent.*

for the reasons following, to-wit: *That at the time above*  
*stated said door was locked and*  
*secured and said property was*  
*then within said apartments, and*  
*deponent coming out of another*  
*room found said defendant and*  
*said other name within said*  
*apartments and found said door*  
*open.*

*Sarah Donding*

*Subscribed before me this*  
*20th day of December 1888*  
*J. M. Hutchinson*  
*Notary Public*

0298

Sec. 198-200.

CITY AND COUNTY  
OF NEW YORK, } ss.J<sup>d</sup> DISTRICT POLICE COURT.

*Frank Gardner* 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 Gardner*

Question. How old are you?

Answer.

*Twenty-five years of age*

Question. Where were you born?

Answer.

*Canada*

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

Answer.

*222 East 14<sup>th</sup> Street, one month*

Question. What is your business or profession?

Answer.

*Hatter*

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 of the charge,  
I waive further examination  
here*

*Frank Gardner*

Taken before me, this *20<sup>th</sup>*  
day of *December* 188*8*

*J. M. Harrison* Police Justice.

0299

BAILED,

No. 1, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street, \_\_\_\_\_  
No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street, \_\_\_\_\_  
No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street, \_\_\_\_\_  
No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street, \_\_\_\_\_

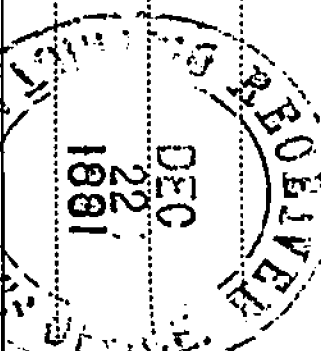
Rec. 208, 209, 210 & 212

Police Court District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Charles Henderson's*  
*85 4th Ave*

*Frank Gardner*



Offence, *Burglary*

Dated *December 20* 188*9*

*Patterson* Magistrate.

*Hagan* of Officer.

*my* Clerk.

Witnesses *Admanachie*

No. *85-4th Avenue* Street;

*John Hagan*

No. *17th St.* Police Street,

No. \_\_\_\_\_ Street.

*Conrad S. Ann. G.S.*

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 *Frank Gardner*

guilty thereof, I order that he be admitted to bail in the sum of ~~\_\_\_\_\_~~ *Twenty Dollars* and be committed to the Warden or Keeper of the City Prison *of the City of New York*

Dated *December 20* 188*9* *J. M. Patterson* Police Justice.

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.

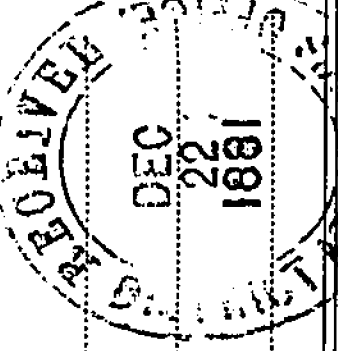
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Sec. 208, 209, 210 & 212

Police Court District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Amahd Henderson*  
*85 4th Ave*  
*Frank Gardner*



2  
3  
4

Offence, *Assault*

Dated *December 20* 1881

*Madison* Magistrate.

*Hayden* Officer.

*Mc* Clerk.

Witnesses *Rosanna Jagne*

No. *55-4th Avenue* Street

*John Hayden*

No. *17th St.* Street,

No. \_\_\_\_\_ Street.

*Comd. & Am. G.S.*

BAILED,

No. 1, by \_\_\_\_\_

Residence \_\_\_\_\_ Street,

No. 2, by \_\_\_\_\_

Residence \_\_\_\_\_ Street,

No. 3, by \_\_\_\_\_

Residence \_\_\_\_\_ Street,

No. 4, by \_\_\_\_\_

Residence \_\_\_\_\_ Street,

Dated *December 20* 1881

*Frank Gardner*  
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 *Amahd Henderson* guilty thereof, I order that he be admitted to bail in the sum of \_\_\_\_\_ and be committed to the Warden or Keeper of the City Prison with the view of \_\_\_\_\_

I have admitted the above named \_\_\_\_\_

to bail to answer by the undertaking hereto annexed.

Dated \_\_\_\_\_ 1881

Police Justice.

Dated \_\_\_\_\_ 1881

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

Police Justice.



0301

**Court of General Sessions**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Frank Gardner*

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

*Frank Gardner*

of the CRIME OF

*Burglary*

committed as follows:

The said

*Frank Gardner*

late of the *Seventeenth* Ward of the City of New York, in the County of New York, aforesaid, on the *nineteenth* day of *December* in the year of our Lord one thousand eight hundred and eighty *one* with force and arms, about the hour of *two* o'clock in the *day* time of the same day, at the Ward, City and County aforesaid, the dwelling house of

*Sarah Dowding*

there situate, feloniously and burglariously did break into and enter, by means of forcibly *breaking open an outer door of said dwelling house*

he the said

*Frank Gardner*

then and there intending to commit some crime therein, to wit: the goods, chattels and personal property of

*Sarah Dowding*

in the said dwelling house then and there being, then and there feloniously and burglariously to steal, take and carry away, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

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

~~of the Crime or~~

~~committed as follows:~~

~~The said~~

~~late of the Ward, City and County aforesaid, afterwards, to wit, on the day and in the year aforesaid, at the Ward, City and County aforesaid,~~

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

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

DANIEL G. ROLLINS, District Attorney.



0302

BOX:

54

FOLDER:

621

DESCRIPTION:

Gates, Philip

DATE:

12/19/81



621

James L. Kuttan

173 \*  
Counsel,  
Filed 19 day of Dec 1881  
Pleads *Verquely (20)*

THE PEOPLE  
vs.  
*Philip Yates*  
*(3 cases)*  
DANIEL C. ROLLINS,  
~~Attorney at Law~~  
BENJ. K. PHILIPS,  
District Attorney.

A True Bill.

*My witness*  
Foreman.  
December 21/81  
*James J. Conover*  
*of Detroit Michigan*  
Pen 6 months & 25¢

0303

0304

State of New York  
City & County of New York

Lewis Gusty (as English Gates) being duly sworn  
says that he is 69 years of age, a resident of this city 25 years  
and is the father of Philip Gates convicted on the 21st day of December  
1887. That his son, he said Philip, is 18 years of age, that he has  
always been a good, dutiful and obedient boy, truthful and honest  
to a fault, his habits were regular and temperate until he left  
home about three weeks ago. He was until his arrest  
the main principal contributor by his labor, to the support  
of himself & his mother and his incarceration will  
fall heavily upon defendant's wife. Defendant's son  
has always been well spoken of by his employers & was  
never known to have proven unfaithful to his trust or  
untruthful. The present disgrace brought upon defendant  
his wife has caused both grief & sickness believing  
that the said Philip is the victim of circumstances  
and is not dishonest or untruthful. Defendant further  
prays that the Court will be merciful with the said Philip  
those considerations for his aged parents.  
Montague L. Marks  
Hear 1/12/88

Lewis Gusty  
Sworn

0305

State of New York  
City & County of New York

Marks Matthew of 88 Pitt St. manufacturer  
of ladies garments, deposes and says that Philip Gates  
was in deponent's employ for about five months prior  
to and down to about the 21 day of November 1887, and that  
during that time deponent found the said Philip, to be  
willing and honest, his character and habits were as  
far as deponent could observe or ascertain, exemplary

Sworn to before me

this 22nd day of Dec. 1887

Marctice L. Mark  
Notary Public  
Walt.

Marks Matthew



0306

District Police Court.

Affidavit—Larceny.

CITY AND COUNTY }  
OF NEW YORK, } ssof No. 144 West 21<sup>st</sup>Fanny L. Miller  
Street, New York City

being duly sworn, deposes and says, that on the seventh day of December 1881

at the 144 West 21<sup>st</sup> street in the City of New York,

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

the following property, viz: One black beaver cloth  
overcoat, the property of John Anderson,  
of the value of twenty dollars, and one  
chestnut brown cloth overcoat the property  
of Edward M. Sedgwick of the value  
of fifteen dollars in all of the value  
of thirty-five dollars  
and in the care and custody of deponent

Sworn before me this

day of

the property of

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 Philip Gates for the reason

that on the evening of December seventh  
1881 said Philip Gates called at No 144  
West 21<sup>st</sup> street and asked deponent  
to give a note brought by him to Mrs  
Anderson. Deponent thereupon took the note  
down stairs to said Mrs Anderson and said  
Mrs Anderson thereupon went up stairs, but,  
as deponent is informed by her, found the  
door open and no one in the hall.  
Deponent thereupon went up stairs and  
missed from the hat racks in said hall

POLICE JUSTICE.

188



0307

The overcoats hereinbefore described both of which defendant had seen upon said tract just previous to the entrance of said Philip Gates. Defendant further says that on the eighth day of December 1881 she saw said Philip Gates at the station house of the 29<sup>th</sup> Police Precinct and identified him as the person who on December 7<sup>th</sup> 1881 came to the dwelling house No 144 West 21<sup>st</sup> street, as hereinbefore set forth.

Sworn to before me  
this 9<sup>th</sup> day of December 1881  
Jesse B. Smith  
Police Justice  
New Fannie C. Heiler

2<sup>d</sup> District Police Court.

THE PEOPLE, &c.  
ON THE COMPLAINT OF

Fanny C. Heiler  
vs.  
Philip Gates

AFFIDAVIT  
Larceny.

Dated December 9<sup>th</sup> 1881

Jesse B. Smith  
Magistrate.

Fanny C. Heiler  
Officer.

29<sup>th</sup>

WITNESSES:

DISPOSITION

0308

Sec. 198-200.

CITY AND COUNTY }  
OF NEW YORK, } ss.

2<sup>d</sup>

DISTRICT POLICE COURT.

Philip Gates 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. Philip Gates

Question. How old are you?

Answer. Eighteen

Question. Where were you born?

Answer. New York City

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

Answer. Three weeks at 36 Bleeker St New York

Question. What is your business or profession?

Answer. Attendant at pool table

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 of the charge

Taken before me, this 9<sup>th</sup>

day of December 1888

Philip Gates

Solomon B. Smith

Police Justice.

0309

BAILED

No. 1, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street, \_\_\_\_\_  
No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street, \_\_\_\_\_  
No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street, \_\_\_\_\_  
No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street, \_\_\_\_\_

Sec. 208, 209, 210 & 212.

Police Court - 2<sup>d</sup> District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Samuel Smith*  
No. 144 N. 21<sup>st</sup> St.

1. *Philip Gates*  
2. \_\_\_\_\_  
3. \_\_\_\_\_  
4. \_\_\_\_\_

Offence, *Grand Larceny*

Dated *December 9<sup>th</sup>* 1881

*Seaton B. Smith* Magistrate.

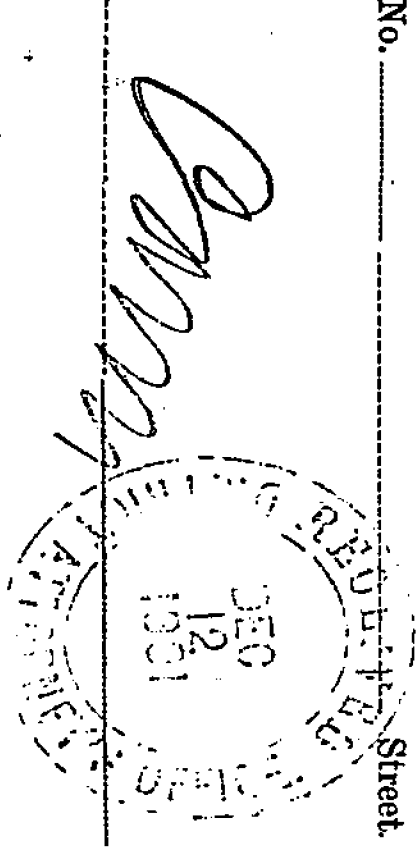
*John B. Smith* Officer.  
29<sup>th</sup> Clerk.

Witnesses \_\_\_\_\_

No. \_\_\_\_\_ Street, \_\_\_\_\_

No. \_\_\_\_\_ Street, \_\_\_\_\_

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 *Philip Gates*

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

Dated *December 9<sup>th</sup>* 1881 *Seaton B. Smith* Police Justice.

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

Dated \_\_\_\_\_ 1881 \_\_\_\_\_ 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 \_\_\_\_\_ 1881 \_\_\_\_\_ Police Justice.

01 E 0

Sec. 208, 209, 210 & 212.

Police Court-- 2<sup>d</sup> District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*James D. Miller*  
*vs. 144 W. 21<sup>st</sup> St.*  
*Philip Hayes*

Office, *Grand Avenue*

No. 1, by

Residence

Street,

No. 2, by

Residence

Street,

No. 3, by

Residence

Street,

No. 4, by

Residence

Street,

Witnesses

No.

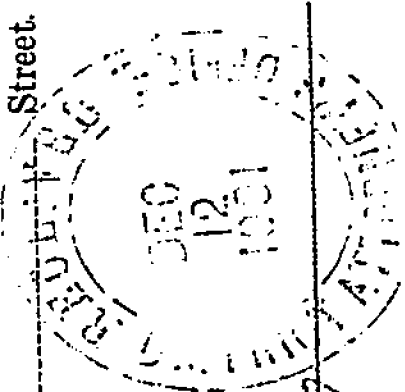
Street,

No.

Street,

No.

Street.



*James D. Miller*

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 *Philip Hayes*

guilty thereof, I order that he *be committed to the City Prison with the sum of* *one hundred dollars* and be committed to the Warden or Keeper of the City Prison with the sum of *one hundred dollars*

Dated *December 9* 1881 *John B. Smith* Police Justice.

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

Dated 1881 Police Justice.

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

Dated 1881 Police Justice.

0311

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

THE PEOPLE OF THE STATE OF  
NEW YORK,

*Philip* <sup>against</sup> *Gates*

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

*Philip Gates*

of the crime of

*Larceny*

committed as follows:

The said

*Philip Gates*

late of the First Ward of the City of New York, in the County of New York, aforesaid,  
on the *seventh* day of ~~September~~ <sup>December</sup> in the year of our Lord one  
thousand eight hundred and eighty *one* at the Ward, City, and County aforesaid,  
with force and arms,

*One coat of the value of twenty  
dollars*

of the goods, chattels, and personal property of one

*John Anderson*

then and

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

DANIEL C. ROLLINS,

~~DANIEL C. ROLLINS~~ District Attorney.



0312

21174  
Counsel,  
Filed 19 day of Dec 1881  
Pleads Not guilty (20)

THE PEOPLE  
vs.  
Philip Bates  
(3 Cases)  
INDICTMENT.  
LARCENY.

DANIEL C ROLLINS,  
District Attorney.

A True Bill.  
Foreman.  
J. J. [Signature]

Sentenced on another Indictment

0313

2<sup>d</sup>

District Police Court.

Affidavit—Larceny.

CITY AND COUNTY }  
OF NEW YORK, } ssof No. 59 West 22<sup>d</sup> Street, 34 years old, merchant

being duly sworn, deposes and says, that on the eighth day of December 1881

at the dwelling house No 59 West 22<sup>d</sup> Street in the City of New York,

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

of deponent, at about 9 o'clock in the evening

the following property, viz: One silver plated water pitcher

of the value of about twelve dollars

Sworn before me this

day of

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 Philip Gates, now here, for

the reason that deponent found the said silver plated water pitcher in the possession of said Philip Gates who was carrying the same in his arms in 24<sup>th</sup> Street near Sixth Avenue shortly after between the hours of 9 and 10 o'clock in the evening of December eighth 1881 and for the reason that deponent is informed by Robert Lollyer, who is employed as a waiter at No 59 West 22<sup>d</sup> Street, that said Philip Gates came to that house at about 9 o'clock on said evening and inquired for the lady of the house - that said Lollyer thereupon went up stairs, was absent from the hall less than five minutes, and on leaving said hall left said Philip Gates

POLICE JUSTICE.

188

0314

here alone, but on his return said Philip  
Gates had left the premises and said bollyer  
then raised the said silver plated water  
pitcher from the slab of the hat rack in said  
hall where said bollyer had placed it  
just previous to the entrance of said Philip  
Gates.

Sworn to before me  
this 9<sup>th</sup> day of December 1881  
*John B. Smith*  
Police Justice

City and County of New York ss.

I Henry bollyer, 24 years old, master of  
No 103 West 27<sup>th</sup> Street, New York City,  
being duly sworn says that the foregoing  
affidavit of James L. Hutton is true in all  
far as it refers to this deponent or to statements  
therein said to have been made by him and that  
he identified said Philip Gates as the person who called at No 59 West  
22<sup>nd</sup> Street, as above set forth, upon seeing said Gates at the station house.  
Sworn to before me

this 9<sup>th</sup> day of December 1881  
*John B. Smith*  
Police Justice

*Henry bollyer*

2<sup>d</sup> District Police Court.

AFFIDAVIT - Larceny.  
THE PEOPLE, &c.  
vs.  
James L. Hutton  
vs.  
Philip Gates

Dated December 9<sup>th</sup> 1881

John B. Smith Magistrate.

John B. Smith Officer.

29

WITNESSES:  
Henry bollyer

DISPOSITION

0315

Sec. 198—200.

2<sup>d</sup> DISTRICT POLICE COURT.

CITY AND COUNTY }  
OF NEW YORK, } ss.

Philip Gates 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. Philip Gates

Question. How old are you?

Answer. Eighteen years

Question. Where were you born?

Answer. New York City

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

Answer. 36 Bleeker Street New York, three weeks

Question. What is your business or profession?

Answer. Attendant at pool table

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 of the charge

Taken before me, this

9<sup>th</sup>

day of

December 1881

Salomon Smith  
Police Justice.

Philip Gates

03 16

Sec. 198—200.

2<sup>d</sup>

DISTRICT POLICE COURT.

CITY AND COUNTY }  
OF NEW YORK, } ss.

Philip Gates being duly examined before the under-  
signed, 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. Philip Gates

Question. How old are you?

Answer. Eighteen years

Question. Where were you born?

Answer. New York City

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

Answer. 36 Bleeker Street New York, three weeks

Question. What is your business or profession?

Answer. Attendant at pool table

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 of the charge

Taken before me, this

9<sup>th</sup>

day of

December 1881

Solomon Smith  
Police Justice.

Philip Gates



0317

BAILED,

No. 1, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street, \_\_\_\_\_  
No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street, \_\_\_\_\_  
No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street, \_\_\_\_\_  
No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street, \_\_\_\_\_

Dec. 208, 209, 210 & 212.

Police Court, 173 2d District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

1 *James J. Smith*  
2 *Philip Gates*  
3  
4

Offence, *Pet. Larceny*

Dated *December 9* 1881

*John P. Smith* Magistrate.

*John Banker* Officer.

Clerk.

Witnesses *Henry Collier*

No. *102 N 27th* Street,

No. \_\_\_\_\_ Street,

No. \_\_\_\_\_ Street,

*John*

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 *Philip Gates*

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

Dated *Dec 9* 1881 *John P. Smith* Police Justice.

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.

0160

Sec. 208, 209, 210 & 212.

173  
Police Court - 2<sup>d</sup> District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*James L. Phillips*  
*109 West 22<sup>nd</sup> St.*  
*Philip Yates*  
1 \_\_\_\_\_  
2 \_\_\_\_\_  
3 \_\_\_\_\_  
4 \_\_\_\_\_  
Offence, *Perjury*

Dated *December 9<sup>th</sup>* 188*1*

*John B. Smith* Magistrate.

*John Goodrich* Officer.  
*29<sup>th</sup>* Clerk.

Witnesses *Henry Collier*  
No. *102 W 27<sup>th</sup> St.* Street,

No. \_\_\_\_\_ Street,

No. \_\_\_\_\_ Street.

*Q.S.*  
*Comm.*

BAILED,

No. 1, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street,

No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street,

No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street,

No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_ 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 *Philip Yates* guilty thereof, I order that he ~~be~~ *hold answer for* be admitted to bail in the sum of \_\_\_\_\_ Hundred Dollars and be committed to the Warden or Keeper of the City Prison until he give such bail.

Dated *Dec 9<sup>th</sup>* 188*1*

*John B. Smith*  
Police Justice.

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

Dated \_\_\_\_\_ 188*1*

\_\_\_\_\_  
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*1*

\_\_\_\_\_  
Police Justice.

03 19

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

THE PEOPLE OF THE STATE OF  
NEW YORK,

*Philip Bates* <sup>against</sup>  
The Grand Jury of the City and County of New York by this indictment accuse  
*Philip Bates*

of the crime of *larceny*  
committed as follows:  
The said *Philip Bates*

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

*One coat of the value of fifteen*  
*dollars*

of the goods, chattels, and personal property of one

*Edward M. Sedgwick*

then and

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

DANIEL C ROLLINS,

~~BENJ. K. PHILLIPS~~, District Attorney.

0320

175

Counsel,

Filed 19 day of Dec 1881

Pleads

*Not guilty (20)*

THE PEOPLE

vs.

*Thompson*  
*P*  
*Case*

INDICTMENT.  
LARCHMONT.

DANIEL G. ROLLINS,

District Attorney.

A True Bill.

Foreman.

*My name*

*Rollins*



0321

State of New York  
City and County of New York  
J. S. Eugene Patterson  
Deputy of the firm of Robert R.  
Greenback Manufacturers of cigars at 153 Chambers  
Street in the City of New York, being duly sworn  
says that he is acquainted with Philip Gates, that  
the said Philip Gates was in the employ of  
deponents firm for about one year and  
that during that time deponent found  
him and he proved himself capable, industrious  
and honest. His character and habits, so far  
as deponent could observe and learn, were  
of the best.  
This 23rd day of Dec. 1881  
Montague Marks  
Notary Public  
in and for the City and County of New York

The People. } Court of General Sessions, Part 7.  
 vs. Phillip Gates } Before Judge Gildersleeve. Dec. 21. 1881  
 Indictment for petty larceny and receiving stolen goods.  
 James L. Button sworn. I live No 59 West Twenty  
 second St. I remember the evening of the 8th  
 of Dec. I saw the prisoner that evening. I first  
 saw him on Sixth Avenue between 22nd and 23rd  
 sts. about 9 o'clock; he was with his confederate  
 and the confederate was carrying an ice pitcher;  
 he was running with the ice pitcher toward  
 Twenty Third St. I simply looked at them coming  
 by me; then I went to my house round the corner  
 two doors above Sixth Ave. there I found a color-  
 ed servant man and a female servant on  
 my stoop saying that the two men had stolen  
 the ice pitcher. I remarked that I saw them.  
 I walked up as far as Twenty Third St. and  
 Sixth Avenue with the colored man; he  
 went back. I walked up as far as Broadway on  
 Fifth Ave. on the lower side and walked  
 back on the upper side and started up  
 Sixth Avenue about the middle of the block  
 between Twenty third and Twenty fourth sts. on  
 the Avenue I saw this young man Gates cross-  
 ing Sixth Avenue with a bundle in his  
 arm wrapped in a newspaper. I followed  
 him and overtook him. I asked him  
 what he had? He said it was none of

0323

my business. I scratched the paper off and I found the ice pitcher. I identified it as mine; it was kept in the dining room. I took the young man by the shoulder and took the pitcher in my hand and walked him down as far as Twenty Second St. and Sixth Ave. Gates was alone; I took him down as far as Twenty Second St. and handed him over to an officer. He made no explanation of how he came by the pitcher when I arrested him, but he made a statement at the Station house. He said to me, "You have got your ice pitcher, let me go." I told him I wanted him as well as the ice pitcher. He was taken to the 30th St. Station house and there he said he got the ice pitcher from four little boys on the street, he asked them where they got it and they said behind the railing and they gave it to him. The pitcher was worth more than ten cents. Cross Examined. The two persons were running together when I saw them. I did not strike the prisoner when I took the pitcher from him; one was running behind the other. I think the prisoner said the boys gave him the pitcher in Twenty Third or Twenty fourth St. I did not go round the street to find the boys; he made no suggestion of that kind.



0324

Henry Collyer sworn I lodged at 163 West Twenty  
Fourth St. and am employed at Mr. Hutton's  
59 West Twenty ~~fourth~~ <sup>second</sup> St. I saw the prisoner Gates  
when he came to the house on the day the  
ice pitcher was missing. I went to the door when  
the door bell rang about two weeks ago; he  
wished to see the lady of the house. I asked  
him what was the name? He said Miller. I  
thought something was wrong. I went up stairs  
and told the lady. One lady said, "the gentle-  
man has gone out;" the girl at the house  
said, "that man has got our ice pitcher."  
He was alone, I went out to see him. I did  
not see him anywhere. I told Mr. Hutton;  
he said he saw a man going round the  
corner with a pitcher; he did not know it  
was his. After that I came to the house.  
I went up then to see and I recognized  
the prisoner as being the man that came  
to the door and rung the bell. I saw the  
prisoner at the station house about half an  
hour after I saw him at our door; the pitcher  
was on the marble slab where the hat rack  
is near the door. I left the prisoner standing  
at the door only three feet from the ice  
pitcher, standing close by it. I am in  
the employ of Mr. Hutton nearly two months

0325

John Franklin sworn. I am an officer of the 29<sup>th</sup>; the prisoner was handed over to me by Mr. Hutton in front of Booth's theatre. Mr. Hutton had a silver pitcher in his hand at the time. The prisoner asked if he could not go over to Mr. Hutton's house to have the case investigated. I objected, and while going to the station house the prisoner said he got that pitcher from four little boys on the sidewalk.

Phillip Gates sworn in his own behalf testified. I am 18 years old, was living at 36 Bleeker St. the time I was arrested. I have been keeping books for Mr. Matthias in Pitt St. I have been working also for P. Kulaski and Harry Miner. I have never been arrested before. On the 8<sup>th</sup> of Dec. I went to see an advertising agent who promised me a ticket. I did not see him and I went up Twenty Third St. leisurely and four little boys said they found the ice pitcher right inside the railing. They said it did not belong to them; they gave it to me; they were frightened. I was carrying it when Mr. Hutton met me and said he would take me to see if the colored man could identify me. The first time I saw the colored man was at the Station house. I did not steal the pitcher from Mr. Hutton's house. The jury rendered a verdict of guilty of petty larceny.



0326

Testimony in the case  
Phillip Gates  
filed Dec. 1887.

0327

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

THE PEOPLE OF THE STATE OF  
NEW YORK

*Philip Yates* against

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

*Philip Yates*

of the crime of

*Larceny*

committed as follows:

The said

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

*One water-pitcher of the value of  
twelve dollars*

of the goods, chattels, and personal property of one

*James L. Hutton*

then and

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

0328

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

*Philip Yates*  
of the CRIME OF *Receiving Stolen Goods*  
committed as follows:  
The said *Philip Yates*

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

*One water pitcher of the value of twelve  
dollars.*

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

by a certain person or persons to the ~~Victims~~ <sup>*Grand Jury*</sup> aforesaid unknown, then lately before feloniously  
stolen ~~of the said~~ *taken and carried away from the said*

*James L. Sutton*  
unlawfully, unjustly, and for the sake of wicked gain, did feloniously receive and have (the said

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

**DANIEL C. ROLLINS,**  
**HENRY C. PETERS,** District Attorney.

0329

BOX:

54

FOLDER:

621

DESCRIPTION:

Gilbert, Harry

DATE:

12/22/81



621

211

Day of Trial

**Counsel,**

Filed

day of

day of

188

## Pleads

THE PEOPLE

2.5.2

2/6

✓  
ready

2

Harry Gilbert

### Violation of Excise Law.

David S. Roberts  
~~BANG. K. PHELPS.~~

Wm. K. PHELPS.

*District Attorney.*

Part no Dec! 23. 1877

**DEED**  
*pleads guilty.*

# A True Bill.

*Foreman.*

Wm. D. Dwyer, C. F.

12



0331

General  
Court of Sessions of the Peace

the and for the City and County of New York

The People on the Complaint  
of Officer Charles Moken

Agst  
Henry Gilbert

Violation of  
Evil Law

City and County of New York vs; Henry  
Gilbert being duly sworn says that he is  
the defendant above named that he  
is thirty six years of age - and is by  
occupation when employed a Breakman  
on Rail Roads - That he has been in the  
City of New York since June last - and  
that his permanent residence is in  
the City of Syracuse in this State - That  
he had been lodging at No 37 1/2 Nassau  
for a couple of days prior to the 11<sup>th</sup>  
day of December 1881 - That the said  
premises are owned or occupied by

0332

formed and believes by one Patrick Higgins  
 as is also the premises No 11 Elizabeth  
 Street where Dependent was arrested  
 upon this complaint. That Dependent  
 attended in the place No 11 Elizabeth  
 on the 11<sup>th</sup> of December 1881 where he was  
 arrested at the request of the said Higgins  
 who said he would pay him for it.  
 That while in said place Dependent  
 sold Oysters and other eatables  
 but did not voluntarily sell any  
 liquor on that occasion. That there was  
 a disturbance in said place caused by  
 Dependent's refusal to supply liquor  
 to ~~the~~ some persons to Dependent unknown  
 and the parties were then and there  
 arrested. Dependent further says that  
 he has never been arrested before for  
 any offence and that he is entirely  
 friendless in this city. The owner of the  
 premises Higgins having entirely abandoned  
 him - in his present delinquency

Return to Suburban  
 No 11 Elizabeth  
 December 1881

Harry Gilchrist

0333

POLICE COURT—FIRST DISTRICT.

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

*James Maher*

Policeman of *the 14th* Police Precinct, being duly sworn, deposes and says, that on the  
*Nights of the 11th* day of *December* 18*97* at the City of New York,  
in the County of New York,

*Harry Gilbert* now present  
at No. *11 Elizabeth* Street, did expose for sale, or sell, give away or  
dispose of strong or spirituous liquor, wine, ale, or beer, viz.: *Beer*

between the hours of 1 and 5 o'clock, in the morning, in violation of the Excise Law. *A watch*  
*was stolen in same premises*  
Wherefore deponent prays he may be held to answer according to law.

*This place is a resort of*  
*prostitutes & bad characters*  
*Has not a license James Maher*

*before me,*  
*Police Justice.*

Sworn to, this *12th* day of *December* 18*97*.

0334

Sec. 198-200.

CITY AND COUNTY  
OF NEW YORK, } Sec.

*Just* DISTRICT POLICE COURT.

*Harry Gilbert* being duly examined before the under-  
signed, 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.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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.

*The door was open and  
a party came in who wanted  
drink which I refused to furnish  
they then commenced  
a fight*

Taken before me, this

day of

188

*Harry Gilbert*  
*Brooklyn* Police Justice.

0335

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court, 1st District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Mrs. M. M. M. M.

Harry Gilbert

1st of Dec

2nd of Dec

3rd of Dec

4th of Dec

Dated Dec 12 188

Magistrate.

Officer.

Clerk.

Witnesses

No. 1

No. 2

No. 3

No. 4

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

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

Dated *Dec 12* 188 *B. W. Murphy* Police Justice.

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.



9630

Dated 1888 Police Justice.

There being no sufficient cause to believe the within named

Dated 1888 Police Justice.

I have admitted the above named

Dated 1888 Police Justice.

mitted to the Warden or Keeper of the City Prison until he give such bail.

guilty thereof, I order that he be admitted to bail in the sum of

and that there is sufficient cause to believe the within named

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed

Sec. 205, 206, 210 & 211

Police Court District,

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

James M. Carter  
11 14<sup>th</sup> St.  
Harry Gilbert  
2 a water way  
3 stolen there  
4

Offence,

Dated 1888

Magistrate.

Officer.

Clerk.

Witnesses

No.

Street,

No.

Street,

No.

Street.

BAILED,

No. 1, by

Residence

Street,

No. 2, by

Residence

Street,

No. 3, by

Residence

Street,

No. 4, by

Residence

Street,

14

Said officer

B. W. H. H. H.

D. W. H. H. H.

D. W. H. H. H.

D. W. H. H. H.

0337

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

Sec. 308, 310 & 311.  
Police Court, 1st District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

1. *James M. Gilbert*  
2. *Harry Gilbert*  
3. *William Gilbert*  
4. *John Gilbert*  
Offence, *Drunk*

Dated *Dec 12* 188*1*

*W. J. Gilbert* Magistrate.

*W. J. Gilbert* Officer.

*W. J. Gilbert* Clerk.

*W. J. Gilbert* Witnesses.

*W. J. Gilbert* No. \_\_\_\_\_  
Street, \_\_\_\_\_

*W. J. Gilbert* No. \_\_\_\_\_  
Street, \_\_\_\_\_

*W. J. Gilbert* No. \_\_\_\_\_  
Street, \_\_\_\_\_

*W. J. Gilbert* No. \_\_\_\_\_  
Street, \_\_\_\_\_

*W. J. Gilbert* 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 *Harry Gilbert*

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

Dated *Dec 12* 188*1* *W. J. Gilbert* Police Justice.

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.

0338

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

THE PEOPLE OF THE STATE OF  
NEW YORK,

*Harry Gilbert*  
*against*

The Grand Jury of the City and County of New York by this indictment accuse  
*Harry Gilbert*

of the crime of *selling spirituous*  
*liquors without a license*  
committed as follows:  
The said *Harry Gilbert*

late of the *South* Ward of the City of New York, in the County of  
New York, aforesaid, on the *eleventh* day of *December* in the year  
of our Lord one thousand eight hundred and eighty *one*, at the Ward,  
City and County aforesaid, certain strong and spirituous liquors, and certain wines, to  
wit: one gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of  
whisky, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of  
beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor, to the  
jurors aforesaid unknown, unlawfully did sell, in quantity less than five gallons at one  
time, to ~~one~~ *a certain person whose name is*  
*to the Grand Jury aforesaid unknown*; without having a  
license therefor, as required by law, contrary to the form of the statute in such case made  
and provided, and against the peace and dignity of the People of the State of New York.

*Daniel S. Robbins*  
*District Attorney*

~~SECOND COUNT: And the Jurors aforesaid, upon their Oath aforesaid, do further~~  
present: THAT the said

late of the Ward, City, and County aforesaid, then and there being a person duly  
licensed according to law to sell spirituous liquors and wines on the day  
and in the year aforesaid, at the Ward, City and County aforesaid, the same  
being the first day of the week, commonly called and known as Sunday, with  
force and arms, certain strong and spirituous liquors and certain wines, to wit: One  
gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whisky, one  
gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one  
gill of lager beer, and one gill of a certain strong and spirituous liquor to the jurors  
aforesaid unknown, unlawfully did sell, as a beverage, to one

contrary to 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.

~~BENJ. K. PHELPS, District Attorney.~~

0339

BOX:

54

FOLDER:

621

DESCRIPTION:

Golden, Walter

DATE:

12/09/81



621

In the case  
the evidence is  
Charly Campbell  
of Cambridge in my  
opinion. I in sum  
Campbell & others &  
Hammund & change  
on his own receipt  
Jan 21st 1881  
D. G. Phelps

Dec 12. 1881  
A. G. R.

358 Dec 12. 1881  
Counsel, *Discharged*  
Filed day of Dec 1881  
Pleads *Not guilty*

THE PEOPLE  
vs.  
*Walter Golden*  
INDICTMENT  
Larceny from the Person.

DANIEL G. ROLLINS,  
District Attorney.

A True Bill.

*Discharged* Foreman.  
Dec 12/81  
*Discharged*

WITNESSES.

0340



0341

District Police Court.

Affidavit—Larceny.

CITY AND COUNTY }  
OF NEW YORK, } ss

of No.

418 West 52<sup>d</sup>

Street,

Joseph Linder aged 24 years.  
News Dealer

being duly sworn, deposes and says, that on the 23<sup>d</sup> day of December 1881  
at the Newspaper Stand Corner of West 27<sup>th</sup> Street & 7<sup>th</sup> Avenue City of New York,  
in the County of New York, was feloniously taken, stolen and carried away from the possession  
of deponent, and from deponent's person  
the following property, viz:

One nickel plated Watch  
of the value of Five dollars

the property of

deponent's

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 Walter Golden (Nowhere)

from the fact that on said date deponent  
laid down in the Newspaper Stand  
to take a sleep and left the said  
Golden in charge of the stand.  
Deponent awoke in about one hour  
and found that the said Golden had  
left the said stand and that the Watch  
which deponent looked at before going  
to sleep had been taken stolen and carried away  
from the right hand pocket of the vest then on  
deponent's person.

Joseph Linder

Sworn before me this

day of

1881

John J. Smith  
Justice

0342

Sec. 198-200.

CITY AND COUNTY }  
OF NEW YORK, } ss.

DISTRICT POLICE COURT.

Walter Golden 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. Walter Golden

Question. How old are you?

Answer. Fifteen Years of age

Question. Where were you born?

Answer. New York City

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

Answer. 211 West 18th Street 3. Rooms

Question. What is your business or profession?

Answer. Soap. Packer.

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 there were other boys there. I did not see any watch

Taken before me, this 3rd

day of December 1888

Walter Golden

Salon R. Smith  
Notary Public

0343

BAILED,

No. 1, by \_\_\_\_\_

Residence \_\_\_\_\_

No. 2, by \_\_\_\_\_

Residence \_\_\_\_\_

No. 3, by \_\_\_\_\_

Residence \_\_\_\_\_

No. 4, by \_\_\_\_\_

Residence \_\_\_\_\_

Sec. 206, 209, 210 & 212.

Police Court

District

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Joseph L. Kincaid*  
418 m. 32nd St.

*Walter Golden*

1

2

3

4

Dated

1881

Offence,

*Larceny*

*from Person*

*Walter Golden*  
Magistrate.

*Walter Golden*  
Clerk.

Witnesses

No. \_\_\_\_\_

Street, \_\_\_\_\_

No. \_\_\_\_\_

Street, \_\_\_\_\_

No. \_\_\_\_\_

Street, \_\_\_\_\_

*Walter Golden*

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 *held to answer the same* be admitted to bail in the sum of *\$100* Hundred Dollars \_\_\_\_\_ and be committed to the Warden or Keeper of the City Prison until he give such bail.

Dated *Dec 5<sup>th</sup>* 1881

*Solomon B. Smith*  
Police Justice

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

Dated \_\_\_\_\_ 1881 \_\_\_\_\_ 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 \_\_\_\_\_ 1881 \_\_\_\_\_ Police Justice.

4440

Sec. 205, 209, 210 & 212.

Police Court--2-- District

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Joseph Linder*  
1419 N. 52nd St.  
*Walter Golden*

BAILED,

No. 1, by

Residence

Street,

No. 2, by

Residence

Street,

No. 3, by

Residence

Street,

No. 4, by

Residence

Street,

Witnesses

No.

Street,

No.

Street,

No.

Street.

*Com*

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 admitted to bail in the sum of \_\_\_\_\_ Hundred Dollars and be com-

mitted to the Warden or Keeper of the City Prison until he give such bail.

*James H. Golden*  
*James H. Golden*  
*James H. Golden*

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_  
Police Justice.

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_  
Police Justice.



0345

**Court of General Sessions**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Walter Golden*

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

*Walter Golden*

of the CRIME OF LARCENY (from the person)

committed as follows :

The said

*Walter Golden*

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

*One watch of the value of five  
dollars*

of the goods, chattels and personal property of one

on the person of the said *Joseph Linder* then and there being found,

from the person of the said *Joseph Linder* 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.

**DANIEL G. ROLLINS, District Attorney.**



0346

BOX:

54

FOLDER:

621

DESCRIPTION:

Goldstein, Charles

DATE:

12/19/81



621

Restitution having been  
made in this case  
and the complaint  
may be as charge  
the debt on this an  
recognition of  
concern of the court  
is satisfied  
M. J. Quinn  
Dec 22 82

0347

142  
Dec 19 1881  
Filed day of  
Pleads Not guilty (Dec 20 82)  
THE PEOPLE  
vs.  
Charles Goldstein  
Obtaining Goods by False Pretences  
Dec 20 82  
Dandy R. Rollins  
BENJ. K. PHELPS,  
District Attorney.

A True Bill.

W. W. Wray  
Foreman.  
Part 2 Dec. 22, 1882  
Discharged on his verbal  
recognition

City & County of New York. ss:

Manasseh L. Goldman, being duly sworn says that he is a ~~dealer~~ dealer in furs, Velvets &c. in the City of New York, and resides at No. 61 Canal Street in said city, that on or about the 22<sup>nd</sup> day of June, 1881 one Charles Goldstein, came to the store of this deponent and represented to him that he was in business in the town of Glens Falls, State of New York, and was perfectly solvent, and was worth the sum of five thousand dollars over and above all his debts, dues and liabilities, that he had been in business for some time past, that said Goldstein then & there proposed to deponent that he would sell & deliver to him certain wares, goods &c. consisting of General Dry Goods ~~and of the value of~~ ~~dollars~~. That deponent relying upon the truth of such statements made by said Goldstein, that he was solvent and worth at least the sum of five thousand dollars sold and delivered the said goods

to said Goldstein--

deponent has since well inquired in regard to the standing and the financial condition of said Goldstein and was informed by said Goldstein that at the time to wit: June 22+881 that he was not in business for himself when he made the statements as to his solvency, but that he was carrying on business under the name of A. Goldstein and not in his own name, that deponent further says that at the time he said Goldstein called at his store, he then & there stated that his name was August Goldstein, but that within the past few days, said A. Goldstein failed in business, and that instead of the business being in the name of August Goldstein it was carried on the name of his wife Augusta Goldstein - that deponent being deceived said C. Goldstein to be August Goldstein as he had so stated to deponent <sup>and that he was in business for himself in his own name</sup> that deponent further says that but for the false statements made by said Goldstein to deponent and deponent then and believing the said false



pretences and representations so made as aforesaid by said Goldstein and being deceived thereby was induced, by false representations & pretences so made as aforesaid to deliver & did then & there deliver to said Goldstein a quantity of Dry Goods of the value of Three hundred and thirty-five <sup>52/100</sup> dollars, the property of deponent. And deponent further says that said Goldstein well knew the said pretences and representations so by him made as aforesaid to be utterly false and untrue at the time

Wherefore deponent prays that he may be apprehended and dealt with as the law directs.

Sworn to before me  
this 8<sup>th</sup> day of Dec. 1881.

Hugh G. Gorman  
Police Justice

W. L. Goldman



0351

City & County of New York. S. S. Canal St.  
Edward Gottlieb, being duly  
sworn says that he has heard & read  
the foregoing affidavit, that the same  
is true in every particular, and deponent  
is familiar with the facts therein  
stated and knows the same to be  
true of his own knowledge.

Sworn to before me this  
9<sup>th</sup> day of Dec. 1871.

Edward Gottlieb

Glyph Gamm Police Justice



0353

County of Warren } ss  
Town of Quensbury }

John H Kershaw being duly sworn says that  
he resides in New York City. That the name of Hugh  
Gardner purporting to be signed to the above war-  
rant is in the handwriting of Hugh Gardner  
who is one of the Police Justices of the City of New  
York by whom the above warrant was issued  
Subscribed & sworn  
before me this 9<sup>th</sup>  
day of Dec 1881 }  
John H Kershaw  
Justice of the Peace

Warren County ss-

Let this warrant be executed in Warren  
County - Dated Quensbury Dec 9<sup>th</sup> 1881  
Fred C. Ranger  
Justice of the Peace

Police Justice.

188

Dated

WARDEN or KEEPER of the City Prison of the City of New York.

having been brought before me under this Warrant, is committed for examination to the

The within named

0354

Sec. 198-200.

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

*Charles Goldstein* 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 Goldstein*

Question. How old are you?

Answer. *Thirty years 7 mo*

Question. Where were you born?

Answer. *Russia*

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

Answer. *Glenns Falls, Warren Co. N.Y.  
Eight years.*

Question. What is your business or profession?

Answer. *Wagon Goods Merchant*

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 of the charge, and I want further examination now and demand a trial by jury at Court of General Sessions*  
*Charles Goldstein*

Taken before me, this *11*  
day of *November* 188*8*

*John P. Patterson* Police Justice.



0355

BAILED,  
No. 1, by Myer Renthac  
Residence 1400 1st St.  
No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_  
No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_  
No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_

Sec. 208, 209, 210 & 212.

Police Court District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

M. J. Goldstein

Charles Goldstein

Offence 1st class

Dated November 11 1889

Charles Magistrate.

Charles Officer.

Myer Clerk.

Witnesses Charles Goldstein

No. 61 Street.

No. \_\_\_\_\_ Street.

No. 113 Street.

#500 and E. B. A.

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 Goldstein

guilty thereof, I order that he be admitted to bail in the sum of five Hundred Dollars and be committed to the Warden or Keeper of the City Prison until he give such bail.

Dated November 11 1889 J. M. Patterson Police Justice.

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

Dated November 11 1889 J. M. Patterson 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.





0357

Sherriffs Falls Dec 5/81

Mr. Epstein

Dear Sir

Yours to hand and in reply  
must state that I always  
considered you as a friend  
and I know you are my friend  
and hope we will remain friends  
as a friend I must inform you  
that I was sued by a party  
in this town whom I owed  
some money obtained judge-  
ment and had my goods  
sold at Sherriffs sale. You  
know goods dont bring much  
at such a sale he missed me  
but I have a promise of a  
friend that he will help me  
along. if so I will be down  
and see if I can come to

0358

some understanding with  
my creditors and will do  
better by Rubenstein than  
by somebody else, as a friend  
I will ask you providing the  
party will do as promised to  
help me would you please  
as a friend go to the trouble  
and undertake to settle  
for me, as I know you could  
do it better. please answer  
and oblige Respectfully yours

Chas Goldstein

0359

Gleaze Falls Dec. 5. 1881

Mr. Goldstein

Dear Friend

I must inform you that I am  
in a little trouble now and I  
know you can help me along  
therefore I shall inform you of  
all the particllest the trouble is  
that I owed some money to a  
man in this town which he  
always acted as a friend to me  
and I did not expect that he  
would do me any harm as  
business has been dull through  
the summer on account of  
small frosts and he was  
pressed for money himself so he  
pressed me for that which I  
owed him and he sued me  
and obtained judgement.

0360

but I did not expect that he  
would close me up and sell  
the goods at sheriffs sale but  
he did and he really ruined me  
but I have a friend which offers  
to help me along with some  
money and as you know here  
is 9 peddlers in town which  
depends upon me to supply  
them with goods and I could  
get along first straight so if  
you could try and come to  
some settlement for me by  
my Cr. so I could start up  
in business again then I would  
never forget you for that favor  
I think that I could raise  
about 25% to settle my bills  
and I will try and do for you  
all I can.

A. Goldstein } Ans. by return mail



0361

St. Louis, Mo. Dec 3, 1881

Mr. M. L. Goldman

Dear Sir

I must inform you that I owed  
some money to a man in this  
town. he pressed me for it but it  
was impossible for me to raise it  
so he sued me and obtained  
judgment and I did not  
expect that he would have  
the closed up and sell the  
goods at sheriff's sale but he  
did and ruined me therefore  
Gentl I must tell you that  
I am very sorry that it  
happened so I will try in a  
few days and see if there is  
any possibility so that we  
could come to some settlement  
and understanding as there are

0362

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

THE PEOPLE OF THE STATE OF  
NEW YORK,

*Charles Goldstein*  
The Grand Jury of the City and County of New York by this indictment accuse

*Charles Goldstein*  
of the crime of  
*Obtaining property by false pretenses*  
committed as follows:  
The said

*Charles Goldstein*

late of the First Ward of the City of New York, in the County of New York, aforesaid  
on the ~~twenty second~~ day of ~~June~~ *July* in the year of our Lord  
one thousand eight hundred and ~~seventy~~ *eighty one*, at the Ward, City and County  
aforesaid, with force and arms, on the day and year last aforesaid, with intent feloniously to cheat and defraud one

*Manafek L. Goldman*

did then and there feloniously, unlawfully, knowingly, and designedly, falsely pretend  
and represent to

*him the said*  
~~*Charles Goldstein*~~  
*Manafek L. Goldman*

That

*he the said Charles*  
*Goldstein was then and then*  
*named August Goldstein;*  
*That he the said Charles Gold-*  
*stein was then carrying on*  
*business in the town of Glen's*  
*Falls in the State of New York;*  
*That he the said Charles Gold-*  
*stein was then and then*  
*the owner of property exceeding*  
*by at least five thousand dollars*  
*all his debts, dues and lia-*  
*bilities*

0363

And the said

*Manasseh L. Goldman*

then and there believing the said false pretences and representations  
so made as aforesaid by the said

*Charles Goldstein*

and being deceived thereby, was induced, by reason of the false pretences and representations so made as aforesaid, to deliver, and did then and there deliver to the said

*Charles Goldstein* ~~divers~~ goods  
wares and merchandise (a more  
particular description of which is  
in the ~~plaint~~ *inventory* as yet unknown  
and cannot now be given) of the  
value of ~~three hundred and thirty~~  
*five* dollars and fifty two cents

of the proper ~~moneys~~, valuable things, goods, chattels, personal property and effects  
of the said *Manasseh L. Goldman*

and the said *Charles Goldstein* did then

and there designedly receive and obtain the said *goods, wares*  
*and merchandise*

of the said

*Manasseh L. Goldman*

of the proper moneys, valuable things, goods, chattels, personal property and effects  
of the said *Manasseh L. Goldman*

by means

of the false pretences and representations aforesaid, and with intent feloniously to cheat  
and defraud the said

*Manasseh L. Goldman*

of the same.

*Whereas in truth and*  
*fact the said Charles Gold-*  
*stein was not then and there*  
*named August Goldstein,*  
*and Whereas in truth and*  
*fact the said Charles Gold-*  
*stein was not then carrying*  
*on business at the town of*  
*Glenis Falls in the State of*  
*New York,*

And Whereas, in truth and in fact, the said Charles  
Goldstein was not then  
and then the owner of  
property exceeding in  
value by the sum of five  
thousand dollars all  
his debts, dues and  
liabilities

And Whereas, in truth and in fact, the pretences and representations so made as aforesaid, by the said Charles Goldstein to the said Manasseh L. Goldman was and were in all respects utterly false and untrue, to wit, on the day and year last aforesaid, at the Ward, City, and County aforesaid.

And Whereas, in fact and in truth the said *Charles Goldstein* well knew the said pretences and representations so by *him* made as aforesaid to the said *Marasch L. Feldman* to be utterly false and untrue at the time of making the same.

And so the Jurors aforesaid, upon their oath aforesaid, do say, that the said Charles Goldstein by means of the false pretences and representations aforesaid, on the day and year last aforesaid, at the Ward, City and County aforesaid, feloniously, unlawfully, falsely, knowingly and designedly did receive and obtain from the said Mamasseh L. Goldman the said diverse goods, wares and merchandise, a more particular description of which is to the Grand Jury as yet unknown and cannot now be given, of the value of Three hundred and thirty five dollars and fifty two cents of the proper moneys, valuable things, goods, chattels, personal property, and effects of the said Mamasseh L. Goldman

with intent feloniously to cheat and defraud *him* of the same, 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.

work, and their dignity.

**BENJ. K. PHEEPS, District Attorney.**

0365

BOX:

54

FOLDER:

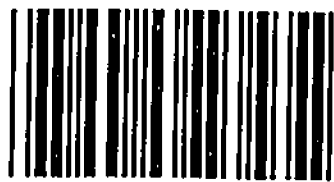
621

DESCRIPTION:

Goodman, Thomas

DATE:

12/19/81



621



0366

BOX:

54

FOLDER:

621

DESCRIPTION:

Quigley, Daniel

DATE:

12/19/81



621

Not tried for  
Thomas Goodman  
at Nov. 20. 1881  
Foreman  
May. 1881  
Appointed  
J. H.

170  
C. H. K.  
Counsel,  
Filed 19 day of Dec 1881  
Pleads Not Guilty (20)

THE PEOPLE  
vs.  
Thomas Goodman.  
Daniel Gugley.  
(2 cases)

DANIEL C ROLLINS,  
District Attorney.

Any for  
A True Bill  
P. H. Creed & Co.  
Foreman.

Part Two - Dec. 30 - 1881  
No. 2. Tried and convicted G.T.  
with rec to marry himself  
C. L. K. H. 1881  
Jan. 14

0368

## Police Department of the City of New York,

Precinct No. 29.

New York, December 4 1881.

List of Property recovered, stolen from J. Marrells  
Storage House, 4<sup>th</sup> Ave. and 32<sup>nd</sup> Street.

- 1 garnet Bracelet (containing 210 Stones,)
- 1 garnet Breastpin (carbuncle centre)
- 1 pair of garnet Earrings (carbuncle centre & drops)
- 1 gold Ladies Locket, raised Leaves & enameled Flowers.
- 1 amethyst Ring
- 1 garnet Scarfpin (cluster)
- 1 Silver Teapot marked "AMES"
- 1 silver Creampitcher monogram M.T.S.
- 1 silver, gold lined Mustard spoon marked K.
- 2 silver saltspoons " marked K.
- 2 silver teaspoons " N.
- 1 gold, blue enameled Americus Club Badge
- 1 silver teaspoon marked KENVEN.
- 4 silver forks " N.
- 1 " " " B
- 5 silver forks
- 5 silver tablespoons
- 1 silver Butter Knife
- 1 Rosewood Box, containing Lot of precious stones
- Works and Dial of a Clock (London Make)
- 1 tortoise shell handled penknife
- Pawn tickets.
- 1 persian, Ladies Tie, blk centre.
- 22 various old coins

0369

2

## Police Department of the City of New York,

Precinct No. ....

New York, ..... 188

large wooden  
Trunk  
Contents.

1 Silver & Russia Leather Brandy Flask  
 1 gold toothpick and Nail cleaner  
 Roll of garnet Silk  
 blk. silk waist & skirt  
 Remnant of black satin  
 blk Lace Shawl and 3 Lace Ties  
 5 colored napkins  
 Bag containing Lot of silk thread.  
 Pouch containing Sewing Case and Photographs  
 Bundle of white corded Silk & Trimmings  
 white child's dress & petticoat,  
 2 child's dresses (duck)  
 1 Tablecloth.  
 Bundle of Zephyr Worsted  
 7 Pillow Cases, 3 Pillow Shams  
 2 pair of embroidered slippers  
 3 white duck vests  
 4 Ladies white Sashes  
 2 Lace and 1 other Tie  
 6 Ladies Night Gowns  
 5 child's dresses  
 3 undershirts, 1 large towel, 1 white shirt.  
 2 Ties, 2 pair of Cuffs  
 1 pair of embroidered suspenders  
 1 pair of uppers, 5 Handkerchiefs  
 Remnants of Muslin, Buckskin shirt.



0370

Police Department of the City of New York,

Precinct No. ....

New York, ..... 188

Lot of Scarfs & Neckties,

Piece of seal plush

1 blue flannel shirt

blue flannel vest, coat and pants

1 blk Diagonal Coat.

Leather Trunk Roll of black silk

1 black cashmere beaded shawl

Bundle of black silk

1 black lace cape, beaded trimming

blk. lace parasol

Lot of lace and beaded trimmings

3 lace veils, 1 pair of lace mitts

Lot of lace trimming (white)

Lot of white spotted calico

Babies lace cap

Ladies lace collar

1 white lace handkerchief & collar

3 calico shirts

2 Turkish, 1 linen towel

2 red silk handkerchiefs marked M.M.K.

piece of blk. mourning goods

1 white counterpane, pair of checked pants

2 parasols, 1 white shirt

7 chemises, 4 pair of drawers

1 child's white dress, 2 ladies lace laques

9 cambric hfs. marked H.R.



0371

## Police Department of the City of New York,

Precinct No. ....

New York, ..... 188

1 embroidered cambric Hkfs. Monogram J.H.S.  
 2 cambric Hkfs. 2 Ladies Lace Collars  
 14 Pair of Kid gloves, Glove stretcher & Bosc  
 large napkin marked B.  
 1 Towel, 1 undershirt  
 1 blk velvet redicule  
 4 silk neckties  
 1 cambric Hkfs. marked J.L.B.S.  
 3 Fans, 2 Hairbrushes, 1 red worsted Cap.  
 Tortoise Shell Legar Case,  
 Alligator Tobacco Pouch & 8 Books.  
 1 horn paper Knife marked RIGI.  
 blk. Leather Latchel,  
 Mother of Pearl Pocketbook with miniature  
 1 Legar Case,  
 1 blk. morocco Pocketbook with Snells & Hooks,  
 5 Pair of Ladies Silk Hose  
 5 " " Merino "  
 5 " " Cotton "  
 small trunk Lot of Silk Remnants & Trimmings & Lace etc.  
 quilted Silk Coat lining  
 2 blk. velvet sleeves  
 2 embroidered Mottoes  
 9 fancy embroidered Ornament Mats  
 19 Tities  
 7 Lace Tities

0372

## Police Department of the City of New York,

Precinct No. ....

New York, ..... 188

Bag of Glass Marbles

1 worsted Bag

1 woollen child's Hood

1 pr. of white satin Shoes

1 pr. of merino Hockings

2 pr. of gloves

1 silk Hkf. marked with monogram J.L.S.B.

5 silk, 5 linen Hkfs.

1 white skirt, 1 chemise, 1 child's chemise

1 cambric flowered skirt

1 white shirt

1 japanese casket, 1 fancy Basket

1 blue silk and embroidered Easter Egg

1 gold &amp; china enameled Ornament

1 american hunting Flag, 2 Chromos

1 blue velvet Photograph Case, Clockworks

1 ivory Napkin Ring &amp; Paper Knife

beaded Legar Case, wooden carved Match box

2 white wood carved Note Books

3 Photograph Cases &amp; Bundle of Photographs

2 china ornaments, 1 Dolls Parasol

Mother of Pearl Diary, Dolls Brushes, Mirror &amp; Bottle

Steel Instrument in wooden Case, 3 Shells

1 red silk Ladies Jacket

Remnants of various colored silks

1 piece blue satin

0373

6

## Police Department of the City of New York,

Precinct No. \_\_\_\_\_

New York, \_\_\_\_\_ 188

- 1 Pillow Case, white feather, merino Hose, 1 Doll Grate, 1 Book  
 2 Silver Keys in Case  
 Box containing various Lot of trimmings  
 " " " " 15 Books  
 " " " " 13 Books  
 2 Fishermans Pocketbooks containing Hooks & Snells  
 1 Morocco Cigarette Pouch  
 3 leather Pocketbooks  
 2 leather Diaries, Photographic Views of New-York  
 1 beaded Cashmere Cape  
 1 woollen Shawl  
 Bundle of Lace Curtains  
 1 black Lace Shawl, 3 large towels  
 2 Bronze Figures  
 1 Chest, containing Lot of Tools  
 Fishing Basket, Fishing Rod, 2 Walking Canes  
 Box containing Seal skin Cape, posamentary trimming  
 " " Ribbons  
 wooden Box, containing Linen  
 Oil painting  
 Pillow Case, containing Lace, carved wood goblet  
 Box containing Ties, Ribbons, beaded Purse, Telescope,  
 3 Pocketbooks, Sportsmans Whistle, Shawl Strap  
 Cardplate marked Mrs Charles F. Deems No. 429 West 22 St.  
 Trunk handle initialed M.L.T.C. Scissors.  
 2 Italian Statuary

0374

Police Department of the City of New York,

Precinct No. ....

New York, ..... 188

1 gold Pencil  
1 garnet cluster Hair Pin  
1 garnet cluster Finger Ring  
1 Cameo Scarf Ring  
1 Ruby Ring  
1 opal Ring  
2 gold Rings  
Piece of melted Silver, gentlemen's Scarfpin (claw)  
1 tortoise shell handled Penknife (shape of rifle)  
1 Silver Fruit Knife  
5 other Knives, 1 large horn jack Knife  
2 ivory handled Nutpicks  
2 miniature Breastpins, 1 gold Cross,  
Hairchain  
Lot of odd Jewelry  
blk velvet Coat & Vest



0375

Police Department of the City of New York,

Precinct No. ....

New York, Dec. 5 1881

Additional List of Property recovered from  
Barnard (3rd. bet 30-31 St. gold Watch, chain & Coin (No. 300).  
Mass, 360-3rd. Meershaum Pipe, Silver Card Case, marked RUSS.

Ladies Sewing Box,

Nigers, 3rd. bet 19-20 St. Meershaum Pipe (Turks Head)

Schlang, 366 Bowery, Revolver, 2 gold ed. medals,

Simpson, 195 Bowery, Brass pin & Earrings (Blackstone) Pair of gold Buttons

Recovered at No. 308 East 115 Street

Lace Quilt, 1 embroidered Silk Shawl

China Mantle Mirror,

2 Bronze Mantle Ornaments

3 China Cups & Saucers, 1 atomizer

1 fancy embroidered satin Tidy

Quantity of blk Silk & Velvet,

4 Silver Spoons.

3 China Dags



0376

## District Police Court.

Affidavit—Larceny.

CITY AND COUNTY }  
OF NEW YORK, } ss

John H. Morrell

of No. 477. 4th Avenue Street, and at other places  
being duly sworn, deposes and says, that on the 28th day of November 1886  
at the above premises City of New York,  
in the County of New York, was feloniously taken, stolen and carried away from the possession  
of deponent, and from the above premises  
the following property, viz:

One silk shawl one lace over skirt  
and one lace jacket and one pair of  
child's pants and vest one fancy dressing  
glass and a quantity of silver plate  
in all of the value of fifty dollars

the property of parties whose names are unknown  
to deponent and in his care and custody  
as proprietor of a storage warehouse

and that this deponent  
has a probable cause to suspect, and does suspect, that the said property was feloniously taken,  
stolen, and carried away by Thomas Goodman (now here)  
for the reason that deponent is informed by  
Daniel Dingley that he saw said Goodman  
who was working with him take said articles  
carry away the above described property—  
and for the further reason that deponent is  
informed by officer Schmuttergo that he found  
the above described silk shawl in the house  
of said Goodman—

J. H. Morrell

Sworn before me this

5th

day of

November 1886

Police Justice.

0377

Daniel Quigley 28 yrs Porter 508. 2d ann  
being duly sworn says that on November  
28. 1881 and at other dates he saw Thomas Goodman  
now here take steels and carry away from the  
premises 477 7th ann the within described  
property.

Sworn to before me  
this 5th of December 1881 } Dan. Quigley

Solomon Smith  
Police Justice

District Police Court.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

AFFIDAVIT—Larceny.

Dated

188

Magistrate.

Officer.

WITNESSES:

DISPOSITION

0378

Sec. 198-200.

2

DISTRICT POLICE COURT.

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. Thomas Goodman

Question. How old are you?

Answer. Forty years

Question. Where were you born?

Answer. England

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

Answer. 308-E 115th St. One year

Question. What is your business or profession?

Answer. 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 guilty

Taken before me, this 5th

day of December 1888

Thomas Goodman

Solomon Smith  
Police Justice

0379

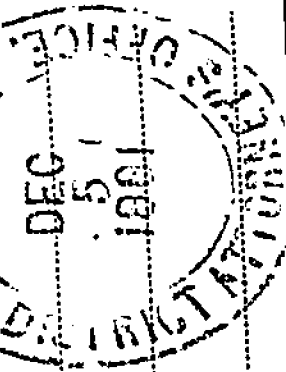
Sec. 205, 209, 210 & 212.

Police Court-- 2 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

John H. Monell  
477 St. 4th Ave

Thomas C. Brennan



Offence, *fraudulent*

Dated *December 5* 1881

*Sever* Magistrate.

*Schmidt* Officer.

Clerk.

Witnesses *Daniel Dwyer*

No. *City Prison* Street,

*Max Schmitz*  
*29* Street,

No. Street.

*1* *Comm*

BAILED,

No. 1, *Alex Roman*  
Residence *135 West 52* Street,

No. 2, by  
Residence Street,

No. 3, by  
Residence Street,

No. 4, by  
Residence Street,

*Bail reduced to*  
*\$1,500.00*  
*J. J. S.*

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 *Thomas Brennan*

guilty thereof, I order that he *be admitted to bail in the sum of* *Five* *Hundred* Dollars and be com-  
mitted to the Warden or Keeper of the City Prison until he give such bail

Dated *Dec 5* 1881

Police Justice.

188

I have admitted the above named

There being no sufficient cause to believe the within named

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

Police Justice.

188

Dated



0380

Bail reduced to  
\$1,500.00  
J.E.S.

BAILED,

No. 1,

Allen Roman

Residence

138 West 52

Street,

No. 2, by

Residence

Street,

No. 3, by

Residence

Street,

No. 4, by

Residence

Street,

Sec. 208, 209, 210 & 212.

Police Court

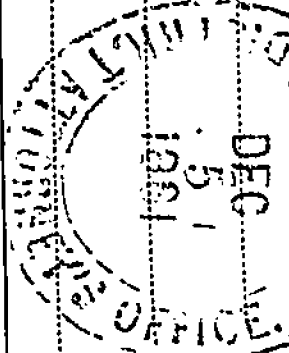
2

District

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

John H. Mordell  
477 vs. 478

Thomas Goodman



Offence,

Grand Larceny

Dated

December 5

1891

Sheriff

Magistrate.

Schultz 29

Officer.

Clerk.

Witnesses

Israel Dwyer

No.

City Prison

Street,

No.

Max Schultz

Street,

No.

✓ Roman

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 Thomas Goodman

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

Dated Dec 5 188

Solomon S. S. S. Police Justice.

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.



0381

## District Police Court.

## Affidavit—Larceny.

CITY AND COUNTY }  
OF NEW YORK, } ssof No. *477 Fourth Avenue* Street,*John H. Monrell 51- Storage*

being duly sworn, deposes and says, that on the *Eleventh* day of *October* 1881  
 at the *and at other dates thereafter* in the City of New York,  
 in the County of New York, was feloniously taken, stolen and carried away from the possession  
 of deponent, *and from the premises of deponent*  
 the following property, viz:

*One velvet coat and vest one silver  
 and leather brandy flask in all of  
 the value of forty dollars*

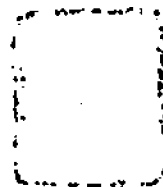
the property of *different parties whose names are  
 unknown to deponent and in the care and  
 custody of deponent as the proprietor of a Storage  
 warehouse at the above number* and that this deponent  
 has a probable cause to suspect, and does suspect, that the said property was feloniously taken,  
 stolen, and carried away by *Daniel Dugley alias James  
 Smith (now here)* for the reason that deponent  
 is informed by officer Schmittberg that he  
 arrested said Dugley alias Smith having  
 in his possession the above described  
 property.

*J. H. Monrell*

Sworn before me this

*5th*day of *December* 1881

Police Justice



0382

Max Schmittberger 30 years an officer of the  
29th Precinct Police being duly sworn says  
that on the 13th day of December 1881  
he arrested Daniel Dingley alias James Smith  
(now dead) having in his possession the written description  
property and which Depunt has shown to John  
H. Morrell who has identified said property  
as property which had been deposited in his  
warehouse by different parties whose names  
are unknown to said Morrell and in his care  
and custody.

Max F. Schmittberger

District Police Court.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

AFFIDAVIT—Larceny.

vs.

Dated

188

Magistrate.

Officer.

WITNESSES:

DISPOSITION

0383

Sec. 198-200.

2 DISTRICT POLICE COURT.

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

Question. What is your name?

Answer.

David Dugley

Question. How old are you?

Answer.

Twenty eight

Question. Where were you born?

Answer.

Ireland

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

Answer.

508-2d Avenue Six months

Question. What is your business or profession?

Answer.

Porter

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

Answer.

I am guilty

David Dugley

Taken before me, this

5th

day of

Dec

1887

Robert Smith  
Police Justice.

0384

Sec. 208, 209, 210 & 212.

Police Court - 2 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*John H. Marshall*  
417 4<sup>th</sup> Ave

*Daniel Dwyler*

Offence, *Grand Larceny*

Dated *Dec 5<sup>th</sup>* 1881

*Smith* Magistrate.

*Schmutz* 29 Officer.

Clerk.

Witnesses . . . . .

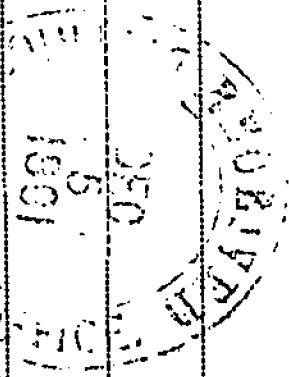
No. . . . . Street,

No. . . . . Street,

No. . . . . Street.

*Smith*

*Smith*



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 *Daniel Dwyler*

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

Dated *Dec 5* 1881

*Colon B. Smith* Police Justice.

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

Dated . . . . . 1881 . . . . . 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 . . . . . 1881 . . . . . Police Justice.



Police Court--2-- District,

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*John H. Marshall*  
477 4th Ave.

*Daniel Dwyer*

2 \_\_\_\_\_  
3 \_\_\_\_\_  
4 \_\_\_\_\_

Offence, \_\_\_\_\_

Dated *Dec 5th* 1881

*Smith* Magistrate.

*Schuttgen* 29 Officer.

\_\_\_\_\_. Clerk.

Witnesses \_\_\_\_\_

No. \_\_\_\_\_ Street, \_\_\_\_\_

No. \_\_\_\_\_ Street, \_\_\_\_\_

No. \_\_\_\_\_ Street, \_\_\_\_\_

*Cam*

BAILED,

No. 1, by \_\_\_\_\_

Residence \_\_\_\_\_ Street, \_\_\_\_\_

No. 2, by \_\_\_\_\_

Residence \_\_\_\_\_ Street, \_\_\_\_\_

No. 3, by \_\_\_\_\_

Residence \_\_\_\_\_ Street, \_\_\_\_\_

No. 4, by \_\_\_\_\_

Residence \_\_\_\_\_ Street, \_\_\_\_\_

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

guilty thereof, I order that he \_\_\_\_\_  
be admitted to bail in the sum of \_\_\_\_\_ Hundred Dollars \_\_\_\_\_ and be com-  
mitted to the Warden or Keeper of the City Prison until he give such bail.

Dated *Dec 5* 1881 \_\_\_\_\_  
*John H. Marshall*  
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.

5830



0386

## District Police Court.

Affidavit—Larceny.

CITY AND COUNTY }  
OF NEW YORK, } ssof No. 477. Fourth Avenue Street.John H. Morrell 51 yrs.being duly sworn, deposes and says, that on the Eleventh day of October 1881at the and at other dates thereafter in the City of New York,

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

of deponent and from his premises

the following property, viz:

Two rolls of silk about twenty yards one duelling  
pistol Eleven solid silver teaspoons seven silver  
table spoons one silver knife one sugar tong  
one pearl opera glass and a quantity of other  
property as appears in the annexed list  
and in all of the value of two thousand  
dollars

Sworn before me this

the property of parties whose names are unknown to  
deponent and in his care and custody  
as proprietor of a storage warehouse at the  
above number in the annexed list 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 Daniel Dingley alias James

Smith (nowhere) for the reason that deponent  
is informed by officer Schultze that  
he found in the house of said Dingley  
the above described property and for the  
further fact that said Dingley has admitted  
and confessed to deponent that he took  
stole and carried away the above described  
property from the warehouse of deponent and  
from the ruins of said warehouse which has  
been destroyed by fire.

J. H. Morrell

188

Police Justice

0387

Sec. 198—200.

2 DISTRICT POLICE COURT.

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. Daniel Ingley

Question. How old are you?

Answer. Twenty eight

Question. Where were you born?

Answer. Ireland

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

Answer. 508-2d ave Six months

Question. What is your business or profession?

Answer. Porter

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

Answer. I am guilty

Dan. Ingley

Taken before me, this 5th

day of Dec 1884

Robert D. Smith  
Police Justice

0388

BAILED,

No. 1, by

Residence

Street,

No. 2, by

Residence

Street,

No. 3, by

Residence

Street,

No. 4, by

Residence

Street,

Act. 208, 209, 210 & 212.

Police Court 2 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

John H. Murre  
477 4<sup>th</sup> ave

David Dwyer

2  
3  
4

Offence Grand Larceny

Dated

Dec 5

1881

Smith

Magistrate.

Officer.

Clerk.

Witnesses

Max Schullberg

No.

29

Street,

No.

Street,

No.

1041<sup>st</sup> Dec

Street,

Cover

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

guilty thereof, I order that he <sup>held to answer the same on</sup> be admitted to bail in the sum of Twenty Hundred Dollars and be committed to the Warden or Keeper of the City Prison until he give such bail

Dated Dec 5 1881

Solomon B. Smith  
Police Justice

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.



6880

Sec. 208, 209, 210 & 212.

Police Court, 2 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*John H. Mangle*  
477 4<sup>th</sup> Ave.  
*David Ingley*

Offence

2  
3  
4

Dated *Dec 5* 1881

*Smith* Magistrate.

Officer.

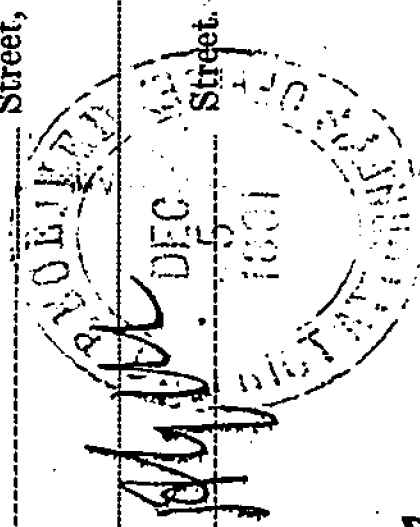
Clerk.

Witnesses *Max Schultze*

No. *29* Street,

No. Street,

No. Street.



*Cover*

BAILED,

No. 1, by

Residence Street,

No. 2, by

Residence Street,

No. 3, by

Residence Street,

No. 4, by

Residence Street,

Police Justice.

188

Dated

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

There being no sufficient cause to believe the within named

Police Justice.

188

Dated

to bail to answer by the undertaking hereto annexed.

I have admitted the above named

Dated *Dec 5* 1881

*Robert Smith*  
Police Justice

guilty thereof. I order that he be admitted to bail in the sum of *Twenty* hundred Dollars and be com-

mitted to the Warden or Keeper of the City Prison until he give such bail  
It appearing to me by the within depositions and statements that the crime therein mentioned has been committed and that there is sufficient cause to believe the within named *David Ingley*



0390

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

THE PEOPLE OF THE STATE OF  
NEW YORK,

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

committed as follows:

The said

of the crime of

late of the First Ward of the City of New York, in the County of New York, aforesaid, on the  
day of  
one thousand eight hundred and eighty  
with force and arms,

in the year of our Lord

at the Ward, City and County aforesaid

One coat of the value of thirty dollars.  
One vest of the value of five dollars.  
One flask of the value of five dollars.

of the goods, chattels, and personal property of one

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

then and

John H. Morrell

0391

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

of the CRIME OF

committed as follows:

The said

*Daniel Quigley*

*Receiving Stolen Goods*

*Daniel Quigley*

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

*One coat of the value of thirty dollars*  
*One vest of the value of five dollars*  
*One flask of the value of five dollars.*

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

by a certain person or persons to the ~~Grand Jury~~ aforesaid unknown, then lately before feloniously stolen ~~of the said~~ *taken and carried away from the said*

unlawfully, unjustly, and for the sake of wicked gain, did feloniously receive and have (the said

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

DANIEL G. ROLLINS,

~~BENJAMIN R. WHEELER~~, District Attorney.

0392

171 & 172 2 7 1881

Counsel,  
Filed 19 day of Dec 1881  
Pleads Not guilty (20)

THE PEOPLE

vs.

*Daniel Lugsley*  
(2000)

DANIEL C ROLLINS,

~~DANIEL C ROLLINS~~

District Attorney.

A True Bill.

*Wm Casey*

Foreman.

*Wm Casey*

Larceny, and Receiving Stolen Goods.

0393

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

THE PEOPLE OF THE STATE OF  
NEW YORK,

*Thomas Goodman and Daniel Quigley* against  
The Grand Jury of the City and County of New York by this indictment accuse

*Thomas Goodman and Daniel Quigley*  
of the crime of *Larceny*  
committed as follows: *The said Thomas Goodman and Daniel Quigley each.*

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

*Twenty yards of cloth (of the kind commonly  
called silk) of the value of five dollars  
each yard*

*One pistol of the value of eleven dollars  
Eleven teaspoons of the value of nine dollars each.  
Seven tablespoons of the value of ten dollars each  
One Knife of the value of thirty dollars  
One sugar-tongs of the value of ten dollars.  
One opera-glass of the value of fifteen dollars.  
Divers articles of jewelry (a more particular  
description of which is to the Grand Jury  
aforesaid unknown) of the value of sixteen  
hundred and sixty-five dollars.*

*One shawl of the value of thirty dollars*

of the goods, chattels, and personal property of one

*John H. Morrell*

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



0394

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

~~Thomas Goodman~~ and Daniel Quigley

of the CRIME OF

committed as follows:

~~The said~~

Receiving Stolen Goods.

~~The said~~ Daniel Quigley. <sup>The said Thomas Goodman and</sup> each

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

Twenty yards of cloth (of the kind commonly called silk) of the value of ~~five~~ dollars each yard.  
One pistol of the value of eleven dollars  
Eleven <sup>teas</sup> spoons of the value of nine dollars each.  
Seventable spoons of the value of ten dollars each.  
One knife of the value of thirty dollars  
One sugar-tongs of the value of ten dollars  
One opera-glass of the value fifteen dollars  
Divers articles of jewelry (a more particular description of which is to the Grand Jury aforesaid unknown of the value of sixteen hundred and sixty-five dollars.  
One shawl of the value of thirty dollars.

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

John H. Morrill

by a certain person or persons to the <sup>Grand Jury</sup> ~~jurors~~ aforesaid unknown, then lately before feloniously stolen ~~of the said~~ <sup>taken and carried away from the said</sup>

John H. Morrill

unlawfully, unjustly, and for the sake of wicked gain, did feloniously receive and have (the said Thomas

Goodman and Daniel Quigley

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

DANIEL C. ROLLINS,  
~~BENTLEY~~ PHILLIPS, District Attorney.

0395

BOX:

54

FOLDER:

621

DESCRIPTION:

Gore, Albert E.

DATE:

12/23/81



621

Application for  
pardon answered  
by District Attorney  
Olney March 31/88.  
D.H.P.

248 Atlantic  
Sep 13/82

Day of Trial, **Dec 1881**  
Counsel, **W.H.**  
Filed **23** day of  
Pleads **Not guilty (Convict)**

THE PEOPLE,  
vs. **W.H.**  
**Alfred E. Gore**  
**again**  
**Mary E. Horton**

**DANIEL C. ROLLINS,**  
District Attorney.

**True Bill** for  
**Speed & Convicted**  
**My money in**

**Witness:**  
**M. Horton**  
**234 - 8th St**  
**St. Louis**  
**Dr. P. J. S.**  
**St. Louis.**  
**Re above.**

**Mellie Raych**  
**328 East 120**  
**St. Louis**  
**Re above**  
**J. J. Raych**  
**Re above**

**Wm. J. S. S.**  
**70**  
**St. Louis**



2/81

The People  
 vs.  
 Albert E. Gore  
 alias  
 Harry E. Barton } Court of General Sessions. Part I  
 Before Recorder Smythe. Nov. 10. 1882.  
 Indictment for bigamy.

Mignonette Barton sworn and examined  
 testified. I reside at 234 Eighth St. Jersey city  
 and resided there on the 24<sup>th</sup> of Oct. 1880. I  
 knew the prisoner at that time by the name  
 of Harry E. Barton. I first met him at Jersey  
 city in the ferry house, I think it was the 12<sup>th</sup>  
 of June of the same year; he addressed me;  
 he married me on the 24<sup>th</sup> of Oct. in my  
 father's residence 234 Eighth St. Jersey city  
 under the name of Harry E. Barton; the Rev.  
 Dr. Howard Suydam of the Park Reformed  
 church performed the ceremony. My father  
 was present, Rufus W. Peacock, is his name;  
 Miss Emma Moles, Mrs. Daniels, Mrs. Martin  
 and Mrs. and Mr. McLaughlin. The substance  
 of the ceremony was: if I would take him  
 as my lawful husband, I said, 'yes', and  
 if he would take me as his lawful wife; he  
 said, 'yes'. I was called in the ceremony by  
 maiden name, Mignonette Peacock; he  
 described himself as Lieutenant Barton, U. S.  
 army (Paper shown) Dr. Howard Suydam  
 made this marriage certificate; it was  
 signed by Dr. Suydam and Mrs. Martin  
 Mr. Suydam gave this certificate to me



0398

but not in the presence of the prisoner. That is a duplicate; the prisoner tore the other one up; it was sent to me to Quincy. Harry Morton took it in Quincy and I have never seen it since. The certificate was not given to me the night of the marriage; it was sent on to me at Quincy at his father's house; the prisoner got it out of the Post Office. I read the certificate myself and he took it from me. I saw it in his hand in his father's house and had it in my hands. I gave it to him and have not seen it since. After this marriage we lived together as man and wife, I believe it was six weeks altogether in Quincy part of the time and in New York two or three nights. He left me on the Boston boat here in New York going home and he told me he would come back in half an hour and I did not see him again. He went to the Metropolitan hotel New York the night of the marriage and stayed there I think two nights; from there we went to Boston by boat and stopped in the United States hotel and from there we went to his father's residence in Quincy, Mass. we stayed at his mother's house; we stayed there about a week and a half; then we came back to my father's house in Jersey.

0399

city; he left me on the cars, I came back alone  
 and he came ~~about~~ about a week afterwards  
 after me; he promised to join me a  
 week afterwards, which he did; we started  
 the next night for Boston; we went to his  
 mother's house and stayed two or three  
 days, and he came back on the boat  
 with me to New York city and I went home.  
 On the boat I said I was sick, I had to  
 go home; he told me he would be over  
 in an hour, I went to my father's house,  
 he said he had to go to the Navy yard  
 and he would be right back after me;  
 he did not come after me. I think this  
 was in December just before Christmas.  
 Cross Examined. Then we met in the Jersey  
 city ferryhouse the prisoner bowed to  
 me and I returned the bow; he was a  
 perfect stranger to me; he came up to  
 me and gave me his name and asked  
 me if he could correspond. I told him,  
 "yes." I did not know his business then.  
 I was living then with my father at 234,  
 Eighth St. Jersey city. Dr. R. W. Peacock; he  
 is a physician. I was 16 years old then;  
 that was two years ago; he corresponded  
 with me. I think it was on the 12<sup>th</sup> of  
 June I first met him and I next

0400

saw him on the 20<sup>th</sup> of October in the Sixth Avenue hotel, I think it is Forty fourth St four days before the marriage; he wrote for me to meet him. I don't remember anything that was said except he kissed me and called me his little wife. I said I was very happy to see him. I had not said anything then about marriage; we were engaged to be married; that engagement was made through correspondence; he arranged that we should be married on the 24<sup>th</sup> of Oct. at my father's residence; the time was fixed then for the solemnization of the marriage; I remained at the Sixth Avenue hotel twenty minutes. I saw him the next day and every day until I was married. He was as sober as I am now the day of the marriage; Dr. Snyder, who performed the ceremony, is here. The prisoner did not positively refuse to become my <sup>husband</sup> ~~wife~~; he did not leave the room and I did not pull him back by the cloak. He wanted to go and get a ring and I said, it was no use to get a ring at that hour of the night; it was Sunday night. The prisoner stood in the middle of the floor while the ceremony was being performed. The minister asked him if he would be my lawful



husband and he said, 'yes'. He did not say after the ceremony that he was not my husband; we were married at 25 minutes after 10 and we left there 1/4 after Sunday evening; we were to be married earlier, but Mr. Suydam did not have his papers with him and he could not marry us legally; we went over to the Metropolitan hotel on Broadway, New York. I remained there two or three nights with him; then we went to Boston to the United States hotel. The day before the marriage when he came over to my father's house I asked him if he had been drinking I smelled his breath; he said he had a glass of wine; he was not drunk. I brought him over to the house on the 20th of October and introduced him to my father. The letters now shown me are in the handwriting of Harry E. Norton.

John Howard Suydam sworn. On the 24<sup>th</sup> of Oct. 1880 I was a clergyman of the Reformed Dutch church residing at 1414 Mercer St. Jersey city. I have seen the prisoner on the 24<sup>th</sup> of Oct. 1880. I saw him at the house of Dr. Peacock in Eighth St. Jersey city. I do not remember the number of the house. I was called upon to marry him to Miss Peacock. I was



0402

called upon before the evening service, it was  
 Sunday. I stated to the doctor that I had not  
 my book of record; he called upon me to  
 perform the marriage ceremony of his  
 daughter. I went after the service to Dr.  
 Peacock's house about 9 o'clock in the evening.  
 The prisoner and Dr. Peacock's daughter were  
 there. Dr. Peacock, the lady from the South,  
 Mrs. Daniel, Mrs. Martin and two or three  
 others. I don't know their names. I perform-  
 ed the marriage ceremony between the  
 prisoner and Miss Peacock according to the  
 liturgy of our Reformed church. I then made  
 out a record of the same in the presence of  
 witnesses and of the parties themselves;  
 it was signed by them both and by two  
 witnesses. I gave a certificate and afterwards  
 a duplicate certificate. (The District Attor-  
 ney read the certificate in evidence.) The  
 prisoner stated that he resided in Santa  
 Fe, New Mexico, was 24 years old, was  
 an officer in the United States army, his  
 father's name, Samuel R. Horton and his  
 mother's name Mill. Miss Peacock  
 said she lived at 234 Eighth St. Jersey City,  
 was 17 years of age, born in Brownsville,  
 Tenn., father's name Rufus W. Peacock,  
 and her mother's name was Martha  
Davie.

0403

I think I can recall the service. We have a few passages selected from the scripture which we read appropriate to such an occasion. They stood before me, joined their hands. I asked of him two questions and of her two questions. I asked of him if he would take the woman whom he held by the hand before God and those witnesses to be his wife? He answered in the affirmative. I asked him if he would love and cherish her and forsaking all others cleave to her so long as they both should live? He answered in the affirmative. Then I asked her two questions of the same character in relation to him which she answered in the affirmative. I declared them to be man and wife. Whether on that occasion they were married with a ring I do not remember. Sometimes we marry with a ring and sometimes not. Cross examined the ceremony was not performed in a hurried manner by me. It probably occupied ten minutes. The father asked me before service to perform the ceremony. I declined on the ground of want of time and also that I had not the blank with me. I sent for the blank

to my house, which is some distance from the church and it was brought to me by the time service was over and then I performed the service.

Nellie Royston, sworn and examined, testified. My name is Mary Helen Royston. I am the wife of the prisoner at the bar. I was married to him according to the laws of the Roman Catholic church and I believed him to be a single man when I married him. I was married to him at the parsonage of Father Maguire's in 117th St. in this city by Father Gordon, who was attached to that church; he called himself Lieutenant Albert E. Gore. My sister was present at the marriage; she is here in Court. Herray J. Gordon, sworn and examined. On the 9th of July 1881 I was a Catholic priest an assistant connected with the church of St. Paul, East 117th St. in this city. I saw the prisoner and the last witness Miss Royston on the 9th of July at my residence. I married the prisoner to Miss Royston on that day in the presence of witnesses and according to the rites of the Roman Catholic church. I asked Albert E. Gore if he would take Mary Helen Royston for his lawful wife according to the rites



of the Catholic church and he said, "I will." I also asked Mary Helen Royston the same question if she would take Albert E. Gore according to the rites of the Catholic church and she said, "I will." Then I told them to join hands and I pronounced the words which I have already mentioned. (Paper shown to witnesses) This certificate was given to Mrs. Gore by me immediately after the marriage ceremony. The witnesses were Miss Adel Royston and Miss Sarah Farr rell.

Albert E. Gore, sworn and examined by Mr. Howe. I became acquainted with Miss Peacock on the 29<sup>th</sup> of June. I was at the ferry house and passed through the ferry house and went up to the apothecary's store to purchase some spirits of camphor, and while standing asking the salesman if he had an empty box so that I might send my uniform to Lurita, Col. This lady Miss Peacock whom I saw in the depot passed. There was another young lady with her at the time; she was on the outside, she looked over the young lady's shoulder and winked at me; she turned three successive times and looked me in the face and I believe when she



0406

was passing she was singing. I followed her up to what I supposed was the Post Office. I don't know the air she was singing: "Come live with me", or something of that kind? Something similar to that, I think. At the Post Office she stood up with Miss Lilly Sharp and recognized me when I went in. She there produced her card, which was "Miss Megnonette Peacock." I said "I will see if I have one of my own," and I took a card from my case; there were several in the case, and I seen that it was "Lieutenant W. Horton, seventh regiment U. S. Cavalry." I gave her that card and said those directions would find me. I did not say that was my name. I left her right then and there and that evening took the train for St. Louis, proceeding from that point to Lunta, Col. and from there to Santa Fe, New Mexico. I received some letters from her at Lunta, Col; she said she would like very much to be down there. All her letters are at Quincy, Mass. I was at the Exchange Hotel Santa Fe. My brother is in the mail service in the seventh division. I went to Moro cañon, New Mexico twenty or thirty miles from Las Vegas station and was in the employ of the New Mexico and Southern Pacific Railroad and afterwards as forger

of the Catholic church and he said, "I will." I also asked Mary Helen Royston the same question if she would take Albert E. Gore according to the rites of the Catholic church and she said, "I will." Then I told them to join hands and I pronounced the words which I have already mentioned. (Paper shown to witnesses) This certificate was given to Mrs. Gore by me immediately after the marriage ceremony. The witnesses were Miss Adel Royston and Miss Sarah Farr rell.

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0408

agent in the United States service. I left there and came East to New York in October. I cannot say what date. I had not seen her between the 29<sup>th</sup> of June and the time I met her; she came over to a hotel corner of Sixth Avenue and Forty fourth St. She was in a room where they have meals, a dining room and parlor together; she stood up and says, "O Harry." I did not use the expressions she said I did; she said she ran away from school to see me, and should I see her father to say nothing about her leaving school; the next night I called at her house, I believe it was the day before the marriage. I saw her father; that night when I was leaving the doctor said, "What made you kiss him?" She said, "I am engaged." I laughed. I went over to the Sixth Avenue hotel. I did not say I was engaged to her, I laughed when she said it. Not a word had been said about any marriage. That was Saturday afternoon or night. Before I went over to the doctor's house I called at 102 Broadway and Judge Prince, Judge of the Supreme Court Territory of New Mexico gave me five dollars and I know I got some cigars Sunday evening. It was Sunday morning I wished to go to church over in Brooklyn, I believe St. Paul's, but



I did not go, I remained in the Sixth ave  
 hotel, and that evening I went down to the  
 Rossmore and got some rock and rye.  
 I had a toddy with my tea. I was about "half  
 gone." I think I rode down on a Twenty  
 third St. car to the ferry. I think I got there  
 20 minutes to eight o'clock. and I took ano-  
 ther rock and rye in a saloon near the  
 ferry. I believe this was Sunday night. I  
 crossed the ferry and went to Eighth St.  
 Jersey. I bought cigarettes over there but had  
 no drink. I lost my way in going to the  
 house and I enquired two or three times.  
 I found the house at last. She made a  
 rush at me and says, "O good evening,  
 Harry," and put her arms around my  
 neck; she says, "Harry, you have been  
 drinking." I say, "a little." There was nothing  
 said about marriage up to that time. She  
 introduced me to her father. She said that  
 I might as well get married now and  
 I said, "No". It was not a legal marriage.  
 I stood by a chair and do not recollect  
 that I answered the questions pretty Dr.  
 Snydman. I know I protested against getting  
 married. I did not know what I was  
 about. The second woman I claim is  
 my lawful wife. Mrs. Peacock followed me



0410

to my mother's house. I don't recollect that my mother asked me anything about her. I was in the Mass. House of correction for one year for false pretences.

Dr. Suydam was recalled and said that the defendant, so far as he saw, was not under the influence of liquor and answered the questions put to him when the marriage ceremony was performed intelligently.

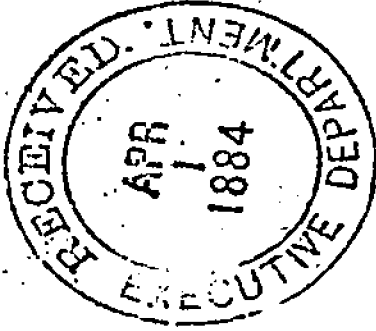
The jury rendered a verdict of guilty.

0411

Testimony in the  
case of Albert E.  
Greene alias Harry  
E. Norton

Filed Sec.  
1884.

P.O.D.



04 12

**State of New York.**

Executive Chamber,  
Albany, Nov 10 1884

Sir: Application having been made to the Governor for the  
pardon of Albert Gore, who was  
tried and convicted before you Nov. 16, 1882 of Bigamy  
and sentenced  
to the State Prison 5 yrs

Will you oblige the Governor with your opinion of the case, together  
with any facts or circumstances which may have a bearing on the  
question of granting or refusing a pardon?

Very respectfully yours,

Samuel C. Tamm  
To Hon. Frederick A. A. A.

State of New York  
City and County of New York ss:

Mary Helen Royston being duly sworn says that heretofore in said City and County on the 9<sup>th</sup> day of July 1887, she was united in marriage with Albert Earl Gore by Reverend Henry Gordon at his residence in East 117<sup>th</sup> Street in said City. That at the time of said marriage deponent was informed by said Gore and verily believed that he was an unmarried man.

That shortly after said marriage deponent was brought by said Gore to the <sup>Gown of</sup> ~~City of~~ <sup>Grinich</sup> ~~Grinich~~ in the State of Nassau, Christies and there introduced to his parents Mr Henry Gore and Mrs Gore, who there reside at No. 22 Main Street.

That on or about November 12, 1887, said



0414

Albert Earl Gore was arrested in the City of Boston in the State of Massachusetts on a charge of Forgery, and, as deponent is informed and believes since that time, has been tried, found guilty <sup>of the charge</sup>, and sentenced to one year's imprisonment and is now undergoing such punishment.

That about the time of his arrest deponent first learned that said Gore ~~was~~ had been previously married and that his wife by such former marriage was living.

That she has investigated and has discovered the truth of said information and has ascertained that said Albert Earl Gore under the name Harry E. Norton or or about 24<sup>th</sup> October 1880, <sup>at Jersey City in the State of New Jersey</sup> married Marguerette Peacock, the daughter of Rufus W. Peacock, of

0415

said Jersey City. - That said Mignonette is now living. That deponent has seen her frequently during the month last past. - That said Mignonette recognizes said Albert Earl Gore and said Harry E. Horton to be one and the same person: that said Mignonette discovered after her marriage to him that the name Horton was an assumed one, and that the true name of her husband was Albert Earl Gore: that she too was brought by him to <sup>said City of Quincy</sup> ~~Salem~~, and there introduced to his parents aforesaid and she recognizes the photograph of said Albert Earl Gore in deponent's possession to be that of her (Mignonette's) husband. -

Worn to before me  
this 22<sup>nd</sup> day of Decr 1877.

Notary Public  
New York

Hellie  
Mary Ellen Royston

04 16

W8

The People

Alma E. Gore  
alias  
Harry E. Horton

Affidavit

Witnesses:  
Mary Helen Royston  
328 E. 125th St.  
Mignonette Horton  
formerly Mignonette  
Beauchamp  
234 Eighth St.  
Leway City

0417

Niece. Come to see me, there is yet time  
for a settlement. Thank God, I feel my  
lawyer not to ask questions that would  
hurt either you, or I otherwise than to settle  
the matter for a settlement. Now is your time  
to help me. Now prove yourself, & as God  
is in Heaven, you & I will leave for England  
Saturday next, or overlook all you know



0418

either you will love me from it as to the buy.  
look at the life before you & he save him.  
yourself & it's the last chance.  
- Good bye you - all best.  
- John W. Reasberry.  
- John W. Reasberry.  
So come after you see me you will undoubtedly call.

04 19

DEPARTMENT OF PUBLIC CHARITIES AND CORRECTION.

Office of CITY PRISON,

Corner Franklin and Centre Streets,

JAMES FINN,  
WARDEN.

New York,

188

may and be blotted out; but  
that he may have the  
opportunity to attain and  
preserve an honorable  
record in the future?  
With great respect  
Yours truly  
William B. Shaw  
Chief Chaplain  
to the Warden

0420

may not be blasted; but  
that he may have the  
opportunity to attain and  
preserve an honorable  
record in the future.

With great Respect  
& Esteem

Yours Truly

Sidney G. Law

Miss Chapman  
to the Tomb

188

New York,

JAMES FINN,  
WARDEN.

Corner Franklin and Centre Streets,

Office of City Prison,

DEPARTMENT OF PUBLIC CHARITIES AND CORRECTION.

0421

DEPARTMENT OF PUBLIC CHARITIES AND CORRECTION.

Office of CITY PRISON,

Corner Franklin and Centre Streets,

JAMES FINN,  
WARDEN.

New York, Nov 15 1882

Hon. Recorder Smyth  
Honored Sir

Permit me most respectfully to ask your attention to a brief statement in behalf of Albert E. Gore now awaiting sentence at the Tombs.

According to his statement he was drawn into his first marriage unwillingly and in a state of intoxication. He lived with his wife only a few days, and never considered himself properly married to her. He gives this as his excuse to



0422

justify his second marriage.

He is now ready, however, to live with her who has been judged by the Court to be his lawful wife, and, if it is desired, to remarry her under his true name, the assumed name of the first marriage having been taken, as he says, at the request of the wife herself.

If your Honor, upon examination, finds these statements to be correct, I would join with his friends in earnestly asking your merciful consideration in the case, that the fair prospects of the young man

0423

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

THE PEOPLE OF THE STATE OF  
NEW YORK,

against

*Gore*  
*Albert Earl Gore otherwise called Harry E. Horton*

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

*the said Albert Earl Gore otherwise called Harry E. Horton*

of the crime of

*Bigamy*

committed as follows:

The said

*Albert Earl Gore otherwise called Harry E. Horton*

late of the First Ward of the City of New York, in the County of New York, aforesaid,

on the

*24<sup>th</sup>*

day of

*October*

in the year of our Lord one

thousand eight hundred and

*eighty*

did marry

*Mignonette Prescott*

and

*her* the said *Mignonette*

did then and there have for

*wife*

and that the said

*Albert Earl Gore otherwise*

*called Harry E. Horton*

afterwards, to wit, on the

*9<sup>th</sup>*

day of

*January*

in the year of our Lord one thousand eight hundred and

*seventy*

*eighty one*

at the

*City of New York*

*in the County of New*

*York aforesaid*

with force and arms, did feloniously marry and take as

*wife*

one

*Mary Helen Royston*

and to the said

*Mary Helen Royston*

was then and there married, the said

*Mignonette Prescott*

being then and there living and in full life, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

DANIEL C. ROLLINS,

~~S. B. CARVIN~~, District-Attorney.

0424

BOX:

54

FOLDER:

621

DESCRIPTION:

Graham, Edward V.

DATE:

12/15/81



621

FD

Finch

day of *the*

Pleads Not Guilty (16)

உத.

**BURGULARY—First Degree, and  
Grand Larceny.**

18. 118019 ? P  
Edward T. Graham

*District Attorney.*

Part. no Dec 20. 1887  
District Attorney.

*pleads Berg (3.)*

# A True Bill.

My many an Evening  
I've said this

Verdict of Guilty should specify ~~of~~ which count.



0426

Sec. 209.

5th

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

It appearing to me by the within depositions and statement that the crime therein mentioned

Burglary

has been committed, and that there is sufficient cause to believe the within named

Edward V. Graham

guilty thereof, I order that he be held to answer the same, and the said crime not being bailable by me, I further order that he be committed to the Warden and Keeper of the City Prison of the City of New York, until he shall be discharged by due course of law.

Dated at the City of New York, December 12 1881

Hugh J. Gorman Police Justice.

0427

Sec. 198-200.

CITY AND COUNTY  
OF NEW YORK, ss.

DISTRICT POLICE COURT.

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

Question. What is your name?

Answer.

*Edward Graham*

Question. How old are you?

Answer.

*Eighteen years*

Question. Where were you born?

Answer.

*New York*

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

Answer.

*118 East 129 Street, About 10 years*

Question. What is your business or profession?

Answer.

*Working worsted mill*

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 was  
not in the cell I waive  
examination and demand a  
trial*

*Edward Graham*

Taken before me, this

day of

*December* 188*9*

Police Justice.

*Hugh Garvin*

0428

POLICE COURT—<sup>5th</sup> DISTRICT.City and County }  
of New York, } ss:

of No. 2396

Maurice Daly  
41 years old, occupation Hotel/keeper  
3<sup>rd</sup> Avenue Street, being duly sworn,

deposes and says, that the premises No. 2396

3<sup>rd</sup> Avenue

Street,

12<sup>th</sup>

Ward, in the City and County aforesaid, the said being a dwelling

and which was occupied by deponent as a

Hotel and place

of abode

entered by means

of forcibly breaking a  
lock which was the fastening  
on the door leading into the  
cellar

on the night of the First day of December 1881

and the following property feloniously taken, stolen, and carried away, viz:

one brass faucet of the value  
of two  $\frac{57}{100}$  dollars, one lead pipe  
of the value of about seven  $\frac{57}{100}$   
dollars and about twenty-five  
bottles containing a quantity  
of ale of the value of two dollars  
in all of the value of twelve  
dollars ( $12^{\frac{57}{100}}$ )

the property of deponent

and deponent further says, that he has great cause to believe, and does believe, that  
the aforesaid **BURGLARY** was committed and the aforesaid property taken, stolen, and  
carried away by Edward Graham and

another person unknown to deponent

for the reasons following, to wit:

Deponent is informed  
by James O'Reil of No 2369 3<sup>rd</sup>  
Avenue that on or about the night  
of the above date he caught the  
said Graham in the aforesaid  
cellar

Maurice Daly

0429

City and County of New York ss  
James O'Veil 39 years old  
occupation Cook, of 2396 3<sup>d</sup>  
Avenue being duly sworn says  
that he has heard read the  
within affidavit made by  
Maurice Daly and knows  
the contents thereof; that all  
of the same which relates  
to defendant is true of defendant  
own knowledge

Sworn to before me this } James O'Veil  
12 day of December 1881 }

Guy H. Gardner Police Justice



0430

487  
POLICE COURT—

DISTRICT.

THE PEOPLE, & c.,  
ON THE COMPLAINT OF

Maurice Daley  
2396 3<sup>rd</sup> Ave.  
N.Y.C.

OFFENCE:  
BURGLARY AND LARCENY.

Edward V. Graham

Dated Dec 12 1897

Spencer Magistrate.

Smith  
12

Officer.

Clerk.

Witnesses:

James O'Neill  
2396 3<sup>rd</sup> Ave

Committed in default of \$ Bail.

Bailed by

No.

Street.

Com for trial without  
bail at the Court's  
General Sessions

0431

Court of General Sessions

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Edward V. Graham

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

Edward V. Graham  
of the CRIME OF Burglary

committed as follows:

The said

Edward V. Graham

late of the twelfth Ward of the City of New York, in the County of New York, aforesaid,

on the first day of December in the year of our Lord one thousand eight hundred and eighty one with force and arms, about the hour of eleven o'clock in the night time of the same day, at the Ward, City and County aforesaid, the dwelling house of Maurice Daly

there situate, feloniously and burglariously did break into and enter, by means of forcibly breaking open an outer door of said dwelling house whilst there was then and there some human being, to wit, one James O'Neil within the said dwelling-house, he, the said

Edward V. Graham

then and there intending to commit some crime therein, to wit: the goods, chattels and personal property of Maurice Daly

in the said dwelling house then and there being, then and there feloniously and burglariously to steal, take and carry away, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

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

Edward V. Graham  
of the CRIME OF Larceny

committed as follows:

The said

Edward V. Graham

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, about the hour of eleven o'clock in the night time of said day, ~~the said~~

one faucet of the value of two dollars and fifty cents  
seventy five pounds of lead of the value of ten cents each pound  
twenty five pints of ale of the value of ten cents each pint

of the goods, chattels, and personal property of

Maurice Daly

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

DANIEL G. ROLLINS, District Attorney.

0432

BOX:

54

FOLDER:

621

DESCRIPTION:

Grelia, Sevalio

DATE:

12/06/81



621

0433

Dec 9. 1881

Coman

Filed 6 day of Dec 1881

Pleads Not guilty

THE PEOPLE

vs.

Assault and Battery—Felonious.  
Firearms.

Severio Greco

DANIEL G. ROLLINS,

District Attorney.

Dec 9. 1881  
Discharged by Court  
A True Bill.

By arrangement Foreman.  
Dec 9. 1881  
The Court not being there  
was can be checked on  
ought to be. I recommend  
the discharge in his case  
& cooperation. D. G. Rollins  
D.A.



0434

New York General Sessions.

PEOPLE, ON MY COMPLAINT,

versus

Sebalis Grelio.

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.

Arrive M. Simmons  
He is the support of a sister and brother and aged mother has never been arrested before.

His character is good and above reproach.

Arrive M. Simmons

0435

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

Form

ss. :

POLICE COURT—FIRST DISTRICT.

*Amie M. Simmond*  
of No. *5 Elizabeth* Street, being duly sworn, deposes and says,  
that on the *23* day of *November* 18*87*

at the City of New York, in the County of New York, he was violently and feloniously assaulted and  
beaten by

*Sevalis Grelio* now present.

*That said Grelio did wilfully  
and maliciously place the  
muzzle of a loaded pistol  
against deponents head and  
said that he would shoot  
deponent. That the pistol here  
shown is the same that the  
deponent pointed & placed  
against deponents head at  
the time he threatened to shoot  
her*

Deponent believes that said injury, as above set forth, was inflicted by said

*Sevalis Grelio*  
with the felonious intent to take the life of deponent, or to do h 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 dealt with accord-  
ing to law.

Sworn to, before me this

day of

1887

*J. J. Munn*  
Police Justice.

*Amie M. Simmond*

0436

Sec. 198-200.

CITY AND COUNTY  
OF NEW YORK, } ss.

DISTRICT POLICE COURT.

*Sevalio Grelis* 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.

*Sevalio Grelis*

Question. How old are you?

Answer.

*26 years*

Question. Where were you born?

Answer.

*Italy*

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

Answer.

*I have no permanent residence here*

Question. What is your business or profession?

Answer.

*Laborer*

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

Answer.

*I brought a woman into the Complainant's place & gave her a dollar I gave the Complainant a quarter for a room the woman ran away then went to the Complainant to get my money back I did not point a pistol at her I kept it in my pocket she did not even see the pistol I am not guilty*

Taken before me, this

day of

188

*Sevalio Grelis*  
*man*

*J. H. Smith* Police Justice.

0437

BAILED,

No. 1, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street, \_\_\_\_\_  
No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street, \_\_\_\_\_  
No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street, \_\_\_\_\_  
No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street, \_\_\_\_\_

Sec. 208, 209, 210 & 212.

Police Court, First District

THE PEOPLE, &c.,

ON THE COMPLAINT OF

*Amelia J. [illegible]*  
*Severino Grelio*

Offence, *fel and [illegible]*

Dated *March 26* 188*1*

*W. Grelio* Magistrate.

*McCune* Officer.

*14* Clerk.

Witnesses

No. \_\_\_\_\_ Street, \_\_\_\_\_

No. \_\_\_\_\_ Street, \_\_\_\_\_

No. \_\_\_\_\_ Street, \_\_\_\_\_

*24 for March 27 at*  
*10 am [illegible]*

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 *Severino Grelio*

*he held to answer the same and that by*  
guilty thereof, I order that he be admitted to bail in the sum of *10* Hundred Dollars and be committed to the Warden or Keeper of the City Prison until he give such bail.

Dated *March 26* 188*1* *W. Grelio* Police Justice.

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.



0430

Sec. 208, 209, 210 & 212.

Police Court First District

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Anna M. Simmons*  
*vs.*  
*Severin Gaelio*

BAILED,

No. 1, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street, \_\_\_\_\_  
No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street, \_\_\_\_\_  
No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street, \_\_\_\_\_  
No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street, \_\_\_\_\_

Dated \_\_\_\_\_ 188

Magistrate.

Officer.

Clerk.

Witnesses

No. \_\_\_\_\_ Street, \_\_\_\_\_

No. \_\_\_\_\_ Street, \_\_\_\_\_

No. \_\_\_\_\_ Street, \_\_\_\_\_

*24 for May 27 at*  
*10 am*

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 \_\_\_\_\_

*Subject to answer the cause and that he*  
guilty thereof, I order that he be admitted to bail in the sum of \_\_\_\_\_ Hundred Dollars and be committed to the Warden or Keeper of the City Prison until he give such bail.

Dated \_\_\_\_\_ 188

Police Justice.

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.

Dated \_\_\_\_\_ 188

Police Justice.

0439

GRAND JURY.

THE PEOPLE,  
ON THE COMPLAINT OF

*Servicio Guelio*

Witnesses Present.

*Amie Simmonds*

*H. C. Givie*

0440

**Court of General Sessions**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Sevalio Grelio*

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

*Sevalio Grelio*  
of the Crime of Shooting at another with intent to kill, committed as follows:

The said

*Sevalio Grelio*

late of the City of New York, in the County of New York, aforesaid,  
on the *twenty fifth* day of *November* in the year of our Lord  
one thousand eight hundred and eighty *one* with force and arms, at the City and  
County aforesaid, in and upon the body of *Annie M. Simmond*  
in the peace of the said People then and there being, feloniously did make an assault  
and to, at and against *her* the said *Annie M. Simmond*  
a certain *pistol* then and there loaded and charged with gunpowder and one  
lead bullet, which the said *Sevalio Grelio*  
in *his* right hand then and there had and held, the same being a deadly and  
dangerous weapon, wilfully and feloniously, did then and there shoot off and discharge,  
with intent *her* the said *Annie M. Simmond*

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  
*Sevalio Grelio*  
of the Crime of Attempting to Discharge a *pistol* at another with Intent  
to Kill, committed as follows:

The said

*Sevalio Grelio*

afterwards, to wit, on the day and in the year aforesaid, at the City and County  
aforesaid, ~~the said~~

with force and arms, in and upon the body of the said *Annie M. Simmond*  
in the peace of the said people then and there being, wilfully and feloniously did make  
an assault and to, at and against *her* the said *Annie M. Simmond*  
a certain *pistol* then and there loaded and charged with gunpowder and one  
lead bullet, which the said *Sevalio Grelio*

in *his* right hand then and there had and held, the same being a deadly and  
dangerous weapon, wilfully and feloniously, did then and there attempt to discharge,  
with intent *her* the said *Annie M. Simmond*

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.

## THIRD COUNT.

And the Grand Jury aforesaid, by this indictment, further accuse the said Sevalio Grelio of the Crime of Shooting and Discharging off a pistol at another, without justifiable or excusable cause, with intent to injure such other, committed as follows:

The said Sevalio Grelio afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of the said Annie M. Simmons then and there being, wilfully and feloniously did make an assault and to, at and against her the said Annie M. Simmons a certain pistol then and there loaded and charged with gunpowder and one leaden bullet, which pistol the said Sevalio Grelio in his right hand, then and there had and held, wilfully and feloniously, and without justifiable or excusable cause, did then and there shoot off and discharge, with intent, then and there, thereby her the said Annie M. Simmons

wilfully and feloniously then and there to injure, 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 Sevalio Grelio of the Crime of Attempting to Shoot off and Discharge a pistol at another, without justifiable or excusable cause, with intent to injure such other, committed as follows:

The said Sevalio Grelio afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of the said Annie M. Simmons then and there being, wilfully and feloniously, did make an assault and to, at and against her the said Annie M. Simmons a certain pistol then and there loaded and charged with gunpowder and one leaden bullet, which pistol the said Sevalio Grelio in his right hand, then and there had and held, wilfully and feloniously, and without justifiable or excusable cause, did then and there attempt to shoot off and discharge, with intent, then and there, thereby her the said Annie M. Simmons

wilfully and feloniously then and there to injure, 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.

DANIEL G. ROLLINS, District Attorney.



0442

BOX:

54

FOLDER:

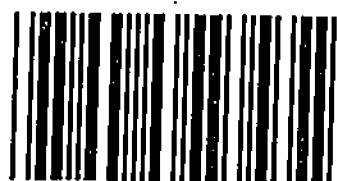
621

DESCRIPTION:

Groy, Thomas R.

DATE:

12/15/81



621



0444

Court of General Sessions

The People v.  
against  
Thomas H. Gray

Brief on Motion for New trial under  
Section 465 of the Code of Criminal procedure  
§ 465 " The Court in which a trial  
"has been had upon an issue of fact has  
"power to grant a new trial when a verdict  
"has been rendered against the defendant by  
"which his substantial rights have been  
"prejudiced"

Sub: 6. " when the verdict is contrary,  
"to law - or clearly against"  
"evidence."

The jury have found by their answer to  
the 4<sup>th</sup> question submitted to them.

"That milk which has been reduced  
"by the removal of the cream therefrom  
"is impure <sup>and</sup> unwholesome as an article  
"of human food and injurious to health

In answer to the 3<sup>rd</sup> question they found

"That the milk in question, was not  
"watered, adulterated, reduced or changed  
"in any respect other than by the removal  
"of the cream"

I The finding in answer to the 14<sup>th</sup> question is not only clearly against evidence but a very material part of the finding has no evidence whatever to support it

(a) It is clearly against evidence because it finds that milk from which the Cream has been removed but which in all other respects is just as it came from the Cow "is un-  
"pure and unwholesome as an  
"article of human food and in-  
"jurious to health"

(b) The verdict finds Skim milk unwholesome and injurious to health without any exception or qualification (i.e.) that it is unwholesome and injurious to health for all persons of every age and Condition of health.

(c) The evidence is that for some persons and in some Conditions of health it is more desirable and is better <sup>than</sup> with the Cream on.

That its use is recommended and prescribed by skilful Physicians  
That those who have used it have been benefitted by it and not injured.

It will also be borne in mind



0446

that defendant offered to prove by many witnesses who habitually used it as an article of food that it was not injurious, but healthy and beneficial - and by one witness that under the direction of his Medical adviser (Dr. Hammond of this City) he had used it exclusively as food for more than 90 days, and was improving in health; and much better than when he began its use.

(d) The evidence simply establishes that it would not be a proper food to give exclusively to a young child. That it is not as nutritious - and not as valuable as food generally, as <sup>milk</sup> with the cream -

The Verdict goes far beyond this and far beyond the evidence and even the claim of the Health board.

The Verdict in so far as it finds Skim milk injurious has no evidence to support it. Indeed it is directly against the evidence and against the finding of the Jury in answer to the 3<sup>rd</sup> question - The two findings are contradictory and inconsistent.

III By the Verdict as it stands the defendant would be precluded from presenting to the Courts the question of the Constitutionality of the law under which a conviction is had.

(a) If Skim milk is impure and "unwholesome as an article of human food and injurious to health," without exception and under all circumstances, and for all persons of every age and condition in health - then the Board of Health may rightfully prohibit its sale.

IV If the Court is satisfied that the Verdict is clearly against the evidence, it should be set aside.

The Court is to determine this question - He is to weigh the testimony and determine according to his judgment.

Even in cases where there may be conflicting evidence - testimony on both sides - he is to determine and may grant a new trial and should do so if the verdict is against the evidence.

Graham & Watersman on New Trials  
III p 1207

"The authority vested in Courts of Law  
"to order new trials was not intended  
"to be a mere formal barren and inoper-  
"ative power - It was intended on the  
"Contrary to supply a salutary guard  
"against the mistakes passions preju-  
"dices and ignorance of juries -

"The Judge was not designed to be a  
"mere automaton to register the verdicts  
"of juries in all cases against the  
"manifest justice of the case and  
"against his own convictions of  
"right - The law supposes that he  
"will exercise an effective, scruti-  
"nizing and controlling judgment.  
"He does the fact that there has been  
"evidence submitted to the jury, on  
"both sides of the points at issue, ex-  
"clude the exercise of this beneficial  
"power of supervision x x x

"If the Judge conscientiously believes  
"that the verdict is against the truth  
"of the case, that it is contrary to the  
"weight of the evidence - he is bound  
"to grant a new trial x x x If he  
"is convinced that the verdict is  
"against the weight of testimony  
"it is the duty of the Judge to grant

Court of General  
Sessions.

The People vs.

— against —

Thomas J. Gray

Defendant  
Motion for New Trial

Mathewson

Ed  
Jan'y 26/82

Motion for New Trial  
denied.

June 10/82

Ed



- 1<sup>st</sup> Did the defendant, on the 27<sup>th</sup> day of September 1881. at the City & County of New York expose for sale, at his Store or 77 East Broadway in this City & County impure adulterated and unwholesome Milk -
- 2<sup>d</sup> Did the Defendant on the 27<sup>th</sup> day of September 1881. at said City & County of New York, keep, have or offer for sale within said City & County Milk which had been Watered adulterated reduced or changed, in any respects by the addition of Water or other substances - or by the removal of cream.
- 3<sup>d</sup> Was the Milk kept had or offered for sale by the Deft on the 27<sup>th</sup> day of Sept 1881. in said City & County Watered or adulterated reduced or changed in any respects other than by the removal of the cream therefrom
- 4<sup>th</sup> Is milk which has been reduced by the removal of the cream therefrom impure and unwholesome

0451

as an article of human food,  
or injurious to health -

0452

The People

ag't

Thomas A. Gray

Special verdict  
rendered by the jury

Filed May 11. 1882.

0453

The People vs  
ago  
Thomas R. Grady }

The jury by direction of the Court find a special verdict in this case, and in answer to the following questions submitted to them by the Court, find the following facts.

1. To the first question the jury find as matter of fact That he did

2. To the second question the jury find as matter of fact That he did



0454

3

To the third question the Jury  
find as matter of fact.  
That it was not

4

To the fourth question the Jury  
find as matter of fact  
That it is

Alrick Murray  
Clemens  
Herman Kuhn  
Lind Kirby  
Gustav Brooke.  
Abijah D. Parker.  
Charles Wang.  
Walter S. Childs Jr.  
Edwin A Jackson  
Bernhard Edstrom  
Robt. Roger Haydock  
David St. Knapp

0455

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

THE PEOPLE OF THE STATE OF  
NEW YORK,

*Thomas R. Gray*  
The Grand Jury of the City and County of New York by this indictment accuse

*Thomas R. Gray*  
of the crime of *exposing for*  
*sale impure milk*  
committed as follows  
The said *Thomas R. Gray*

~~City~~  
late of the *seventh* Ward of the City of New York, in the County of  
New York, aforesaid, on the *twenty-seventh* day of *September* in the year  
of our Lord one thousand eight hundred and ~~seventy-eight~~ *eighty-one* at the Ward,  
City and County aforesaid, unlawfully and knowingly did expose for sale at the  
*store* known as number *seventy-seven East Broadway*,  
then and there situate, ten quarts of impure, adulterated and unwholesome milk, 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.

*21*  
And the Grand Jury aforesaid, by this indictment, further accuse the said  
*Thomas R. Gray*

of the CRIME OF *offering for sale impure milk*  
*changed by the addition of water or other substance*  
committed as follows:  
The said *Thomas R. Gray*

*grad*  
~~Tr. in the said~~  
late of the Ward, City, and County aforesaid, afterwards, to wit, on the day and in the  
year aforesaid, at the Ward, City and County aforesaid, at the store and place of business  
of the said *Thomas R. Gray*  
known as number *seventy-seven East Broadway* ~~Street~~  
in said Ward, City and County, and the said premises being then and there a place  
where milk was kept for sale, unlawfully did then and there keep, have, and offer for  
sale ten quarts of impure and unwholesome milk, which had been, and was then and there  
watered, adulterated, reduced and changed by the addition of water or other substance,  
and that such impure, unwholesome watered, adulterated, reduced and changed milk  
was then and there by the said *Thomas R. Gray*  
unlawfully held, kept and offered for sale  
against and in violation of the provisions of the Sanitary Code, and of such Sanitary  
Code then and there, and at all times thereafter in force and operation, and 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.

0456

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

*Thomas R. Bray*

of the CRIME OF

*bringing into the City of New York  
impure and unwholesome milk for sale*

committed as follows:

The said

*Thomas R. Bray*

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, did bring into the said Ward, City and County, and then and there have and offer for sale, at the store and place of business of him, the said *Thomas R. Bray* known as number *Seventy seven East Broadway* Street, the said premises being then and there a place where milk was kept for sale, unlawfully did then and there keep, have, and offer for sale, ten quarts of impure and unwholesome milk, which had been and was then and there, watered, adulterated, reduced and changed by the addition of water or other substance, *and by the removal of cream* and that such impure, unwholesome, watered, adulterated or reduced and changed milk was then and there, by the said *Thomas R. Bray* unlawfully held, kept and offered for sale against and in violation of the provisions the Sanitary Code, and of such Sanitary Code then and there, and at all times thereafter in force and operation, and especially against and in violation of the provisions of a section and ordinance of such Sanitary Code, which was duly passed and adopted by the Board of Health of the Health Department of the said City of New York, and by said Health Department at a meeting thereof, duly held in said City, on the twenty-third day of February, 1876, in the manner and language following, to wit:

"Resolved, That under the power conferred by law upon the Health Department, the following additional section to the Sanitary Code, for the security of life and health be, and the same is hereby adopted and declared to form a portion of the Sanitary Code.

"No milk which has been watered, adulterated, reduced, or changed in any respect by the addition of water or other substance, or by the removal of cream, shall be brought into, held, kept or offered for sale at any place in the City of New York, nor shall any one keep, have, or offer for sale in the said city any such milk."

Which said ordinance was thereafter duly published once a week, for two successive weeks, in the *City Record*, a daily official newspaper and journal published in said city, to wit: in the issues of such newspaper of the 24th day of February, 1876, and also of the 2d day of March, 1876, and which said ordinance was then and there, and at all times thereafter, in full force and operation against the forms of the Statute in such case made and provided.

**DANIEL C. ROLLINS,**  
**BENJ. K. PHELPS,** District Attorney.

0457

BOX:

54

FOLDER:

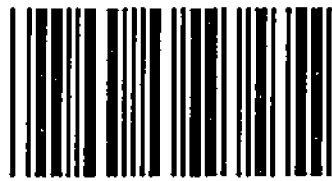
621

DESCRIPTION:

Gunn, Thomas

DATE:

12/22/81



621



0458

236  
Filed 22 day of Dec 1881  
Pleads,  
THE PEOPLE  
vs.  
Francis Sum  
2  
Burglary 3rd deg  
Our fee. \$1000.00

DANIEL G. ROLLINS,  
District Attorney

A True Bill.

My name  
Foreman.  
Dec 23/81  
Pleads, E. J. Buley  
Per: C. H. Buley.

0459

Police Office, Fourth District.

City and County }  
of New York, } ss.

of No. 341 East 34<sup>th</sup> Street, being duly sworn,  
deposes and says, that the premises No. 341 East 34<sup>th</sup>

Street, 2<sup>nd</sup> Ward, in the City and County aforesaid, the said being a brick building  
and which was occupied by deponent as a dwelling

were **BURGLARIOUSLY**  
entered by means of forcing of the staple  
to an iron door

on the afternoon of the 29 day of December 1881  
and the following property feloniously taken, stolen and carried away, viz.:

one Sack value fifteen dollars  
one pair pants value two <sup>50</sup>/<sub>100</sub> dollars  
one vest value one <sup>50</sup>/<sub>100</sub> dollar

all of the value of nineteen dollars

the property of Coryman and her husband,  
and deponent further says, that he has great cause to believe, and does believe, that  
the aforesaid **BURGLARY** was committed, and the aforesaid property taken, stolen  
and carried away by Thomas Gunn (present)

for the reasons following, to wit: from the fact that  
said Thomas acknowledged and  
confessed to deponent to having  
taken stolen and carried away  
the above described property and  
further gave to deponent four  
tickets which represented that  
one Sack, one pair of pants and  
one vest had been stolen. Deponent  
went to the pawn shop and found the stolen property

*James to before me  
this 18th day of December 1881  
at the Police Office  
of the Fourth District*

0460

Sec. 198—200.

CITY AND COUNTY }  
OF NEW YORK, } ss.

X DISTRICT POLICE COURT.

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

Question. What is your name?

Answer.

*Thomas Gunn*

Question. How old are you?

Answer.

*18 years*

Question. Where were you born?

Answer.

*New York*

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

Answer.

*561 E. 48th, (lives there 3 months)*

Question. What is your business or profession?

Answer.

*Expressman*

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*

Taken before me, this

day of *December* 188*8*

*Wm. H. Murray* Police Justice.

*Thomas Gunn*



0461

BAILED,

No. 1, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_  
No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_  
No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_  
No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_

Sec. 208, 209, 210 & 212.

Police Court X District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*James P. Rucker*  
*341 East 34th St*  
*Thomas James*  
*Burglar*

2 \_\_\_\_\_  
3 \_\_\_\_\_  
4 \_\_\_\_\_  
Offence, \_\_\_\_\_

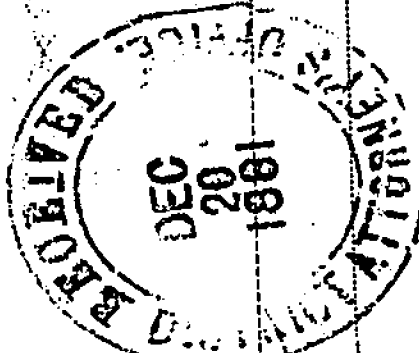
Dated *Dec 18* 188 1

*Wm. J. Rucker* Magistrate.  
*John* Officer.  
*21* Clerk.

Witnesses \_\_\_\_\_  
Street \_\_\_\_\_

No. \_\_\_\_\_  
Street \_\_\_\_\_

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 \_\_\_\_\_

guilty thereof, I order that he be admitted to bail in the sum of ten Hundred Dollars \_\_\_\_\_ and be committed to the Warden or Keeper of the City Prison until he give such bail.

Dated *Dec 18* 188 1 *James P. Rucker* Police Justice.

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.



2940

Sec. 208, 209, 210 & 212.

Police Court District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Fannie Rocker*  
*347 East 34<sup>th</sup> St*  
*Shuman Gunn*

Offence,

No. 1, by

Residence

Street,

No. 2, by

Residence

Street,

No. 3, by

Residence

Street,

No. 4, by

Residence

Street,

Dated *Dec 18* 188

*Murray* Magistrate.

*Scott* Officer.

*21* Clerk.

Witnesses

No.

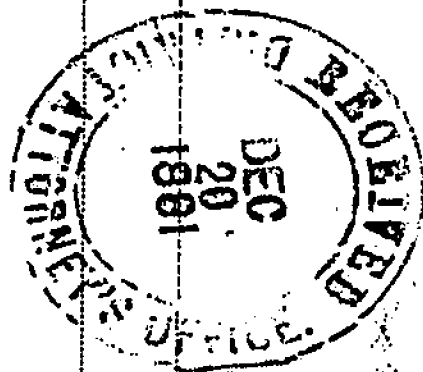
Street,

No.

Street,

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 \_\_\_\_\_  
*Shuman Gunn*  
guilty thereof, I order that he be admitted to bail in the sum of \_\_\_\_\_ Hundred Dollars \_\_\_\_\_ and be com-  
mitted to the Warden or Keeper of the City Prison until he give such bail.

Dated *Dec 18* 188

Police Justice.

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

Dated \_\_\_\_\_ 188

Police Justice.

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

Dated \_\_\_\_\_ 188

Police Justice.

188

0463

**Court of General Sessions**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Thomas Egan*

The Grand Jury of the City and County of New York, by this indictment, accuse  
*Thomas Egan*  
of the CRIME OF *Burglary*

committed as follows:

The said

*Thomas Egan*

late of the *twenty first* Ward of the City of New York, in the County of  
New York, aforesaid, on the *twenty ninth* day of *November* in the  
year of our Lord one thousand eight hundred and eighty *one* with force and arms,  
about the hour of *two* o'clock in the *day* time of the same day, at the  
Ward, City and County aforesaid, the dwelling house of

*William Rodey*

there situate, feloniously and burglariously did break into and enter, ~~by means of~~  
~~forcefully~~

he the said

*Thomas Egan*

then and there intending to commit some crime therein, to wit: the goods, chattels and  
personal property of

*William Rodey*

in the said dwelling house then and there being, then and  
there feloniously and burglariously to steal, take and carry away, against the form of  
the Statute in such case made and provided, and against the peace of the People of  
the State of New York, and their dignity.

And the Grand Jury aforesaid, by this indictment, further accuse the said  
*Thomas Egan*  
of the CRIME OF *Larceny*

committed as follows:

The said

*Thomas Egan*

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,

*One sackage of the value of fifteen dollars*  
*One pair of pantaloons of the value of two dollars*  
*and fifty cents - One vest of the value of one*  
*dollar and fifty cents*  
of the goods, chattels, and personal property of the said *William Rodey*

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

0464

And the Grand Jury aforesaid, by this indictment, further accuse the said  
*Thomas Summ*  
of the CRIME OF RECEIVING STOLEN Goods, committed as follows:

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

*One sague of the value of  
fifteen dollars*

*One pair of pantaloons of the  
value of two dollars and fifty  
cents*

*One vest of the value of one  
dollar and fifty cents*

of the goods, chattels and personal property of the said

by a certain person or persons to the ~~Grand Jury~~ *Grand Jury* aforesaid unknown, then lately before  
feloniously stolen, taken and carried away from the said *William Rodey*

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

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

DANIEL G. ROLLINS, District Attorney.

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BOX:

54

FOLDER:

622

DESCRIPTION:

Hall, Durell

DATE:

12/15/81



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