

1028

**BOX:**

422

**FOLDER:**

3905

**DESCRIPTION:**

Daly, Michael

**DATE:**

01/23/91



3905

26122

Counsel,  
Filed 23 day of Jan 18 91  
Pleaded *Not Guilty*

Grand Larceny Second degree  
[Sections 828, 829, 830 Penal Code]

THE PEOPLE  
vs.

*Michael Daly*

DE-LANCEY NICOLL  
JOHN R. FELLOWS  
District Attorney.

*Jany 27/91*  
*Spencer B. B. B.*  
A True Bill

*Franklin Essex*  
Foreman.

*Returned to Jany 28*

*R. H. J. P. M. J. B. J.*  
*Daly 27/91*

Witnesses:

*Sept 11 1890*  
*by recd. at 11*

*\$6*

1030

Police Court 1st District.

Affidavit - Larceny.

City and County } ss:  
of New York,

of No. 232 Fulton Street, aged 30 years,  
occupation Manager being duly sworn,

William M Rain

deposes and says, that on the 17 day of January 1891 at the City of New York,  
in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in  
the day time, the following property, viz:

one wooden Case containing thirty  
pair of Shoes of the value of  
thirty three dollars

the property of William L Rattum and  
Co-partners in the care and charge  
of deponent

and that this deponent  
has a probable cause to suspect and does suspect that the said property was feloniously taken, stolen and  
carried away by Michael Daly (now here)

from the fact that deponent is  
informed by John Delaney  
that he saw said defendant  
throw a bundle behind a  
pile of lumber and said  
Delaney took said defendant  
in custody and brought him

Sworn to before me this  
1891 day  
Police Justice

was to where he said defendant  
 threw said bundle and said  
~~defendant~~ Deaney found said  
 property which defendant  
 identifies as part of the  
 property taken stolen  
 and carried away from Peer  
 G. Hubbard River in said  
 city

Done to before me  
 this 18 day of May 1891  
 Charles N. Hinton, Police Justice

1032

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 33 years, occupation John Delaney officer of No.

Second Precinct Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of William M. Ram

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

Sworn to before me, this 18 day of July 1898 John Delaney

Charles W. Santos  
Police Justice.

1033

Sec. 108-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

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

Question. What is your name?

Answer. *Michael Daly*

Question. How old are you?

Answer. *37 years*

Question. Where were you born?

Answer. *Ireland*

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

Answer. *32 9<sup>th</sup> Ave St. Ives*

Question. What is your business or profession?

Answer. *Labourer*

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

Answer.

*I am guilty of carrying the property for another man*

*Michael Daly*

Taken before me this

day of *May*

1891

*Charles W. ...*

Police Justice.

1034

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

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

Dated Jan 18 1891 Charles W. Smiter Police Justice.

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

Dated \_\_\_\_\_ 18 \_\_\_\_\_ Police Justice.

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

Dated \_\_\_\_\_ 18 \_\_\_\_\_ Police Justice.

1035

81

Police Court--- (S)--- District.

THE PEOPLE, &c.

ON THE COMPLAINT OF

William W. Rain  
237 Fulton

Michael Daly

Offence  
Larceny

2

3

4

BAILED,

No. 1, by .....

Residence ..... Street.

No. 2, by .....

Residence ..... Street.

No. 3, by .....

Residence ..... Street.

No. 4, by .....

Residence ..... Street.

Dated Jan 18 1891

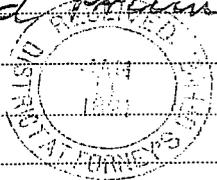
Taunter Magistrate.

Delaney Officer.

2 Precinct.

Witnesses John Delaney

Second Precinct Street.



No. .... Street.

No. .... Street.

\$ 300 Answer G. W. ...

Committed!

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Michael Daly*

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

*Michael Daly*

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

The said

*Michael Daly*

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

*thirty pairs of shoes of the value of one dollar each pair and one case of the value of three dollars*

of the goods, chattels and personal property of one

*William L. Rathbun*

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

## SECOND COUNT—

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

*Michael Daly*

of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY committed as follows:

The said *Michael Daly*

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

*thirty pairs of shoes of the value of one dollar each pair, and one case of the value of three dollars,*

of the goods, chattels and personal property of one *William L. Rathbun*

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

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

*Michael Daly*

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.

*Dehanney Mcell,*  
~~JOHN R. FELLOWS,~~

District Attorney.

1038

**BOX:**

422

**FOLDER:**

3905

**DESCRIPTION:**

Daniels, Johanna

**DATE:**

01/06/91



3905

Witnesses:

Counsel,

Filed

Pleads,

1897

Day of

THE PEOPLE

vs.

Johanna Daniels

Grand Larceny, with Degree,  
(From the Person.)  
[Sections 528, 530, 537 Penal Code].

John R. Bellows,  
District Attorney.

District Attorney.

A True Bill.

Franklin Eason  
Foreman.  
Jury of 19  
Spectator of  
J. M. A. W. P.

46

The People  
 vs. Johanna Daniels } Court of General Sessions, Part I  
 Before Recorder Smythe.  
 Thursday, January 8<sup>th</sup> 1891. Indictment for  
 grand larceny in the second degree.

Olando Swanson, sworn and examined, testified: I live at 321 East Twenty Fourth street and am a laborer. I work for Beluk and Allen in Twenty Third St. near the river. I was in Eighth street near Sixth avenue on the night of the 22<sup>nd</sup> of December. I saw the defendant that night. I met her on the Third avenue between Twenty Second and Twenty Third streets about eight o'clock. I was going down to see some friend in Eighteenth street. This woman spoke to me and asked me if I did not want to go along with her for company. I went with her to Sixth avenue and Eighth street. We went into a saloon and had something to drink. I could not tell the saloon. I only went into one saloon with her. The saloon was not on Sixth avenue. Maybe I took two or three drinks in the saloon of whiskey and seltzer; the defendant drank whiskey and I paid for it. It was about nine o'clock in the evening when I was in that saloon. There did you go after you went out of that saloon? We

walked around the street. I walked up and down the street in company with the defendant till two o'clock in the morning. I did not look at my watch at any time to see what time it was. I had a watch when I met this woman in Third Avenue but I did not see it after that till the policeman came to me and asked me if I lost anything or not. I told him I did, I lost my watch. I was not with anybody else but her from the time I met her in ~~Third Avenue~~ <sup>Third Avenue</sup> until I saw the officer. It was about two o'clock in the morning when I met the officer in Eighth Street near Sixth Avenue. When I looked and saw I lost my watch, the officer said to me, "you had better come along with me." He took me and the woman along; she was still alongside of me. He took me to the station house in Fourth Street. I saw the officer take my watch from the defendant, he took it out of her breast; he took nothing else out of her clothes that belonged to me except a pair of gloves. I paid sixteen dollars for the watch and the plated chain was worth four dollars and the kid gloves were worth \$1.50. I had the watch

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and chain in my left vest pocket.  
Cross Examined. I was not very drunk that night, but drunk enough that she could take the watch out of my pocket and I not know it. I am sure I was only in one saloon with the woman and I only had two or three drinks. I could not tell you how long I remained in the saloon we went into - may be it was a little over an hour, may be it was a little after nine before we got out of the saloon. We did not do anything but walk the streets. I did not miss my watch till the policeman asked me questions about it. I did not go into any room with the woman. I remember taking my coat off in the saloon, she helped me take it off and put it on. It was pretty hot; we had a drink together, that is all. I did not want to take my clothes off in the saloon. I do not remember taking my watch and chain and some money out in the saloon. I am sure of that. I had ~~eighteen~~ <sup>nineteen</sup> dollars when I started out that night, and I had all my money when I met the policeman. I changed a silver dollar for the drinks, and when I got to the station house I had all my money except what I had paid for the drinks. I

had eighteen dollars and some change. I did not give the defendant my watch and chain in the caborn. Did she not say to the policeman when you missed, "your watch and chain, I have it, it belongs to him?" She said she took care of it. Did she not offer you the watch and chain on the street? Yes sir, she did; she said she took care of it. Did she not say to the policeman, "let me give it to the man, it is his watch and chain?" She did. Did she not say to the policeman, opening her bosom, "it belongs to the man, here it is." That is what she said. It is not so that the police officer first searched her to get the watch and chain, is it? No. Where did this conversation take place? In the station in Fourth street.

<sup>24</sup> Frederick Lohmeyer, sworn and examined testified. I am an officer attached to the Fifthteenth precinct. Do you remember on the morning of the 22<sup>nd</sup> of December last seeing the defendant in the neighborhood of Eighth st. and Sixth avenue about half past two o'clock in the morning? Yes sir. Was anybody with her when you first saw her? Yes, Swanson the complainant. I saw that man with her.

What were they doing when your attention was first called to them? Coming through Eighth street towards Sixth Avenue, I was standing near Broadway. My attention was attracted to these people seeing them coming down the street staggering. I accosted them when they came near to me. I spoke to Swanson, the woman, (the defendant) was with him. I asked Swanson if ever he had a watch and chain? He said, 'yes'. I asked him where it was? He felt round his person and said it was gone. I immediately taxed the woman with the theft. She denied it point blank. I felt in her outside ulster pocket, put my hand there. I felt a pair of kid gloves, thinking of course they were hers and put it back; she emptied the pockets of her ulster to convince me that she did not have the watch. I then opened the remainder of the buttons of the ulster, and out of her bosom I saw protruding a link of the bar of the chain. I put my hand up and drew the watch and chain out of her breast. She did not say anything. The complainant immediately recognized the property as his. While I was bringing her down to the Mercer St. station house I saw her ~~passer~~ shoot out in the dark. I went back to the

place and picked up a pair of gloves and the complainant identified them as his property which I thought previously was hers. I took them both to the station house

Cross Examined. I saw the complainant and the defendant going along the street arm in arm. I saw the complainant was intoxicated and staggering; the woman was helping him along; she did not appear to be intoxicated; she walked straight. I asked him if he ever owned a watch and chain and afterward I asked him if he had any money. I asked the woman if she had his watch and chain and she said, "No, I have not." I again accused her of it and she made no reply. I put my hand in her ulster pocket, seeing it bulging out. I did not take her to Court the next morning. I took the complainant to Court. I saw her in the Police Court the next morning. I took it out of her pocket after she said she did not have the watch and chain. She opened the ulster part way, she raised up one part of the skirt and drew out the pocket and emptied it. She did nothing more then. I am sure she did not open her bosom and say, "I have it here." I saw part of the

link of the chain protruding from her  
 bosom. I took hold of it and drew out  
 the watch and chain. I turned to the com-  
 plainant and asked him if it was his  
 property, and he said it was. It is not a  
 fact that she opened her bosom and said,  
 "I have the property, and took it out and  
 offered to give it to the complainant. The  
 complainant was staggering down the street;  
 she was helping him, and the reason why  
 I stopped him was that I knew her from  
 seeing her around the neighborhood night  
 after night at all hours. I preferred a  
 charge of intoxication against the complainant.  
 When the defendant was in the station house  
 before the Sergeant she said that she was  
 in company with him and he gave  
 the watch to her to mind; she claimed she  
 took the watch to keep it safely for him.

Johanna Daniels, sworn and exam-  
 ined in his own behalf testified. I never  
 knew the complainant before this night. I  
 met him in Twenty Seventh Street and Third  
 Avenue about eight o'clock at night as I  
 was coming from supper. He asked me  
 to come and have a drink in Twenty  
 Fifth Street and Second Avenue. I went  
 with him and we both drank whiskey.  
 Then he took me to Pat Lyman's in

Twenty Ninth St; he is dead, his brother  
Keeps the liquor store; he treated everybody  
that was around there; he did not want  
to pay ten cents for the drink but paid fifteen.  
He took his coat off. Then we walked down  
as far as Twenty Second St. and took me  
in. I says, "Don't drink any more;  
drink soda. He would not drink soda but  
drank whiskey. Then he bought a bottle of  
whiskey and gave it to me, and he gave  
me the watch and chain to take care of  
for him. I was with him till two o'clock. He  
was so drunk. I did not want to leave  
him because he was my own country man.  
I tried to do the best for him. I had the  
watch and chain in my breast for three  
or four hours, and one of the gloves I had  
in my hand and one in my pocket. I  
lost my muff and he told me to put the  
glove on my hand. I was walking arm  
in arm with him. The police officer  
came up and asked him where was his  
watch and chain? I told the officer, "That  
is his watch and chain. I am taking  
care of it for him, he is my country man,  
he is drunk and I am a little drunk  
myself and I did not want to leave  
him till he got sober. I took the watch

1048

out of my breast myself, and the officer would not let me give it to him. He took it out of my hand. I was willing to give it to the man. He was my country man and I took a good deal of interest in him. I got no money from him.

The jury rendered a verdict of guilty of petty larceny. She was sent to the penitentiary for nine months.

1049

Testimony in the  
case of  
Johanna Daniels

filed Jan 18 1891

Police Court 2 District.

Affidavit—Larceny.

City and County }  
of New York, } ss:

Olando Swansen

of No. 321 East 24 Street, aged 24 years,  
occupation Laborer being duly sworn,

deposes and says, that on the 22 day of December 1899 at the City of New York,  
in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in  
the night time, the following property, viz:

One silver watch of the value  
of sixteen dollars, One gold  
plated chain of the value of  
four dollars, and one pair  
of gloves of the value of one  
dollar and fifty cents. Together  
of the value of Twenty One  
dollars and fifty cents

\$ 21.50  
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 Johanna Daniels (nowhere)

from the fact that at about  
the hour of 2<sup>45</sup> o'clock A.M.  
said date deponent was walking  
through 8th Street towards the  
west, in the company of the said  
defendant. When deponent was  
arrested by Officer Fredrick  
Lohmeyer of the 15 Precinct. Police  
who asked deponent if he had  
a watch where deponent answered  
yes; at the same time deponent  
reaching to the left hand lower  
vest pocket of the vest which deponent  
was then and there wearing upon his

Subscribed before me this \_\_\_\_\_  
of \_\_\_\_\_ 1899  
Police Justice

person for the said watch when defendant missed the aforesaid property from the said pocket.

Defendant is informed by Officer Frederick Schreyer of the 15 Precinct Police that he searched the said defendant. When he found secreted upon her person a watch and chain which answered the description of defendant's property and which defendant fully identifies as his property and the property taken from the person and possession of defendant.

at and in presence of

22 December 1896

J. C. H. [Signature]

1052

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Fredrick Lohmeyer*

aged \_\_\_\_\_ years, occupation *Police Officer* of No.

*15 Presunt Polu* Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of *Thomas Daniels*

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

Sworn to before me, this *22* day of *Dec* 18*90* } *Fredrick Lohmeyer*

*Police Justice.*

1053

Sec. 198-200.

2

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

Johanna Daniels

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. Johanna Daniels

Question. How old are you?

Answer. 35 years

Question. Where were you born?

Answer. Sweden

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

Answer. 61 Lexington Ave

Question. What is your business or profession?

Answer. Domestic

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  
Johanna Daniels  
Mark

Taken before me this

day of

Sept 18 1895

Police Justice.

1054

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 Asford

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

Dated Dec 22 1898 Ja. J. McNeill Police Justice.

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

Dated \_\_\_\_\_ 18 \_\_\_\_\_ Police Justice.

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

Dated \_\_\_\_\_ 18 \_\_\_\_\_ Police Justice.

1055

1887

Police Court-- 2 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Claude Swansen  
vs.  
Johna Daniels

*off L. Kelly  
from the prison*

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

BAILED,

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

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

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

No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

Dated Dec 22 1887  
Magistrate's

Officer.  
Precinct. 15

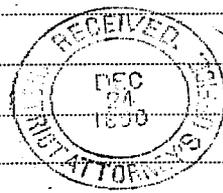
Witnesses. *paid officer*

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

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

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

\$ 1000 to answer.



COMMITTED.

*9th person*

1056

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Johanna Daniels*

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

*Johanna Daniels*  
of the CRIME OF GRAND LARCENY in the *first* degree committed as follows:

The said *Johanna Daniels*

late of the City of New York, in the County of New York aforesaid, on the *twenty-second*  
day of *December* in the year of our Lord one thousand eight hundred and  
*ninety*, in the *eight* time of the said day, at the City and County  
aforesaid, with force and arms,

*one watch of the  
value of sixteen dollars, one  
chain of the value of four dollars,  
and one pair of gloves of the  
value of one dollar and fifty  
cents*

of the goods, chattels and personal property of one *Olando Swansen*  
on the person of the said *Olando Swansen*  
then and there being found, from the person of the said *Olando Swansen*  
then and there feloniously did steal, take and carry away, against the form of the statute in such  
case made and provided, and against the peace of the People of the State of New York and their  
dignity.

## SECOND COUNT—

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

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

The said

*Johanna Daniels*

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

*one watch of the value of sixteen dollars, one chain of the value of four dollars, and one pair of gloves of the value of one dollar and fifty cents*

of the goods, chattels and personal property of one

*Olando Swansen*

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

*Olando Swansen*

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

*Johanna Daniels*  
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.

*De Lancy Nicoll*  
JOHN R. FELLOWS,

District Attorney.

1058

**BOX:**

422

**FOLDER:**

3905

**DESCRIPTION:**

Davies, Albert W.

**DATE:**

01/26/91



3905

Ag'd from at  
2 o'clock P.M.  
Witnesses:

After a full  
investigation  
of this case &  
at the earnest re-  
quest of the  
complainant, I  
am willing to accept  
an attempt to commit  
Larceny in the 2<sup>d</sup> degree  
& express the opinion  
that this is considerable  
evidence entitling the  
prisoner to go F.S.A.  
May 19<sup>th</sup> 1881 W.D.A.

ONE COPY FILED  
IN 288  
Ct. 288  
Counsel J.P. 1810 P. 31  
Filed day of June 1881  
Pleads, *Allegedly Charged*

THE PEOPLE vs  
*Albert W. Davies*  
District Attorney  
JOHN R. FELLOWS  
DE WANCY NICOLL

Part of May 1881  
Pleads attempt 2<sup>d</sup> degree

A TRUE BILL

*Frederic Eason*  
Foreman.

*W. H. ...*  
*March 6<sup>th</sup> 1881*  
*Witnessed by Com. ...*  
*W. H. ...*

1060

Police Court 2 District.

Affidavit—Larceny.

City and County }  
of New York, } ss:

James P. Mooney

of No. 201 West 32nd Street, aged 17 years,  
occupation Bottle washer being duly sworn,

deposes and says, that on the 7 day of January 1891 at the City of New York,  
in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in  
the night time, the following property, viz:

Two paper tickets  
representing an amount worth ten  
dollars, and a silver watch of the value  
of fifteen dollars, together of the  
value of twenty five dollars.

the property of deponent \$ 25

Sworn to before me, this 139 day of January 1891  
Police Justice.

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 Charles G. Davis (now here)

deponent had the said paper tickets in his trouser pocket, <sup>then worn by him,</sup> or going to bed in the 8th Avenue Mission at 208 8th Avenue on the night of Jan 7 1891, and on rising the next morning the said property was missing. The deponent slept near deponent that night and he knew that deponent had

the said tickets. Subsequently  
 on January 17 deponent saw the  
 watch represented by one of said tickets,  
 in possession of Harry Ducro now here  
 and the said Ducro informed de-  
 fendant that he bought the ticket  
 for said watch from Arthur Buffe,  
 and deponent is informed by the  
 said Arthur Buffe that he bought  
 the ticket for said watch from the  
 defendant Davis, and the said  
 Davis confessed to deponent that  
 he had feloniously taken the  
 said jaw ticket from deponent,  
 and Detective John Carey was  
 present when the said Davis  
 confessed the said larceny.

Done to before me } James P. Mooney  
 this 20th day of January }  
 1890 } J. Henry Ford  
 Police Justice }

1062

CITY AND COUNTY }  
OF NEW YORK, } ss.

Harry Ducro

aged 18 years, occupation Baker of No.

201 West 32nd Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of James P. Mooney

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

Sworn to before me, this 20 } Harry Ducro  
day of January 1891 }

J. Hunt Bond  
Police Justice.

1063

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Arthur Duffy*

aged 22 years, occupation dyer of No.

208 1/2 Ave. Arden Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Gas. P. Mooney

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

Sworn to before me, this 20 day of January 1891 } *Arthur F. Duffy*

*James P. ...*  
Police Justice.

1064

**CORRECTION**

1065

**BOX:**

422

**FOLDER:**

3905

**DESCRIPTION:**

Davies, Albert W.

**DATE:**

01/26/91



3905

Byis from at  
2000 R.R.  
Witnesses:

after a full  
investigation  
of this case &  
at the earnest re-  
quest of the  
complainant, I  
am willing to accept  
an attempt to commit  
Larceny in the 2<sup>nd</sup> degree  
& to sign the opinion  
that this is considerable  
evidence introduced to the  
prisoner. F.S.L.  
May 19 1911 W.D.R.

Filed  
day of June 1887  
Pleas, *Allegedly*  
Counsel, *S.P. 1802 31 June*

THE PEOPLE  
vs  
Albert W. Davis  
Grand  
Jury  
JOHN R. FELLOWS  
District Attorney

MISAPPROPRIATION  
(Sections 528 and 53 / of the Penal Code)  
Grand Larceny, 2<sup>nd</sup> degree  
A True Bill.  
Foreman.

John R. Fellows  
District Attorney  
Pleas August 2, 1911  
Foreman.  
March 6  
M. H. ...  
P. ...

1067

Police Court—

District.

Affidavit—Larceny.

City and County }  
of New York, } ss.

Christopher Clarke

of No. 340 Pearl

Street, aged 48 years,

occupation Manager &c

being duly sworn

deposes and says, that on the 28 day of December 1889 at the City of New

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

of deponent, in the day time, the following property, viz:

Good and lawful money of the United States  
of America amounting to the sum of  
Five hundred (\$500<sup>00</sup>) Dollars

the property of The Richard K Fox Publishing House  
in the care and custody 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 Albert W. Davies for the following

reasons: That on or about the 28<sup>th</sup> day of December

1889 the said Albert W. Davies was the Cashier

of the Richard K Fox Publishing House at No 340

Pearl Street in this City of which Establishment

deponent was at that time & still is manager.

That about said date the said Albert W. Davies

received the sum of Five hundred (\$500) Dollars

good & lawful money of the United States of America

from said Richard K Fox Publishing House to deposit

in the National Park Bank in this City.

That said Albert W. Davies failed to deposit

the said sum of money in said Bank, but con-

verted & appropriated the said sum of Five hundred

(\$500<sup>00</sup>) Dollars to his own use. That said sum

Sworn to before me this 18 day of December 1889  
Police Justice.

1058

of Five hundred Dollars and all the moneys of  
the said Establishment are in the care custody  
and control of defendant as Manager at the time  
said Albert W. Davis received the above  
mentioned sum to deposit as aforesaid

That said Albert W. Davis at divers  
times since the 28<sup>th</sup> day of December 1889  
has admitted to defendant that he kept the  
said sum of Five hundred Dollars so received  
by him as aforesaid and appropriated the same  
to his own use.

That at different times since the 28<sup>th</sup>  
day of December 1889 the said Albert W. Davis  
has stolen from the said Richard R. Fox Publishing  
House divers sums of money amounting in all  
to one thousand Dollars all of said moneys  
being in the care custody & control of defendant  
as manager.

Wherefore defendant prays that the  
said Albert W. Davis may be apprehended  
& dealt with according to law

Done before me this 27<sup>th</sup> day of January 1891

Charles W. Hunter  
Police Justice

1069

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

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

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

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

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

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

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

1070

Police Court--- District. <sup>126</sup>

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Christopher Clark*  
*3410 Pearl St*

*Albert W. Davis*

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

Offence *Carrying*

BAILED,

No. 1, by .....

Residence ..... Street.

No. 2, by .....

Residence ..... Street.

No. 3, by .....

Residence ..... Street.

No. 4, by .....

Residence ..... Street

Dated ..... 1891

*Tauter* Magistrate.

Officer.

Precinct.

Witnesses .....

No. .... Street.

No. .... Street.

No. .... Street.

§.....to answer.....

1071

Sec. 151.

Police Court 1st District.

CITY AND COUNTY }  
OF NEW YORK, } ss.

In the name of the People of the State of New York; To the Sheriff of the County of New York, or any Marshal or Policeman of the City of New York:

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police Justices for the City of New York, by Christopher Clarke of No. 340 Pearl Street, that on the 28 day of December

1889 at the City of New York, in the County of New York, the following article to wit:

Gold and silver money of the United States of America to the amount of Five hundred (\$500.00) Dollars

of the value of Five hundred Dollars Dollars,

the property of The Richard Fox Publishing House in the care

of Christopher Clarke was taken, stolen and carried away, and as the said complainant has cause to suspect, and does suspect and

believe, by Albert W. Davies

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

These are Therefore, in the name of the PEOPLE of the State of New York, to command you the said Sheriff, Marshals and Policemen, and every of you, to apprehend the body of the said Defendant Albert W. Davies in the case of my absence or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to be dealt with according to law.

Dated at the City of New York, this 29 day of January, 1889

Charles Harriott POLICE JUSTICE.

1072

Police Court \_\_\_\_\_ District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Christopher Clarke*  
vs.

*Alber N. Davis*

Warrant-Larceny.

Dated *Jan 22* 18*91*

Magistrate

*Grady*

Officer.

The Defendant

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

Officer.

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

This Warrant may be executed on Sunday or at  
night.

Police Justice.

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

Dated

188

Police Justice.

The within named

1073

Tombs

May 20. 1891

Hon. Jas Fitzgerald

Honorable Sir,

Yesterday I pleaded guilty to an attempt at grand larceny in the second degree before you, and my sentence was deferred until Thursday.

I was employed as a book keeper and cashier in the office of the "Police Gazette". Richard K. Fox the proprietor would not hold certain stakes and I was designated as the holder of them.

1074

I received £500, from Jack  
McAniff as a stake on  
Prize fight. I received other  
stakes on dog fights and  
such like affairs.

Under a severe temptation  
I appropriated this money  
to my own use.

This is my first offence, and  
there is dependent upon my  
support a wife and child,  
who will need the assistance  
of husband and father during  
my absence, if I should  
be sent to prison.

I have been confined  
in the Docks for four  
months, and they have

suffered very much during  
my enforced absence.

I feel my position very  
keenly and if another  
opportunity were given  
me, I am sure I would  
not fall a second time.

The frequent exchange of  
bets, wagers and money  
belonging to others, in  
the "Police Gazette" office  
made me careless.

But I must bow to your  
Honors decision and  
sentence.

Hoping that your Honor,

1075

may deal leniently  
with me, I remain Sir  
Very Respectfully,  
Albert W. Davis

1076

POOR QUALITY ORIGINAL

TO THE CHIEF CLERK.

Please send me the Papers in the Case of

PEOPLE

*vs.*  
*Albert W Davis*

*J. L. Mc*

*For Pleas*

*given on*

*March 10th*

*given by Attorney.*

*by J. L. Mc*

*P. Edwards*

*Case in behalf  
of prisoner*

1077

TO THE CHIEF CLERK.

Please send me the Papers in the Case of

*Put in Calendar*  
PEOPLE  
*for March Term*

*Albert W. Davis,*

*G. L.*

*Feb 11<sup>th</sup> 91*

*Dear Mr*

*Richard R. Fox*

*told me to let*

*the Law take*

District Attorney.

*its Course - He*

*has been called*

*on previous session,*

*& now for Sept*

*Some Example G. S.*

1078

TO THE CHIEF CLERK.

Please send me the Papers in the Case of

2

PEOPLE

for the above  
 Employer - Mrs  
 Jose wishes the  
 case to remain  
 in my hands so  
 guide put it on  
 March Term  
 Explain in Petition  
 My intention with  
 District Attorney  
 to see to Chief  
 DeLaney's mind  
 & he understands  
 what I do & Judge  
 G. S. B.

1079

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,  
against

*Albert W. Davies*

The Grand Jury of the City and County of New York, by this indictment, accuse  
*Albert W. Davies*  
of the CRIME OF *Grand* LARCENY, *in the second degree* committed  
as follows:

The said *Albert W. Davies*

late of the City of New York, in the County of New York aforesaid, on the  
*twenty-eighth* day of *December* in the year of our Lord  
one thousand eight hundred and eighty-*nine*, at the City and County aforesaid, being  
then and there the clerk and servant of *one, Richard K. Fox*

and as such clerk and servant then and there having in his possession, custody and control  
certain moneys, goods, chattels and personal property of the said *Richard K. Fox*

the true owner thereof, to wit:

*the sum of five hundred  
dollars in money, lawful money of  
the United States of America and of the  
value of five hundred dollars:*

the said *Albert W. Davies* afterwards, to wit:

on the day and in the year aforesaid, at the City and County aforesaid, with force and arms,  
did feloniously appropriate the said *sum of money*

to his own use, with intent to deprive and defraud the said *Richard K. Fox*

of the same, and of the use and benefit thereof; and the same moneys, goods, chattels and  
personal property of the said *Richard K. Fox*

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

~~JOHN R. FELLOWS,~~  
~~District Attorney.~~

*Second* COUNT:—

AND THE GRAND JURY AFORESAID, by this indictment further  
accuse the said *Albert W. Davies*

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

The said *Albert W. Davies*

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

*the sum of five hundred dollars*  
*in money, lawful money of the*  
*United States of America, and of*  
*the value of five hundred*  
*dollars*

of the goods, chattels and personal property of one

*Richard K. Fox*

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

*DeLancey Nicoll,*  
*District Attorney*

1081

**BOX:**

422

**FOLDER:**

3905

**DESCRIPTION:**

Davies, Charles G.

**DATE:**

01/23/91



3905

260

Counsel, *JDF*  
Filed, 20 day of Jan 18 91  
Pleads,

Witnesses;

THE PEOPLE

vs.

*Charles S. Davis*

Grand Juror  
[Sections 828, 830, 831 - Penal Code]  
(From the Person)

~~JOHN R. TULLOCH~~  
DE LANCEY NICOLL

District Attorney.

A True Bill.

*Franklin Green*

Foreman.

*Jan 28 91*

*Charles S. Davis*  
*Ed. Key. J.P.*

1083

Police Court 2 District.

Affidavit—Larceny.

City and County }  
of New York, } ss:

James P. Mooney  
of No. 201 West 32nd Street, aged 17 years,  
occupation Bottle Washer being duly sworn,

deposes and says, that on the 7 day of January 1891 at the City of New York,  
in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in  
the night time, the following property, viz:

Two pawn tickets  
representing an amount worth ten  
dollar, and a silver watch of the value  
of fifteen dollars, together of the  
value of twenty five dollars.

the property of deponent \$ 25-

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 Charles E. Davis (now here)

deponent had the said pawn tickets in  
his trousers pocket, <sup>then worn by him,</sup> on going to bed at  
the 8th Avenue Mission at 208 8th  
Avenue on the night of Jan 7 1891, and  
on rising the next morning the said  
property was missing. He deponent  
slept near deponent that night  
and he knew that deponent had

Sworn to before me, this

of \_\_\_\_\_ day

189

Police Justice.

the said tickets. Subsequently  
 on January 17 deponent saw the  
 watch represented by one of said tickets,  
 in possession of Henry Duero now here  
 and the said Duero informed de-  
 fendant that he bought the ticket  
 for said watch from Arthur Duffy,  
 and deponent is informed by the  
 said Arthur Duffy that he bought  
 the ticket for said watch from the  
 defendant Davis, and the said  
 Davis confessed to deponent that  
 he had feloniously taken the  
 said Davis ticket from deponent,  
 and Detective John Carey was  
 present when the said Davis  
 confessed the said larceny

Done this before me }  
 the 20th day of January }  
 1890 J. H. [Signature] }  
 Police Justice }

James P. Mooney

1085

CITY AND COUNTY }  
OF NEW YORK, } ss.

Harry Ducro

aged 18 years, occupation Baker of No.

201 West 32nd Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of James P. Mooney

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

Sworn to before me, this 20 day of January 1891 } Harry Ducro

G. Huntford  
Police Justice.

1086

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Arthur Duffy*

aged 22 years, occupation dyer of No. 208 1/2 Green Street, being duly sworn deposes and

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

Sworn to before me, this 20 day of January 1881 } *Arthur L. Duffy*

*J. Henry Bond*  
Police Justice.

1087

Sec. 198-200.

District Police Court.

CITY AND COUNTY }  
OF NEW YORK } ss.

*Charles E. Davis*

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. *Charles E. Davis*

Question. How old are you?

Answer. *20 years*

Question. Where were you born?

Answer. *U.S.*

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

Answer. *251 Water St 1 1/2 months*

Question. What is your business or profession?

Answer. *Baker*

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*

*C. E. Davis*

Taken before me this

day of *January*

*20*

1931

*William B. ...*

Police Justice

1088

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 E. Davis*

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

Dated *Jan 21* 18*81* *William Bond* Police Justice.

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

Dated \_\_\_\_\_ 18 \_\_\_\_\_ Police Justice.

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

Dated \_\_\_\_\_ 18 \_\_\_\_\_ Police Justice.

1089

Police Court--- 2 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Gas. P. Mooney  
207 W. 32

Charles E. Davis

2  
3  
4

91  
Lacey  
Am  
Offence

BAILED,

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

Residence \_\_\_\_\_ Street.

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

Residence \_\_\_\_\_ Street.

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

Residence \_\_\_\_\_ Street.

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

Residence \_\_\_\_\_ Street.

Dated Jan 20 1891

Jord Magistrate.

Carey Officer.

16 Precinct.

Witnesses \_\_\_\_\_

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

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

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

\$ 1000 to answer \_\_\_\_\_



Claw  
971  
Newson

1090

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Charles G. Davies*

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

*Charles G. Davies*  
of the CRIME OF GRAND LARCENY in the *first* degree committed as follows:

The said *Charles G. Davies*

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

*one written instrument and evidences of contract of the kind called pawn tickets of the value of fifteen dollars, one other written instrument and evidence of contract of the kind called pawn tickets of the value of ten dollars*

of the goods, chattels and personal property of one *James P. Mooney* - on the person of the said *James P. Mooney* then and there being found, from the person of the said *James P. Mooney* then and there feloniously did steal, take and carry away, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

## SECOND COUNT—

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

*Charles G. Davies*

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

The said *Charles G. Davies*

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

~~the~~ *the same goods, chattels and personal property described in the first count of this indictment*

of the goods, chattels and personal property of one *James P. Mooney*

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

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

*Charles G. Davies*

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.

*De Ranney Nicoll*  
JOHN R. FELLOWS,

District Attorney.

1092

**BOX:**

422

**FOLDER:**

3905

**DESCRIPTION:**

Denning, Clement

**DATE:**

01/09/91



3905

Witnesses;

I, John J. Kelly, 1890.  
 The state sworn by the  
 Complainant that he  
 was intoxicated when  
 he made the charge.  
 and his uncertainty  
 about it now, make  
 a conviction in this case  
 impossible. Both the  
 complainant and the defen-  
 dant when before the  
 magistrates were under the  
 influence of liquor, by  
 me enclosed within the  
 the defendant's deposition  
 what he was doing, think  
 and he was fairly. It is a  
 very small party with  
 family, who were  
 here before arrested. The com-  
 plainant has not from the  
 charge is concerned for the  
 defendant's name. John J. Kelly

Counsel,  
 Filed day of June 18 91  
 Pleads, John J. Kelly

THE PEOPLE  
 vs.  
 Clement Denning

Grand Larceny, 1st Degree,  
 (From the Person),  
 [Sections 528, 530 — Pennl Code].  
 IN LANCY COUNTY, PENNSYLVANIA.  
 JOHN E. FELLOWS,  
 District Attorney.

A True Bill.

John J. Kelly  
 Foreman.  
 I took des. of Mr  
 Kelly see record  
J. J. Kelly

1094

Police Court

District.

Affidavit—Larceny.

City and County } ss:  
of New York, }

Maurice H. Nugent,  
of No. 576 Broadway, Brooklyn, E. S. Street, aged 38 years,  
occupation Collector being duly sworn,  
deposes and says, that on the 24<sup>th</sup> day of December, 1890 at the City of New York,  
in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in  
the night time, the following property, viz:

One Silver Watch and one Gold  
Ring together of the value of twenty  
five dollars.

the property of Deponent

Sworn to before me, this 13<sup>th</sup> day

Amos A. ...  
1891  
Police Justice.

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 Clement S. ...  
The fact that at or about the hour of 5<sup>30</sup> a.m.  
on said deponent was sitting asleep in a  
chair in the saloon on the West End Corner  
of 7<sup>th</sup> Avenue and 24<sup>th</sup> Street, Deponent was  
distracted by feeling some one touching  
the ring finger of the small finger of deponent's  
right hand, and saw the said S. ...  
run out of said premises, Deponent then  
discovered that said watch had been  
taken stolen and carried away from the  
left hand pocket of the vest then on  
Deponent's person, Deponent further says  
that the said S. ...  
admitted and  
confessed in deponent's presence that he did  
take and carry away said property from  
deponent's possession and person.

Maurice H. Nugent

1095

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

*Clement Seuring* 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.

*Clement Seuring*

Question. How old are you?

Answer.

*26 Years.*

Question. Where were you born?

Answer.

*New York City*

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

Answer.

*201. West 105 St. 1 Month.*

Question. What is your business or profession?

Answer.

*Livery*

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

Answer.

*I am guilty of the charge*

*Clement Seuring*

Takep-ter of sign this

day of *February* 188*7*

*Wm. M. ...*  
Police Justice.

1096

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 Clemons

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

Dated July 3 18 91 W. M. ... Police Justice.

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

Dated \_\_\_\_\_ 18 \_\_\_\_\_ Police Justice.

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

Dated \_\_\_\_\_ 18 \_\_\_\_\_ Police Justice.

1097

23

Police Court---

District

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Maurice H. Nugent,  
vs.  
Clement S. Cunningham

2

3

4

*[Handwritten signature]*  
Office

BAILED,

No. 1, by .....

Residence ..... Street.

No. 2, by .....

Residence ..... Street.

No. 3, by .....

Residence ..... Street.

No. 4, by .....

Residence ..... Street.

Dated January 3, 1891

M. Mahon, Magistrate.

Grady & Armstrong, Officer.

C. P. Precinct.

Witnesses Grady & Armstrong

No. Central Office Police

No. .... Street.

No. .... Street.

\$ 1500



*[Handwritten signature]*  
Com  
H. L. Mason

1098

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

The People +  
                  } against  
Clement Deming }  
                  }

City County and } ss  
State of New York }

Clement Deming  
being duly sworn says. I am the  
defendant herein and at present  
confined in the City Prison on a  
charge of Grand Larceny preferred by  
H. H. August.

That I am entirely innocent  
of said charge. and at the time of  
my arraignment before Police Justice  
McMahon at the Jefferson Market  
Police Court. I was under the influence  
of liquor and when the questions  
in my formal examination were  
asked of me by the clerk. all of said  
answers were incorrect. and more  
particularly when I stated that I  
was guilty of the charge preferred  
against me. That this is the first

time I have ever been arrested for any  
 crime, and not having the benefit  
 of Counsel at the time of my arraignment  
 did not clearly understand my rights  
 as a defendant charge with a crime  
 I wish to before me }  
 this 27<sup>th</sup> day of January 1891 } Clement & Veing  
 John Stoyer  
 Notary Public  
 Wyo Co

Court of General Sessions

People

vs

Clement & Veing

1100

My General Services

The People &c

Clement Denning

City & County of New York.

Joseph A. Carbery being duly sworn says: I reside at No 65 West 87th in the City of New York and am engaged in the wholesale shirt business at No 38 Thomas St.

I have known Clement Denning for more than fifteen years past, since his childhood, and during all that period I had frequent opportunities to observe his conduct and affairs, and never discovered or heard of the Commission by him of any improper act, but on the contrary thereof he enjoys an excellent reputation amongst all who know ~~see~~ him and was never arrested or in trouble before so far as I can ascertain.

He always lived with his parents who are people of respectability living in this

1101

City.

Shewn to before me  
this 27<sup>th</sup> day of January 1877

Joseph A. Barbary  
Notary Public  
W.C.

My General Session

The People of

vs.

Clement Deming

1102

District Attorney's Office.

PEOPLE

vs.

Wolfe Deming  
M.D.

Shreveport

I return  
herewith the papers in  
the above case, I have  
examined the complaint  
and he has withdrawn  
the charge. All the cir-  
cumstances surrounding  
the case point to a  
big drunk and the  
complainant's memory  
is so inferior that  
I think it doubtful if  
a conviction could  
be had

H. D. Macdonald  
Jan 22-1891

1103

District Attorney's Office.

PEOPLE

vs.

*Edward D. King*

*Please put this  
case off for ex-  
amination.*

*of  
DeLaney Street*

*July 13<sup>th</sup> 1890*

*To Mr. Mason*

*To Madona  
for examination  
July 14*

## New York General Sessions.

PEOPLE ON MY COMPLAINT,  
VERSUS

Clemens Demming

Larceny

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. The defendant and myself were out together during the whole night preceding the alleged larceny and we were both very much under the influence of liquor. In fact when I went to the Police Court I was still intoxicated and signed the complaint presented to me. The defendant was at that time drunk too. My present memory about the affair does not agree with the complaint which I signed when intoxicated and I do not think that the defendant's liberty should be jeopardized because he was in my company when I lost my property.

Clerk Courts  
New York

January 21 1891

Wm. H. McGehee

1105

People  
or

elementary  
Lucery

withdrawal

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Clement Denning*

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

*Clement Denning*  
of the CRIME OF GRAND LARCENY in the *first* degree committed as follows:

The said

*Clement Denning*

late of the City of New York, in the County of New York aforesaid, on the *24<sup>th</sup>* day of *December* in the year of our Lord one thousand eight hundred and *ninety*, in the *night* - time of the said day, at the City and County aforesaid, with force and arms,

*one watch of the value of fifteen dollars and one finger-ring of the value of ten dollars*

of the goods, chattels and personal property of one *Maurice A. Nugent* on the person of the said *Maurice A. Nugent* then and there being found, from the person of the said *Maurice A. Nugent* 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.

*DeRancey Nicoll,*  
District Attorney.

1107

**BOX:**

422

**FOLDER:**

3905

**DESCRIPTION:**

Dester, John

**DATE:**

01/28/91



3905

1100

322

Counsel,  
Filed *28* day of *Jan* 188*7*  
Pleadg

THE PEOPLE  
vs.  
*John Dexter*  
*sent to State Prison*  
*Nov 28/90 - 2 yrs 3 months*  
*Rec'd. Ampts for 92.*  
*W.M.S. 24*  
DE LAUNCEY NICOLL  
JOHN R. FELLOWS

[Sections 528, 532 Penal Code]

District Attorney.

A True Bill.

*Franklin*  
Foreman.

Witnesses:

1109

Police Court— District.

Affidavit—Larceny.

City and County }  
of New York, } ss.

of No. 293 Ely Street Street, aged 37 years,  
occupation Clerk being duly sworn  
deposes and says, that on the 3<sup>d</sup> day of January 1898 at the City of New  
York, in the County of New York, was feloniously taken, stolen and carried away from the possession  
of deponent, in the day time, the following property, viz:

One amount of the value of  
Five Dollars

the property of

Deponent

and that this deponent  
has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,  
and carried away by John Lester (now here)

for the reasons following to wit  
I played the afternoon of said day and  
had said amount and was in the afternoon  
245 Bowery where said deponent was  
said deponent asked said deponent  
to nurse the said amount unless deponent  
played a game of pool and deponent in  
withstand by John Munch of 241  
Ely Street, I then saw said deponent  
take said amount and leave said deponent  
with the same and returned shortly  
afterwards, without it, Deponent then  
charges said deponent with the larceny  
aforesaid

— James Curran

Sworn to before me, this 4<sup>th</sup> day  
of January 1898

William B. [Signature]  
Police Justice.

1110

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 30 years, occupation John Munch Driver of No.

241 E 51 st Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of James Curran

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

Sworn to before me, this 4th day of November 1888 John Munch

John Munch  
Police Justice.

POLICE COURT ..... DISTRICT.

City and County of New York, ss.:

THE PEOPLE,

vs.

On Complaint of

For

*James Curran*  
*For* *James Curran*  
*John Dester*

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

Dated *Nov 24* 18*90*

*John Dester*

*William Ford* Police Justice.

1112

Sec. 198-200.

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

Question. What is your name?

Answer.

*John Dester*

Question. How old are you?

Answer.

*33 years*

Question. Where were you born?

Answer.

*New York*

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

Answer.

*25 Pine Street 9 years*

Question. What is your business or profession?

Answer.

*Truckman*

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

Answer.

*I am not guilty  
John Dester*

Taken before me this

day of *November* 189*5*

*Edmund [Signature]*

Police Justice.

1113

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.....

*Alfred...*

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

Dated *Nov 24* 1890 *J. Henry Ford* Police Justice.

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

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

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

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

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

1114

NOT GUILTY 112 55

Police Court--- District

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*James Cuzant*  
*293* vs. *Elizabeth Sr*  
*John Alister*

1  
2  
3  
4

Offence

BAILED,

No. 1, by .....

Residence ..... Street

No. 2, by .....

Residence ..... Street

No. 3, by .....

Residence ..... Street

No. 4, by .....

Residence ..... Street

Dated *Nov 4* 188*9*

*Smith* Magistrate.

*Morgan & Nagel* Officer.

*10* Precinct.

Witnesses *John Gummel*

No. *241 E 51st* Street.

*Transferred to Gen Seaman*

No. .... Street.

\$ *30*



*281*

1115

District Attorney's Office.

---

PEOPLE

vs.

---

now at Clinton Prison

---

John Dester  
according to our  
record is now in  
state prison. sentenced  
Nov 28/90 for  
2 years 3 months  
by Recorder Smyth

H. W. Ellwitzer  
Dep. Chief.

1116

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*John Dexter*

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

*John Dexter*

of the CRIME OF PETIT LARCENY committed as follows :

The said *John Dexter*

late of the City of New York, in the County of New York aforesaid, on the *third* day of *November* — in the year of our Lord one thousand eight hundred and ~~eighty-ninety~~, at the City and County aforesaid, with force and arms,

*one overcoat of the value of five dollars,*

of the goods, chattels and personal property of one *James Curran*

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

*De Lancey Nicoll*  
*District Attorney*

1117

**BOX:**

422

**FOLDER:**

3905

**DESCRIPTION:**

De Young, Jacob

**DATE:**

01/23/91



3905

1118

**BOX:**

422

**FOLDER:**

3905

**DESCRIPTION:**

Bergen, Richard

**DATE:**

01/23/91



3905

1119

**BOX:**

422

**FOLDER:**

3905

**DESCRIPTION:**

Schultz, William

**DATE:**

01/23/91



3905

1120

**BOX:**

422

**FOLDER:**

3905

**DESCRIPTION:**

Williams, George

**DATE:**

01/23/91



3905



1122

**37289** *People*  
**LOUIS MORRIS,** *by A*  
 No. 45 Carmine Street, N. Y. *Co*  
 FEB 21 1891

	\$	Cts.
<i>Boat</i>		<i>1</i>

\* This Ticket Good for One Year Only.  
 Not accountable for Loss, or Damage by Fire, Breakage,  
 Robbery or Theft.  
 Rates of Interest.  
 On sums of One Hundred Dollars, or under, 3  
 per cent. per month or any fraction thereof for first six  
 months, and 2 per cent. per month thereafter. On sums  
 over One Hundred Dollars, 2 per cent. per month  
 for first six months, and 1 per cent. per month thereafter.

1123

No. 575  
Fourth Ward Loan Office,  
No. 2 OLIVER STREET, N. Y.  
\*B. + BERMAN,\*  
Date July 15 1891  
W. R. King \$ 4 50 / 100  
Name Bellman  
Rate of Interest. — On sums of \$100 or under, 3 per cent,  
per month or any fraction thereof, for first six months and 2  
per cent, thereafter. On sums over \$100, 2 per cent, per month  
for first 6 months, and 1 per cent, per month thereafter. Not  
accountable in case of fire, damage, moth

1124

Police Court

District.

Affidavit—Larceny.

City and County }  
of New York, } ss.

of No. 226 Bowery Adolph Cypress  
Street, aged 35 years,  
occupation Painter being duly sworn

deposes and says, that on the 14 day of January 1891 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the night time, the following property, viz:

One Diamond Ring of the value of Seventy five dollars

( \$ 75 <sup>00</sup> / 100 )

the property of Deponent

and that this deponent has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen, and carried away by Jacob De Young, Richard Bergen

(both now here) William Schultz, and George Williams, while acting in concert with each other from the following facts to wit:

That on the aforesaid date about the hour of 7.45 P. M. the said defendant Jacob De Young in company with William Schultz came into deponents Pawn Office at the aforesaid address, and the said defendant Schultz asked deponent to show him a Diamond Ring, and that deponent then handed the aforesaid property to the said Schultz, and that while said Schultz held said property, said defendants Bergen and Williams came into deponents place of business,

Subscribed to before me this

Notary Public

and the said Bergen handed a Ring to deponent and asked deponent if he could repair the same, and while the deponent was looking at the said Ring said defendant Schultz handed the aforesaid property to De Young, who immediately ran out of deponent's place of business with it - and that the defendants Schultz, Bergen and Williams then interfered and obstructed deponent in his attempt to capture said defendant De Young -

And that deponent is informed by John Scheller of No 1466 - 3 - Avenue that he bought a Pawn ticket, representing a Diamond Ring from the defendant De Young - on the 15<sup>th</sup> day of January 1891 - said Ring being pawned in the Pawn Office of Berman No 2 Olive Street -

And deponent further says that he has seen the property mentioned in the said Pawn Ticket with fully and truly identifies the same as his property -

And that the defendant Bergin admitted and confessed to Detective Sergeant Edward Armstrong of the Central Office in presence of Detective Officer Dennis Grady that he had received a part of the proceeds of said Pawn Ticket -

Deponent therefore charges the said defendants while acting in concert with each other in having committed a Larceny and asks that they may be held and dealt with as the Law may direct -

Shown to before me

this 21<sup>st</sup> day of January 1891

Adolph Gifford

Charles W. Fairbank  
Notary Public

1126

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged \_\_\_\_\_ years, occupation Edward J. Armstrong  
Detective Sergeant of No. \_\_\_\_\_  
Central office Street, being duly sworn deposes and

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

Sworn to before me, this 21  
day of Jan 1887

Edward J. Armstrong  
Charles W. Linton  
Police Justice.

1127

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Jimmie Grady*

aged \_\_\_\_\_ years, occupation *Detective* of No. \_\_\_\_\_

*Central Office*

Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of *Adolph Lippert*

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

Sworn to before me, this *21* day of *Jan* 188*9* } *Jimmie Grady*

*Charles W. Lanta*

Police Justice.

1128

CITY AND COUNTY }  
OF NEW YORK, } ss.

*John Scheller*

aged 20 years, occupation Cashier of No.

1466 Third Ave

Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of

*Adolph Cypress*

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

Sworn to before me, this 21  
day of Jan 1889

*John Scheller*

*Charles W. Fainster*

Police Justice.

1129

Sec. 100-1000

CITY AND COUNTY OF NEW YORK, ss.

District Police Court

*Richard Beyen*

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

Question. What is your name?

Answer. *Richard Beyen*

Question. How old are you?

Answer. *23 years*

Question. Where were you born?

Answer. *Germany*

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

Answer. *200 East 13th St. 2 Mos.*

Question. What is your business or profession?

Answer. *Iron & Glass Polisher*

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. *Am not guilty*

*Richard Beyen*

Taken before me this

*Charles M. Seimor*  
1881

Police Justice

1130

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

*James De Young*

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

Question. What is your name?

Answer.

*James De Young*

Question. How old are you?

Answer.

*21 years*

Question. Where were you born?

Answer.

*Boston*

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

Answer.

*118 East 13 Street. 4 days*

Question. What is your business or profession?

Answer.

*clock*

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

Answer.

*I am not guilty  
James De Young*

Taken before me this

*11/11/1881*  
*Charles W. Fairbank*

Police Justice

1131

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

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

Dated Jan 21 1899 Charles N. Linton Police Justice.

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

Dated \_\_\_\_\_ 18 \_\_\_\_\_ Police Justice.

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

Dated \_\_\_\_\_ 18 \_\_\_\_\_ Police Justice.

1132

240 79  
Police Court--- District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Admitted by pres  
326  
Jacob S. Young  
Richard Beyers  
3 William Schultz  
4 George Williams

Offence  
Hilmy

BAILED,

No. 1, by  
Residence Street.

No. 2, by  
Residence Street.

No. 3, by  
Residence Street.

No. 4, by  
Residence Street.

Dated Jan 21 1891  
Sawyer Magistrate.

Armstrong & Grady Officer.  
CO Precinct.

Witness John Scheller  
No. 1466-3-Avenue Street.

No. Call Detecter Sergeant Street.

Edward Armstrong C.O.  
No. Detecter Officer Dennis Grady Street.

\$ 500  
J. C. O.



Handwritten signature and initials

1133

C. R. 3603

SUBPENA FOR A WITNESS TO ATTEND THE GENERAL SESSIONS OF THE PEACE.

In the Name of the People of the State of New York.

To Adolph Crippens  
of No. 326 Bowery Street.

YOU ARE COMMANDED to appear before the Court of General Sessions of the Peace in and for the City and County of New York, at the New Criminal Court House on Centre Street, between Franklin and White Streets, in the City of New York, on the 16 day of NOVEMBER 1897, at 10 o'clock in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York, against

William Schultz Etal

Dated at the City of New York, the first Monday of NOVEMBER in the year of our Lord 1897

WILLIAM M. K. OLCOTT, District Attorney.

**PART I.**

The Court Room is in the Second Story  
If this Subpoena is disobeyed, an attachment will immediately issue.  
Bring this Subpoena with you, and give it to the officer at the Court Room door, that your attendance may be known.  
[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

1134

Should the case not be called assigned in Court, please in Office about it, and you may If inconvenient to remain state this early to the District Attorney's Office. If you know of more persons before the Magistrate, or if a person has not there brought out by District Attorney or one of his

326  
E  
M  
K

326

THE PEOPLE

vs.

William Schultz et al

City and County of New York, ss:

John Phibbert being duly sworn, deposes and says: I reside at No. 474 West 24<sup>th</sup> St Street, in the City of New York. I am a Subpoena Server in the office of the District Attorney of the City and County of New York. On the 11<sup>th</sup> day of November 1897, I called at 326 Bowery

the alleged Residence of Adolph Cuppers the complainant herein, to serve him with the annexed subpoena, and was informed by

The Gentleman that owns the restaurant & occupies the upper part that no such person lives there or is known to him as Adolph Cuppers

Sworn to before me, this 12<sup>th</sup> day of November 1897.

John Phibbert  
Subpoena Server  
James Kelly

COMMISSIONER OF DEEDS  
NEW YORK COUNTY.

1135

**Court of General Sessions.**

THE PEOPLE, on the Complaint of

vs.

*William Schultz Etal*

Offense:

JOHN RA FEWLOS,

District Attorney.

Affidavit of

*John P. Bennett*

Subpoena Server.

**Failure to Find Witness.**

1136

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Jacob De Young, Richard Bergen,  
William Schultz and George Williams*

The Grand Jury of the City and County of New York, by this indictment, accuse *Jacob De Young, Richard Bergen, William Schultz and George Williams* of the CRIME OF GRAND LARCENY IN THE *second* DEGREE, committed as follows:

The said *Jacob De Young, Richard Bergen, William Schultz and George Williams*, both late of the City of New York, in the County of New York aforesaid, on the *fourteenth* day of *January* in the year of our Lord one thousand eight hundred and *ninety one*, at the City and County aforesaid, with force and arms,

*one* finger-ring of the value of *seventy-five* dollars

of the goods, chattels and personal property of one *Adolph Cypress*

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

SECOND COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further accuse the said *Jacob De Young, Richard Bergen, William Schultz and George Williams* of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY committed as follows:

The said *Jacob De Young, Richard Bergen, William Schultz and George Williams* all late of the City and County aforesaid, afterwards to wit: on the day and in the year aforesaid, at the City and County aforesaid, with force and arms,

*one finger-ring of the value of seventy-five dollars.*

of the goods, chattels and personal property of one *Adolph Cypress*

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

*Adolph Cypress*

unlawfully and unjustly, did feloniously receive and have; the said *Jacob De Young, Richard Bergen, William Schultz and George Williams* 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.

*De Lancey Nicoll*  
~~JOHN R. FELLOWS,~~  
District Attorney.

1138

**BOX:**

422

**FOLDER:**

3905

**DESCRIPTION:**

Dimentro, Joseph

**DATE:**

01/22/91



3905

238 Casey

Counsel, *AP*  
Filed *AP* day of *Aug* 189*9*  
Pleads, *Maguly 23*

THE PEOPLE  
vs.  
*17 Thompson*  
*50th Dallas*  
*Joseph Lamento*  
*James Brown*  
*Aug 10/99*

Grand Larceny, 1st Degree.  
(From the Person.)  
[Sections 528, 537 Penal Code].

DE LANCEY NICOLL  
JOHN R. FELLOWS

District Attorney.

*[Signature]*  
*[Signature]*  
*[Signature]*

A True BILL.

*Franklin Eason*

For grand.

*10* *[Signature]* *10/23/99*

*Perk II. Child*  
*10/23/99*

*pen 6 ms 6*

*of the Court*  
*I recommend*  
*that acceptance*  
*of a Bill of Pleas*  
*Lawrence*  
*April 17 - 1899*  
*Franklin Eason*  
*West Coast Dist. Atty*

Witnesses

1140

Police Court—

District.

Affidavit—Larceny.

City and County }  
of New York, } ss.

Maria Davizzio

of No. 15 Roosevelt Street, aged 25 years,  
occupation Housekeeper being duly sworn

deposes and says, that on the 24 day of December 190 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the day time, the following property, viz:

A pocket Book containing the sum of Two dollars and eighteen cents good and lawful money of the United States

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 Joseph Demetrio (now here) for the reason following to wit:

That while deponent was in Washington market on said date she had said property in her hand—when said Defendant snatched said property from deponent and ran away with said property.

Deponent further says that said Defendant was caught by a unknown citizen who took said property from said Defendant and returned it to deponent—Deponent fully identifies said Defendant as the person who snatched and ran

of 18 day

Police Justice.

1141

away with said property

Sworn to before me <sup>his</sup> Maria L. Davizio  
this 24 day of December 1890 mark

Placed  
Police Justice

1142

Sec. 108-200.

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Joseph Demetro* 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.

*Joseph Demetro*

Question. How old are you?

Answer.

*17 years*

Question. Where were you born?

Answer.

*Italy*

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

Answer.

*665 - W - 48<sup>th</sup> St*

*6 months*

Question. What is your business or profession?

Answer.

*Barber*

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  
Joe Demetro*

Taken before me this *24*  
day of *Dec* 18*92*  
*J. J. Brennan*  
Police Justice.

1143

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

*Defendant*

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

Dated *Dec 24* 18 *90* *[Signature]* Police Justice.

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

Dated *March 30* 18 *90* *[Signature]* Police Justice.

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

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

1144

Police Court--- / District. 11

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Maria Davizio*  
*15 Roosevelt*  
*Joseph Demetro*

*Sarneyton*  
Office  
*the Person*

2  
3  
4

BAILED,

No. 1, by *Antonio Demetro*  
Residence *675 N. Ave* Street.

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

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

No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

Dated *Dec 24* 18*90*

*Driver* Magistrate.

*Tropp* Officer.

*1* Precinct.

Witnesses \_\_\_\_\_

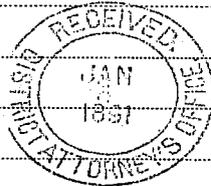
No. \_\_\_\_\_ Street.

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

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

\$ *500* to answer *h.s.*

*Bailed*  
*Com*  
*G. H. K...*



Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Joseph Dimentros

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

Joseph Dimentros of the CRIME OF GRAND LARCENY in the second degree committed as follows:

The said Joseph Dimentros

late of the City of New York, in the County of New York aforesaid, on the twenty fourth day of December in the year of our Lord one thousand eight hundred and ninety, in the day time of the said day, at the City and County aforesaid, with force and arms,

one promissory note for the payment of money of the kind commonly called United States Treasury Notes, of the denomination and value of two dollars; one promissory note for the payment of money of the kind commonly called Bank Notes, of the denomination and value of two dollars; one United States Gold Certificate, of the denomination and value of two dollars; one United States Silver Certificate, of the denomination and value of two dollars;

two promissory notes for the payment of money, of the kind commonly called United States Treasury Notes, of the denomination and value of one dollar each; two promissory notes for the payment of money of the kind commonly called Bank Notes, of the denomination and value of one dollar each; two United States Gold Certificates, of the denomination and value of one dollar each; two United States Silver Certificates, of the denomination and value of one dollar each;

divers coins, of a number, kind and denomination to the Grand Jury aforesaid unknown, of the value of two dollars and eighteen cents and one pocketbook of the value of twenty-five cents

of the goods, chattels and personal property of one Maria Daviggio on the person of the said Maria Daviggio then and there being found, from the person of the said Maria Daviggio 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.

He Lancy Nicoll, District Attorney

1146

**BOX:**

422

**FOLDER:**

3905

**DESCRIPTION:**

Dolan, Frank

**DATE:**

01/30/91



3905

Witnesses ;

38  
Counsel, *30 Camp*  
Filed *May of Camp 188*  
Pleads, *Maguire*

THE PEOPLE  
vs.  
Grand Larceny, First Degree.  
(DWELLING HOUSE.)  
[Sections 528, 530 Penal Code].

Frank Dolan  
*alias*  
Frank Jenkins

DE LANCEY NICOLL  
JOHN R. BULLOWS

*July 19/1*  
*Spec. Requested*  
District Attorney.

A True Bill.

Franklin Eason  
Foreman.

*Feb 6/1*  
*G.S.B.*

Police Court Fourth District.

Affidavit-Larceny.

City and County }  
of New York, } ss:

Pierre Lacroix

of No. 709. S. Avenue Street, aged 52 years,  
occupation Stevedore being duly sworn,

deposes and says, that on the 31 day of December 1890 at the City of New York,  
in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in  
the night time, the following property, viz:

One diamond ring of the value of  
thirty five dollars. One Sapphire and  
diamond ring of the value of 50 by eight  
dollars. One diamond and turquoise ring  
of the value of 75 dollars. One Gold watch  
of the value of sixty five dollars. One gold  
chain of the value of 20 dollars. One  
breast pin of the value of 20 Dollars.  
1 pair gold eye glasses & chain of the value  
of 20 Dollars and one jewel box of the  
the property of value of 25 dollars. said property,  
being together of the value of Three hundred  
and thirteen dollars the property of  
Deponent.

and that this deponent  
has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen and  
carried away by Frank Dolan alias Jenkins  
now present.

That said defendant occupied a  
room in said premises. and on the  
said night was the only person having  
access to the parlor where said jewelry  
was except deponent, his wife, and  
daughter.

That said defendant left the premises  
during the night, and was not again  
seen by deponent until his arrest.

That defendant left an empty trunk  
behind him. That said jewelry was  
in the jewelry case on the bureau  
on the afternoon of said day, and  
missed the following morning.

Pierre Lacroix

Sworn to before me this  
1890 day  
of December  
at New York  
Police Justice

1149

Sec. 198-200.

4

District Police Court.

CITY AND COUNTY }  
NEW YORK, ss.

Frank Jenkins

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. Frank Jenkins

Question. How old are you?

Answer. 24 years

Question. Where were you born?

Answer. New York

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

Answer. No 140 West 33 Street about 1 month

Question. What is your business or profession?

Answer. Actor

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

Frank Jenkins

Taken before me this

day of

[Signature]

Police Justice

1150

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 Regerland

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Five Hundred Dollars, and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.  
Dated Nov 20 1891 A. J. White Police Justice.

I have admitted the above-named \_\_\_\_\_  
to bail to answer by the undertaking hereto annexed.  
Dated \_\_\_\_\_ 18 \_\_\_\_\_ Police Justice.

There being no sufficient cause to believe the within named \_\_\_\_\_  
guilty of the offence within mentioned. I order he to be discharged.  
Dated \_\_\_\_\_ 18 \_\_\_\_\_ Police Justice.

1151

115

Police Court--- H District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Pierre Lacroix  
709 vs. 8th Avenue

Frank Dolan  
Jenkins

2  
3  
4

Offence Larceny

John

BAILED,

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

Residence \_\_\_\_\_ Street.

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

Residence \_\_\_\_\_ Street.

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

Residence \_\_\_\_\_ Street.

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

Residence \_\_\_\_\_ Street.

Dated 27 January 1891

Michel Magistrate.

Prisoner Officer.

22 Precinct.

Witnesses Blanche Lacroix

No. Charles Lacroix Street.

409 - 8 Avenue

No. Robert E. Meanley Street.

709 - 8 Avenue

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

\$ 1000 to answer.

Corr

Jan 28



1152

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against  
*Frank Dolan, otherwise  
called Frank Jenkins*

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

*Frank Dolan, otherwise called Frank Jenkins*  
of the CRIME OF GRAND LARCENY in the first degree, committed as follows:

The said *Frank Dolan, otherwise called  
Frank Jenkins,*

late of the *Twenty-second* Ward of the City of New York, in the County of New York  
aforesaid, on the *thirty-first* day of *December* in the year of  
our Lord one thousand eight hundred and *eighty-ninth* in the night time of the same day,  
at the Ward, City and County aforesaid, with force and arms, *one finger-ring*  
of the value of *thirty-five* dollars, *one other*  
*finger-ring* of the value of *forty-eight*  
dollars, *one other finger-ring* of the value  
of *seventy-five* dollars, *one watch* of the  
value of *sixty-five* dollars, *one chain*  
of the value of *twenty* dollars, *one*  
*breast-pin* of the value of *twenty* dollars  
*one pair of eye-glasses* of the value of *fifteen*  
dollars, *one chain* of the value of *five*  
dollars, and *one jewel-box* of the  
value of *twenty-five* dollars;

of the goods, chattels and personal property of one *Pierre Lacroix*

in the dwelling-house of the said

*Pierre Lacroix*

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

*De Lancey McCall*  
District Attorney

1153

**BOX:**

422

**FOLDER:**

3905

**DESCRIPTION:**

Doris, John B.

**DATE:**

01/15/91



3905

1154

Witnesses:

142

Counsel, *Shepard, Osgood & Stebbins*  
10 Wall  
Filed *15* day of *May* 1891  
Pleads, *Not guilty*

THE PEOPLE

vs.

B

*John B. Davis*

*Sabbath-breaking*  
*Sec. 265, Penal Code*

DE LANCEY NICOLL,  
~~JOHN E. FELLOWS~~

District Attorney.

A TRUE BILL.

*For the People*  
*John B. Davis*

Foreman.

*March 5 1891*  
*April 27 91*  
*May 10 91*  
*May 10 91*  
*May 10 91*

1155

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

John B. Davis

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this

indictment, accuse

John B. Davis

of the crime of Sabbath-breaking,

committed as follows:

The said

John B. Davis,

late 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 ninety \_\_\_\_\_, at the City and County aforesaid,

the same being the first day of the  
week, commonly called and known as  
Sunday, of the City and County aforesaid,  
wherein, there was a public school, which

and open to public view, in a certain building  
 there, public, famous and designated as  
 number three hundred and eighty one  
 Fifth Avenue, a certain public show,  
 consisting, among other things, of the  
 exhibition of a "Cruel and Cruel" show, of  
 a performance, a performance, a performance  
 called a "Cruel" performance, a man playing upon a  
 keyboard, and other melodies, and  
 things, a more particular description, indeed,  
 is to the point of your knowledge, and  
 to the serious interference of the respect and  
 religious dignity of the community, against  
 the form of the Statute in such case  
 made and voided, and against the  
 peace of the People of the State of New  
 York, and their dignity.

De Sanctis, Inc.,

*[Signature]*  
 Attorney

1157

Witnesses:

379  
for Sleeping Jan 30

Counsel, *Shepard Adams & Merritt*

Filed *26* day of *Jan* 1891

Pleads, *Not guilty. 30*

THE PEOPLE

vs.

*B*  
John B. Davis

*Sabbath Breaking.*  
*Section 265 Penal Code*

DE LANCEY NICOLL,

~~JOHN R. FELLOWS,~~

District Attorney

A TRUE BILL.

*For Official*  
*John B. Davis*  
*Foreman.*  
*March 5th*  
*Apr 27 91*

1158

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

John B. Davis

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this

indictment, accuse John B. Davis

of the crime of Obstruction of Justice

committed as follows:

The said John B. Davis,

late of the City of New York, in the County of New York aforesaid, on the

fourteenth day of December, in the year of our Lord one thousand  
eight hundred and ninety, ~~at the City and County aforesaid,~~

the same being the first day of the  
month, commonly called and known as  
Sunday, at the City and County  
aforesaid, unlawfully did publicly

present, exhibit and refer to public views,  
 in a certain building there include, known  
 and designated as number three hundred  
 and fifty one Fifth Avenue, a certain  
 public show, consisting, among other things,  
 of the public exhibition of a certain performance  
 of operas called a "Grand and Grand Show",  
 of a woman called of fortune, of a woman of  
 great and unusual size and features, of men  
 and women performers on divers musical  
 instruments, and singing divers songs, and  
 in the public exhibition of divers other  
 sights, performances, things, and of amusements;  
 (a more particular description whereof, is to be  
 found in a certain ordinance (known) 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.

De Lancey Hill,

*[Signature]*

1160

**BOX:**

422

**FOLDER:**

3905

**DESCRIPTION:**

Duncan, Frank

**DATE:**

01/29/91



3905

1161

361.

Counsel, *By*  
Filed *29* day of *July* 188*7*  
Pleads,

Witnesses ;

THE PEOPLE  
vs.  
Frank Duleau  
(3 cases)  
of Special Sessions,  
James [Signature]  
of LANCEY NICOLL  
JOHN R. FELLOWS  
District Attorney.

VIOLATION OF EXCISE LAW.  
(Keeping Open at Unlawful Hours.)  
[III Rev. Stat. (7th Edition), page 199, Sec. 5.]

A True Bill.

*Franklin Eason*  
Foreman.

1162

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Frank Duncan*

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

*Frank Duncan*

of the crime of KEEPING OPEN, BETWEEN THE HOURS OF ONE AND FIVE O'CLOCK IN THE MORNING, a place licensed for the sale of strong and spirituous liquors, wines, ale and beer, committed as follows:

The said

*Frank Duncan*

late of the City of New York, in the County of New York aforesaid, on the *twenty fifth* day of *December* in the year of our Lord one thousand eight hundred and eighty-*nine*, being then and there in charge of, and having the control of a certain place there situate, which was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place so licensed as aforesaid unlawfully did not close and keep closed between the hours of one and five o'clock in the morning of the said day, and between the said hours of the said day, to wit: at the hour of *two* o'clock in the morning of the said day, the said place so licensed as aforesaid unlawfully did then and there open and cause and procure, and suffer and permit, at the time aforesaid to be open and to remain open, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

*De Lancey Mott*  
~~JOHN R. FELLOWS,~~

District Attorney.

1163

**BOX:**

422

**FOLDER:**

3905

**DESCRIPTION:**

Duncan, William C.

**DATE:**

01/20/91



3905

193.2

Counsel, *Frank Poyling*  
Filed *20* day of *July* 189*1*  
Pleads,

*THE PEOPLE* vs. *William C. Luncan*  
Grand Larceny *3rd* degree.  
[Sections 528, 530, Penal Code]

*DE LANCEY NICOLL*  
*JOHN H. FELLOWS*  
District Attorney

A True Bill.

*Franklin Deon*

Foreman.  
*July 7, 1891*  
*Plen do G.L.D. 10*  
*Pen 49 10 5 mps. 10*  
*July 10, 1891*

Court of General Sessions.  
City of New York

The People  
vs  
Agst  
William C. Duncan

City and County of New York, ss:

William C. Duncan, the  
defendant above named being duly  
sworn deposes, and says:  
That he is 14 years of age and that up  
to the time he was 13 1/2 years of age  
he attended the public school at  
Cape Girardeau Mo.  
That thereafter and for seven months  
he attended school at Toplar Bluff  
Butler Co. in the same State. at this  
time I was about 14 years of age  
I was brought on to this City by my  
uncle Mr. J. W. Block and was in the  
employ of his firm (J. W. Block & Co  
No. 9 Maiden Lane) for upwards of  
one year and a half. - a year of this  
time I lived with my said uncle  
at his home in Brooklyn. I then  
went out West and visited my  
mother and relatives and was away

about three months, there after returned to the City and through my uncle Mr. Block, obtained the situation with Messrs. Lewisohn & Co. - the complainants herein and was employed continuously by them up to the time of the commission of the crime charged in the indictment.

Defendant further says that he has never before been in any trouble of any kind - either arrested or charged with the commission of any offense against the laws of this or any other State, and is satisfied that this is his first and last experience, as a defendant at the Criminal bar.

Sworn to before me this  
9th day of July 1891  
Phil. Waldheimer

Wm C. Dinean

NOTARY PUBLIC,  
King Co. City, West H. Y. C.

Courts of General Sessions  
City of New York

The People  
vs

— apt —  
William C. Duncan

City and County of New York ss:

Wesley S. Block

being duly sworn says, he is a member of the firm J. M. Block & Co. diamond dealers, carrying on business at No 9 Maiden Lane in said City.

That deponent has heard read to him the affidavit made by the defendant herein and the same is true in each and every respect.

I have known the defendant since his childhood, his mother now residing at Poplar Bluff Butler Co. Mo. being my sister. As stated by him he was brought on to New York by my brother J. M. Block and was employed by us for the length of time as he has stated, and that during this period - to wit for about one year and a half neither my brother or myself had any cause to find

fault, with the manner, behavior or style of living of the defendant herein, and that more especially the defendant during his said employment by my said firm each of us had entire and implicit confidence in him as to his honesty and had free access to our safes in which at various times we carry a stock valued at \$150,000 to \$200,000 and nothing was taken stolen or appropriated by said defendant from our possession.

To my certain knowledge said defendant has never before been arrested or charged with having committed any crime.

Deponent further says that he has given this matter considerable thought and that he has been unable to arrive at any definite or settled opinion why the defendant should have committed the theft now charged against him - and ventures to say that at the time he did do so - he must have been bereft of his good reason and sense.

Deponent further says, that had <sup>we</sup> the continued observation <sup>of the defendant</sup> and it is his belief that he has that quality in him, which may yet make him a useful and honest citizen - and is not at heart intended to be a criminal. That when the time arrives and the defendant is discharged from the imprisonment to which he is about to be sentenced, I propose to aid and assist <sup>him</sup> in every manner and guard his future movements.

Done before me  
This 9<sup>th</sup> day of July 1891  
Phil Waldheim

W. H. Block

NOTARY PUBLIC,  
Kings Co. City and County of N. Y. Co.

General Lessons

The People  
etc

Agst

William C. Duncan

Alfred White &c.

Jacob Berlinger  
of Council for Delt.  
23 Church St.  
N.Y.

1171

# Henry Abbott & Co.

WHOLESALE & RETAIL DEALERS IN

## WATCHES, DIAMONDS & JEWELRY.

MANUFACTURERS OF  
ABBOTT'S PATENT  
STEM WINDING ATTACHMENTS  
FOR WATCHES.

14 Maiden Lane,  
NEW YORK.

HENRY ABBOTT,  
WALTER B. DE-CAMP

JULY 8TH. 1891.

MR. WESLEY BLOCK,  
NO. 9 MAIDEN LANE, CITY.

DEAR SIR;-

IT WAS WITH SINCERE REGRET THAT WE LEARNED OF THE DISAPPEARANCE, WITH A LOT OF DIAMONDS, OF THE YOUNG MAN WILLIAM C. DUNCAN WHO WAS FORMERLY IN YOUR EMPLOY.

HIS RECENT REAPPEARANCE AND CONFESSION WOULD SEEM TO INDICATE THAT HE IS NOT ENTIRELY BAD. IN OUR ACQUAINTANCE WITH THE YOUNG MAN, AND IN OUR BUSINESS CONTACT WITH HIM, WE ALWAYS LOOKED UPON HIM AS A VERY PROMISING, AND AS WE SUPPOSED, TRUSTWORTHY YOUNG MAN.

WE WOULD BE VERY SORRY INDEED TO LEARN THAT HIS SENTENCE FOR THIS FIRST OFFENCE SHOULD COMPEL HIS ASSOCIATION WITH HARDENED CRIMINALS, AND IT WOULD SEEM A GREAT PITY NOT TO AFFORD THE YOUNG MAN AN OPPORTUNITY OF REFORM.

WE WOULD BE VERY GLAD TO LEARN THAT YOUR EFFORTS IN HIS BEHALF SHOULD RESULT IN HIS BEING AFFORDED SUCH OPPORTUNITY, EITHER IN THE "REFORM SCHOOL" OR ELSEWHERE AS THE CONDITION OF OUR LAWS WOULD PERMIT UNDER THE CIRCUMSTANCES.

VERY TRULY YOURS,

*Henry Abbott & Co*

(DICTATED)

1172

JOHN E. SHEPARD & CO.,



Diamonds, \* Watches, \* Jewelry,

Silverware and French Clocks,

1 1/2 MAIDEN LANE,

FIRST STORE FROM BROADWAY.

JOHN E. SHEPARD,  
WM. A. KEDDIE.

NEW YORK, July 8<sup>th</sup> 1891

Mr W. S. Bloch

My dear Sir

Having known your  
son and of his previous good  
character, I am led to believe  
that the ends of justice would  
be fully satisfied if the sentence  
of the Court in his case would  
be to the reformatory instead of  
the penitentiary and I trust  
that such will be the case as  
I feel assured that the experience  
he has had together with the  
discipline he would have in  
the reformatory, that he would  
come out a much better man  
and a useful citizen

Yours very truly  
John E. Shepard

Mather & Wentworth,  
 Wholesale & Retail Dealers in  
 Diamonds, Watches & Jewelry,  
 No. 16, Maiden Lane.

New York, July 7, 1891.  
 Dear Wesley:

We feel we ought to write you in regard to your nephew Wm. C. Duneal who we knew for some years and who we believe was led astray by fast companions and that now there is the making of a good man out of him. Wesley if you can keep him out of the Penitentiary it will save his life - let him have severe punishment at Elmira and it will

1174

Mather & Wentworth,  
Wholesale & Retail Dealers in  
Diamonds, Watches & Jewelry.  
No. 16. Maiden Lane.

New York, 189

make a good man out of  
him. Ourselves he is stamped  
for life as follows -

We sincerely hope they  
judge will be lenient  
for it is a deserving case  
to save a young man's future  
yours Truly  
Mather & Wentworth

To  
W. S. Beverly

1175

S. C. SCOTT.

Established 1847.

J. T. SCOTT.



4 MAIDEN LANE

**J. T. SCOTT & CO.**  
WHOLESALE JEWELERS

**MANUFACTURERS & IMPORTERS**

**"DIAMONDS."**

*New York, July 8th, 1891.*

*Mr. Wesley S. Block,*

*Dear Sir:*

I notice in paper a day or two ago an account of your nephew's return, young Duncan. If it is possible that this young man could be kept out of States Prison, I think that you ought to use all your influence to have it done. However, I think if he is sent to the Reformatory and made serve the same number of years, learning a trade, that it would be much the best punishment; and after serving his sentence he would be better fitted for getting a position where he might the balance of his life be able to support himself.

Yours truly,

1176

J. F. HILL,

Successor to GEO. A. FATON & CO.,

Manufacturer of GOLD JEWELRY,

184 BROADWAY,

Factory 15 to 27 John St.

New York, July 8<sup>th</sup> 1891

Mr Wesley S. Block

Dear Friend - It is with much  
sorrow that I learn of the trouble of  
Your Sisters child Mr Duncan and  
nothing could have surprised me more  
knowing as I did his mother's good parents  
and Uncle's and the honorable teachings he  
had to start him in life; My opinion  
is, the Boy must have fallen for the  
time being into bad company for at least  
I cannot believe that there is a bad idea  
in the young man and I trust he will  
be suitably dealt with - I sincerely regret  
this great blow to your family -

Most Respectfully Yours  
J. F. Hill

1177

(INCORPORATED)  
C. G. ALFORD & Co.,  
WATCHES,  
DIAMONDS AND JEWELRY.  
200 BROADWAY.

C. G. ALFORD, PRESIDENT.  
F. G. THORBURY, TREASURER.

New York, July 9<sup>th</sup> 1891.

My Dear Wesley,

I see your nephew Will Dwyer has returned, been arrested and pleaded guilty - I learn this with much regret for had I hoped if he did return, he would be able to satisfactorily explain his position. In the three years I have known Will, always found him a bright straight forward boy and the last one you would think would go wrong. - I cannot help but think there must have been a very strong evil influence that caused him to do as he did - I sincerely hope the Court will decide the Reformatory rather than the Penitentiary for feel he is not past reformation, and with the milder associations of the Reformatory he might be saved from an evil life.

Yours Sincerely  
F. G. Thornbury  
Pres. C. G. Alford & Co.

Wesley S. Blocher

1178

NEW YORK.

CLEVELAND.

SAN FRANCISCO.



FACTORY, SOUTHBRIDGE.

**JULIUS KING**  
**OPTICAL CO.**

J. KING, M.D.  
W. G. KING.  
B. W. KING.  
G. J. KING.

LEO WORMSER, Manager  
& MAIDEN LANE.

*New York,* July 8th, 1891.

Mr. Wesley S. Block,

Dear Sir:--

I see that your nephew, Duncan, has been caught and I think it would be a good plan if you could get the officials to send him to the Reformatory instead of States Prison, for he is a young man and if he is thrown in with a lot of other convicts, there is no chance for him to reform. There is no doubt from his appearance and from what I have seen of him that this was his first offense, and if he is sent where he will get punishment and see good people in front of him, there is no doubt but what he will improve and grow up to be some good for himself. I hope that you will be able to do this, and if we can be of any assistance to you let us know, and we will do all that is in our power. Hope you will find this satisfactory.

Yours truly,

*Leo Wormser*

1179

BLOCK & BERGFELS,

Office, 5 Maiden Lane, N. Y.

FACTORY, 336 MULBERRY ST., NEWARK, N. J.

Fancy Diamond and Pearl Rings and Luce  
Plus a specialty.  
Patentees of Pearl Setting with-  
out Clamps.

New York, July 8<sup>th</sup> 1891

Mr. W. S. Block

Friend Waddy

me  
having known Mr. G. Duncan  
before this unfortunate affair  
happened to him - and feeling  
confident there is the making  
of a good man in him  
if he has another chance  
I think it is your duty  
to use all of your efforts  
to get him sent to the  
Edwin Reformatory instead  
of a Prison where he will  
be thrown among all kinds  
of Criminals

Yours Respectly  
Block & Bergfels

1180

P. W. TAYLOR,  
Diamonds, Watches and Jewelry,  
519 & 521 FULTON STREET,

Brooklyn, July 8<sup>th</sup> 1891

J. W. Black & Co.

Dear Sir,

I think the ends of justice  
in the case of the Boy Wm. Sumner  
and in view of his previous  
good character, his age, and  
first offence, in justice to his  
respectable relations, to send  
him to the Emira Reformatory  
instead of Sing Sing, where  
he would come in contact  
with hardened criminals,  
and his chances of leading  
a better life and repairing the  
errors of his Boyhood would  
be better, and save further  
disgrace to his father and  
other relations, I write this

1181

Having known the Boy  
for several years

Miss Jane

J. W. Taylor

1182

F. WM. BARTHMAN, JR.

H. C. BARTHMAN.



NEW YORK July 7<sup>th</sup> 1891

Messrs J. W. Block & Bros  
Gents

I have been informed through the daily papers, that your nephew Willie Duncan has pleaded guilty to the indictment found against him for larceny.

I would beg of you to intercede in this young Man's behalf with the Recorder, so that he will not be sent to the Penitentiary, but will be sent to the Reformatory. I have known the young Man, for about two and a half years in a business way, and I found him, and always heard him

spoken of, as an honest and bright lad, and I know such to be the fact. - I was greatly surprised to hear of this escapade on his part, and can only explain it by saying that it must have been to much of a temptation to resist the taking of such large amount of property as was intrusted to him.

I sincerely feel that an imprisonment in the State Prison would mean an absolute ruin to the boy's character and possibly consign him to a Criminal life in after years. I therefore hope that you will bring all your influence to bear upon his being sent to the Reformatory, as in that case he will probably benefit by this experience, and I believe to judge from my knowledge of him, that upon his release he will make a good member to society and a bright business Man. I am at your disposal in any way in which I can be of service in this matter.

Truly yours  
Wm. Bartman

1184

FACTORY,  
PROVIDENCE.

*Martin, Copeland & Co.,*

MANUFACTURERS OF

SOLID GOLD CHAINS,

PLAIN & ENGRAVED BAND RINGS,

No. 9 Maiden Lane,

*New York, July 7<sup>th</sup> 1891*

*Mr W. S. Block*

*Dear Sir,*

By the daily papers we notice that  
Mr. Duncan has returned, and been arrested.  
Presume that now the law will consign  
him to prison, this while it may be  
right, according to law, will in our  
opinion be the finishing of Duncan,  
as the associations he then will meet  
will certainly harden him, (he being young)  
and he will come out, as others have,  
a criminal, hardened, with all the  
good in his nature blasted, and the  
way to an honest, proper life, will  
then possess no attractions, and even if  
he then should have the desire to do right.

most if not all the avenues will  
be closed to him.

As we know him well, while occupying  
part of your office, we feel that any  
effort you might make in Duncan's  
behalf, would be extremely proper and  
justifiable.

If Duncan could be kept for a time  
away from evil associations, his return  
to the paths of honesty, and morality  
we think might be assured, and thus  
the young man saved.

In this blow which has come  
to one of your family, accept our  
sympathy, and the hope, that the future  
will redeem the past.

Yours Very Respectfully  
Martint. Papeland & Co  
Writers

1186

Silas Stewart,  
(Diamonds.)  
Watchmaker & Jeweler,  
2 Maiden Lane  
New York.

July 8/91

Friend Brock

If Amman could be  
sent to some Reformatory  
instead of being King, there might  
be some chance for him  
yet. He is nothing but a  
foolish Boy, He never showed  
any signs of being bad when  
he was running in & out  
of our place for four  
years. Could not sufficient  
influence be used, so he can  
be saved.

Yours truly  
Silas Stewart

1187

Police Court 2 District.

Affidavit—Larceny.

City and County } ss:  
of New York,

Theodore Lerow

of No. 41 Maiden Lane Street, aged 49 years,

occupation Jeweller being duly sworn,

deposes and says, that on the 15<sup>th</sup> day of January 1891 at the City of New York,

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

the day time, the following property, viz: Sixty nine unset diamonds together of the value of five thousand three hundred and twenty nine <sup>50</sup>/<sub>100</sub> dollars.

the property of in the care and charge of deponent as manager

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 William C. Duncan from the fact

that on said date, the said Duncan was in the employ of deponent as salesman. That

on said date the said Duncan informed deponent and entered upon deponent's books, that he had delivered said property to Howard and Co.

for the purpose of examining the same and if the said property suited the said Howard and Co., the said property should be sold.

Deponent is informed by Edward S. Newell that the representations made to deponent by the said Duncan were false and untrue and that he the said Howard and Co. did not receive or order said property

from the said Duncan or any portion thereof.

Deponent therefore charges that the representations

Sworn to before me, this 1891 day of January 1891  
Police Justice.

made by the said Duncan were false and untrue and were made with the intent to conceal from Deponent that he the said Duncan had feloniously taken, stolen and carried away said property, and had appropriated the same property to his own use and benefit in violation of the Statute in such cases made and provided.

Deponent therefore prays that the said Duncan may be arrested and dealt with as the Law directs.

Sworn before me this 19<sup>th</sup> day  
of January 1891.

Edward Coxon

Police Justice

1189

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

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

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

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

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

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

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

1190

BAILED,

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

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

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

No. 4, by \_\_\_\_\_  
 Residence \_\_\_\_\_ Street.

*W*  
 Police Court--- *2* District. *75*

THE PEOPLE, &c.,  
 ON THE COMPLAINT OF

*Theodore Loxow*  
 vs.  
 1 *William C. Duncan*  
 2 \_\_\_\_\_  
 3 \_\_\_\_\_  
 4 \_\_\_\_\_

*Lancaster*  
 Office

Dated *January 19<sup>th</sup>* 1891  
*Hold* Magistrate.  
*Titus and McCarthy* Officer.  
*C. O.* Precinct.

Witnesses *Edward J. Newell*  
 No. *26<sup>th</sup> 5<sup>th</sup> Ave* Street.  
*with Howard & Co.*  
*James W. Garfield*  
 No. *James & 9<sup>th</sup> Broadway*  
*Mr. Phelps* *John B. Stan*  
 No. *20*  
 \$ *Camden and Foster*  
*27<sup>th</sup> St. and Broadway*  
*Wm. A. Clavenger 66 Wash. Ave*  
*Siegfried Heirschberg 17 Nassau St.*



1191

COUNTY OF NEW YORK, ss.

In the Name of the People of the State of New York, To any Sheriff, Constable,  
Marshal or Policeman in this State, GREETING:

An indictment having been found on the 20 day of January  
1891, in the Court of General Sessions of the Peace of the County of New York,  
charging William B. Duncan

with the crime of Grand Larceny first degree

**You are therefore Commanded** forthwith to arrest the above named William B. Duncan  
and bring him before that Court to answer the indictment; or  
if the Court have adjourned for the term, that you deliver him into the custody of the Keeper of the City  
Prison of the City of New York.

New York City, the 20 day of January 1891.

By order of the Court,

*[Signature]*  
Clerk of Court

1192

New York General Sessions of the Peace.

---

THE PEOPLE  
OF THE STATE OF NEW YORK,

*against*

*William C. Duncan*

---

BENCH WARRANT FOR FELONY.

*Issued*

*May 26 1891,*

 The officer executing this process will make his return to the Court forthwith.

1193

CITY AND COUNTY }  
OF NEW YORK, } ss.

Edward S. Newell

aged 55 years, occupation Jeweller of No.

264. 5<sup>th</sup> Avenue

Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Theodore Loxow

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

Sworn to before me, this

19<sup>th</sup>

day of

January

1891

E. S. Newell

J. Henry Paul

Police Justice.

1194

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*William C. Duncan*

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

*William C. Duncan*

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

The said *William C. Duncan*

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

*sixty-nine diamonds of the value of eighty dollars each*

of the goods, chattels and personal property of one *Leon Lewisohn*

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

*De Lancey Nicoll,*  
*District Attorney*

1195

**BOX:**

422

**FOLDER:**

3905

**DESCRIPTION:**

Durrie, Henry L.

**DATE:**

01/28/91



3905



1197

New York General Sessions.

PEOPLE ON MY COMPLAINT,  
VERSUS

Harry L. Durrie

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.

The defendant had been in the employ of my firm Beets, Butler & Co. 175 Duane St. N.Y. City over four years and we never had reason to suspect him of any misdoings until the occurrence on which my complaint was founded. His entire peculations did not exceed \$500 - and were all committed within one month. His salary as assistant Book Keeper, which position he occupied with our firm, was \$10 per week.

He is a young man about 20 years old, of good family, and has never been arrested before, his father is a reputable practicing physician of this City and his father has made restitution of all moneys taken by the defendant, and I believe that if defendant were discharged he would hereafter lead an honest life as all of his surroundings are good, his father has a good home and promises to take care of defendant.

Theophilus J. Farrell

1198

City. General Sessions

People

against

Harry L. Durrie

This is an application for dismissal after commitment by police magistrate on charge of Grand Larceny

The defendant was an assistant book-keeper in the employ of complainant's firm at a salary of \$10. per week, and, as such, appropriated to his own use moneys of said firm.

He is a young man, 20 years old, of good family and has never been arrested before, and full restitution has been made by defendant's father and the complainant is satisfied that, if discharged, he will lead an honest life, and is no longer desirous of pressing the complaint and has signed the usual certificate which is annexed.

The defendant having been held to answer for a crime, no action can be taken by this office until after the presentation of the case to the Grand Jury.

Should the Grand Jury find an indictment, I am of opinion that the interests of justice will be furthered by a dismissal.

1199

of the indictment.

Respectfully submitted

David M. Miller

Jan 24/91

M. J. Linnell  
Sessino

Pepper

Spencer

Henry L. Durrie

Report

1200

District Attorney's Office

1971  
47  
PEOPLE  
6/5/71

Harry L. Durig

This report was now  
dated Jan 20 1971  
received in compliance  
of Mr. Butler for  
Grand Larceny. - &  
it is the intent  
and act of indictment  
Application to allow  
the case to be processed  
the defendant Harry  
Dura Wilhelm.

SLM

1201

*Brother Anthony*

*President  
Manhattan College*

MANHATTAN COLLEGE,  
NEW YORK.

*Mr. Delaney Nicholl.*

*District Attorney.*

*& C., & C., & C.*

1202

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

*Sheophilus Jewett*

of No. *175 Duane* Street, being duly sworn, deposes and says,

that *Henry L. Durrie* (now present) is the person of the name of

*Henry L. Durrie* mentioned in deponent's affidavit of the *15<sup>th</sup>*

day of *January* 18*91*, hereunto annexed.

Sworn to before me, this *21<sup>st</sup>* day of *Jan* 18*91* } *Sheophilus Jewett*

*Charles Linton* POLICE JUSTICE.

1203

Police Court— District.

Affidavit—Larceny.

City and County }  
of New York, } ss.

of No. 145 Duane Street, aged 50 years,  
occupation Merchant being duly sworn

deposes and says, that on the 30<sup>th</sup> day of October 1894 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, on the day time, the following property, viz:

Good and lawful money of the  
United States consisting of  
Bank notes valued  
Thirty five Dollars

the property of In the care and custody of  
Deponent.

and that this deponent has a probable cause to suspect and does suspect, that the said property was feloniously taken, stolen, and carried away by Henry J. Gurrie, for the reasons following to wit, that on said day deponent was in the employ of deponent as assistant bookkeeper, and on said day deponent gave said defendant, the aforesaid property to pay post freight express and cash charges to receive to him deponent, at the close of business on said day a slip containing the amounts of money he had expended to whom paid together with the balance of cash he had <sup>left on hand</sup> that about the hour of 12 o'clock on said day deponent <sup>and paid to return</sup> left said premises <sup>and there the drawer</sup>

Subscribed and sworn to before me this 18<sup>th</sup> day of

Police Justice.

where said money was, and upon defen-  
dant failing to return defendant made  
open paid drawer and found said money  
gone, and no slip left containing an  
account of said money, and what  
from said time up to the present  
time, defendant has failed to  
return to defendant, and defendant  
therefore charges him with the  
larceny aforesaid.

Please to receive me 1899  
the 15th day of January

Theophilus Smith

W. H. H. H.

Public Justice

1205

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK.

*Henry L. Durrie*

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

Question. What is your name?

Answer.

*Henry L. Durrie*

Question. How old are you?

Answer.

*20 years*

Question. Where were you born?

Answer.

*New Jersey*

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

Answer.

*37 West 42nd Street. 7 yrs.*

Question. What is your business or profession?

Answer.

*Clerk*

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

Answer.

*I am not guilty  
Henry L. Durrie*

Taken before me this

*day of June 1889*

Police Justice

1206

Sec. 151.

Police Court \_\_\_\_\_ District.

CITY AND COUNTY }  
OF NEW YORK. } ss.

In the name of the People of the State of New York; To the Sheriff of the County of New York, or any Marshal or Policeman of the City of New York:

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police Justices for the City of New York, by Theophilus J. Swett

of No. 175 Duane Street, that on the 30 day of October

1881 at the City of New York, in the County of New York, the following article to wit:

Good and lawful money of the United States consisting of  
Bank notes and bills of

of the value of Twenty Five Dollars,  
the property of Complainant

was taken, stolen and carried away, and as the said complainant has cause to suspect, and does suspect and believe, by Henry R. Gurie

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

These are Therefore, in the name of the PEOPLE of the State of New York, to command you the said Sheriff, Marshals and Policemen, and every of you, to apprehend the body of the said Defendant and forthwith bring him before me, at the 1<sup>st</sup> DISTRICT POLICE COURT, in the said City, or in case of my absence or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to be dealt with according to law.

Dated at the City of New York, this 15 day of January 1881

J. Hagan  
POLICE JUSTICE.

1207

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

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

Dated: Jan 21 1891, Charles N. Fauntleroy Police Justice.

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

Dated: \_\_\_\_\_ 18 \_\_\_\_\_ Police Justice.

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

Dated: \_\_\_\_\_ 18 \_\_\_\_\_ Police Justice.

1208

Police Court---

District. 107

THE PEOPLE, &c  
ON THE COMPLAINT OF

*Therapitus D...  
vs. Swan et al.  
Henry T. D...*

2  
3  
4

Offence

Dated *Jan 21* 189*1*  
*Morgan* Magistrate.

*Fogarty & Nandy* Officer.  
*Co* Precinct.

Witnesses  
No. Street.

No. Street.

No. Street.  
\$ *10000* to answer *G. S. 1/2*

*Cann*



BAILED,

No. 1, by  
Residence Street.

No. 2, by  
Residence Street.

No. 3, by  
Residence Street.

No. 4, by  
Residence Street.

1209

MANHATTAN COLLEGE,  
GRAND BOULEVARD AND  
131ST STREET.

New York, Feb. 13, 1891.

Respected Sir:-

I hereby certify that I have known young Mr. Harry Durrie since he was a mere child, and during all these years have known him but to admire him as a most noble, respectable and well-behaved boy and young man. He and his two brothers have been under my care here at the College and at De Sa Salle Institute, Central Park South; and I count them among the most intelligent and studious scholars I have ever had.

Any kindness that you will extend to Mr. Durrie and to his father, Doctor Durrie, will be considered a personal favor, conferred on

Yours very truly,

Brother Anthony.

Mr. Delaney Nicholl,  
District Attorney,  
&c., &c., &c.

12 10

COURT OF GENERAL SESSIONS.  
CITY AND COUNTY OF NEW YORK.

-----X  
THE PEOPLE OF THE  
STATE OF NEW YORK.

-v-

HENRY L. DURRIE.  
DEFENDANT.  
-----X

City and County of New York.s.s.

Tiernan S.Coale being duly sworn deposes and says: that he resides at No, 18 East 28th Street, in the City of New York, and is in business as a Stationer at No, 117 John Street, New York City and has been in such business at the place aforesaid for over six (6) years last past. That the deponent is well and intimately acquainted with the above named defendant Henry L.Durrie and with his family. That deponent has been acquainted with the family of said defendant over ten years and with the defendant personally about seven years. That defendant and his family have always been of excellent reputation.

The defendant himself being regarded and esteemed as a young man of probity and integrity, by all with whom he was acquainted and regarded as a young man of great promise by all with whom he came in contact.

Deponent makes this Affidavit voluntarily, feeling that it must have been some great and extraordinary temptation to have led said defendant astray and being confident that

*Am*

12 11

the administration of Justice will be fully served and satisfied by the defendant's discharge.

That deponent is in no manner related to the defendant or his family and has never heretofore heard of any dishonorable act being laid to their charge or to the charge of the defendant.

That deponent attended at the District Attorney's this 12th, day of February 1891, for the purpose of testifying to the good character of defendant, but being unable to see the District Attorney makes this Affidavit.

Sworn to before me this  
12th, day of February, 1891.

*D. S. Corale*

*J. M. Stewart*  
*Notary Public*  
*NYC*

12 12

COURT OF GENERAL SESSIONS  
CITY AND COUNTY OF NEW YORK.

-----	X
	#
THE PEOPLE OF THE	#
	#
STATE OF NEW YORK.	#
	#
-v-	#
	#
HENRY L. DURRIE.	#
	#
DEFENDANT.	#
-----	X

City and County of New York.s.s.

George B. Durrie, being duly sworn, deposes and says: that he is a physician and has been practicing medicine, for twenty three (23) years and practicing as such in the City of New York for the seventeen (17) years last past. That the deponent is the father of the above named defendant. That defendant was educated in the public Schools of the City of New York and finished his education by a four (4) years attendance at Manhattan College in New York City.

That defendant is now twenty years of age and until recently was in the employ of Belt, Butler & Co. by whom he was employed for the period of four (4) years. That said defendant has always resided with the deponent and has ever been an exceptionally close student, honest, temperate, and industrious, obedient to the mandates of his parents, ambitious and of a Social disposition. His reputation hitherto has been of the best, and deponent has never heard of anything to reflect upon his good name and reputation until the making of the Charge upon which defendant is now in jail.

1213

That the only reason deponent can assign for the Commission by defendant of the offense alleged and the only temptation to which he succumbed was that said defendant made the acquaintance of a certain Actress in the City of New York and desiring to obtain her favor by presents of flowers &c. found his means insufficient to satisfy the demands of the one with whom he had become infatuated.

That hitherto defendant has been singularly free from female companionship and evinced no desire to form such. That deponent has frequently visited the defendant in "The Tombs." since his incarceration upon this charge and defendant seems thoroughly repentant and exhibits a great anxiety to retrieve his reputation.

Sworn to before me this

th, day of February, 1891.

*Geo. B. Durin*

*William E. Stewart*  
*Commissioner of deeds*  
*City of New York*

12 14

COURT OF GENERAL SESSIONS.  
CITY AND COUNTY OF NEW YORK.

-----X  
THE PEOPLE OF THE :  
STATE OF NEW YORK. :  
-v- :  
HENRY L. DURRIE. :  
DEFENDANT. :  
-----X

City and County of New York.s.s.

Alexis M. ~~D~~Leon. being duly sworn deposes and says: that he is a physician practicing medicine in th City of New York and has been such for the thirteen (13) years last past. Deponent resides at No, 37 West 45th, Street, in the City of New York. That deponent has known the above named defendant since infancy, and has always regarded him as a young man of great promise and prospects, of exceptionally good character, honest, industrious, temperate, and studious, and said defendant was so regarded and esteemed by all who were acquainted with him. That never heretofore has deponent heard of anything derogatory to said defendant's good name and reputation.

That deponent verily believes that the interests of Justice will be best served by the defendant's discharge sincerely believing from his personal knowledge of defendant, that he will not again give you even Cause of suspicion against his integrity.



12 15

Sworn to before me this

19 day of February. 1891.

*Stephen F. Marks*  
Notary Public (18)  
New York County

*Alexis M. Lion*



*Chapman*

12 16

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

THE PEOPLE OF THE STATE OF NEW YORK, against

Henry L. Durrie

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this indictment, accuse Henry L. Durrie of the CRIME OF GRAND LARCENY IN THE SECOND DEGREE, committed as follows:

The said Henry L. Durrie,

late of the City of New York, in the County of New York aforesaid, on the 20th day of October in the year of our Lord one thousand eight hundred and ninety, at the City and County aforesaid, with force and arms, in the day-time of the same day, divers promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of a number and denomination to the Grand Jury aforesaid unknown, for the payment of and of the value of thirty five

\$35.00

dollars; divers other promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as Bank Notes), of a number and denomination to the Grand Jury aforesaid unknown, for the payment of and of the value of thirty-five

dollars; divers United States Silver Certificates of a number and denomination to the Grand Jury aforesaid unknown, of the value of thirty-five

dollars; divers United States Gold Certificates of a number and denomination to the Grand Jury aforesaid unknown, of the value of thirty-five

dollars; divers coins of a number, kind and denomination to the Grand Jury aforesaid unknown, of the value of thirty-five dollars

of the goods, chattels and personal property of one Theophilus Jowett then and there being found.

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

DE LANCEY NICOLL, JOHN R. FELLOWS, District Attorney.

12 17

**BOX:**

422

**FOLDER:**

3905

**DESCRIPTION:**

Dwyer, John

**DATE:**

01/28/91



3905



12 19

Police Court

3

District.

Affidavit—Larceny.

City and County }  
of New York, } ss.

of No. 6 Dea George F. Smith Street, aged 37 years,  
occupation Manager Messengers A. D. T. Co. being duly sworn  
deposes and says, that on the 13<sup>th</sup> day of January 1891 at the City of New  
York, in the County of New York, was feloniously taken, stolen and carried away from the possession  
of deponent, in the day time, the following property, viz:

Good and lawful money  
of the United States, of the  
value of

one bill denomin One Hundred (100) Dollars

the property The American District Telegraph Co. as Common  
Carriers, in care and charge of deponent  
as manager

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 Whit Dwyer (nowhere) for the

reasons following, to wit:

Deponent says - defendant was Em-  
ployed as a messenger by said Company,  
and deponent is informed by Charles  
E. Gilbert of 318 Mos 32 St. that  
on said date, he sent a said Company  
for a messenger, and that defendant  
responded. Deponent further  
says - he is further informed by  
said Charles E. Gilbert that he gave  
defendant a bill of the denomination  
of one hundred dollars, for the purpose  
of having same changed, but that  
defendant failed to return either

Sworn to before me, this

18

Police Justice

1220

with said one hundred dollar bill, or  
the change therefor.

Deponent further says, - defendant  
never returned to his employ, or  
never made any accounting to said  
company for said money.

Wherefore deponent charges de-  
fendant with the larceny of said money  
and prays that he be held and dealt  
with as the law directs.

Sworn to before me }  
this 4<sup>th</sup> day of July 1891 } W. J. Smith

Wm. J. Smith  
Justice

1221

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Charles C. Gilbert*  
aged 23 years, occupation Clerk of No.

318 West 37<sup>th</sup> Street, being duly sworn, deposes and

says, that he has heard read the foregoing affidavit of Roger B. Smith  
and that the facts stated therein on information of deponent are true of deponent's own  
knowledge.

Sworn to before me, this 24<sup>th</sup> day of July, 1896, } *Chas. C. Gilbert*

*[Signature]*  
Police Justice.

1222

3

Sec. 198-200.

District Police Court.

CITY AND COUNTY } ss.  
OF NEW YORK,

*John Sawyer* 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... *John Sawyer*

Question... How old are you?

Answer... *20 years*

Question... Where were you born?

Answer... *United States*

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

Answer... *205 East 40th St New York*

Question... What is your business or profession?

Answer... *Apprentice.*

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

Answer... *I am guilty, and have  
been informed of all my rights,  
not to make a statement.*

*John Sawyer*

Taken before me this

*John Sawyer*  
1888

Police Justice

1223

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

*Richard*

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

Dated *July 24* 18 *91* *[Signature]* Police Justice.

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

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

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

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

1224

100

Police Court--- 3 --- District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*George H. Smith*  
vs. *John Dwyer*

*Grand Jurors*

2  
3  
4

BAILED,

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

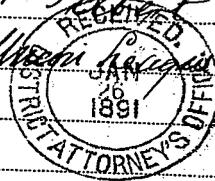
No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

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

No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

Dated *July 24* 1891  
*Murray* Magistrate.  
*William McEvoy* Officer.  
*144* Precinct.

Witnesses *Mr. Galt*  
No. *of Union League Club* Street.  
No. \_\_\_\_\_ Street.



No. \_\_\_\_\_ Street.  
\$ *500* to answer *P.D.*

*Am*

1225

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

John Dwyer

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

John Dwyer

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

The said

John Dwyer

late of the City of New York, in the County of New York aforesaid, on the 13th day of January in the year of our Lord one thousand eight hundred and ninety-one, at the City and County aforesaid, with force and arms,

one promissory note for the payment of money, of the kind commonly called United States Treasury Notes, of the denomination and value of one hundred dollars; one promissory note for the payment of money of the kind commonly called Bank Notes, of the denomination and value of one hundred dollars; one United States Gold Certificate, of the denomination and value of one hundred dollars; one United States Silver Certificate, of the denomination and value of one hundred dollars.

of the goods, chattels and personal property of one

Charles E. Gilbert

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

De Ranney Nicoll, District Attorney

1226

**END OF  
BOX**