

0096

BOX:

328

FOLDER:

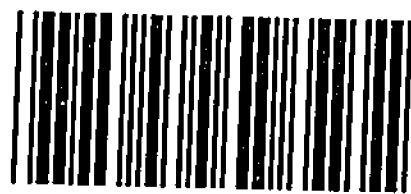
3107

DESCRIPTION:

Conklin, Frederick

DATE:

11/09/88



3107

POOR QUALITY
ORIGINAL

0097

Witnesses,

Wm Belmont

Counsel,

Filed

9

day of

1888

Pleads,

Not guilty

THE PEOPLE

Charged with

3

Frederick Cinklin

alias

Frederick Cartland

JOHN R. FELLOWS,

Part 3. District Attorney.

Filed with the indictment with leave to file depositions.

A True Bill.

West McCles

Foreman

Part 4. March 4, 1888.

read and reported

10/11/87

new York

72

[Section 96 and 97, Penal Code.]

POOR QUALITY
ORIGINAL

0098

Witnesses,

Wm. Delmonico

Counsel,

Filed

9

day of

Nov

1888

Pleads,

Chapman

THE PEOPLE

Chapman v. People

31

Frederick Cinklin

alias

Frederick Cantland

JOHN R. FELLOWS,

Part 3. District Attorney.

Pleas of not guilty withdrawn
with leave to file demurrer by
Dec. 10.

A True Bill.

Wm. Delmonico

Foreman.

Part III, March 19/89.

Indictment completed

10/11/89

new copy 7/22

[Section 96 and 688, Penal Code.]

People ex rel Julia A. Tennant)
against)
Frederick C. Tennant)

FIRST: The first charge is that upon the 4th of June, 1924, for the purpose of inducing complainant to buy a set of certificates of \$100,000 of the denomination of \$100.00 issued by the Chicago Loan & Investment Co., Inc., the defendant fraudulently represented: "that the Chicago Loan & Investment Co., Inc. was a very sound concern; that he (defendant) then held, or had in fact sold as much as \$100,000.00 of said stock, and that it was a desirable investment for complainant to make".

The complainant, relying upon these representations, bought the certificates and paid \$450.00 for the same.

The certificates are worthless. The same certificates have gone into the hands of a receiver. The defendant fraudulently does not dispute the fact that he made these representations but attempts to justify them by stating that the company was in fact solvent at that time, and would be solvent now, but for an alleged change of front by the Banking Department. This alleged change of front is a mere idle subterfuge, and is made use of to divert the complainant's attention from the real condition of the company. Mr. Justice examined the company and made his report under date of the 28th of September, that the company was insolvent, and that it would have been well for the public if it had been closed out months before. Mr. Justice also said that there had been no change of front but admitted that the Banking Department permitted the company

POOR QUALITY
ORIGINAL

0 100

In its returns to get forth the same procedure as an act.
But I can not correctly remember the time covered by the Banking
Department which was wrong in relation to a time covered by
the act of 1914. If the Banking Department intended this
late in the year and placed over the act covering the
for the same time period, while in September it did
its whole duty and gave up the law, it is not clear
the existing status of all law, and the existing status of
offices is shown by Mr. Cobe's testimony.

He did not let us have sight of the charge which he
admitted, ^{Franklin's statement} "The Company was a prosperous concern
and that this was a desirable investment."

According to the testimony of Mr. Cobe, he became its
President on the 9th of March, three months before Franklin's
representations, and he came to the rescue of the company
when it had passed out. Its business was falling and its
revenue was not sufficient to meet them, and Cobe loaned the
company from five to six thousand dollars at different
times. Surely, it was not "a very prosperous concern, and
this was not a very desirable investment" when that was its
condition. Mr. Cobe also admitted that it had been in new
business from the time he became its President in March, un-
til it failed in October. For one, it is said to be a
prosperous concern when its income was insufficient in March
to meet its growing obligations, and when in March its con-
dition was rather worse by an increased obligation of five or
six thousand dollars due to Cobe, for borrowed money. How
could it be a prosperous concern when it had expended thir-
teen thousand and odd dollars in running expenses beyond

**POOR QUALITY
ORIGINAL**

0 10 1

1/10th of 1/10th permitted by its articles of association (Art. 37) and how can it be said to be ^a prosperous concern and a desirable investment when, from the moment Mr. Cobe loaned it his money, his aim was to get rid of the salaries and rent obligation and bring it down to his offices where it would have no rent to pay. The usual signs of prosperity were retrograding. The spacious office and high salaries were being given up, and taken away. Why? Certainly not because it was a prosperous concern. Add to this the circumstance that there had been judgments against the company that people were coming to the office of the association clamoring for money, and that complaints were constantly being made to the Banking Department, and you have all the indicia of either a fraudulent, a defunct or a petering out concern. Yet, Mr. Conkling made these representations on the 4th of June, midway between Mr. Cobe's connection with the company and its downfall.

No one knew better about the condition of the company than Conkling. He had been its Vice-President, he was the active man in the concern and knew more about its affairs than anyone. He certainly could not have believed the truth of his representations, if he did not actually know they were false. In civil law it is just as much a fraud for a man to represent that as which he has no knowledge to be an existing fact, as to fraudulently represent that as true which he knew to be false, and I see no difference in the criminal law, except in respect to the animus furandi, ^{7/13} when a man gains by his false pretences the ~~animus furandi~~ animus furandi is presumed in a case like this. (§ 523 of the Penal Code

defines a larceny) It says:

A person who with intent to deprive or defraud the true owner of his property * * or to appropriate the same to the use of the taker

1. * * by color or aid of false representation * * steals such property and is guilty of larceny."

This section of the Criminal Code has brushed aside many of the intricacies concerning false pretences existing prior to its adoption, and has simplified matters. The element of animus furandi is not now necessary to be proven. That is evident from the opening sentence of the section, namely: "The person who, with intent to deprive or defraud." It will be noticed that the words deprive or defraud are in the disjunctive, so that all we have to show now is that Conkling, for the purpose of getting our money made the false representation complained of, and then our case is made out.

Crime
The ~~agreement~~ consists in making a false representation by means of which he has deprived the true owner of her money.

People v. Dumas, 196 N. Y., 508; 8 N. Y. Crim. 268
People v. Laurence, 137 N. Y., 522.

I do not dispute the fact that it is incumbent upon us to show that Conkling intended to deprive Mrs. Bennett of her money, but that is shown by the circumstance that Conkling offered to sell the stock certificate to her for \$450.00 and got the \$450.00 His intention therefore was to deprive her of her \$450.00 to get it himself, ^{and} in exchange for her money to give her this worthless scrip. The story as told brings its own conviction; and nothing could overcome that conviction, except taking the stand, and submit-

POOR QUALITY
ORIGINAL

0103

ting himself thoroughly to the Court in explanation of the transaction. The charge is not met, much less refuted, by merely showing a change of front by the Insurance Department. No change of front can gainsay the fact that as early as March, ~~1896~~ aid had to be procured of ~~Cole~~ and radical retrenchment had to be resorted to to stave off instant collapse, and even that did not save the company. But worse than all, this is the fact, that a Company which had only been in existence about two years, had reached the end of its rope in March, and from that time until its collapse ^{in September} it had done no new business.

In People v. Bonworth (id), P. J. Harden, at p. 117 said:

"To constitute guilt, there must be evidence of intent to deprive, or defraud the owner and the jury must find such criminal intent as a fact upon the evidence before a conviction can be had."

SECOND: The second charge against the defendant is that on the 5th of September, 1896, for the purpose of inducing Mrs. Bennett to purchase a certain bond and mortgage, both dated the 8th day of June, 1896, made between Mary Kate Smith party of the first part and said Frederick A. Conkling party of the second part, on which there was a balance due of Two thousand dollars. He falsely and fraudulently represented to Mrs. Bennett, that a certain contract dated June 3rd 1896 and referred to in said bond and mortgage, whereby Conkling obligated himself to build and complete a certain house by date therein mentioned free from any liens. The performance of which contract was made ~~an~~ ~~condition~~ precedent to the payment of said bond and mortgage, "had been fully performed by said Conkling, the house fully completed,

**POOR QUALITY
ORIGINAL**

0104

possession given thereof up to the said Smith in acknowledgment of the performance, and that the said Smith was then in occupancy of the said house, and was entirely satisfied and pleased with the said house." (See par. 3 of Complainant's affidavit)

Mr. Conkling has not seen fit to take the stand to deny having made these representations, and as they have been testified to by Mrs. Bennett it stands admitted that he made these representations and on the strength of them she bought the bond and mortgage for One Thousand nine hundred and fifty dollars; paying One thousand dollars down and giving a second check for nine hundred and fifty dollars which latter check has never been presented for payment. Mrs. Bennett is therefore actually out of pocket by this transaction, One thousand dollars and ^{the} nine hundred and fifty dollar check ~~which~~ is now outstanding.

It is very clear the defendant imposed upon Mrs. Bennett in respect to this Mortgage.

The agreement annexed to the Bond and mortgage provides among other things

"That F. A. Conkling agrees to take charge of the work of construction of said house and to turn said house over to Mary Kate Smith or her assigns on or before the 1st day of August, 1896, fully completed, free from liens, according to the plans and specifications under which the building of said house has thus far progressed."

This Contract Conkling never performed, and the time to perform having expired prior to the time when he sold the

bond and mortgage to Mrs. Bennett, and Smith being actually in the house, every thing gave color to the plausibility of his representations, but subsequent investigation revealed the following facts, to wit:

1. That at the time he made such representations there were two mechanic's liens on file, one by Conkling for \$2,700. and another by Reynolds for some \$600. and they exist to-day.

It does not change the criminal aspect that Conkling's intention in filing his lien was to secure his mortgage. We have no evidence whatever of that, except his statement made when ^{not} under oath. The fact is, the liens existed, of which he must have known. One he filed himself, and the Reynolds lien he must also have known of. In fact both were filed within a minute of each other, and by the same person, and they constitute a direct breach of the contract. No tender to counsel of releases would now change matters unless Conkling expected us to compound a felony. If we accept Conkling's explanation that he filed his lien to secure the Bond & Mortgage that would constitute an admission that he recognized a difficulty in enforcing the Bond and Mortgage when he filed the lien and should not have sold it to us on September 4th without previously clearing up all these difficulties.

2d. Mrs Smith was not in possession as an evidence of performance of the Contract, but on the contrary, she got in by stealth to protect her title and told Conkling she would not accept it as a performance of the contract.

3d The Contract was not performed in many other

important particulars. The plans have not been lived up to.

It is a part of my purpose to try the civil action between Smith and Conkling, except to show generally that the contract has not been performed. Conkling represented that it had been, and that Mrs. Smith was entirely satisfied. He knew that to have been false, because all through Smith and his wife have been complaining and took possession only to protect themselves after having previously secured a deed from Fish. He knew well that Mrs. Smith was not satisfied because on August 9th, 1896 a suit was brought to have the mortgage cancelled as a lien, and yet more than a month afterwards he sold it to Mrs. Bennett. It was suggested that the summons only was served, and that it did not convey any idea what the action was for. That is probably true, but Conkling knew what the action was brought for. There was only one matter between him and Mrs. Smith and that related to this mortgage. But he had direct knowledge because Mr. Ironside had come upon the scene on June 2d in consequence of his general dissatisfaction and through the agreement of that date for the completion of the house by Conkling. ~~Conkling's connection~~ Conkling's connection with the matter has been attempted to be obscured by the pretence that Conkling did not come upon the scene until June 2d, ^{and it was claimed} that the ^{was claimed} Empire Loan & Investment Co. was the real contractor before that; but this is all humbug. Mrs. Bennett sold the lots to Conkling. (See contract) The deed was made out to Simeon G. Fish at Conkling's request and Fish executed a purchase money mortgage to Mrs. Bennett. Later a declaration of trust to Mrs. Smith, and finally a deed to Smith. There never was a moment when title was in the

**POOR QUALITY
ORIGINAL**

0-107

-Have
Empire Co. nor a moment when anyone ~~was~~ Conkling had anything to do with the building of the house. All the contracts for materials were made in Conkling's name and Reynolds told us that Conkling employed him and that he did not know the Empire Company in the transaction.

I think therefore we may safely assume that whatever the errors of omission or commission ~~which~~ are in connection with the house are of Conkling, and that at the time he sold the bond and mortgage, he did so to get two thousand dollars out of Mrs. Bennett, well knowing that the bond and mortgage had no validity. We have not only shown a breach but a cost of about \$2000. to carry it out.

4th. An action was pending to declare the bond and mortgage void. *on August 4th 1896.*

5th. Mr. and Mrs. Smith had both given Conkling notice in August when they got into possession, that they did not accept the house as completed, and followed that on August 9th by suing him to cancel the bond and mortgage.

Conkling had not been fit to take the stand to explain any of these matters and therefore they remain uncontradicted, except in so far as Reynolds at times to show performance of the contract, but it will be remembered that his testimony only goes to the point that he put in the beams of the proper size, and made many changes from the plans, but that all were made satisfactory to ^{*all*} ~~the~~ Smith, ^{*he admits*} but ~~that~~ he did not remain until the completion of the job.

The evidence of breach is supplied by Smith, Mrs. Smith, Mr. Ironside, the Builder and the Architect.

**POOR QUALITY
ORIGINAL**

0 100

THIRD: The defendant should be held to await the action of the Grand Jury. He belongs to that type of man who preys upon the credulity of unsuspecting people, and should find an abiding place in State Prison for a few years.

Dated December 22, 1906

BLANDY, MCKEY & SHIPMAN,
Attorneys for Complainant.
15 Wall Street,
New York City

Chas Blandy
of Counsel.

POOR QUALITY
ORIGINAL

0109

You will please take notice that the within is a true copy of.....
duly entered herein and filed in the office of the clerk of..... at the County
Court House in the City of..... on the..... day of..... 189.....
Dated New York,..... 189.....

Attorneys for.....
WILKS BUILDING, 15 WALL STREET,
NEW YORK CITY.

To

..... Esq .,

Attorney for.....

SIXTH CITY MAGISTRATE'S COURT

People ex rel Julia A.
Bennett
Complainant

against

FRANCIS R. CONKLING,
Defendant.

(Original)

Complainant's Brief.

BLANDY, MOONEY & SHIPMAN,

Attorneys for Complainant
Wilks Building, 15 Wall Street,
New York City.

Due service of a copy of the within.....

..... is hereby admitted.

..... 189.....

Attorney for.....

To

Attorney for.....

POOR QUALITY
ORIGINAL

0110

The People vs

- vs -

Conklin.

The evidence is so voluminous and enters into such detail, that an analysis of it would be for the purpose of a brief too painfully laborious. From the close attention given to the evidence by the Court, it is assumed that little could be said by counsel, that would give much aid in the determination of this case.

For there is no marked conflict of evidence; here and there scattered through this evidence the witnesses differ in details at times, but as a general proposition there is little conflict.

- I -

Every presumption of innocence on all the questions involved in this investigation is to be given the defendant: until these presumptions are overcome by evidence which will establish his guilt beyond a reasonable doubt.

This reasonable doubt if it exists is the property of the defendant, and he should be accorded the benefit of it in all proceedings of a criminal nature whether on an examination, a hearing before a Grand Jury or in the General Sessions. If then upon this evidence your honor would

**POOR QUALITY
ORIGINAL**

hesitate if asked to convict this defendant of larceny in the first degree if you were a juror, it is submitted as a safe and just rule for your guidance that the benefit of such a doubt should operate in his favor before you and he should be discharged.

- I I -

Another proposition equally elementary is, that no matter what the evidence may now show the circumstances to have been at the time these transactions took place if the defendant believed his statement concerning them to have been true, then he is not guilty of obtaining defendants money by false and fraudulent pretenses. That the statement concerning the share in the Investment Co, and the Mrs Smith property must not only be untrue, but that he knew them to be untrue and that they were made for the purpose of deceiving the complainant.

- I I I -

None of the statements made by defendant were untrue, and any statement he made was substantially true.

The statement concerning the building contract.

What has occurred in this case no doubt has occurred in respect to every building contract. Mr Smith has shown an officiousness in respect to these matters. He is not a practical man, and daily sought to have his impracticable ideas carried out. This brought about repeated changes in

**POOR QUALITY
ORIGINAL**

0112

the contract plans and specifications. The testimony of Mr Reynolds the Superintendant is probable, and its importance and value upon this point must be conceded.

It can safely be assumed that all changes in, and departures from the original plans and specifications were with the knowledge and consent of Mrs Smith; and that when the house was taken possession of by her that she was not only pleased, but openly expressed her gratification.

There was not only a substantial ^{compliance} ~~compliance~~ with the contract, but there was as complete a compliance with its terms as is practicable.

The testimony on this subject is fresh in the mind of the Court, and a reiteration of it would be burdensome and unprofitable.

- I V -

On the day defendant gave plaintiff the share in the Empire Investment Co, it was, and he had reasons to believe it to be a solvent Company.

The banking reports of that current year show it to be solvent. Mr Cabe a financier and investor thought it sufficiently sound to invest \$ 6000. just prior to this transaction between the complainant and this defendant. Mr Cabe became its President; and at the time the transaction under consideration took place he swears the Company was solvent.

Now is this disputed by the bank examiner, He states that he could not tell the condition of the company at the

**POOR QUALITY
ORIGINAL**

0113

transfer of this share took place. The fact has crept into the case, that a receiver on an Ex parte application was appointed to take charge of the affairs of this Company.

This was due to a somewhat arbitrary order issued by the banking department, declaring that claims of the Company to, and for unearned premiums should not thereafter be regarded as an asset. The fact is however that the banking department always received the reports from the Empire Company in which the unearned premiums were recognized as assets and passed upon the sufficiency and accuracy of these various reports.

If the banking department continued to regard these future premiums in the light of assets, no question could or would be raised as to the standing of this Company. The alleged representation in respect to the company has not been shown to be untrue. The most reliable testimony directed to the condition of the company at the time when the transfer of this share took place, comes from the President, who testifies, ^{and Mr. Sustace W. Baskin also says the same.} the company was solvent. The share is a good and valid security. There is no proof that it will not ^{realize} every Dollar that was paid for it.

- V -

The testimony discloses good faith on the part of defendant

Complainant gave him a check for \$⁹⁵⁰~~1000~~. in part payment for the certificate and mortgage. This he refused to present to the bank, as soon as complainant expressed any dissatisfaction, in reference to the transaction. Upon this evidence,

**POOR QUALITY
ORIGINAL**

0114

and upon the grounds urged upon the motion to dismiss the charge at the close of the peoples case, the defendant should be discharged.

John A. Anderson.

John F. Clarke.

Attorneys for defendant.

**POOR QUALITY
ORIGINAL**

0115

THE PEOPLE &cc

- VS -

CONKLIN.

Defendants Brief.

John A. Anderson,

John F. Clarke

Att'ys for Defendant

Supreme Court,
Westchester County,

25th June

Defendants' Ex D"
Nov 16/96

Mary Kate Smith
against
Frederick H. Conkling

New York, August 5, 1896

It is hereby stipulated and agreed that
if defendant above named shall finish
and deliver to plaintiff the house at Mount
Vernon, N.Y. which he is under contract
to finish by August 1st - said contract dated
June 3, 1896, ^{on or before} ~~by~~ the return day of the
summons in this action, then this
suit shall be withdrawn without costs
to either ~~parties~~ ^{party} and consent will be given
to the entry of an order to that effect, ^{and}
that the mortgage ^{which this suit is brought shall remain}
in full force and virtue Leeds & Drouse

Attorneys for Plaintiff

0117

STANDARD LETTERHEAD CO. INC.

New York, June 3 1896

Whereas Mary Kate Smith has bought certain property
in New York City, more fully described in a certain
 deed deed of Deed & Trust receipt to said Mary Kate Smith
 & dated June 3rd 1896 - and, Whereas the house now
 building thereon is not yet completed nor in
 condition yet, premises it is hereby agreed that the
 owners agree to take charge of the work of completion
 of said house & to transfer said house over to Mary Kate
 Smith on or before the first day
 of August 1896 - fully completed and free from
 liens according to the plans and specifications
 under which the building of said house has
 thus far progressed.

That Mary Kate Smith shall execute and deliver to said Coughlin a mortgage for \$2,700~~00~~ to be paid in such installments as she shall desire to pay provided that the sum of 700-00 shall be paid thereon by July 1-1896- and the further sum of \$ 1000- shall be so paid thereon on the first day of August 1896- and the

POOR QUALITY
ORIGINAL

0118

Further sum of 1000- shall be so paid
thereon by the first day of January 1897
it is hereby understood & agreed that
said mortgage of \$2,700 is to be a second
mortgage subsequent to a mortgage of
\$600.00 now on the property and that
work on said house shall be begun ~~at~~
by said Penhling at once & continue
without interruption until said work
is complete as stipulated herein -

May Kate Smith
for W. Smith

Frederick A. (as agent)

Court of General Sessions.

THE PEOPLE & C .

v.

DAVID H . LINK .

COWING , J .

The defendant has been indicted in this Court for the crime of Perjury, and demurs to the indictment upon the ground that it does not contain sufficient facts to constitute a crime.

The Court is called upon to determine this question of law raised by the demurrer.

The Counsel for the Defendant upon the argument of the demurrer contended that the false statement made by the defendant and upon which the assignment of perjury is made in the indictment is wholly immaterial and that therefore perjury cannot be predicated upon it.

The false statement made by the Defendant and set out in the indictment was contained in a written application made by the Defendant to the Police Commissioners of this City to be appointed a policeman, and said application so made by the Defendant contained among other questions put to and answered by the Defendant the following:

"Question. Have you been complained of, indicted for or convicted of any criminal offence ?"

"Answer, No." The demurrer admits that this answer made by the Defendant was false and untrue and the counsel for the Defendant also admits upon his argument that if the question was a legal one and the information sought thereby was material for the Commissioners to know to enable them to pass upon the fitness of the applicant to be appointed a policeman that then the indictment is in every other respect full and definite enough to charge the Defendant with the crime of perjury and to put him to his defence thereon.

At the time the Defendant made answer to the Police Commissioners, that he had never been complained of, indicted for, or convicted of any criminal offence, the fact was to the contrary, for at that very time he had been criminally complained of and actually stood indicted in this Court for the criminal offence of assault in the first degree all of which the Defendant at the time he made said answer well knew, but the counsel for the Defendant contends that inasmuch as the Defendant is prima facie innocent until proven to be guilty and that it would be illegal and incompetent to ask the Defendant upon his trial for a crime if he had ever been complained of or indicted for any offence other than that for which he was on trial, that therefore the question put to the Defendant was illegal and incompetent and the answer made to said question by the Defendant was wholly immaterial.

With this contention of the Defendant's counsel I do not agree, while it is undoubtedly true that the Defendant is prima facie innocent until he is proven guilty and that it would not have been legal or competent to have asked him upon his trial for the purpose of affecting his moral character or his credibility as to whether he had ever been complained of or indicted for any other crime than that for which he was on trial, still it will not be contended for a moment that it is any recommendation for one to be appointed a conservator of the public peace, that he stands indicted in a criminal Court for having criminally violated it. In my opinion it was not only the right but it would have been the duty of the Police Commissioners to have made enquiry into the facts upon which the Defendant stood indicted for violating the public peace, before appointing him to a position which would have made it his duty to preserve and maintain the same. A truthful answer given to the question might have led to such information to the Commissioners as would have made it improper to have appointed the Defendant upon the force.

It must be conceded that our Police Commissioners should only appoint men upon the force of good moral character and that they cannot be too careful in their examination of applicants to ascertain every thing about their past lives which will enable them to select for the force only such men as have good moral characters.

**POOR QUALITY
ORIGINAL**

0122

4

I have come to the conclusion therefore that the said question asked the Defendant was eminently legal and proper to aid the Commissioners in determining the moral fitness of the applicant for the position of policeman and that the information sought by the question was material for the Commissioners to know to enable them to determine as to such moral fitness.

Judgment is therefore ordered for the People upon the demurrer, with leave to the Defendant to answer over. The same disposition is made of the demurrer in the case of the People v. Fredk. Conklin for the same reasons.

POOR QUALITY
ORIGINAL

0123

Crut. General
Lennin

Perple
m

Dan. H. Lutz

Same

as

Federick's Cuthin

Opium Annulling
Deverman

Jan 26 1889

**POOR QUALITY
ORIGINAL**

0124

COURT OF GENERAL SESSIONS-Part 3.

The People of the State of New York,
against
FREDERICK CONKLIN, alias Frederick
Cartland.

: Before, Hon? Pre-
:
: derick Smyth, and
:
: a Jury.

Indictment filed November 8th 1888.

Indicted for Perjury.

New York, March 10th 1889.

APPEARANCES: For the People Asst. Dist. Atty . Goff.

~~an~~ For the Def~~et~~. A. H. Purdy? Esq.

Testimony introduced as follows:-

Mr. GOFF: By agreement with Mr. Purdy the statement of Frederick Conkling on his application for appointment is admitted and offered in evidence. We also offer in evidence the surgeon's certificate and the affidavits attached thereto bearing date June 23rd 1886.

admitted.

WILLIAM PELHAMER, a witness for the People, sworn, testified:-

I am deputy clerk in the police department of this city. I had that position in the year 1888 when the defendant applied for appointment on the police force.

Q. Statement dated June 23rd 1888, entitled statemnt of
Frderick Conklin, headed to witness, your attention is
directed to the jurat of that paper ? A. That is my sg
signature.

**POOR QUALITY
ORIGINAL**

0125

2

Do you remember any of the circumstances of the administering of that oath ? A. I do not

Q. Look at this other paper handed to you and state what it is ? A. This was issued by myself; it is a petition~~er~~. It was given to the defendant and he took it away to get signatures to it. Upon its return it was placed on file. Those are issued in duplicate. one goes to the civil service Board and the other remains one file in our office .

The rules of the Police Board were offered and admitted in evidence .

I am testifying simply as to the general routine of business .

The following resolution of the Board of police adopted July 20th 1887, was read in evidence:

RESOLVED: That the following persons be and they are hereby appointed on probation for one month preliminary to their appointment as patrolmen provided they appear on the civil service eligible list *** Frederick Conklin".

This resolution was also read :~~§~~ RESOLVED: (adopted September 2nd 1887) That the following probationary employees having served as such for one month and thier conduct being satisfactory be and they are hereby appointed patrolmen and assigned to duty in the precincts named * * * Frederick Conklin"32nd

**POOR QUALITY
ORIGINAL**

0 126

3

HENRY O. CORBITT, a witness for the People, sworn, testified:

I am scargent of police assigned to clerical duty at police headquarters . The signature to the paper shown me is in my handwriting; and I am pretty positive that the defendant at the bar is the man who wrote the name Fredrick Conklin to which I am signed as a witness.

The following documents were also read in evidence:

An indictment for the crime of Grand Larceny filed one May 9th 1871! The People against Frederick Cartland. Sentence suspended .

An indictment by the People against Fredrick Cartland for Grand Larceny of money filed September 12th 1873, and convicted on November 8th 1873 and sentenced on November 7th 1873 to State prison for five years .

Mr. PURDY: It is conceded by the defendant that he is the person named in that indictment and known there as Frederick Cartland .

From Conkling's application paper "Q. Have you ever been complained of, indicted for or convicted of any criminal offence? A. No."

Also the oath of office of Fredk. Conklin sworn to 2nd of September 1887.

LOUIS McCORD, a witness for the People, sworn, testified:
I am a detective of police. I arrested this defendant at police headquarters . Captain Gunnery brought him there and I took him into custody in the Superintendent's room. I saw him sign his name in the Police Court to the examination papers .

**POOR QUALITY
ORIGINAL**

0 127

4

JOHN GUNNER? A witness for the People, testified:

Q. You are a captain of police ? A. Yes sir .

Q . Of what precinct ? A. Yes sir .

Q Do you know the defendant at the bar Frederick Conklin ? A. Yes sir; I have known him since 1870 or 1871.

Q. Will you state the circumstances of your first acquaintance with him ? A. He was first introduced to me by a ward detective; we had a case at that time that required a boy and we used him and he did the work that we required of him very good . Some time after that I think it was in 1871, I was informed that he was arrested on a charge of grand larceny and he pleaded guilty and judgment was suspended . I then lost sight of him for several years, and I next met him in a Third Avenue car where he was a conductor; he came up and shook hands with me; I did not want to recognize him; finally he asked me if I did not remember him and I told him not to talk to me; he then asked me again and I told him I did recognize him and he asked me not to give him away that he had come down from State Prison; he introduced me to a young lady in the car whom he said was his wife and she had a baby in her arms; he told me he was going to lead a proper life and going to do what was right. I told him to do so and he need not fear any harm from me, I would not give him away and I never did. I met him some time after that, and he told me that some policeman had given him away to the 3rd Avenue rail-

road company. I asked him if he could give me the name of the officer and he said "No". I then missed him again for some time and I think the next time I saw him was in 1886; he then stood under the Elevated stairs at 59th Street and 3rd Avenue; as I passed he said "How are you Captain?" and I looked at him and said "How are you Conk" and shook hands with him; I asked him what he was doing and he said he was out of employment that he was doing nothing; he said he would like to get appointed on the police or fire department; I told him that that was impossible as his previous character would keep him out. I then left him. The next time I saw him ---I had been down at the bank to draw the money to pay off the force in my precinct; I took the elevated road at Tryon Row; the train stopped at Canal Street and the Bowery and just as the train was about to start I saw a policeman, an in uniform run and get on the platform; he stumbled and fell apparently on my lap and struck against me. I turned around and recognized him as Cartland. I then said to him "How long have you been on the police"; and he said he had been on over a year. We then rode up to Houston St. and the train stopped and I told him I wanted him to go with me; he was at that time in full uniform. We got on the platform and he says "Captain where are you going to take me" I says "To superintendent Murray, he spoke to me about you this morning". He said "Well, I guess it is all up with me". I took him to the Superin-

tendant and he told the Superintendent in my presence that he had served a term in State Prison and the Superintendent went into the detective office and left me in charge of him, until a man from the detective office came out and relieved me. He was then taken into custody by Officer McCord. His buttons were cut off.

Q. He was then in the full uniform of a policeman?

A. Yes sir.

Q. And that man you have spoken of was t his defendant now at the bar? A. Yes sir; that is the man.

Counsel for defendant offered no evidence on behalf of the defendant but argued at length upon the question of the lack of power of the Police Board to make a rule requiring an applicant for appointment to swear that he had never been convicted. The Court denied the motion to dismiss the case from the consideration of the Jury.

The jury retired and returned a verdict of
GUILTY.

**POOR QUALITY
ORIGINAL**

0130

Indictment filed Nov. 8-1888

COURT OF GENERAL SESSIONS

part 3.

The PEOPLE vs:

against

FREDERICK COMKLING, alias

FREDERICK CARTLAND.

Abstract of testimony taken
on Trial New York March
19th 1889.

People }
Corkin } witnesses &c &c

Police Commission Fitz John Porter
As to appearing before him - In form
no permission to appear before the board
of surgeons - Also as to rules

Police Surgeon
As to Examination &c form

William Delamater Deputy Clerk
As to oath and principal form

Clerk of Special Sessions
As to indictment filed on Sept 12-1873
Trial on Nov 6/73 & Conviction and
Sentence on Nov 7/73

Annie E. Burted 108 East 83rd St as to
identity of Corkin

Officer M^cAnd Central Office
Officer James Fallon of the 21st Precinct
Edward J. Sparenberg Pawn Shop 390 Broome St
As to identity of Prison

Corkin's name

John J. ...

over

Have Chief Clerk
fetch forms of Corkin

POOR QUALITY
ORIGINAL

0132

Charles B Gentry
1562 B Way
Linn Lueb
646 10th Ave
J. J. Hoffstater
243 West 47th

Crabtree

**POOR QUALITY
ORIGINAL**

0133

VI.

STATE OF NEW YORK.
Executive Chamber,
ALBANY.

July 30, 1890.

Sir:

Application for Executive clemency having been made on behalf
of Frederick Conklin who was convicted of perjury
in the county of New York and sentenced Mch. 29, 1889,
to imprisonment in the Sing Sing Prison for the term of
ten years.

I am directed by the Governor
respectfully to request that, in pursuance of Section 695 of the Code
of Criminal Procedure, you will forward to him a concise statement
of the facts of the case, together with your opinion of the merits
of the application.

It is particularly requested that each letter of inquiry from
the Executive Chamber should be separately answered.

Very respectfully yours,

J. S. Williams.

Private Secretary.

Hon. John R. Fellows,

New York City.

**POOR QUALITY
ORIGINAL**

0134

Ans. Sept. 19/90
da

Ans.
for

POOR QUALITY
ORIGINAL

0135

Police Department of the City of New York
Superintendent's Office
300. Mulberry St.

New York, Nov. 21, 1884

Mr. F. Smith
Reverend

My dear Sir

I have been informed that you have been

informed that I am not
willing to make known the record of
Frederick Conner and to make it public.

Very truly,
W. Murray

POOR QUALITY
ORIGINAL

0136

Seper.
1.
Coulth
Aldar.
Coulth
Rept Recd on
Police force

No. 88 A.

RECORD.

Name Frederick Conklin Rank Patrolman
Appointed on Probation July 26 / 87.
Appointed Sept 2 / 87 Age when appointed 29 Years.

DATE OF COMPLAINT.	NATURE OF COMPLAINT.	DATE OF JUDGMENT.	JUDGMENT.
Oct 9 87	Allowed prisoner to go at large & retained his revolver	Nov 1 87	2
Nov 25 "	Absent from his post	Dec 20 "	Rep
Feb 21 88	" " roll-call	Mar 6 88	1/2
Mar 16 "	" " post	Apr 10 "	Rep
Apr 7 "	" " "	" 27 "	Rep
July 14 "	Sitting	July 24 "	2
" 19 "	Made false report - regarding his residence	Aug 10 "	3
" " "	Failed to report residence	" " "	1/2
" 6 "	Absent from post	" 17 "	Rep
Aug 3 "	" " reserve	Sept 14 "	2
" 9 "	" " roll-call	" " "	1
" 10 "	Sitting & in conversation	" " "	2
" 19 "	Absent from special post	" 25 "	1
Jan 31 "	" " residence while on sick list		
" " "	Demanding money from Saloon keeper		
Sept 10 "	Absent from post & in conversation		

Pending

Resigned Oct. 2, 1888

Total Days' Fine.....

At a Court of General Sessions
of the Peace of the City and County
of New York held at the Court
House in said City on the 6th
day of February 1889

Present

Hon Rufus B Cowing.

The People vs

vs

Frederick Cuthlin

}
}
}

Judge

An indictment against the
defendant Frederick Cuthlin having been
filed on the 9th day of November 1888
charging him with the crime of perjury
And the said defendant having interposed
a demurrer thereto, and the same having
been tried and argument had thereon and
after hearing Ambrose H Pardy Esq of Counsel
for the defendant in support of said demurrer
and John W Goff Assistant District Attorney
in opposition thereto it is

Ordered and Adjudged that
the said demurrer be and the same is
hereby disallowed and Judgment thereon
rendered for "The People vs" as plaintiffs.

with permission to the defendant to
plea forthwith to the indictment
Ent. Refus. Blooming
City & Co.

Count of General Sessions

The People &c

vs

Frederick C. C. C.

Indigent Defendant
Gerrard

John R. C. C.
District Attorney

At a Court of General Sessions of the Peace,

holden in and for the City and County of New York,
at the City Hall of the said City, on *17th* day,
the *16th* day of November in the year of
our Lord one thousand eight hundred and ~~eighty-seven~~ *three*.

PRESENT,

Asiah Sutherland
The Honorable ~~RUFUS B. COWING~~,
City Judge of the City of New York, } Justice of the Sessions.

THE PEOPLE OF THE STATE OF
NEW YORK,

against

Fredrick Cartland

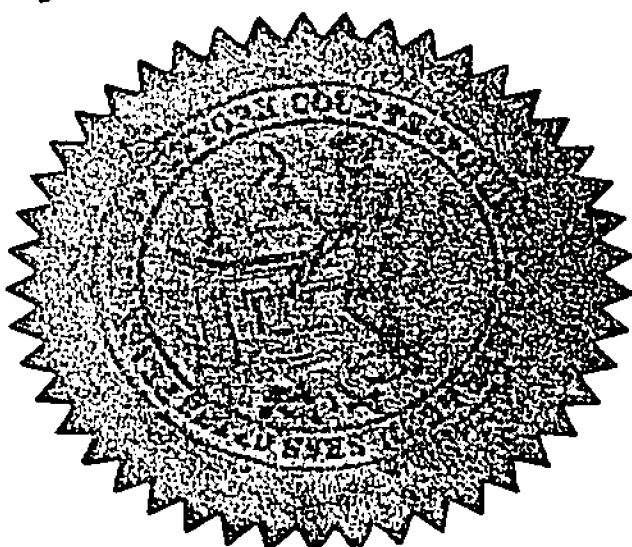
*On conviction by Verdict of Grand
Jurors sworn of George
W. Busted,*

Whereupon it is ORDERED and ADJUDGED by the Court that the
said

Fredrick Cartland

For the FELONY aforesaid, whereof he is convicted, be imprisoned in the
STATE PRISON, at hard labor, for the term of *Five*
year

A true Extract from the Minutes.



[Signature] Clerk of Court.

**POOR QUALITY
ORIGINAL**

0141

I hereby Certify, That the prisoner within named was examined
by the Court before judgment was pronounced and he stated that he
had learned practiced mechanical trade.

..... Clerk.

N. Y. General Sessions of the Peace.

THE PEOPLE

OF THE STATE OF NEW YORK;

against

Fredrick Cartland

No. 7
1883

COPY OF SENTENCE TO

STATE PRISON

For the term of *five* years

POOR QUALITY
ORIGINAL

0142

W. Reid Gould, Law Blank Publisher and Stationer, 168 Nassau St., N. Y.

The People of the State of New York, TO
*Patrick McLeary Esq Chief Clerk
Jefferson Market Police Court*

CERTIORARI
TO CERTIFY CAUSE OF
DETENTION.

GREETING :

We Command you, That you certify fully and at large to *the*
Hon Charles H. Van Buren of the Justices of the
Supreme Court at the Chambers thereof in
the County Court House in the City
of New York on Friday the 4th day of October
1888 at 10:30 AM.
the day and cause of the imprisonment of *Frederick*
Leunkhine

by you detained ; as is said, by whatsoever name the said *Frederick*
Leunkhine

shall be called or charged ; and have you then this writ.

Witness, *Hon Charles H. Van Buren* Chief Clerk
the *4th* day of *October* 18 *88*

James W. McLaughlin
Attorney.

James A. Black
Clerk.

*250 Broadway
N.Y.C.*

POOR QUALITY
ORIGINAL

0143

In the matter
of
J. B. Conklin

Writ allowed
Oct 4th 1888
- in favor
of J. B.

Writ denied
& prisoner remanded
w/ J. B.

Section 251 Chap. 410 Laws of 1882

Reads as follows:- The board of police shall have power to issue subpoenas, tested in the name of its president, to compel the attendance of witnesses upon any proceedings authorized by its rules and regulations.

Each commissioner of police, the superintendent thereof, and the chief clerk and the deputy thereof are hereby authorized and empowered to administer affirmations and oaths to any person summoned and appearing in any matter or proceeding, authorized as aforesaid, and in all matters pertaining to the department or the duties of any officer, or to take any depositions necessary to be made under the ~~rules~~ orders, rules and regulations of the board of police, or for the purpose of this chapter. Any person making a complaint that a felony or misdemeanor has been committed, may be required to make affirmation or oath thereto, and for this purpose the inspectors, captains, and sergeants of police shall have power to administer affirmations and oaths. Any wilful or corrupt false swearing, by any witness or person to any material fact in any necessary proceeding under the said orders, rules and regulations, or under this Chapter, shall be deemed perjury, and punished in the manner now prescribed by law for such offence.

sect 251

chapter 410

Laws of 1882

Authority for Chief
Clerk of Police
or his deputy
to take affirmation
& oaths &c

In the matter
of

Frederick Conklin

0147

THIS DAY OF

POLICE JUSTICE.

**POOR QUALITY
ORIGINAL**

0148

Sec. 198—200.

CITY AND COUNTY }
OF NEW YORK, } ss.

District Police Court.

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

Taken before me this.....
day of 188

Police Justice.

Pro. Sec.
20.9

POOR QUALITY
ORIGINAL

0149

15
Fair return.

130, 15

1550

Police Court--- District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42
43
44
45
46
47
48
49
50
51
52
53
54
55
56
57
58
59
60
61
62
63
64
65
66
67
68
69
70
71
72
73
74
75
76
77
78
79
80
81
82
83
84
85
86
87
88
89
90
91
92
93
94
95
96
97
98
99
100
101
102
103
104
105
106
107
108
109
110
111
112
113
114
115
116
117
118
119
120
121
122
123
124
125
126
127
128
129
130
131
132
133
134
135
136
137
138
139
140
141
142
143
144
145
146
147
148
149
150
151
152
153
154
155
156
157
158
159
160
161
162
163
164
165
166
167
168
169
170
171
172
173
174
175
176
177
178
179
180
181
182
183
184
185
186
187
188
189
190
191
192
193
194
195
196
197
198
199
200
201
202
203
204
205
206
207
208
209
210
211
212
213
214
215
216
217
218
219
220
221
222
223
224
225
226
227
228
229
230
231
232
233
234
235
236
237
238
239
240
241
242
243
244
245
246
247
248
249
250
251
252
253
254
255
256
257
258
259
260
261
262
263
264
265
266
267
268
269
270
271
272
273
274
275
276
277
278
279
280
281
282
283
284
285
286
287
288
289
290
291
292
293
294
295
296
297
298
299
300
301
302
303
304
305
306
307
308
309
310
311
312
313
314
315
316
317
318
319
320
321
322
323
324
325
326
327
328
329
330
331
332
333
334
335
336
337
338
339
340
341
342
343
344
345
346
347
348
349
350
351
352
353
354
355
356
357
358
359
360
361
362
363
364
365
366
367
368
369
370
371
372
373
374
375
376
377
378
379
380
381
382
383
384
385
386
387
388
389
390
391
392
393
394
395
396
397
398
399
400
401
402
403
404
405
406
407
408
409
410
411
412
413
414
415
416
417
418
419
420
421
422
423
424
425
426
427
428
429
430
431
432
433
434
435
436
437
438
439
440
441
442
443
444
445
446
447
448
449
450
451
452
453
454
455
456
457
458
459
460
461
462
463
464
465
466
467
468
469
470
471
472
473
474
475
476
477
478
479
480
481
482
483
484
485
486
487
488
489
490
491
492
493
494
495
496
497
498
499
500
501
502
503
504
505
506
507
508
509
510
511
512
513
514
515
516
517
518
519
520
521
522
523
524
525
526
527
528
529
530
531
532
533
534
535
536
537
538
539
540
541
542
543
544
545
546
547
548
549
550
551
552
553
554
555
556
557
558
559
560
561
562
563
564
565
566
567
568
569
570
571
572
573
574
575
576
577
578
579
580
581
582
583
584
585
586
587
588
589
590
591
592
593
594
595
596
597
598
599
600
601
602
603
604
605
606
607
608
609
610
611
612
613
614
615
616
617
618
619
620
621
622
623
624
625
626
627
628
629
630
631
632
633
634
635
636
637
638
639
640
641
642
643
644
645
646
647
648
649
650
651
652
653
654
655
656
657
658
659
660
661
662
663
664
665
666
667
668
669
670
671
672
673
674
675
676
677
678
679
680
681
682
683
684
685
686
687
688
689
690
691
692
693
694
695
696
697
698
699
700
701
702
703
704
705
706
707
708
709
710
711
712
713
714
715
716
717
718
719
720
721
722
723
724
725
726
727
728
729
730
731
732
733
734
735
736
737
738
739
740
741
742
743
744
745
746
747
748
749
750
751
752
753
754
755
756
757
758
759
760
761
762
763
764
765
766
767
768
769
770
771
772
773
774
775
776
777
778
779
780
781
782
783
784
785
786
787
788
789
790
791
792
793
794
795
796
797
798
799
800
801
802
803
804
805
806
807
808
809
810
811
812
813
814
815
816
817
818
819
820
821
822
823
824
825
826
827
828
829
830
831
832
833
834
835
836
837
838
839
840
841
842
843
844
845
846
847
848
849
850
851
852
853
854
855
856
857
858
859
860
861
862
863
864
865
866
867
868
869
870
871
872
873
874
875
876
877
878
879
880
881
882
883
884
885
886
887
888
889
890
891
892
893
894
895
896
897
898
899
900
901
902
903
904
905
906
907
908
909
910
911
912
913
914
915
916
917
918
919
920
921
922
923
924
925
926
927
928
929
930
931
932
933
934
935
936
937
938
939
940
941
942
943
944
945
946
947
948
949
950
951
952
953
954
955
956
957
958
959
960
961
962
963
964
965
966
967
968
969
970
971
972
973
974
975
976
977
978
979
980
981
982
983
984
985
986
987
988
989
990
991
992
993
994
995
996
997
998
999
1000

Offence

Dated 188

Magistrate

Officer

Preinct

Witnesses

No. Street

No. Street

No. Street

RECEIVED

1883

TO ANSWER

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

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of
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 188 Police Justice.

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

Dated 188 Police Justice.

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

Dated 188 Police Justice.

POOR QUALITY
ORIGINAL

0150

S U P R E M E C O U R T .

.....X
The People, &c.,

vs.

Frederick Conklin.
.....X

S i r :

Please take notice, that an application has been made for writs of Habeas Corpus and Certiorari, in the above case, returnable on Friday, Oct. 5th, 1888, at 10:30 A. M., and a motion will be made at that time for the discharge of the above named defendant.

Dated, New York, Oct. 4th, 1888.

J. W. McLaughlin,

Counsel for Def't,

280 Broadway,

N. Y. City.

To

Hon. John R. Fellows,

District Attorney,

N. Y. City.

POOR QUALITY
ORIGINAL

0 15 1

S U P R E M E C O U R T .

.....X
The People, &c.,
vs.
Frederick Conklin.
.....X

S i r :

Please take notice, that an application has been made for writs of Habeas Corpus and Certiorari, in the above case, returnable on Friday, Oct. 5th, 1888, at 10:30 A. M., and a motion will be made at that time for the discharge of the above named defendant.

Dated, New York, Oct. 4th, 1888.

J. W. McLaughlin,
Counsel for Def't,
280 Broadway,
N. Y. City.

To

Hon. John R. Fellows,
District Attorney,
N. Y. City.

POOR QUALITY
ORIGINAL

0152

S U P R E M E C O U R T .

The People, &c.,

vs.

Frederick Conklin,

0-0-0-0-0-0-0-0-0-0-0-0-0-0-0-0-

N O T I C E .

0-0-0-0-0-0-0-0-0-0-0-0-0-0-0-0-

J. W. McLaughlin,
Counsel for Def't,
280 Broadway,
N. Y. City.

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

-----X
The People of the State of New York :
against :
Frederick Conklin, otherwise called :
Frederick Cartland. :
-----X

The Grand Jury of the City and County of New York, by this indictment accuse Frederick Conklin, otherwise called Frederick Cartland, of the crime of perjury as a Second Offense, committed as follows:

Heretofore, to wit: at a Court of General Sessions of the Peace, holden in and for the City and County of New York, at the City Hall, in the said City of New York, on the sixth day of November, in the year of our Lord one thousand eight hundred and seventy-three, before the Honorable Josiah Sutherland, City Judge of the said City of New York and Justice of the said Court, the said Frederick Conklin, otherwise called Frederick Cartland, by the name and description of Frederick Cartland, was in due form of law convicted of a felony, to wit: Grand Larceny, upon a certain indictment then and there in the said Court depending against him the said Frederick Conklin, otherwise called Frederick Cartland, by the name and description of Frederick Cartland as aforesaid, for that he then late of the first ward of the City of New York, in the County of New York aforesaid, on the 16th day of August

**POOR QUALITY
ORIGINAL**

0154

in the year of our Lord one thousand eight hundred and seventy-three, at the Ward, City and County aforesaid, with force and arms, certain goods, chattels and personal property of one Annie E. Busteed, of the value of twenty-five dollars and upwards, then and there being found, feloniously did steal, take and carry away; and also for that he, then late of the Ward, City and County aforesaid, on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, certain goods, chattels and personal property of one George W. Busteed, of the value of twenty-five dollars and upwards, then and there being found, feloniously did steal, take and carry away.

AND THEREUPON, upon the conviction aforesaid, it was considered by the said Court of General Sessions of the Peace, and ordered and adjudged that the said Frederick Conklin, otherwise called Frederick Cartland, as aforesaid, for the felony and Grand Larceny whereof he was so convicted as aforesaid, be imprisoned in the State Prison at hard labor for the term of five years, as by the record thereof doth more fully and at large appear.

And the said Frederick Conklin, otherwise called Frederick Cartland, late of the City of New York, in the County of New York aforesaid, having been so as aforesaid convicted of the felony and Grand Larceny aforesaid in the manner aforesaid, did thereafter commit the crime of Perjury in manner and form as follows, that is to say:

POOR QUALITY
ORIGINAL

0155

Heretofore, to wit, on the ~~seventh~~ day of ~~June~~, in the year of our Lord one thousand eight hundred and eighty-six, at the City of New York in the County of New York aforesaid, the said Frederick Conklin, otherwise called Frederick Cartland, personally appeared before ~~Frederick Conklin~~ Esquire, then being one of the Commissioners of Police and a member of the Board of Police of the said City of New York, as an applicant for appointment to membership, to wit, as a patrolman, of the Police force of the said City of New York, the said Board of Police having full power and authority to appoint duly qualified applicants to such membership and then and there presenting to the said ~~Frederick Conklin~~ Esquire, such commissioner as aforesaid, satisfactory evidence of qualifications, capacity and fitness to exercise the powers and perform the duties of such patrolman, was by said ~~Frederick Conklin~~ Esquire, such Commissioner as aforesaid, pursuant to the rules and regulations of the said Board of Police then lawfully in force and operation permitted to appear before the committee of surgeons of the said Board of Police for examination as to his health, physical condition and ability to perform the services required of a patrolman of the said Police force, and the said Frederick Conklin, otherwise called Frederick Cartland thereafter and on the ~~seventh~~ day of ~~June~~, in the year aforesaid, in accordance with such permission as aforesaid, did appear before the said Committee of Surgeons for exami-

**POOR QUALITY
ORIGINAL**

0156

nation as to the matters aforesaid and was then and there by the said Committee of Surgeons duly and thoroughly examined in respect thereto and the said Committee of Surgeons did then and there subject the said Frederick Conklin, otherwise called Frederick Cartland, to a thorough examination in the behalf aforesaid as a result of which said examination the said Committee of Surgeons, pursuant to the said rules and regulations and in conformity thereto did find, report and certify in writing to the said Board of Police that the said Frederick Conklin, otherwise called Frederick Cartland, was sound in limb and body, was able-bodied and of a robust constitution, had good eye-sight and good hearing and was in the opinion of the said Committee of Surgeons physically qualified to sustain the labors and exposures and perform the duties of a patrolman.

And the said Frederick Conklin, otherwise called Frederick Cartland, having been by the said finding, report and certificate favorably reported by the said Committee of Surgeons, it became and was required by the said rules and regulations of the said Board of Police that a preliminary examination on oath of the said Frederick Conklin, otherwise called Frederick Cartland should be held by the Chief Clerk of the said Board of Police or one of his deputies in respect to, his eligibility and qualifications to be a patrolman (except as to his physical condition) within the provisions of law in such case made and the said rules and regulations of the said Board of Police.

**POOR QUALITY
ORIGINAL**

0 157

And afterwards, to wit, on the ~~23rd~~ day of *June*, in the year of our Lord one thousand eight hundred and eighty-six, the said Frederick Conklin, otherwise called Frederick Cartland, at the City and County aforesaid, did personally appear before William Delameter, Esquire, then being the First Deputy Chief Clerk of the said Board of Police in his office, and did then and there and in the said office fill out and sign, in conformity with the said rules and regulations of the said Board of Police a certain statement in writing then and there containing certain statements and allegations in the form of questions and answers thereto of and concerning the eligibility and qualifications of him the said Frederick Cartland, otherwise called Frederick Cartland, for appointment as such patrolman of the said Police force, and amongst others a certain question as follows, to wit: "Have you been complained of, indicted for or convicted of any criminal offense?" and next following the said question the answer following, to wit, "No," meaning by the said question and answer above set forth that he the said Frederick Conklin, otherwise called Frederick Cartland, had not been complained of, indicted for or convicted of any criminal offense, which said statement he the said Frederick Conklin, otherwise called Frederick Cartland then and there produced and delivered to the said William Delameter, Esquire, such First Deputy Chief Clerk as aforesaid, together with a certain

**POOR QUALITY
ORIGINAL**

0158

affidavit in writing duly signed and subscribed by him the said Frederick Conklin, otherwise called Frederick Cartland,, in his own proper handwriting and in and by the name of Frederick Conklin, and then and there containing certain matters concerning the truth of the statements and allegations so contained in his said statement in writing, it being then and there necessary and material that the said William Delameter, Esquire, as such First Deputy Chief Clerk as aforesaid, should know and become informed and that the said statement in writing should set forth and show the truth concerning the qualifications and eligibility of such appointment as aforesaid, and amongst other things in respect there to whether the said Frederick Conklin, otherwise called Frederick Cartland had been at any time complained of, indicted for or convicted of any criminal offense, in order that the said Board of Police might and could determine whether the said Frederick Conklin, otherwise called Frederick Cartland was a properly qualified applicant for such appointment.

And the said Frederick Conklin, otherwise called Frederick Cartland, was then and there in due form of law sworn and did take his corporal oath by and before the said William Delameter, Esquire, such First Deputy Chief Clerk as aforesaid, touching and concerning the truth of the matters so contained in his said affidavit in writing and his qualifications and eligibility for appointment as such patrolman in the said Police force, he the said William Delameter,

**POOR QUALITY
ORIGINAL**

0159

Esquire, as such First Deputy Chief Clerk, having then and there full and competent power and authority to administer the said oath to the said Frederick Conklin, otherwise called Frederick Cartland, in that behalf.

And the said Frederick Conklin, otherwise called Frederick Cartland, being so sworn as aforesaid, then and there, to wit, on the said ~~23rd~~ day of ~~June~~, in the year of our Lord one thousand eight hundred and eighty-six, at the City and County aforesaid, before the said William Delameter, Esquire, such ~~Esquire~~ First Deputy Chief Clerk as aforesaid, wickedly minding, contriving and contending to deceive the said William Delameter, Esquire, as such First Deputy Chief Clerk as aforesaid and the said Board of Police, and to be approved and accepted as a qualified, eligible and proper applicant and candidate for such appointment, notwithstanding his ineligibility under the laws of this State, in and by his said affidavit in writing and of and concerning his said qualifications and eligibility as aforesaid, feloniously, knowingly, wickedly and corruptly did falsely swear, depose and say amongst other things in substance and to the effect following, that is to say, that he the said Frederick Conklin, otherwise called Frederick Cartland, wrote the answers and signed the above statement with his own hand (meaning thereby that he wrote the answers so contained in his said statement and writing and signed to the ~~xxx~~ said statement with his own hand) and that the same (meaning the said statement and the whole and every

**POOR QUALITY
ORIGINAL**

0160

part thereof and the answer hereinabove set forth) was true to the best of his knowledge and belief.

Whereas in truth and in fact the said statement and the whole and every part thereof and particularly the said answer to the said question hereinabove set forth was not true to the best of his the said Frederick Conklin, otherwise called Frederick Cartland, knowledge and belief, in this, that he the said Frederick Conklin, otherwise called Frederick Cartland, had been complained of and indicted for and convicted of a criminal offense, to wit, of and for felony and Grand Larceny hereinabove alleged; as he the said Frederick Conklin, otherwise called Frederick Cartland, then and there well knew.

And so the Grand Jury aforesaid do say that the said Frederick Conklin, otherwise called Frederick Cartland, having been so as aforesaid convicted of the said felony and Grand Larceny in manner and form aforesaid, feloniously, wickedly, knowingly, willfully and corruptly did commit willful and corrupt perjury: 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.

0161

BOX:

328

FOLDER:

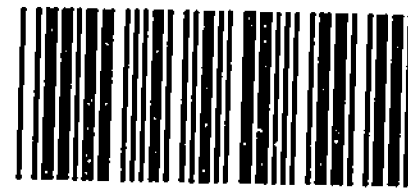
3107

DESCRIPTION:

Connelly, Thomas

DATE:

11/28/88



3107

WITNESSES:

Off. W. G. Verwoerd

This Indictment was found in 1888. I have investigated this case and I do not think the Grand Jury would ever have found a bill, if they had been fully aware of the facts.

The prisoner was a boy 16 years old - He was neither the Proprietor nor Shopkeeper - He was the nephew of the Proprietor & boy like "to feel big", sold the ale to the officers & I am convinced he had no criminal intent to violate the Excise Law. He has a good character. I ask that this Indictment be dismissed so as to approve that only should that ever rested upon defendant's character.

Dec 1st 92
G. L. B.
A. D. A.

29th

Counsel,

Filed

Pleads

20th Nov. 1888

THE PEOPLE,

vs.

Thomas Connolly

VIOLATION OF EXCISE LAW
(Selling on Sunday, Etc.)
(III Rev. Stat. (7th Edition), page 1983, Sec. 21 and
page 1989, Sec. 5.)

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Robert Macclay

Foreman.

Sub. 2 - Dec 1st 1892

for violation of the Excise Law
Indictment dismissed.

POOR QUALITY
ORIGINAL

0162

POOR QUALITY
ORIGINAL

0 163

Excise Violation-Selling on Sunday.

POLICE COURT- DISTRICT,

City and County } ss.
of New York, }

of the Central Office Police Michael Mc Dermott Street,

of the City of New York, being duly sworn, deposes and says, that on SUNDAY the 11th day
of December 1887, in the City of New York, in the County of New York,

at premises No. 42 Market Street,

Thomas Connolly (now here)
did then and there SELL, CAUSE, SUFFER and permit to be sold, and GIVEN AWAY under his
direction or authority strong and spirituous liquors, wines, ale and beer, being intoxicating liquors,
to be drunk as a beverage contrary to and in violation of the statute in such case made and provided.

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

Sworn to before me, this 12 day
of Dec 1887

Michael Mc Dermott

John J. Mc Dermott Police Justice.

POOR QUALITY
ORIGINAL

0164

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, ss.

District Police Court.

Thomas Connolly
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. *Thomas Connolly*

Question. How old are you?

Answer. *16 years old*

Question. Where were you born?

Answer. *Brooklyn L.I.*

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

Answer. *113. Monroe St. 7 years*

Question. What is your business or profession?

Answer. *Paper Roller*

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 sold this officer the ale but did not know I was doing wrong I am not the bartender I was in my uncle's saloon. I demand a trial of jury

Thomas Connolly

Taken before me this

day of

188

Police Justice.

POOR QUALITY
ORIGINAL

0165

BAILED.
No. 1, by Marvin Kelly
Residence 124 Madison
Street
No. 2, by
Residence
Street
No. 3, by
Residence
Street
No. 4, by
Residence
Street

Police Court
District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Michael McElwain

Thomas Connors

2
3
4
Offence Excuse him

Dated Dec 13 188

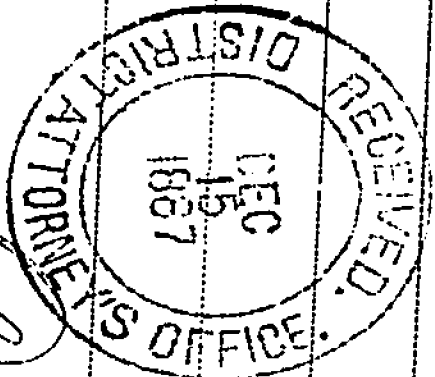
William Patterson Magistrate
W. H. Connors Officer.
Precinct.

Witnesses

No. Street.

No. Street.

No. Street.



to answer
Franklin

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

Defendant

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

Dated Dec 12 188 W. H. Connors Police Justice.

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

Dated Dec 12 188 W. H. Connors Police Justice.

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

Dated _____ 188 _____ Police Justice.

**POOR QUALITY
ORIGINAL**

0166

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Thomas S. Connelly

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

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

The said

Thomas S. Connelly

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

Michael Mc Dermott

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

SECOND COUNT—

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

Thomas S. Connelly

of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said

Thomas S. Connelly

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

JOHN R. FELLOWS,

District Attorney.

0 167

BOX:

328

FOLDER:

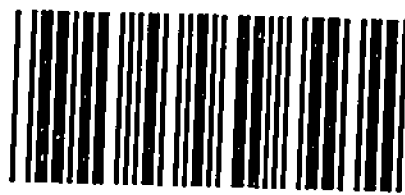
3107

DESCRIPTION:

Conners, John

DATE:

11/28/88



3107

Witnesses:

Thos Fenton

347
12/13/18
11/11/18

Counsel,
Filed *27* day of *Apr* 189*8*
Pleads, *Magalloway*

Grand Larceny second degree
[Sections 528, 531, 532, Penal Code].

THE PEOPLE
vs.
John Connors
per

JOHN R. FELLOWS,
District Attorney.

A True Bill
Stuart Macleay
Dec 31/18
J. J. J.
John Connors
Per 11 mos
PBM

0168

POOR QUALITY
ORIGINAL

0169

Police Court—4 District.

Affidavit—Larceny.

City and County }
of New York, } ss.

Thomas Hernton
of No. 421 East 63^d Street, aged 24 years,
occupation Laborer being duly sworn

deposes and says, that on the 7th day of May 1888 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent, in the day time, the following property viz :

one four wheel wagon of
the value of thirty 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 Connors (now here)

from the fact that deponent
saw said Defendant in
possession of the above
described property which
deponent identified as
being his property

Thomas Hernton

Sworn to before me, this

25th day

of March 1888

Police Justice.

POOR QUALITY
ORIGINAL

0170

Sec. 193-200.

4 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

John Conners 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 Conners

Question. How old are you?

Answer.

25 years

Question. Where were you born?

Answer.

New York

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

Answer.

423 East 72^d Street 3 years

Question. What is your business or profession?

Answer.

Longshoreman

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 Conners
his mark

Taken before me this

25

day of *November* 188*8*

Police Justice.

POOR QUALITY ORIGINAL

0171

Wm. Sanders.

H. Herring.

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

347. 1840
Police Court 4 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Thomas Hunter
421 East 63rd St
1 John Connors
2 _____
3 _____
4 _____
Offence Larceny
Felony

Dated November 25 1888

Magistrate
Young 25
Officer
Precinct

Witnesses

No. _____ Street _____
No. _____ Street _____
No. _____ Street _____
No. _____ Street _____
to answer

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

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of _____ 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 November 25 1888 _____ Police Justice.

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

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

POOR QUALITY
ORIGINAL

0172

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 Conners

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

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

The said John Conners,

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

one wagon of the value of thirty dollars,

of the goods, chattels and personal property of one Thomas Denton,

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.

POOR QUALITY
ORIGINAL

0173

SECOND COUNT—

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

John Connera —

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

The said *John Connera,*

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 wagon of the value of
thirty dollars,*

of the goods, chattels and personal property of one *Thomas Fenton,*

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

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

John Connera —

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.

JOHN R. FELLOWS,
District Attorney.

0174

BOX:

328

FOLDER:

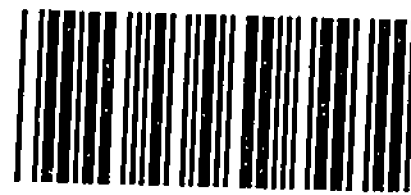
3107

DESCRIPTION:

Connors, William

DATE:

11/08/88



3107

- 21 -

Kingdom

Counsel,

Filed

Pleas,

day of

1888

Nov 19
in guilty (91)

THE PEOPLE

18. 28. 1888

William Conrad

Burglary in the second degree.

[Section 497, 506, 528, 532.]

JOHN R. FELLOWS,

712 NW 13th St District Attorney.

pleads Burg 3.

S.P. 2 1/2 1888.

A True Bill.

Wm Conrad

Foreman.

Witnesses;

Henry B. Douglas.

officer Coleman

*I recommend that a plea
of burglary in the 3rd degree
be accepted.*

*I will
advise the jury.*

Police Court—5 District.

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

of No. 435 East 173 Street, aged 41 years,
occupation Painter

deposes and says, that the premises No 435 East 173 Street,

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

in the 17th Ward
and which was occupied by deponent as a place of abode
and in which there was at the time a human being, by name

Melissa A. Mitchell

were **BURGLARIOUSLY** entered by means of forcibly removing
the cover of a coal slide on the
sidewalk in front of said house

on the 29 day of October 1888 in the day time, and the
following property feloniously taken, stolen, and carried away, viz:

One (1) Doz Silver Spoon's value at \$10.00

the property of deponent

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

William Connors

for the reasons following, to wit: that deponent was informed by
John Moley, that the said William Connors
removed the cover of the coal slide in front
of deponent's residence, and at about 7:30 pm on
said day and having inserted into said slide, the
cover being replaced by another person who was
endeavoring as accomplice of the defendant, Deponent
is further informed by Officer Coleman of the
29th Police Precinct that he arrested the defendant in
said premises; deponent has since discovered

0177

shot said property has been taken down
and carried away from said premises
H. S. Douglas

H. S. Douglas

Police Court District.

THE PEOPLE, & c.,
ON THE COMPLAINT OF

vs.

Degree.

Burglary

Dated

188

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of \$

Bail.

Bailed by

No.

Street.

POOR QUALITY
ORIGINAL

0178

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 29 years, occupation Lawrence F Coleman
Police of No. Beacon
Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of Henry B. Douglas
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this 30
day of October 1888 } Lawrence F. Coleman

[Signature]
Police Justice.

POOR QUALITY
ORIGINAL

0179

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 40 years, occupation John Moley
Night Watchman of No.

2450 28 Ave Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Henry B. Douglas

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

Sworn to before me, this 30

day of October 1888

John Moley

[Signature]

Police Justice.

POOR QUALITY
ORIGINAL

0 180

Sec. 198-200.

5 District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

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

Question. What is your name?

Answer.

William Connors

Question. How old are you?

Answer.

18

Question. Where were you born?

Answer.

New Haven

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

Answer.

423 E. 21st St. New York

Question. What is your business or profession?

Answer.

Not Employed

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 did not steal the silver - had been engaged a week previous to put in coal

William Connors

Taken before me this

day of

188

Police Justice.

0181

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

Police Court 1906
District 5

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Mary J. D. Mullen
438 E 12th St
William Connor

1
2
3
4
Offence: Burying

Dated October 30 1888

Magistrate
Columbus

Witnesses
John Moley
No. 217, 2nd St
William A. Mulchus

No. 143 E 12th St
Lamona C. Coleman

No. 29 3rd St
20001 to answer

10001 to answer

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

William Connor

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 October 30 1888 Police Justice.

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

Dated _____ 1888 Police Justice.

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

Dated _____ 1888 Police Justice.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

William Ramona

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

— William Ramona —

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

The said *William Ramona*,

late of the *Second* Ward of the City of New York, in the County of New York
aforesaid, on the *Twenty-first* day of *October*, in the year
of our Lord one thousand eight hundred and eighty-*eight*, with force and arms, about the
hour of *Two* o'clock in the *day* time of the same day, at the Ward,
City and County aforesaid, the dwelling house of one *Henry B. Danderson*,

there situate, feloniously and burglariously did break into and enter, there being then and there
some human being, to wit: *one Melissa A. Mitchell*,

within the said dwelling house, with intent to commit some crime therein, to wit: the goods
chattels and personal property of the said *Henry B. Danderson*,

in the said dwelling house then and there being, then and there feloniously and burglariously to
steal, take and carry away;

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

SECOND COUNT—

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

— William Thomas —

of the CRIME OF *Real* LARCENY. —

committed as follows:

The said *William Thomas*,

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

*Twelve spoons of the value of
one dollar each,*

of the goods, chattels and personal property of one *Henry B. Donofoss*,

in the dwelling house of the said *Henry B. Donofoss*. —

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.

John X. Thomas.
Attorney

0184

BOX:

328

FOLDER:

3107

DESCRIPTION:

Cordts, Henry

DATE:

11/22/88



3107

POOR QUALITY
ORIGINAL

0185

WITNESSES:

off Cooper

264

Counsel,

Filed

22 day of *Nov*

188*8*

Pleads

Guilty

THE PEOPLE,

vs.

Henry Cordto

VIOLATION OF EXCISE LAW
(Selling on Sunday, Etc.)
[III Rev. Stat. (7th Edition), page 1893, Sec. 21 and
page 1889, Sec. 5.]

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Wm Macleay
Foreman.

*Pr Dec 1878,
It is agreed to a p. S. S.
for true by counsel*

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 Cordts

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

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

The said

Henry Cordts

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

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

SECOND COUNT—

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

Henry Cordts

of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said

Henry Cordts

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

JOHN R. FELLOWS,

District Attorney.

0187

BOX:

328

FOLDER:

3107

DESCRIPTION:

Corr, William

DATE:

11/09/88



3107

POOR QUALITY
ORIGINAL

0188

Selling on Sunday.

Keeping no books

Counsel,

Filed

9 day of Nov 1888

Pleads

Guilty - 12

THE PEOPLE,

vs.

VIOLATION OF EXCISE LAW

(Selling on Sunday, Etc.)
(III Rev. Stat. (7th Edition), page 1883, Sec. 21 and
page 1889, Sec. 5.)

B

William Loran

[Signature]

JOHN R. FELLOWS,

District Attorney.

A True Bill.

[Signature]

Forfeited.

Forfeited to the U.S. Marshal
for the unpaid and unpaid fines.

Wm. L. Loran, Nov. 14, 1888

WITNESSES:

[Signature]

POOR QUALITY
ORIGINAL

0 189

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 Corr

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

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

The said

William Corr

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

Felix Mc Gorry

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

SECOND COUNT—

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

William Corr

of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said

William Corr

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

JOHN R. FELLOWS,

District Attorney.

0190

BOX:

328

FOLDER:

3107

DESCRIPTION:

Cox, John

DATE:

11/02/88



3107

0191

BOX:

328

FOLDER:

3107

DESCRIPTION:

Savage, Oliver

DATE:

11/02/88



3107

0192

BOX:

328

FOLDER:

3107

DESCRIPTION:

Cox, William

DATE:

11/02/88



3107

POOR QUALITY
ORIGINAL

0193

347

Witnesses:

Peter Pepper
Off Gargan

Counsel,
Filed '2 day of Apr 188
Pleads, 1. Acquitted (15)

THE PEOPLE

vs. P
John Cox P
Oliver Savage
and 15. 2nd P
William Cox

Burglary in the Third degree.
Robbery and
Receiving
[Section 408, 502, 528, 537, 550]

JOHN R. FELLOWS,
District Attorney.

A True Bill.

Joseph A. Lynch Foreman.
Apr. 2. 1888.
2 x 3.
Oliver Savage
No 2. - Judge of Ref.
" 3. - Ben. J. M.
No 1. - Drachmeyer, B.M.

POOR QUALITY
ORIGINAL

0194

Police Court—01 District.

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

of No. 2424 St. Avenue Street, aged 29 years,

occupation grocer being duly sworn

deposes and says, that the premises No. 2424 St. Avenue Street,

in the City and County aforesaid, the said being a Brick Building

in the 12th Ward New York City

and which was occupied by deponent as a Grocery Store

and in which there was at the time no human being, by name

were BURGLARIOUSLY entered by means of forcibly Opening
a Window leading from the sidewalk
to the Cellar of said premises and
then forcibly opening a trap door leading to
the Store of deponent's Store
on the 28th day of October 1888 in the day time, and the
following property feloniously taken, stolen, and carried away, viz:

A Quantity of Goods of the Value
of Two Dollars and Good Cash, Cash
Money of the United States issue to the
Amount and Value of Five Dollars and
being of the Value of Seven Dollars.

the property of Deponent

and deponent further says, that he has great cause to believe, and does believe, that the aforesaid

BURGLARY was committed and the aforesaid property taken, stolen, and carried away by

John Cox Oliver Savage

both of whom are now in the prison for the reasons following, to wit:

That at or about the hour
of Ten O'clock a.m. on said date Deponent
regularly fastened and left said premises
that in the 29th day of October 1888 Deponent
discovered that said premises had
been burglariously entered as aforesaid
and the said property taken, stolen
and carried away. That the said
Savage admitted and confessed

POOR QUALITY
ORIGINAL

0195

in deponent's presence. That he was
in company with the said unknown
person. and assisted in taking away
a portion of the property from deponent's
premises. Deponent is informed by
Patrick J. Gahan. That he arrested
the said person in the cellar adjoining
deponent's cellar. with a quantity of
fruit in his possession. Consisting of
figs which deponent identifies
as a portion of the property mentioned
and carried away from deponent's premises
from Dwyer's place.

This 30th day of Oct 1888. Peter P.

Thos. J. Gahan
Peter

Police Court District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

Burglary

Degree.

Dated

188

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of \$

Bail.

Bailed by

No.

Street.

POOR QUALITY
ORIGINAL

0 196

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 37 years, occupation Police Officer of the
Police Officer Street, being duly sworn, deposes and

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

Sworn to before me, this

day of October 183 8

John P. P. P.
Police Justice.

POOR QUALITY
ORIGINAL

0197

Sec. 198-200.

CITY AND COUNTY }
OF NEW YORK, } ss.

District Police Court.

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

Question. What is your name?

Answer. *John Savage*

Question. How old are you?

Answer. *15 Years*

Question. Where were you born?

Answer. *New York City*

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

Answer. *2422. 8th Ave. 9 months*

Question. What is your business or profession?

Answer. *Crummey*

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 very friendly of the*
City & Live Savage

Taken before me this

day of

Police Justice.

POOR QUALITY
ORIGINAL

0198

Sec. 193-200.

CITY AND COUNTY
OF NEW YORK, ss.

District Police Court.

John Box 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 Box*

Question. How old are you?

Answer. *14 1/2 years*

Question. Where were you born?

Answer. *New York.*

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

Answer. *2424, 8th Avenue 18 months*

Question. What is your business or profession?

Answer. *None*

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

Answer. *I am not guilty of the*
Charge
John Box

Taken before me this

day of *October* 188*8*

Police Justice.

POOR QUALITY
ORIGINAL

0199

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

547
Police Court---
District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

1. *John J. Smith*
2. *John J. Smith*
3. *William West*
Offence *Burglary*

Dated *Oct 30* 188*8*

W. West
Magistrate.

John J. Smith
Officer

John J. Smith
Witness

No. *30* *Greenough*
Street

No. *100* *Smith*
Street

No. *100* *Smith*
Street

No. *100* *Smith*
Street

No. *100* *Smith*
Street

No. *100* *Smith*
Street

No. *100* *Smith*
Street

No. *100* *Smith*
Street

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

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

Dated *Oct 30* 188*8*, *John J. Smith* Police Justice.

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

Dated _____ 188 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

POOR QUALITY
ORIGINAL

0200

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

*John Cox, Oliver
Savage and William Cox* }
^{against}

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

John Cox, Oliver Savage and William Cox

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

The said

*John Cox, Oliver Savage
and William Cox, all*

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

Peter Peper

feloniously and burglariously did break into and enter, with intent to commit some crime therein,
to wit: with intent, the goods, chattels and personal property of the said

Peter Peper

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

SECOND COUNT—

AND THE GRAND JURY AFORESAID, by this indictment further accuse the said
John Cox, Oliver Savage and William Cox
of the CRIME OF *Petit* LARCENY — committed as follows:

The said *John Cox, Oliver Savage*
and William Cox, all
late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid,
at the Ward, City and County aforesaid, in the *day* time of the said day, with force and arms,
a quantity of fruit of the value
of two dollars, and
the sum of five dollars in money,
lawful money of the United
States, and of the value of five
dollars

of the goods, chattels and personal property of one

in the *store*

of the said

Peter Seper
Peter Seper

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

POOR QUALITY
ORIGINAL

0202

THIRD COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further accuse the said
John Cox, Oliver Savage and William Cox
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows:

The said *John Cox, Oliver Savage*
and William Cox, all
late of the Ward, City and County aforesaid, afterwards to wit: on the day and in the year afore-
said, at the Ward, City and County aforesaid, with force and arms,

a quantity of fruit of the value of
two dollars, and
the sum of five dollars in money,
lawful money of the United
States, and of the value of five
dollars

of the goods, chattels and personal property of one *Peter Peper*

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

unlawfully and unjustly, did feloniously receive and have; the said *John Cox,*
Oliver Savage and William Cox
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.

JOHN R. FELLOWS,
District Attorney.

0203

BOX:

328

FOLDER:

3107

DESCRIPTION:

Cox, William

DATE:

11/20/88



3107

POOR QUALITY
ORIGINAL

0204

Witnesses;

Wm. H. Hildall
29th Feb

1827
J. H. Conner
Counsel,
Filed
Pleads,
20th Feb 1888
Magistry 71

THE PEOPLE
vs.
William Cox
VIOLATION OF EXCISE LAW.
(Keeping Open at Unlawful Hours.)
[III Rev. Stat. (7th Edition), page 1989, Sec. 5.]

JOHN R. FELLOWS,
District Attorney,
per Nov 23/87.
Transferred by consent to C. J.
S. S. for trial.

A True Bill.

Thos. Macleay
Foreman.

POOR QUALITY

0205

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 Cox

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

William Cox

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

William Cox

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

JOHN R. FELLOWS,

District Attorney.

0206

BOX:

328

FOLDER:

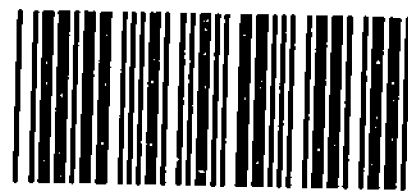
3107

DESCRIPTION:

Coyle, Philip

DATE:

11/28/88



3107

POOR QUALITY
ORIGINAL

0207

WITNESSES:

Off. Cooper.

Central office.

Counsel,

Filed

day of

1888

Pleads

THE PEOPLE,

vs.

Philip Gayle

F

VIOLATION OF EXCISE LAW

(Selling on Sunday, Etc.)
[III Rev. Stat. (7th Edition), page 1993, Sec. 21 and
page 1999, Sec. 5.]

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Thud McClellan

Foreman.

FEB 23/90

POOR QUALITY
ORIGINAL

0208

Excise Violation-Selling on Sunday.

POLICE COURT- 5 DISTRICT,

City and County } ss.
of New York,

of No. Police Office Street,
of the City of New York, being duly sworn, deposes and says, that on SUNDAY the 18 day
of June 1888 in the City of New York, in the County of New York,
at premises No. 2125 - 5th Avenue Street,
Philip Doyle (now here)

did then and there SELL, CAUSE, SUFFER and permit to be sold, and GIVEN AWAY under his
direction or authority strong and spirituous liquors, wines, ale and beer, being intoxicating liquors,
to be drunk as a beverage contrary to and in violation of the statute in such case made and provided.

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

Sworn to before me, this 19 day
of June 1888

James G. Cooper
Police Justice.

POOR QUALITY
ORIGINAL

0209

Sec. 198-200.

CITY AND COUNTY }
OF NEW YORK, } ss.

3 District Police Court.

Philip Cayle 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 to see fit to answer the charge and explain the facts alleged against him
that he is at liberty to waive making a statement, and that his waiver cannot be used
against him on the trial.

Question. What is your name?

Answer.

Philip Cayle

Question. How old are you?

Answer.

19 yrs

Question. Where were you born?

Answer.

Demmin

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

Answer.

2125 - 8th Ave

Question. What is your business or profession?

Answer.

Backman

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 not Guilty and
Demmin a Trust by
Jury*

Philip Cayle

Taken before me this

day of

Police Justice.

POOR QUALITY
ORIGINAL

02 10

BAILED,
No. 1, by Henry M. Bauman
Residence 243-2116 Street,
No. 2, by _____
Residence _____ Street,
No. 3, by _____
Residence _____ Street,
No. 4, by _____
Residence _____ Street,
No. 5, by _____
Residence _____ Street.

Police Court- 5 District.

926

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Anna S. Cooper

Charles Cooper

Charles Cooper

Offence Violation
Police Law

Dated June 19 1888

Magistrate.

Officer.

Police Precinct.

Witnesses

No. _____ Street.

No. _____ Street.

No. _____ Street.

\$ 100 to answer

Bauman

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 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 June 19 1888 Charles Cooper Police Justice.

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

Dated June 19 1888 Charles Cooper Police Justice.

There being no sufficient cause to believe the within named _____

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

Dated _____ 1888 _____ Police Justice.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Philip Boyle

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

Philip Boyle

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

The said

Philip Boyle

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

James G. Cooper

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

SECOND COUNT—

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

Philip Boyle

of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said

Philip Boyle

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

JOHN R. FELLOWS,

District Attorney.

02 12

BOX:

328

FOLDER:

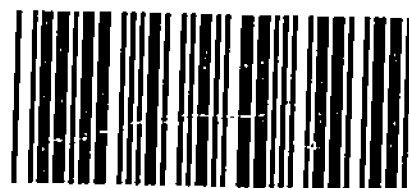
3107

DESCRIPTION:

Crawford, George

DATE:

11/20/88



3107

POOR QUALITY
ORIGINAL

0213

WITNESSES:

Wm. M. M. M. M. M.

29th Feb

Counsel,

Filed

Pleads

1888

THE PEOPLE,

vs.

George Crawford

VIOLATION OF EXCISE LAW

(Selling on Sunday, Etc.)
[111 Rev. Stat. (7th Edition), page 1992, Sec. 21 and
page 1999, Sec. 5.]

JOHN R. FELLOWS,

District Attorney.

72 Jan 23/88
transferred by consent to Q
of S. J. M. M. M.
A TRUE BILL.

Wm. M. M. M.
Foreman.

**POOR QUALITY
ORIGINAL**

0214

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

George Crawford

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

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

The said

George Crawford

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

Charles C. Maykel

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

SECOND COUNT—

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

George Crawford

of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG
AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said

George Crawford

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

JOHN R. FELLOWS,

District Attorney.

02 15

BOX:

328

FOLDER:

3107

DESCRIPTION:

Criswauld, Thomas

DATE:

11/02/88



3107

POOR QUALITY
ORIGINAL

02 16

Witnesses:

J. Connolly

John Connolly

From an examination of this
Case I am of opinion that
justice will be satisfied
by the acceptance of a plea
of attempt to bribe
in the 2nd degree

W. G. Goff
Asst. D. A.

Counsel,

Filed

2 day of

188

Pleads,

May 15

THE PEOPLE

vs.

Assault in the Second Degree
(Resisting Arrest.)
(Section 218, Penal Code.)

S. Boston
Thomas Crumwell

JOHN R. FELLOWS,

District Attorney.

Nov 14

Nov 12/88

pleads attempt Assist. D. A.

A True Bill.

W. G. Goff
Foreman.

S. P. 2 yds.

POOR QUALITY
ORIGINAL

0217

Police Court— 2 District.

CITY AND COUNTY }
OF NEW YORK, } ss,

of No. Bernard J. Connolly
J. H. Pruett Place Street, aged _____ years,
occupation Policeman being duly sworn, deposes and says, that
on the 27th day of October 188 at the City of New York,
in the County of New York,

he was violently ASSAULTED ~~and BEATEN~~ by Thomas Criswold
(now here) The defendant threw a
brick at deponent and thereby
caused the escape of a prisoner
whom deponent had arrested for a
felony
without any justification on the part of the said assailant.

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

Sworn to before me, this 30
day of October 188 } Bernard J. Connolly
W. H. H. H. Police Justice.

POOR QUALITY
ORIGINAL

02 18

Sec. 193-200.

2

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

Thomas Crisward

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

Question. What is your name?

Answer.

Thomas Crisward

Question. How old are you?

Answer.

18 years

Question. Where were you born?

Answer.

N.Y.

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

Answer.

South Bortn 12 years

Question. What is your business or profession?

Answer.

Plumber

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

Answer.

I was drunk at the time

Thomas Crisward

Taken before me this

day of

188

Police Justice.

POOR QUALITY
ORIGINAL

0219

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

550
Police Court---2
District, 1904

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Edward J. Kennedy

Charles Culver

Offence Assault on an Officer

Dated Oct 30 188

Magistrate

Connelly

Officer

Witnesses

No. _____
Street _____

No. _____
Street _____

No. _____
Street _____

No. _____
Street _____

No. _____
Street _____

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

Thomas Crowsand

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of \$1000 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 Oct 30 188 Police Justice.

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

Dated 188 Police Justice.

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

Dated 188 Police Justice.

POOR QUALITY
ORIGINAL

0220

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Thomas Rismunda

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

Thomas Rismunda

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

The said *Thomas Rismunda*,

late of the City of New York, in the County of New York aforesaid, on the *27th* day of *October*, in the year of our Lord one thousand eight hundred and eighty *eight*, at the City and County aforesaid, with force and arms, feloniously made an assault in and upon one *Samuel J. Remondy*

then and there being a *patrolman* of the Municipal Police of the City of New York, and as such *patrolman* being then and there engaged in the lawful apprehension of a certain man whose name is to the Grand Jury aforesaid as yet unknown, —

and the said *Thomas Rismunda*,
him, the said *Samuel J. Remondy*,
~~then and there feloniously did beat, strike, wound and otherwise ill-treat, with intent~~
then and there and thereby to prevent and resist the lawful apprehension
of *the said man*, — as aforesaid,
against the form of the statute in such case made and provided, and against the peace of
the People of the State of New York and their dignity.

JOHN R. FELLOWS,
District Attorney.

0221

BOX:

328

FOLDER:

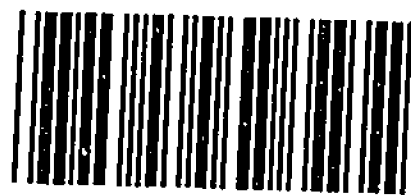
3107

DESCRIPTION:

Crosby, Thomas

DATE:

11/23/88



3107

0222

BOX:

328

FOLDER:

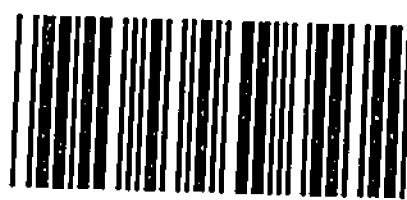
3107

DESCRIPTION:

Dempsey, John

DATE:

11/23/88



3107

0223

Witnesses:

J. J. Byck
John A. Munn

74 Ret

Court
Filed *22* day of *Nov* 188*8*
Pleads, *Verdict* (26.)

THE PEOPLE
vs.
Thomas Crosby
and John C. B. Dwyer
340 1st St. N. W.
John Dempsie

[Section 498, 506, 526, 531, 553, 554]
Burglary in the Third degree.
Sunderland and
Dwyer, and reading
the indictment.

JOHN R. FELLOWS,

Dec 14/88 District Attorney.

No 27 pleas Burg 3

A TRUE BILL.
S. J. Foreman
Acad Macleay

Foreman.

Plends Burg 3 day
S. J. Foreman
Dec 21

X

02224

Police Court— District.

City and County } ss.:
of New York,

of No. 172 East 125th Street, aged 37 years,
occupation Merchant being duly sworn

deposes and says, that the premises No. 172 East 125th Street, 12th Ward
in the City and County aforesaid the said being a One story Building

and which was occupied by deponent as a Clothing Store
and in which there was at the time ^{two} human being, by name

were BURGLABIOUSLY entered by means of forcibly breaking a
large pane of Plate Glass in the
front window of said premises

on the 6th day of November, 1888 in the night time, and the
following property feloniously taken, stolen, and carried away, viz:

Two cloth coats. and one vest. Together
of the value, Sixty dollars.

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

Thomas Harsby (a) John Simpson
(both nowhere)

for the reasons following, to wit:

from the fact, that on
about the hour of 9 PM on the 5th day
of November 1888. Dependent, recently returned
from left said premises. That at or
about the hour of 3 AM on the 6th day
of November 1888. Dependent, was informed
by a Police Officer, that said premises
had been entered as aforesaid.
That Dependent is informed by Officer

0225

George H. Stephenson that he arrested
the said George H. Stephenson and
found in their possession two
Cents and one half. which documents
identifies as the property stolen
and carried away from documents
presents as aforesaid. Stephenson
therefore prays that the said George
and Stephenson may be held to
answer the same

I pray to be for me } Paul J. Bock.
this 6th day of November 1888

H. H. H. H.
Office Justice

It appearing to me by the within depositions and statements that the crime therein mentioned has been
committed, and that there is sufficient cause to believe the within named
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of
Hundred Dollars and be committed to the Warden and Keeper of the City Prison
of the City of New York, until he give such bail.
Dated _____ 1888
I have admitted the above named
to bail to answer by the undertaking hereto annexed.
Dated _____ 1888
There being no sufficient cause to believe the within named
guilty of the offence mentioned, I order he to be discharged.
Dated _____ 1888
Police Justice.

Police Court, District,

THE PEOPLE, &c.,
on the complaint of

vs.

Office—BURGLARY.

1
2
3
4

Date

1888

Magistrate.

Officer.

Clerk.

Witnesses,

No.

Street,

No.

Street,

No.

Street,

\$ to answer General Sessions.

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 33 years, occupation Police Officer of No. 29th Precinct Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of Paul J. Ryan
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this

day of March 1888

Geo. H. Stephenson
H. A. Kade
Police Justice.

0227

Sec. 193-200.

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

Thomas Crosby 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~~ *h*; that the statement is designed to
enable ~~him~~ *h* if he see fit to answer the charge and explain the facts alleged against ~~him~~ *h*
that ~~he~~ *he* is at liberty to waive making a statement, and that ~~his~~ *h* waiver cannot be used
against ~~him~~ *h* on the trial.

Question. What is your name?

Answer. *Thomas Crosby*

Question. How old are you?

Answer. *34 Years*

Question. Where were you born?

Answer. *New York*

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

Answer. *110 St & 2 Ave 18 Months*

Question. What is your business or profession?

Answer. *Cook*

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

Answer. *I have nothing to say*

Thomas Crosby

Taken before me this

day of *September* 188*8*

Police Justice.

0228

Sec. 198, 200.

CITY AND COUNTY }
OF NEW YORK, } ss.

District Police Court.

John Simpson 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 Simpson*

Question. How old are you?

Answer. *32 Years*

Question. Where were you born?

Answer. *New York*

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

Answer. *194 Canal St. 6 months*

Question. What is your business or profession?

Answer. *Printer*

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

Answer. *I have nothing to say*

John Simpson

Taken before me this

day of

January 188*8*

Police Justice.

0229

Police Court... 21st 1943
District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Wm. J. Davis
East 125 St
Thomas J. Davis
Thomas J. Davis
Thomas J. Davis
Offence *Burglary*

Dated *September 6* 188

Steele Magistrate.

Stephens Officer.

29 Precinct.

Wm. J. Davis Witnesses.

Wm. J. Davis No. 4, by Street.

Wm. J. Davis No. 3, by Street.

Wm. J. Davis No. 2, by Street.

Wm. J. Davis No. 1, by Street.

Wm. J. Davis No. 1, by Street.

Wm. J. Davis No. 1, by Street.

Wm. J. Davis No. 1, by Street.

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

Thomas J. Davis 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, *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 *Sept 6* 188 *H. J. Davis* Police Justice.

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

Dated 188 Police Justice.

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

Dated 188 Police Justice.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

*Thomas Crosby and
John Dempsey*

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

Thomas Crosby and John Dempsey

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

The said *Thomas Crosby, and
John Dempsey, both*

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

Paul J. Byck

feloniously and burglariously did break into and enter, with intent to commit some crime therein,
to wit: with intent, the goods, chattels and personal property of the said

Paul J. Byck

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

SECOND COUNT—

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

Thomas Brasby and John Dempsey
of the CRIME OF *Grand* LARCENY in the second degree committed as follows:

The said

Thomas Brasby and John Dempsey, both—

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

two coats of the value of twenty-
five dollars each and
one vest of the value of ten
dollars

of the goods, chattels and personal property of one

in the *store* of the said

Paul J. Byck
Paul J. Byck—

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

THIRD COUNT—

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

Thomas Crosby and John Dempsey
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows:

The said

Thomas Crosby and John Dempsey, both

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

two coats of the value of twenty-five dollars each, and one vest of the value of ten dollars

of the goods, chattels and personal property of one

Paul J. Byck

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

Paul J. Byck

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

Thomas Crosby and John Dempsey
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.

JOHN R. FELLOWS,

District Attorney.

0233

BOX:

328

FOLDER:

3107

DESCRIPTION:

Crowell, Preston R.

DATE:

11/02/88



3107

POOR QUALITY
ORIGINAL

0234

569

Witnesses:

J. B. Hecker,
E. M. Kingsley,
J. H. Bradhurst

Counsel,
Filed, 2 day of Nov 1888
Pleads,

THE PEOPLE

FRAUDULENT REGISTRATION.
[Chap. 410, Laws of 1882, § 1903.]

Nov. 14, 1888.

I recommend the
dismissal of this Indict-
ment for the reasons
stated in the case of
People v. Duncan Mc.
Buchanan, filed here-
with.

Preston R. Crowell

JOHN R. FELLOWS,
District Attorney.

A True Bill.

J. H. Foreman
District Attorney.
J. H. Foreman
Foreman.
F. 2 (Nov. 16, 1888)
Indictment dismissed

**POOR QUALITY
ORIGINAL**

0235

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

THE PEOPLE OF THE STATE OF NEW YORK,
against

Ernest R. Cromwell

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by
this indictment, accuse *Ernest R. Cromwell*
of a FELONY, committed as follows:

Heretofore, to wit: on the *9th* day of
October, in the year of our Lord one thousand eight hundred and eighty*two* the
same being a day duly appointed by law as a day for the general registration of the
qualified voters of the said City and County, the said *Ernest R. Cromwell*
late of the City and County aforesaid, at the City and County aforesaid, did personally
appear before the Inspectors of Election of the *21st* Election District
of the *2nd* Assembly District of the said City and County, at a meeting
of the said Inspectors of Election then being duly held for the purpose of the general
registration of the male residents of the said Election District as then were, or would be
on the day of election next following the said day of registration, (to wit: on the *12th*
day of November, in the year aforesaid, being the Tuesday succeeding the first Monday in
the said month of November, and being the day duly appointed by law for the holding of
a general election throughout the said State, and in the City and County aforesaid), entitled
to vote therein, at the duly designated polling place of the said Election District, and did
then and there, at the said general registration of voters, feloniously and fraudulently
register in the said Election District, not having a lawful right to register therein, in this,
to wit: that the said *Ernest R. Cromwell* was not then a male resident
of the said Election District as then was, or on the said day of election next following the
said day of registration would be entitled to vote therein, for the reason that he was not
then, nor would he on the said day of election have been, an inhabitant of the said State
one year next preceding such election, and the last four months a resident of the said
County of New York, and for the last thirty days a resident of the said Election District,
against the form of the statute in such case made and provided, and against the peace and
dignity of the said People.

JOHN R. FELLOWS, District Attorney.