

08 18

BOX:

365

FOLDER:

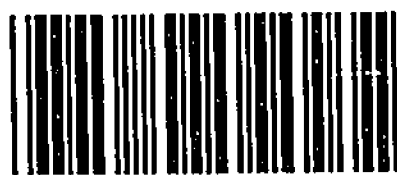
3429

DESCRIPTION:

Harris, William

DATE:

09/09/89



3429

08 19

Witnesses:

Off John Pigott
222 9000

Counsel,

Filed

Pleads

9 Sept. 1889
L. J. J. J.

THE PEOPLE

vs.

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

William Harris

JOHN R. FELLOWS,
District Attorney.

Read in Court
Sept 19/89

A True Bill

Chas. D. Bickel

Foreman.

Pen. One year.

Sept 19/89

Sept 19/89

0820

Sec. 198-200.

4 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

William Harris 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 Harris

Question. How old are you?

Answer.

29 years

Question. Where were you born?

Answer.

New York

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

Answer.

11 Ave 42 St 8 floor

Question. What is your business or profession?

Answer.

Porter

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

Answer.

I am not Guilty

Wm Harris

Taken before me this

5 day of

188

Police Justice.

0821

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

Joseph A. Smith
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of *Seven* 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 *Aug 22* 188 *Henry J. ...* Police Justice.

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

Dated 188 Police Justice.

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

Dated 188 Police Justice.

0822

Police Court

1700 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

John Rigolt

vs. William Harris

1

2

3

4

Dated Aug 22 1889

Murray Magistrate

Rigolt Officer.

22 Precinct.

Witnesses David Obermer

No. 20 Peck Street.

William Morse

No. 223 E. 46 Street.

No. Street.

\$ 1000 to answer

BAILED.

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

0823

Police Court— 4 District.

CITY AND COUNTY } ss,
OF NEW YORK,

of No. 22 Police Street, aged 21 years,
occupation Police Officer

on the 21 day of Aug 1888 being duly sworn, deposes and says, that

in the County of New York, White deponent was in the discharge
of his duty feloniously he was violently ASSAULTED and BEATEN by William Harris (murder)

who struck deponent a number of
violent blows about the face with his
clenched fist and kicked deponent
a number of times about the body and
cut deponent on the hand with a knife
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 22

day of Aug

1888

John Rigott
Police Justice.

0824

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 Harris

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

William Harris

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

The said

William Harris

late of the City and County of New York, on the Twenty First day of August, in the year of our Lord one thousand eight hundred and eighty nine, with force and arms, at the City and County aforesaid, in and upon one

John Legott in the peace of the said People then and there being, feloniously did wilfully and wrongfully make an assault; and the said William Harris

with a certain knife which he the said

William Harris in his right hand then and there had and held, the same being then and there

a weapon and an instrument and weapon likely to produce grievous bodily harm,

him, the said John Legott then

and there feloniously did wilfully and wrongfully strike, beat, cut, stab

bruise and wound, against the form of the statute in such case made and provided, and

against the peace of the People of the State of New York and their dignity.

0825

SECOND COUNT—

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

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

The said

William Harris

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

John Pigott
in the peace of the said People then and there being, feloniously did wilfully and
wrongfully make another assault; and the said

the said
with a certain

which

in his
hand

the said

William Harris
right hand then and there had held, in and upon the
of John Pigott the said

then and there feloniously did wilfully and wrongfully strike, beat, cut, stab,
bruise and wound, and did then and there and by the means aforesaid, feloniously,
wilfully and wrongfully inflict grievous bodily harm upon the said John
Pigott to the great damage of the said John Pigott
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.

0026

BOX:

365

FOLDER:

3429

DESCRIPTION:

Hartt, George W.

DATE:

09/30/89



3429

0027

Witnesses:

George A. Clark
Mary E. Black

Bailed in \$2000 by
Norman Andrews
509 East 116th St.

Counsel,

So
Filed

day of

Sept, 1889

Pleads,

Guilty. Atty.

THE PEOPLE

vs.

B

George W. Hartt

Blackman
Section 558, Penal Code

JOHN R. FELLOWS

District Attorney.

A TRUE BILL.

Ordered to the Court
for the County of New York
for trial (Entered in the Minutes)
October 9, 1889

Charles B. Folscher

Foreman.

Signed and filed

30 Sept 1889

0020

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 :
George W. Hartt. :
-----X

The Grand Jury of the City and County of New York, by this indictment, accuse George W. Hartt of a felony, committed as follows:

The said George W. Hartt, late of the City of New York, in the County of New York aforesaid, on the first day of September in the year of our Lord one thousand eight hundred and eighty-nine, at the City and County aforesaid, did feloniously send to and cause to be forwarded to and received by one Mary E. Flack a certain letter and writing threatening to expose the said Mary E. Flack to some disgrace to the Grand Jury aforesaid unknown and to impute such disgrace to the said Mary E. Flack, which said letter and writing is as follows, that is to say:

New York Sept 1 1889

Mrs Mary E Flack

Knowing what I do I can keep still no longer
You have done all you possibly can, to ruin Jas A
Flack the man who has been a good husband to you untill
you degraded your self by drinking You are now posing
as a martyr when you know in your heart and soul that
you are the guilty party-- You know well what I know

0029

2

and can prove I dont want to injure you in the least but an innocent man must be saved and justice must be done, I write this in sorrow-- If I have to appear to save him- I shall do so If I do appear where will your grounds for a divorce or anything else stand--all you have to do is to acknowledge that you know you were legally divorced-- Your son William can sware positively that he told you it was a divorce you were getting I also was told you had a divorce-- I don want to do anything to injure or bias you in any way but I want justice done the course you have taken through bad advisers has been the means of almost if not quite ruining your son as well as your late husband--and placing them in danger of Prison--

I will call on you if you wish it any time but if you want to save your name and reputation act promptly--& undo what you have done

There is not a soul who know that I have written you or intend doing so- I have thought this thing over and concluded to acy by writing you at once You know who I am

George

he the said George W. Hartt then and there well knowing the contents of the said letter and writing, and with intent by means thereof to do and procure an illegal and wrongful act, to wit, to thereby prevent the said Mary E. Flack, who was then cognizant of the commission of certain crimes, misdemeanors and fraudulent ~~xxxx~~

0030

3

and illegal practices and acts in and about the procuring of a judgment of absolute divorce, which had been then lately rendered by the Court of Common Pleas for the City and County of New York, divorcing the said Mary E. Flack and James A. Flack, her husband, and dissolving the marriage between them, and of facts material to the prosecution of the said crimes, misdemeanors and fraudulent and illegal practices and acts, from disclosing her knowledge thereof to the Grand Jury of the City and County of New York, or to any other legally constituted body, court, magistrate or officer, and to thereby induce and procure her the said Mary E. Flack to conceal and abstain from in any manner instituting or aiding the prosecution of the said crimes and misdemeanors, and to withhold her testimony in relation thereto, as well before the said grand Jury as also before any other such legally constituted body, court, magistrate or officer as aforesaid, and thereby that the persons guilty of such crimes, misdemeanors and fraudulent and illegal practices and acts ^{should escape} from all prosecution for the said ~~xxxx~~ crimes and misdemeanors: 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 W. Hartt of the same felony, committed as follows:

The said George W. Hartt, late of the City of New York, in the County of New York, aforesaid, after-

0031

4

wards, to wit, on the said first day of September in the year of our Lord one thousand eight hundred and eighty-nine, at the City and County aforesaid, did feloniously send to and cause to be forwarded to and received by one Mary E. Flack a certain letter and writing threatening to expose one Mary E. Flack to some disgrace to the Grand Jury aforesaid unknown and to impute such disgrace to the said Mary E. Flack, which said letter and writing is as follows, that is to say:

New York Sept 1 1889

Mrs Mary E Flack

Knowing what I do I can keep, still no longer
You have done all you possibly can, to ruin Jas A
Flack the man who has been a good husband to you untill
you degraded your self by drinking You are now posing
as a martyr when you know in your heart & soul that you
are the guilty party-- You know well what I know and
can prove I don't want to injure you in the least
but an innocent man must be saved and justice must be
done, I write this in sorrow-- If I have to appear
to save him- I shall do so If I do appear where will
your grounds for a divorce or anything else stand--
all you have to do is to acknowledge that you know you
were legally divorced-- Your son William can swear positively that he told you it was a divorce you were
getting I also was told you had a divorce-- I don't
want to do anything to injure or bias you in any way
but I want justice done the course you have taken

0032

5

through bad advisers has been the means of almost if not quite ruining your son as well as your late husband--and placing them indanger of prison--

I will call on you if you wish it any time but if you want to save your name and reputation act promptly--& undo what you have done

there is not a soul who know that I have written you or intend doing so-- I have thought this thing over and concluded to act by writing you at once You know who I am

George

he the said George W. Hartt--then and there well knowing the contents of the said letter and writing, and with intent by means thereof to do and procure an illegal and wrongful act, to wit, to thereby induce and procure the said Mary E. Flack to publicly avow and declare ~~that~~ that she had been legally divorced from James A. Flack, her husband, and that a certain judgment of divorce then lately before rendered by the Court of Common Pleas for the City and County of New York, had been regularly and properly granted, and by her authority and procurement; whereas, in truth and in fact, she the said Mary E. Flack had not been legally divorced from the said James A. Flack, and the said judgment of divorce had not been regularly or properly granted, or by her authority or procurement, as he the said George W. Hartt then and there well knew: against the form of the statute in such case made and provided, and

0033

6

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 George W. Hartt of the same felony, committed as follows:

The said George W. Hartt, late of the City of New York, in the County of New York aforesaid, afterwards, to wit, on the said first day of September in the year of our Lord one thousand eight hundred and eighty-nine, at the City and County aforesaid, did feloniously send to and cause to be forwarded to and received by one Mary E. Flack a certain letter and writing threatening to expose the said Mary E. Flack to some disgrace to the Grand Jury aforesaid unknown, and to impute such disgrace to the said Mary E. Flack, which said letter and writing is as follows, that is to say:

New York Sept 1 1889

Mrs Mary E. Flack

Knowing what I do I can keep still no longer
You have done all you possibly can, to ruin Jas A
Flack the man who has been a good husband to you untill
you degraded your self by drinking You are now posing
as a martyr when you know in your heart & soul that you
are the guilty party-- You know well what I know and
can prove I dont want to injure you in the least but
an innocent man must be saved and justice must be done,
I write this in sorrow-- If I have to appear to save
him- I shall do so If I do appear where will your
grounds for a divorce or anything else stand--all you

0034

7

have to do is to acknowledge that you know you were legally divorced-- Your son William can swear positively that he told you it was a divorce you were getting I also was told you had a divorce-- I don't want to do anything to injure or bias you in any way but I want justice done the course you have taken through bad advisers has been the means of almost if not quite ruining your son as well as your late husband-- and placing them in danger of Prison--

I will call on you if you wish it any time but if you want to save your name and reputation act promptly--& undo what you have done

there is not a soul who know that I have written you or intend doing so- I have thought this thing over and concluded to act by writing you at once You know who I am

George

he the said George W. Hartt, then and there well knowing the contents of the said letter and writing, and with intent by means thereof to do and procure an illegal and wrongful act, to wit, to thereby prevent the said Mary E. Flack from taking or instituting any legal measures or proceedings for the purpose of setting aside, vacating or annulling a certain judgment of absolute divorce, which had been then lately before rendered by the Court of Common Pleas for the City and County of New York, divorcing the said Mary E. Flack and James A. Flack, her husband, and dissolving the

0035

8

marriage between them, which said judgment had been fraudulently procured, without the knowledge or consent of the said Mary E. Flack, and to induce and procure the said Mary E. Flack to abide by the said fraudulent judgment: 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.

0836

BOX:

365

FOLDER:

3429

DESCRIPTION:

Hayes, John

DATE:

09/06/89



3429

Witnesses:

Frank Napp
Off Rogers

Counsel,

Filed

day of

Sept.

1889

Pleads

THE PEOPLE

vs.

John Mayer

INJURY TO PROPERTY.
[Section 654, Penal Code.]

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Charles B. Richards

Sept 6/89

Foreman.

Plead Guilty - Alas.

Pen: One month.

0037

0030

Sec. 198-200.

3 District Police Court.

CITY AND COUNTY OF NEW YORK,

John Hayes 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.

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.

I was beaten by the complainant and was defending myself.
John Hayes
made

Taken before me this

day of

1883

Police Justice.

0839

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 *Three* Hundred Dollars, and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

Dated *Aug 22* 188 *my Comm* Police Justice.

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

Dated 188 Police Justice.

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

Dated 188 Police Justice.

0840

BAILED.

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Police Court

31838
District

THE PEOPLE, &c.,
OF THE COMPLAINT OF

Thomas Kapp
107 vs. *Edna Hall*
John Hayes

2

3

4

Dated

Aug 22 188*9*

Wm Magistrate

Ryan Officer.

" Precinct.

Witnesses

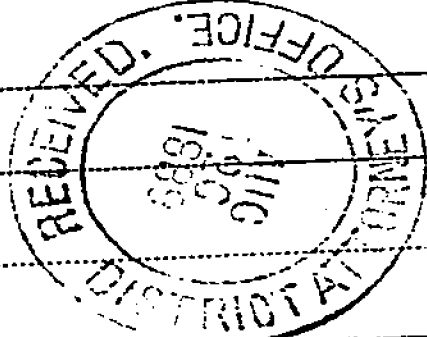
No. _____ Street.

No. _____ Street.

No. _____ Street.

\$ *300* ^{*us*} to answer *GA*

Corn



0841

CITY AND COUNTY } ss.
OF NEW YORK,

POLICE COURT, 3 DISTRICT.

of No. 107 Canal Street, aged 42 years,

occupation Liqueur dealer being duly sworn deposes and says,

that on the 21 day of August 1889

at the City of New York, in the County of New York, John Hayes

now here did wilfully and maliciously break the show window in defendant's store by throwing a brick through the same doing damage to the amount of fifty dollars.

Frank Hoff

Sworn to before me, this

of

188

day

Police Justice,

0042

Court of General Sessions of the Peace

IN AND FOR THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

John Manger

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

John Manger
of the CRIME OF UNLAWFULLY AND WILFULLY *destroying*
PERSONAL PROPERTY OF ANOTHER, committed as follows:

The said *John Manger*,
late of the *First* Ward of the City of New York, in the County of New York
aforesaid, on the *thirtieth* day of *August*, in the year
of our Lord one thousand eight hundred and eighty-*nine*, at the Ward, City and
County aforesaid, with force and arms, *a certain game*

of game.

of the value of *Twenty Dollars*,
of the goods, chattels and personal property of one *Franka Karp*,
then and there being, then and there feloniously did unlawfully and wilfully *wreck*
and destroy.

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.

0043

SECOND COUNT.

And the Grand Jury aforesaid, by this indictment, further accuse the said
John Drango
of the CRIME OF UNLAWFULLY AND WILFULLY destroying
REAL PROPERTY OF ANOTHER, committed as follows:

The said John Drango,
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, a certain

pane of glass,

of the value of twenty dollars.
in, and forming part and parcel of the realty of a certain building of one
Frank Hoyer
there situate, of the real property of the said
Frank Hoyer,
then and there feloniously did unlawfully and wilfully break and destroy,

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.

0844

BOX:

365

FOLDER:

3429

DESCRIPTION:

Hoey, James

DATE:

09/24/89



3429

0045

Witnesses:

M. Louis Moffatt
Annie Coates

Counsel,
Filed day of 1889
Pleads,

THE PEOPLE

vs.

James Hoey

JOHN R. FELLOWS,
District Attorney.

A True Bill.

Sept 28, 1889
Foreman.
S. P. Dwyer

Burglary in the Third Degree
Grand Jurors, 2nd District
Section 498, 506, 528, and 531

0846

Police Court—2 District.City and County } ss.:
of New York,of No. 301. W. 29th Street, aged 40 years,
occupation Nurse being duly sworndeposes and says, that the premises No. 301. W. 29th Street, Ward
in the City and County aforesaid the said being a 5 story brick
building in fact and which was occupied by deponent as a dwelling house
and in which there was at the time no human being, by namewere BURGLARIOUSLY entered by means of forcibly unlocking the
door leading from the hallway of the
second floor of said premises into deponent's
kitchen on said second floor. by means
of a fake key
on the 21st day of July 1889 in the day time, and the
following property feloniously taken, stolen, and carried away, viz:A quantity of ladies evening apparel
consisting of three new dresses. Black
cashmere shawl. Black muslin
veil. black silk bonnet, one breast pin
and one table spread. All of the value
of sixty dollars.the property of Deponent
and deponent further says, that She has great cause to believe, and does believe, that the aforesaid
BURGLARY was committed and the aforesaid property taken, stolen and carried away byJames Hoeg (Nurse)for the reasons following, to wit: Deponent is informed by
Abbie Smith deponent's niece that at
the hour of 8 O'clock AM said date
she the said Abbie locked and secured
fastened the doors of said apartment, which
is the second floor of said premises, and
shut said door on which ^{there} is a spring
lock, and left said apartment leaving
said apartment alone, and all of said

0847

property therein. and when she the said Abbie returned at the hour of 1 O'clock P. M. same day she found the door of said kitchen locked or fastened by said spring lock as she had left it. but discerned that some person had been in said apartment and that a quantity of wearing apparel was missing and also that the bureau drawers were disarranged.

Dependant is further informed by Annie A. J. Collins of no 301 N 29th St. that at the hour of 11.15 O'clock A.M. same day she the said Annie saw a man in the hallway of said premises, and that he the said man came up to the top floor of said premises, and that he then went down to the 2^d floor, and that he then started down the stairs but returned and walked back in the direction of apartment kitchen. and immediately thereafter she saw him walk down the stairs with a large bundle in his possession. and that

she now positively identifies the defendant as the man she saw leave said premises with a bundle on said 21st day of July. Whereupon defendant charges the said defendant with burglariously entering said premises as aforesaid and feloniously taking, stealing and carrying away said premises.

It appearing to me by the within depositions and statements 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, until he give such bail.

Severn to before me
District
Police Court,
THE PEOPLE, &c.,
on the complaint of
Police Officer
Dated
Witness,
Clerk,
Street,
Street,
Street,
to answer General Sessions.

0848

CITY AND COUNTY }
OF NEW YORK, } ss.

Abbie Shutt

aged 29 years, occupation Clerk of No.

301 W. 29 Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Louisa Moffett

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

Sworn to before me, this

day of

188

18
Aug
Abbie Shutt

J. H. Murphy

Police Justice.

0849

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 13 years, occupation School girl of No.

301 W. 29th Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Louisa Moffett

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

Sworn to before me, this

day of

188

18 } Annie E. T. Collins

J. Henry Park
Police Justice.

0050

Sec. 198—200.

2 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

James Hoey 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.

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.

I am not guilty
James Hoey

Taken before me this
day of *Aug* 188*5*

John J. [Signature]
Police Justice.

0851

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

Alfred Smith
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of
250 *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 Aug 15 1885 *J. H. Kennedy* *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.*

0852

Police Court---2 District. 1222

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Louisa Moffett
vs.
James Hovey

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

James Hovey
James Hovey

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street

Dated Aug 18 1889

James Hovey Magistrate.

Brett and Hayes Precinct.

19 Precinct.

Witnesses Abbie Shurtz

No. 301 N 29 Street.

Annie E. T. Collins

No. 301 N 29 Street.

No. Street.

\$ 1000 to answer

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0053

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

James Stacey

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

James Stacey

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

The said *James Stacey*

late of the ~~Twentieth~~ Ward of the City of New York, in the County of New York
aforesaid, on the ~~21st~~ day of ~~July~~, in the year of our Lord one
thousand eight hundred and eighty- ~~nine~~, with force and arms, in the
~~day~~ time of the same day, at the Ward, City and County aforesaid, the
dwelling house of one *Samira Moffett*,

there situate, 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 *Samira Moffett*,

Samira Moffett 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.

0854

SECOND COUNT—

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

James Henry

of the CRIME OF ~~Grand~~ LARCENY ~~in the second degree~~, committed as follows:

The said *James Henry*

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 said day, with force and arms,

three dresses of the value of fifteen dollars each, one shawl of the value of five dollars, one veil of the value of two dollars, one bonnet of the value of five dollars, one breast pin of the value of five dollars, and one table spread of the value of five dollars.

of the goods, chattels, and personal property of one *Sonia Moffett*,

in the dwelling house of the said *Sonia Moffett*,

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 D. Collins,
District Attorney

0855

BOX:

365

FOLDER:

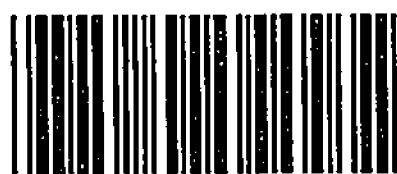
3429

DESCRIPTION:

Houghtaling, Bertie

DATE:

09/11/89



3429

0056

Witnesses:

Martha Lewis
Mabel Clark
Off John C. C. C.
16th Prec

Counsel,

Filed 11 day of Sept. 1889

Pleas, C. C. C.

Grand Larceny, First Degree.
(Sections 528, 530, Penal Code.)

THE PEOPLE

vs.

Bertie Moughtaling

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Chas. B. Rodick

Sept 18/89 Foreman.

Read & Accepted

0857

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 25 years, occupation Daniel Maloney of Police Officer

The 16th Precinct Police Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Martha Lasser

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

Sworn to before me, this 29 day of Aug 1889 Daniel J. Maloney

J. Henry Ford
Police Justice.

0858

Police Court—

2.

District.

Affidavit—Larceny.

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

of No.

313

West 24th

Martha Casser

Street, aged

40

years,

occupation

Housekeeper

being duly sworn

deposes and says, that on the

17th day of August

188

at the City of New

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

night

time, the following property, viz:

A quantity of household goods of the
value of One hundred dollars

the property of

Deponent and property of the
inmates of said premises in the
care and custody of deponent

has a probable cause to suspect, and does suspect,

that the said property was feloniously taken, stolen,

and that this deponent

and carried away by

Bertie Koughtaling (now here
for the reasons following to wit, that the
deponent hired and occupied a room
on the 3rd floor in said premises on the
16th day of August and at about the hour
of one o'clock P.M. on the 17th day of August
deponent saw the defendant trying the
door of one of the rooms on the first floor
in said premises where he defendant
had no right and the bath room and water
closet is on the second floor in said premises
and the door of said water closet and bath
room was open at the time defendant was trying
the door on the first floor Deponent becoming
suspicious of the actions of the defendant

Sworn to before me this

188

Police Justice

0859

Called an Officer and immediately caused
 the arrest of the Defendant.
 Defendant is informed by Officer Daniel
 Maloney of the 16th Precinct Police that
 when he arrested the Defendant he said
 Officer found in the Defendant's possession
 a bottle of chloroform, a file, a wrench,
 and two keys defendant threw the bottle
 of chloroform out of the window which the
 Defendant occupied into the yard.
 Said Officer subsequently found said
 bottle of chloroform in the yard of said
 premises here shown in Court.

Sworn to before me this

29th day of August 1889

Martha L. Jones

J. Thompson

Police Justice

0860

Sec. 198—200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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.

The defendant by advice of Counsel
refuses to answer any questions not
recognizing the jurisdiction of the Court
the Complaint against the defendant
having already been dismissed

Taken before me this

day of

1889

Police Justice.

0861

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.....

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

Dated August 19 188 J. Henry Bond Police Justice.

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

Dated..... 188 Police Justice.

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

Dated..... 188 Police Justice.

0862

Police Court---

2 1303

District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Martha Laesser
313 West 24th St
Bertie Koyhtaling

2
3
4

Alvin Koyhtaling

Dated

Aug 29 1889

188

Magistrate.

John Carey & Daniel Maloney
16th Precinct.

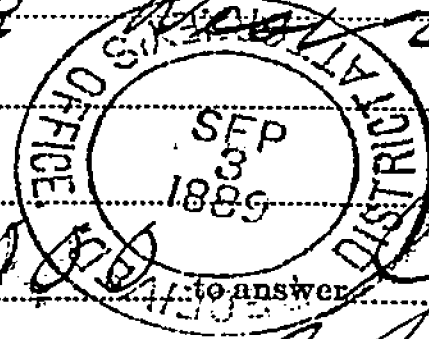
Witnesses

Call the Officers
No. 313 West 24th St
Mabel Clark
313 West 24th St
Annie Buckman
313 West 24th St

No.

\$

to answer



Call the Officers
9/1/89

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

619

0863

2

DISTRICT POLICE COURT.

THE PEOPLE,
ON COMPLAINT OF

Martha Laesser
Bertie Horsington

agst.

Examination had

August 29

1889

Before

J. Henry Ford

Police Justice.

I, Walter L. Ormsby Stenographer of the 2 District Police

Court, do hereby certify that the within testimony in the above case is a true and correct copy of
the original Stenographer's notes of the testimony of Martha Laesser
John Carey, Samuel J. Malone
as taken by me on the above examination before said Justice.

Dated August 29 1889

W. L. Ormsby
Stenographer.

Police Justice..

0864

Mr. Clark went up. I was afraid when he put his hand behind his back

2 Who did?

A Defendant.

2 Where was you?

A I was on the stairs

2 Was you looking at him

A Yes Sir.

2 Previous to that had you seen anything to attract your suspicion?

A I had not heard anything about him.

2 ^{Objected to} Did anything attract your suspicion.

A When I went up to his room he would not look at me. and kept putting his ^{my} cap up. He objected to putting clean sheets on his bed.

2 When you saw him trying the door you say he said he was looking for the water closet?

A Yes Sir.

2 Do you know whether he had been to the water closet?

0065

A - Yes Sir. He had been to the water closet, before that.

Q - Where is the water closet?

A - Up stairs. I saw him there.

By Mr. Stiner

Q - Did you have a conversation with the officer?

Objected to

Q - He was arrested on suspicion?

Objected to

By the Court

Q - His room is on the 4th floor?

A - Yes.

Q - The water closet is on the second floor?

A - Yes.

Q - And in going down to the first floor where you found him at one o'clock in the morning, he was obliged to pass the water closet?

Q - Was the door open?

A - It was wide open.

Q - Was it light?

A - There was a lamp in front of the house which lights

0866

the front rooms

Cross examined by Mr Keller. Counsel
for defendant.

Q Are you the Martha Laesser
who made the complaint on
the 19th day of August
1889 against this defendant
for this alleged offense?

A Yes.

Q Is this your signature to the
complaint dated August 19
1889?

A Yes; that is my signature.

Q Is this the same charge
on which you had him re-
arrested?

A No - He did not have
him re-arrested.

Q Is this the same charge on
the complaint that you
made on the 19th of August?

A Yes; it is the same.

Q Was it the same day ~~you~~
he took the room that you
saw him in the hall?

A No; it was one o'clock
in the morning of the

0867

Q following day the 17th
2 Did you see him go
into the water closet?

A I did.
Sworn to before me this
29th day of August
1889 J. H. [Signature]
Police Justice }

John Carey being duly sworn and
examined as a witness for the
people deposes and says:-
I am a policeman of the
16th precinct.

Q Did you make this arrest.
A I did not sir.

Q Was you present at this house
on the 16th or 17th?

A Yes sir: on the 16th between
11 and 12 O'clock.

Q How came you to go to
the house.

A By the request of the com-
plainant's husband.

Q What occurred?

A I sat in the parlor when
defendant left the house.

I followed him. He went

0868

down the steps and turned toward
 9th Avenue. He went down
 ten or fifteen houses and
 stayed there a short time.
 I was on the opposite side of
 the street. He passed me
 and came up in front of
 a house and stood in a
 dark place probably five
 or ten minutes right opposite
 the house. Then he went to
 the corner of 25th Street and
 8th Avenue. He met a
 man there and had a con-
 versation with him there and
 went up Eighth Avenue. I
 came back to this house
 and told the complainant
 what I had seen.

Q Did she give you any reason
 for following him?

A Objected to

A Yes

Q state what she said?

A She said that he acted
 suspiciously.

Q How?

A when he first came there

9

he said he had no money.
Finally he offered to give
fifty cent

Q. He said he was a suspicious
character?

A. Yes Sir

Q. Then what took place?

A. Then I remained at the
house. Detective Logan
and I remained until 12
O'clock when Logan and
I went home.

Q. You did not make the
arrest?

A. No

Sworn to before me
on the 29th day of
August 1889.

John J. [Signature]
Police Justice

Daniel J. Maloney being duly
sworn and examined by the
Court deposes and says:-

Q. Did you make this arrest?

A. Yes

Q. Where?

0870

A At 313 West 24th St.
Q Under what circumstances?
A On this lady's complaint.
She claimed that this man
was down stairs trying doors.
She said —

Objected to by Mr Keller,
Defendant's counsel

Q What time did you go to
this house?

A About 10 minutes to 12

Q Who sent you?

A Officer Logan

Q When you got there what
did you see?

A I saw this lady and her
husband. This man was
in the hall way down stairs.
Complainant told me this
man was down stairs trying
doors.

Q What time?

A Ten minute past twelve.

Q Where was defendant?

A He said he was up stairs
in his room at that time.

I asked her what she wanted.
She said she wanted him taken

0871

out of the house.

Objected to

Q Did this complainant send for you and tell you there was a suspicious person in the house?

A Yes.

Q She then asked you to arrest him?

A Yes Sir. She said she would have him arrested. That if he would leave the house peacefully she would give him two dollars he had paid for his room.

Q Did you have a conversation with defendant?

A Yes Sir.

Q Did he refuse to go?

A He did. Yes Sir at that time.

Q When did you go there to this house again?

A About one o'clock. This lady came out after me again and said he was ~~trying~~ down stairs trying a lady's door.

Q Then she came to the door to call you?

0072

- A Yes.
- Q Then you made the arrest?
- A Yes. When I went in this man was down stairs. He said he was trying a lady's door. I asked him what he was doing. He said he was looking for the closet. This lady told him she would give him his money back and she asked him in my presence if he would go away peacefully. He said "no". That he was doing nothing. Then she said she would have him arrested if he did not go. He said he would not go out unless he was taken out.
- Q You arrested him then?
- A I went up to his room and arrested him on the woman's complaint.
- Q What did you find on his person?
- A I found three keys, a file, a wrench, a bottle of chloroform that he threw out of the window when he saw me.

0073

Q Did you see him throw
it away?

A Yes sir.

Q You saw him throw the
bottle out?

A Yes sir.

Q Three Keys?

A Three Keys and a monkey
wrench.

Q On his person?

A Yes.

Q Did he make any statement
when he was arrested?

A Yes.

In Keller - Dependent's counsel
objects to this testimony on
the ground that this charge has
been dismissed

Cross examination of Officer Maloney
by Mr. Keller

Q Is this the bottle of chloro-
form that you speak of?

A Yes sir.

Q You recognize the bottle?

A Yes sir.

Q And this was thrown from

0874

a third story window and
was not broken.

A Gen Pri
Q Did this

known to before the
22nd day of August 1889
J. M. Mendenhall
over books

A By Mr. Stoner
Q Did this man give dif-
ferent names at the Stetson
house?

A Gen Pri. He gave the name
of William Attkin, and
he also gave the name
of Hofer.

The Court That is the case for
the people.

In Keller - I move to dismiss
the complaint on the ground
that the charge against the
defendant, as admitted by the
witness and complainant in
this case, was already in-
quired into before Your Honor
on the 19th of August
1889; that he was com-
mitted; that by a writ
of habeas corpus entered

0875

on August 22 an order
was made by the Supreme
Court remitting the case to
the Magistrate for an examination
of the prisoner according
to law. That on the 29th
day of August 1889 said
complaint was dismissed
by your Honor, against the
defendant; that your Honor
has no jurisdiction now to
inquire into the same crime
and the same offense
on a complaint made by
the same complainant against
the defendant, upon a
second complaint.

John Reid

Order to appear me this 29th
day of August 1889

O. D. Fisher

0876

P O L I C E C O U R T

Second District

T H E P E O P L E &c.
M A R T H A L A E S S E R
against
B E R T I E H O U G H T A L I N G

Examination before JUSTICE FORD.

August 29th 1889.

For the defendant, FRANK KELLER.

Mr. KELLER:-- I will assume that this complaint has been sworn to. I observe that the jurat has not been signed by your Honor. I move to dismiss the complaint of Martha Laesser made this day against the defendant, upon the ground that he was formerly committed for the same offense on the 19th day of August instant; that he was brought before the Supreme Court and under orders of that Court, remitted to this Court for further proceedings on said complaint, which complaint has been dismissed by this Court.

THE COURT:-- Motion denied.

Mr. KELLER:-- Will your Honor grant me an exception.

0077

2

THE COURT:-- Yes.

THE COURT:-- (Upon further examination of the order of the Supreme Court) I am inclined to think that the Counsel is correct about that. I misunderstood the reading of this order. My first understanding was that a new complaint was to be taken. I now observe that the order of the Supreme Court directs "an examination of the prisoner according to law," I shall therefore decline to take a new complaint. I shall go on the old complaint.

Mr. KELLER:-- I shall decline to go on. There is no case on that.

THE COURT:-- This case is now simply "to examine the prisoner according to law." You can have the prisoner step up here and make any statement he likes.

Mr. KELLER:-- The defendant in this case through his counsel says that no examination can be had on the order of the Supreme Court inasmuch as the complaint has already been dismissed by His Honor Justice Ford.

THE COURT:-- In the first place the complaint has not been dismissed. It is put back where it was before the mistaken reading of the order of the Supreme Court. The complaint remains as it was originally made and the examination, in accordance with the directions of the Judge of the Supreme Court will now go on.

0078

3

Mr. KELLER:-- Defendants counsel excepts to this. Defendant waives examination under advice of counsel, inasmuch as said complaint is wholly insufficient under the law to justify the further detention of the defendant. I now move that the complaint be dismissed.

THE COURT:-- That motion is granted. Officer Maloney, you will arrest that man again.

Mr. KELLER:-- I request your Honor to make an entry of the dismissal and sign it. Is the defendant re-arrested?

THE COURT:-- Yes.

Mr. KELLER:-- I am willing to now go on under the second complaint.

THE COURT:-- That has been destroyed. A new complaint will be drawn at once.

Mr. KELLER:-- I wished to go on under that one as if there had been no dismissal.

0879

W. Reid Gould, Law Blank Publisher and Stationer, 108 Nassau St., N. Y.

The People of the State of New York, TO
*Henry Ford Esq. Police Justice
of the City of New York*

CERTIORARI
TO CERTIFY CAUSE OF
DETENTION.

GREETING :

We Command you, That you certify fully and at large to *our*
Supreme Court, in Chambers sitting
at *the County Court House City of New York*
on *Saturday the 24th August - 1889* at
10 a.m.
the day and cause of the imprisonment of

Bertie Houghtaling

by you detained ; as is said, by whatsoever name the said *Bertie Houghtaling*
is

shall be called or charged ; and have you then this writ *and produce all papers*
documents *in connection with said case*
Witness, *Wm. and George C. Barrett Justice of said Court*
the *22* day of *August* 18 *89*

Ray L. Greer *of the Court Street N. Y.*
Attorney. *for Pet.*
280 Broadway
N.Y. City
John F. Kelly
Clerk.

0000

August 22nd/89
Not-allowed
G. C. Lanett J.
R

Procuring
with the
Magistrate for
an examination
of the prisoner
according to
law
G. C. Lanett J.
Aug 24 1889 De

0001

Police Court
Second District

The People vs
Martha Laesser
Bertie Houghtaling

Examination Before Justice Ford
August 29 1885

For the Defendant - Frank Keller

Martha Laesser the complaining witness being duly sworn and examined by the court deposes and says:-

Q Where do you reside?

A at 313 West 24th street

Q On the 17th of this month did you see the defendant?

A I did sir.

Q Where was it?

A It was on the 16th that I first saw him. on the top floor back room where he rented a room of my husband; when I went up to make the bed.

Q Had he, previous to that, engaged a room in that house?

0002

A - He had; that evening sir - on Friday the 16th.

Q Before you saw him?

A - He occupied the room of my husband.

Q Where did you see him next?

A - I saw him next - I went up to give him the key of his room. I saw him in the room standing in front of the bureau.

Q What time was that?

A - About half past 9 - between 9 and 10.

Q When was the next time you saw him?

A - at 10 o'clock in the morning. I saw him at the front hall.

Q Did you see him to look at him?

A - Yes.

Q What did you see him do?

A - He was at Mabel Clark's door on the first floor back.

Q On what floor did he occupy a room?

A - On the top floor back.

Q Where was he when you saw him at one o'clock in the

0003

morning?

A. at Mrs. Clark's door

Q. Where is that

A. Entering off the street the first floor back room

Q. What did you see him do?

A. I saw him try the handle of the door.

Q. Were the other occupants of the house in bed?

A. They were all in bed. Mrs. Clark was awake.

Q. What took place then?

A. I asked him what he was doing there. He said he was looking for the water closet.

Q. What took place then?

A. I told him that I did not want anybody promiscuously in the house at that time; that he was disturbing the house; that I would give him the couple of dollars he had paid if he would return my key.

Q. What occurred?

A. He kept saying he was all right; that I was mistaken, "lady," and he came close to

0004

me. I said that would not do; that I did not want him in the house; that I would settle the business, and I went and called the Officer - the Detective. I called my husband and opened a door and called the detectives.

Q opened what door?

A The front door

Q Was the Detective standing outside?

A Yes.

Q Then what was done?

A I said to the Detective: "He refuses to go." They said to him: "Why don't you accept the lady's offer?" Then he went up to get his things. I asked the Detective to go up with him. When they went up they asked him what he had.

objected to

Q What did you hear the Detective say?

A I did not hear any more after that. He put his hand behind his back and I went into my room. Then my husband and

0005

me. I said that would not do; that I did not want him in the house; that I would settle the business, and I went and called the Officer - the Detective. I called my husband and opened a door and called the detectives.

2 opened what door?

A The front door

2 Was the detective standing outside?

A Yes.

2 Then what was done?

A I went to the detectives & he refuses to go. They said to him 'Why don't you accept the lady's offer?'. Then he went up to get his things. I asked the detective to go up with him. When they went up they asked him what he had.

objected to

2 what did you hear the detectives say?

A I did not hear any more after that. He put his hand behind his back and I went into my room. Then my husband and

0886

Police Court- 2 District.

Affidavit-Larceny.

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

Martha Laesser

of No. 313 West 24th Street, aged 40 years,
occupation Housekeeper being duly sworndeposes and says, that on the 19th day of August 1889 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent, in the night time, the following property, viz:A quantity of
household goods of the value
of one hundred dollars \$100.the property of Deponent and inmates of her
houseand that this deponent
has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,
and carried away by Bertie Houghlating (now here)The defendant took a room in said
premises and deponent suspected him
and followed him and saw
about 1 o'clock in the morning
trying the door of a room in said
house on the first floor, while his
own room was on the third floor and
deponent caused the arrest of the
defendant immediately and the
defendant had on his person when
arrested, a bottle of chloroform, a
file, a wrench and two keys. as
deponent is informed by policeman of
Orin Ca said precinct Martha LaesserSworn to before me, this
19th day of August 1889

Police Justice.

0007

Sec. 198-100.

District Police Court.

CITY AND COUNTY
OF NEW YORK

Bertie Houghtaling 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.

Bertie Houghtaling

Question. How old are you?

Answer.

22 years

Question. Where were you born?

Answer.

N.Y.

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

Answer.

315 W. 24.

5 years

Question. What is your business or profession?

Answer.

Car driver

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

Answer.

*I was looking for the
water closet
Bertie Houghtaling*

Taken before me this

day of

August

1899

Police Justice.

0000

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.....

Bertie Henry Stalvey

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of *Nine* 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 *Aug 19* 188*9* *J. Sheppard* 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.

0009

500, bail for
Aug 20th 9:30 AM
29th 2 PM

BAILED.

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Police Court---

2

District.

THE PEOPLE, &c.,

OF THE COMPLAINT OF

Martha Laesser

vs.

Beste Hospitaling

2

3

4

Dated

Aug 19

1889

Jordan

Magistrate.

Conry & Maloney

Officer.

2 16

Precinct.

Witnesses

Anna Beckman

No.

31 & West 24th

Street.

Call the Officer

No.

Street.

Dismissed and
new complaint taken

No.

Street.

\$

300 to answer

Dismissed and
new complaint taken

0090

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Bertie Houghtaling

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

Bertie Houghtaling
attempting the crime of
of the CRIME OF GRAND LARCENY in the first degree, committed as follows:

The said

Bertie Houghtaling

late of the *Sixteenth* Ward of the City of New York, in the County of New York
aforesaid, on the *seventeenth* day of *August*, in the year of
our Lord one thousand eight hundred and eighty-nine, in the night time of the same day,
at the Ward, City and County aforesaid, with force and arms,

*divers goods, chattels and
personal property, a more par-
ticular description whereof is to
the Grand Jury aforesaid unknown,
of the value of one hundred
dollars*

of the goods, chattels and personal property of one

Martha Laesser

in the dwelling-house of the said

Martha Laesser

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 R. Fellows
District Attorney

0891

BOX:

365

FOLDER:

3429

DESCRIPTION:

Howard, Josephine L.

DATE:

09/25/89



3429

Witnesses:

104 Saml. H. Kelly
Off Graph Mason
22 & Peach

155 / Curran

Counsel,
Filed 25 Sept 1889
Pleads,

THE PEOPLE

vs.

B

Josephine L. Howard

Decree
[Section to the Court of Special Sessions for trial by request of counsel for defendant]

KEEPING A HOUSE OF ILL FAME, ETC.
[Sections 322 and 385, Penal Code]

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Chas. D. Roberts

Foreman.

0092

0093

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Josephine L. Howard

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

(Sec. 322,
Penal Code.)

Josephine L. Howard
of the CRIME OF KEEPING AND MAINTAINING A COMMON BAWDY HOUSE AND
HOUSE OF ILL-FAME, committed as follows:

The said

Josephine L. Howard

late of the ^{22nd} Ward of the City of New York, in the County of New York aforesaid,
on the *seventh* day of *September* in the year of our Lord
one thousand eight hundred and eighty-nine, and on divers other days and times, as well
before as afterwards, to the day of the taking of this inquisition, at the Ward, City and
County aforesaid, a certain common bawdy house and house of ill-fame, unlawfully and
wickedly did keep and maintain; and in the said house divers evil-disposed persons, as well
men as women, and common prostitutes, on the days and times aforesaid, as well in the night
as in the day, there unlawfully and wickedly did receive and entertain; and in which said
house the said evil-disposed persons and common prostitutes, by the consent and procurement
of the said

Josephine L. Howard

on the days and times aforesaid, there did commit whoredom and fornication; whereby divers
unlawful assemblies, disturbances and lewd offences on the days and times aforesaid, as well
in the night as in the day, were there committed and perpetrated; to the great damage and
common nuisance of all the good people of the said State there inhabiting and residing, in
manifest destruction and subversion of and against good morals and good manners, against
the form of the Statute in such case made and provided, and against the peace of the People of
the State of New York and their dignity.

SECOND COUNT—

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

Josephine L. Howard

(Section 385,
Penal Code.)

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

The said

Josephine L. Howard

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

0094

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

THIRD COUNT—

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

(Section 322
Penal Code.)

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

The said

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

JOHN R. FELLOWS,

District Attorney.