

0146

BOX:

375

FOLDER:

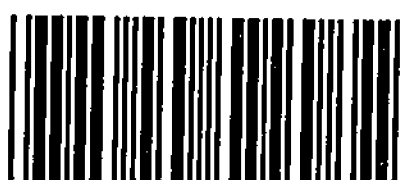
3505

DESCRIPTION:

Sakmann, John

DATE:

11/21/89



3505

POOR QUALITY
ORIGINAL

0147

Witnesses;

off Kemp

Counsel,

Filed

day of

188

Pleads

Argued in

THE PEOPLE

vs.

John Salernani

~~VIOLETION OF EXCISE LAW~~
(Keeping Open at Unlawful Hours)
(III Rev. Stat. (7th Edition), page 1989, Sec. 5.)

JOHN R. FELLOWS,

District Attorney.

SUPREME COURT PART 1,

Volume 50 439

INDICTMENT DISMISSED,
A True Bill.

Andrew Little

Foreman.

FILED 0.15

1060

POOR QUALITY
ORIGINAL

0148

Sec. 198-200.

2

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

John Sackman 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 Sackman

Question. How old are you?

Answer.

40 years

Question. Where were you born?

Answer.

New York City

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

Answer.

239 Avenue C 2 years

Question. What is your business or profession?

Answer.

Saloon Keeper

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

Answer.

Am not guilty
and demand a
trial by jury

John Sackman

Taken before me this

1st

day of

March

1889

John Sackman

Police Justice.

POOR QUALITY
ORIGINAL

0149

BAILED,
No. 1, by John M. Smith
Residence 241 7 ave Street.
No. 2, by _____
Residence _____ Street.
No. 3, by _____
Residence _____ Street.
No. 4, by _____
Residence _____ Street.

Police Court... 2 District.

1405

THE PEOPLE, &c.,

ON THE COMPLAINT OF

John M. Smith

vs.

John M. Smith

1 _____
2 _____
3 _____
4 _____

Offence Excise

Dated

Nov 14

1889

Magistrate.

Officer.

Precinct.

Witnesses

No. _____

Street.

No. _____

Street.

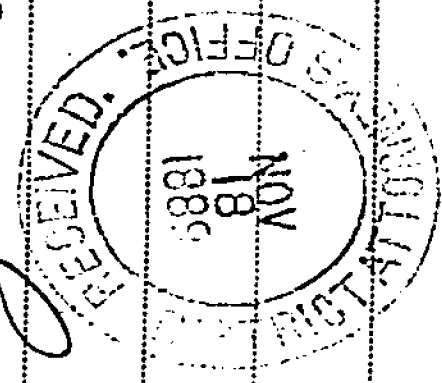
No. _____

Street.

\$ _____

to answer.

100 98



McLean

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 Nov 14 1889 John M. Smith Police Justice.

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

Dated Nov 14 1889 John M. Smith 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 _____ 1889 _____ Police Justice.

POOR QUALITY
ORIGINAL

0150

X H H

District Attorney's Office.

PEOPLE

vs.

John. Sackmaus

Case

Off Chas D. Kemp.

19th Prec

Bill and

POOR QUALITY
ORIGINAL

0 15 1

COURT OF GENERAL SESSIONS, PART 3

(1708)

THE PEOPLE

vs.

INDICTMENT

For

John Sakmann

To

M. Peter Winer

No. 241 7th Ave Street.

The indictment against the above-named defendant, for whose appearance you are bound, has been placed upon the Calendar for Trial at the Court of GENERAL SESSIONS of the Peace, at the Sessions Building, adjoining the New Court House in the Park of the said City, on May the 16th day of instant, at eleven o'clock in the forenoon.

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

DE LANCEY NICOLL,

District Attorney.

POOR QUALITY
ORIGINAL

0152

Excise Violation—Keeping Open After Hours.

POLICE COURT—2 DISTRICT.

City and County } ss.
of New York,

of the 19 Precinct Police Charles D Kemp Street,

of the City of New York, being duly sworn, deposes and says, that on the 13 day
of November 188 9, in the City of New York, in the County of New York,

John Sackman (now here)

being then and there in lawful charge of the premises, No. 239 Reverth

Street, a place duly licensed for the sale of strong and
spirited liquors, wines, ale and beer, being intoxicating liquors, in quantities less than five gallons
at a time, to be drunk in the house or premises aforesaid, did not keep the said premises closed between
the hours of ONE AND FIVE O'CLOCK in the morning of said day, contrary to and in violation
of the statute in such case made and provided.

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

Sworn to before me, this 14 day
of November 188 9, Charles D Kemp

John Sackman Police Justice.

POOR QUALITY
ORIGINAL

0 153

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 Sakmann

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

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

JOHN R. FELLOWS,

District Attorney.

0 154

BOX:

375

FOLDER:

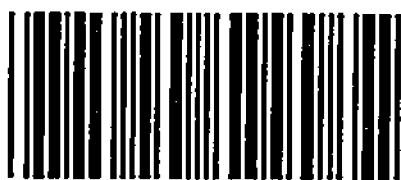
3505

DESCRIPTION:

Sargenty, John

DATE:

11/07/89



3505

POOR QUALITY
ORIGINAL

0155

Witness:

R. Romano

appear Reid

Counsel,

Filed

Pleads,

day of Nov 1889

THE PEOPLE

vs.

John Sargent

(odd days)

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Wm. W. Little

Foreman.

James J. Connelley

House of Refuge

Burglary in the Third degree.
[Section 498, Penal Code.]

Lanson & Barker
Subject arrested because 4 PM Nov-12

POOR QUALITY
ORIGINAL

0156

Court of
General Sessions
The People
vs
John Sargenti

REPORT OF THE NEW YORK SOCIETY FOR
THE PREVENTION OF CRUELTY
TO CHILDREN.

100 EAST 23D STREET,

New York, Mar. 4 1889

CASE NO. H 5-340 OFFICER Robert Reid
DATE OF ARREST Mar. 2/89 Dist
CHARGE Attempt Burglary
AGE OF CHILD 15 years
RELIGION Catholic
FATHER Paul
MOTHER Jennie
RESIDENCE 95 West 3rd Street

AN INVESTIGATION BY THE SOCIETY SHOWS THAT John is bad
and is beyond control of parents.

January 29/87 boy was arrested for
Burglary, but discharged

Mar. 29/87 boy was arrested for stealing a
scarf from another boy and was
committed to Catholic Protectory by
Recorder Smyth.

All which is respectfully submitted,

O. Holloway
Supt

To Dist. Attorney

POOR QUALITY
ORIGINAL

0157

Court of
General Sessions

<u>Joe People</u> VS <u>John Langguth</u>	<u>Arthur H. Langguth</u> PENAL CODE, §
---	--

Report of the New York Society
for the Prevention of Cruelty
to Children.

ELBRIDGE T. GERRY,
President, &c.,
100 East 23d Street,
New York City.

POOR QUALITY
ORIGINAL

0158

Police Court 2 District.

City and County } ss.:
of New York,

of No. 118 Thompson Street, aged 40 years,
occupation Barber being duly sworn

deposes and says, that the premises No. 118 Thompson Street, 5th Ward
in the City and County aforesaid the said being a two story brick
building in part barber shop
and which was occupied by deponent as a no
and in which there was at the time no human being, by no

Attempted to be
were BURGLARIOUSLY entered by means of forcibly prying open
the door leading from the street
into said barber shop with a hook

on the 2nd day of November 1889 in the night time, and the
attempted to be following property feloniously taken, stolen, and carried away, viz:

A quantity of cigars,
razors. And other barbers implements
together of the value of one hundred
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 Sargenti (now here) and two others not named
for the reasons following, to wit: that deponent is informed
by Officer Robert R. Reid of the 5th
precinct Police that at about the
hour of 2 o'clock A.M. said date his
attention was attracted to this defendant
who was running through Prince Street,
he the Officer pursued and arrested the
defendant, he the Officer was then
informed by a citizen that the defendant

0159

And two others had been working on the door of said barber shop trying to effect an entrance, he the Officer then examined said door and found marks on the door over the lock. Where some person had tried to pry the door open with some instrument. And when he the Officer searched the defendant he found in his pantaloons pocket an iron hook, which fitted in the marks or indentations on said door and also found paint marks on said hook which corresponded in color with the paint on said door. Wherefore defendant charges the said defendant and the other two not arrested with being together and acting in concert with each other and attempting to burglariously enter said premises as aforesaid with the intent to steal. Sworn to before me this 25 day of November 1888

Dated 1888 Domino Romano
guilty of the offence with in named
There being no sufficient cause to believe the within named
Dated 1888 Police Justice
to bail to answer by the undersigned hereto annexed.
I have admitted the above named
Dated 1888 Police Justice
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.
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

Police Court, District,	Offence—BURGLARY.
THE PEOPLE, &c., on the complaint of	
1.	
2.	
3.	
4.	
Date, 1888	Magistrate.
	Officer.
	Clerk.
Witness,	
No.	street,
No.	Street,
No.	Street,
\$	to answer General Sessions.

POOR QUALITY
ORIGINAL

0160

CITY AND COUNTY }
OF NEW YORK, } ss.

aged _____ years, occupation Robert R. Reid of No. Police Officer
5th Street Power Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of Dominic Ramano
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this 3

day of May 1888

Robert R. Reid
E. Hagan
Police Justice.

POOR QUALITY
ORIGINAL

0 16 1

Sec. 198-200.

CITY AND COUNTY }
OF NEW YORK, } ss.

2 District Police Court.

John Sargenti being duly examined before the under-
signed according to law, on the annexed charge; and being informed that it is h's 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's 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.

I am not guilty
John Sargenti

Taken before me this
day of Nov 1883

Police Justice.

POOR QUALITY
ORIGINAL

0162

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

Police Court---
District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Alfred J. Jones
John J. Jones

Attorney
Burglary

Dated

188

John J. Jones
John J. Jones

Witnesses
John J. Jones
John J. Jones

No. 100
Street

No. 200
Street

No. 300
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

Defendant

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

Dated 188

Police Justice.

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

Dated 188

Police Justice.

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

Dated 188

Police Justice.

The People
vs.
John Sargenti.

{ Court of General Sessions, Part I.
Before Recorder Smyth.

Wednesday, November 13, 1889.

Indictment for attempt at burglary in the third degree.

Dronisio Romano sworn and examined.

I live at 118 Thompson Street and have lived there one year -- I live in Mulberry Street but work as a barber at 118 Thompson Street, I had that shop on the 2nd of November and on that night it was closed, I locked up the shop myself when I left to go home at nine o'clock, I had razors, hair brushes and machines for cutting hair in the place and the property was worth one hundred dollars. I afterwards saw marks on the door made with an iron point near the lock, they were made in the crevice, the door is painted white.

Cross Examined. I have been in Thompson St. a year, I had another workman with me, my partner had a boy about nine or ten years old, I reached the store next morning at seven o'clock, nobody came to my house in Mulberry Street before I left to go to this store to see me about anything that happened to it, my neighbors told me that they heard some noise in the place, this was while I was opening my shop; only two persons told me that they heard noise, I looked at the door to see if the report was true I had received; the people told me that a boy had been arrested that night by the police, they did not say that they had seen any boy or boys there that night; I then went to the door and examined it and saw the marks on the door, the lock was tampered with as if they tried to break it, it was out of its place; the paint on the

door was old paint and it was scratched, I made no complaint at the Police Station after I discovered these marks, I stayed in the barber shop all that day; when I go to my dinner I always leave one person in the shop and someone always remains thereuntil I close at night. After I reached the barber shop that day at seven o'clock it remained open until nine and on Saturday we keep open after twelve o'clock. I saw that the iron part of the lock was also scratched, there were fresh marks on the iron of the lock.

Thomas Gilligan sworn and examined.

I live at 167 Spring Street and am a junk dealer; upon the night of the 2nd of November I was at about two o'clock in the morning in 113 Thompson Street, that is a lodging house, it is kept by a colored man named Edward Patterson, I left that lodging house between two and three o'clock, I went on the stoop and stayed there about two minutes, I saw the shop and two men on the oppositeside of the way trying to open the door of the barber shop, I could not see what they had in their hands, I saw them trying to force the door in, the first time they turned around and went again at it and the second time they turned away; I went and followed them as far as the corner and they ran to Prince Street, Patterson was with me and we followed them near South Fifth Avenue. How far did they run before they were caught? About a block and a half, I only halloed once, I says, "stop." I did not see Officer Culhern that night, I was present when they were caught, when one of them was caught, that little fellow there, Officer Reid is the officer who caught him.

Did you have any talk with the officer when this boy was caught, did you tell the officer anything as to what the boy had been doing? Yes sir, I told him a robbery was committed around in Thompson Street in a barber shop; this boy was around the corner then running, I met Reid first and told him what I had seen at the door, we followed them and they got down into South Fifth Avenue, they were running and the officer caught one, I was close by at the time, the officer asked him what he was doing and the boy says, "nothing, I was coming from the theater." I have seen the piece of iron now shown me before, Officer Reid went through this boy's pockets and showed it to me that night, he took it from his pocket, I went right to the lodging house again, I went back to the barber shop. it is across the way from the lodging house, I looked at the door of the shop and saw a couple of marks on the door near the knob, I believe the color of the door was white.

Cross Examined. I had been at 113 all that evening, I went there about a quarter past nine, I played cards but did not drink; there were no electric lights that night in the street so that when I came out it was pretty dark. I saw the two persons as plain as day on the stoop, it was right opposite me, I halloood and the did not move away, I went back and told my friend Patterson and I halloood again twice, there was no doubt but they heard me, I says, "go away from there"; I did not hear a word of an answer, they did go away the second time, theyr an away and that was the time I started to run after them, I could not exactly swear that this

Defendant is one of those that was on the stoop but he was the one that got caught that very morning and he was the one that had the iron in his pocket; the boy that was with him was a little bigger than he, Officer Reid arrested the small boy, I ran a block and a half after this boy, he did not get out of my sight, I saw him running all the way until he was arrested by the Officer; Patterson, the Officer and myself looked at the door, I saw a couple of scratches on it and the white paint was off.

Edward Patterson sworn.

I live at 113 Thompson Street and have charge of a lodging house, on the night of the 2nd of October about two o'clock in the morning I was there, I saw Gilligan there, I think he left about two or half past two o'clock, I heard him halloo after that, "get away from there" and then when he hallooed the second time I went to the door and saw two boys running through Thompson Street, I and Gilligan ran after them, I followed them up as far as the corner of South Fifth Avenue through Prince Street; I did not see anybody catch the boy because I stopped on the corner of South Fifth Avenue, I looked up to see where they were going and then I saw the officer fetch the Defendant back, I heard them talking but I did not understand what they were saying, I saw a hook like the one now shown me that night, I saw the Officer have it, I went to the barber shop with the Officer and saw some prints on the door near the lock, I saw the Officer fit the iron in the marks, it looked as though that iron made them.

A

Cross Examined. The instant I came out of the door these boys were running away, they were across the street from me near the corner then. How far is 113 Thompson Street to where the boys had got when you came out of the door? It is the second door from the corner. Were there any wagons near the barber shop or near your house? There are some carts there, junk men uses, right in front of the door, there were no carts on the other side of the street, Gilligan was out on the stoop, I heard him hallooing and then I rushed out, I could not swear that the boy on that stoop was this boy here, I don't know whether Gilligan came back to the lodging house or not but I think he came back after they had taken the boy to the Station House. I heard Gilligan call out first, "get away from there" and when he hallooed the second time I went to the door and ran after the two boys Gilligan was ahead of me, I stopped on the corner of Prince Street and South Fifth Avenue. There were other men in 113 at that time but they had gone to bed.

Robert R. Reid sworn and examined.

I am attached to the 8th precinct and arrested this boy upon the morning of the 2nd of October. I was standing on the corner of Sullivan and Prince Streets and I heard somebody halloa out stop, in a very loud voice, I ran over to Sullivan towards Thompson, I saw a man in the middle of the street about the center of the block and when I got up to him I asked him what was the matter? He said, "somebody has been trying to get into the barber shop." I continued to run through South Fifth Avenue and I saw a boy cross; there is an electric light on the

corner, I put in a single rap and Officer Culhern who was standing up at Houston Street headed him off, he got on the other side of the bridge covering an excavation, Culhern said, "it is all right, I have caught him" -- that was the Defendant; when I first saw him he was running through Prince Street. I asked him what he had been doing? He said, "I aint been doing nothing; Culhern said "he has got something in here." I put my hand behind his back and pulled that hook out of his right hand pocket.

It was a block and a half from the barber shop where he was caught, I asked him about this hook and he said it did not belong to him, a colored boy gave it to him.

I then brought him around to 118 Thompson Street, struck match and looked at the door that they had been working at over the padlock, I saw that the wood was broken at the crevice of the door, I put that hook into the crevice of the door and I went back the second time to make sure after I put the boy down stairs, it fitted it well, the woodwork was broken and scratched as though someone had been prying it, the color of the paint on the door was white, it is an inner door, I did not notice the matel where the lock is; these premises are in the eighth ward.

Cross Examined. I was one hundred and fifty feet probably behind the prisoner when he was arrested, I passed Gilligan, Patterson came up to me afterward and there was a number of people came up, the other officer seized the Defendant and handed him over to me;

I had not any conversation up to this moment with Gilligan and I had not received any information at all from the other officer; I did not know then what the charge was.

I heard this man halloa, I saw the boy cross at South Fifth Avenue and Prince Street and then when we came around into Prince Street again Gilligan said, "these fellows are trying to do something in Thompson Street" and I brought them right around to Thompson Street. That was the only conversation I had with Gilligan, I have no ill will toward the prisoner and would not knowingly say anything wrong against him. Gilligan said to me that they had been doing something at the barber shop, he used the word barber shop, there was an electric light on the corner of South Fifth Avenue and Prince Street. I had to strike a match to look at the lock, I did so and observed no marks upon the lock.

James Farrell sworn and examined for the Defence, testified: I live at 105 McDougal Street and know the Defendant, I was with him on the night that he was arrested, I met him on the corner of South Fifth Ave. I had forty cents and he went back and got a quarter of his mother, we went over to the Bowery to the Peoples' Theater and got out after eleven o'clock, we went down as far as Canal Street and in front of West Street there is a restaurant, we went in and stayed there about an hour, then we came down Canal to Thompson and went up Thompson to Spring Street, we met a colored and a white fellow there, they walked right over to us and the colored fellow says hello and he handed Sargenti a piece of iron, we walked down right in front of the lager beer saloon, it was all lit up and he was rubbing it up against the wheel of a wagon ; there was a colored man across

the street, he says, "cheese it, cheese it", and this colored fellow and the white fellow ran, Sargenti ran up Prince Street and I walked across the street and went right home, I live at 105 McDougal Street.

Cross Examined. I met the Defendant that night on the corner of South Fifth Avenue and Bleecker St. about a quarter after six, I proposed going to the People Theater, the play that night was "The Paymaster", the theater is on the corner of Spring Street and the Bowery, I work in a grocery store in McDougal Street, Spencer's, I don't know the number, it is right next to Brown's liquor store, I worked there a week, I was working in this grocery store the night this happened, I have to go to work at six in the morning and get off about nine in the evening, the groceryman let me off this night, it was Saturday night, I worked Sundays from six to ten o'clock, I did not go into a restaurant in Houston Street, the reason I stayed in the restaurant so long was that a drunken man came in there and made all the people laugh, it was after twelve when I left it. I am seventeen years old, I do not carry a latch key, I live with my parents, my mother sits up for me, I did not tell her I was going to stay out until after two o'clock this night, I do not certainly whether it was Friday or Saturday night that I met the Defendant, it was one of those nights sure. The restaurant we went into was the other side of the Windsor Theater on the Bowery; the barber shop is between Prince and Spring on Thompson Street. I did not know the colored fellow we met but I saw the white fellow around the election fire since, it was last Monday, I do not know his name. I did

**POOR QUALITY
ORIGINAL**

0171

not know what Sargenti was arrested for, I thought he was arrested for staying out late. I did not know until the next day that Sargenti was arrested for having tried to get into the barber shop with that hook, the laundry lady told me next morning of his arrest, she saw him walking with the policeman through South Fifth Avenue going to Jefferson Market, I have known this laundry woman about a year but I do not know her name.; I never said anything to the boys about Sargenti being arrested, they are not in Court. Sargenti got this hook off the colored boy, we were talking of what we had seen in the theater, they were not at the theater that night, I commenced talking of what we had seen to them, it was about half past one o'clock. we walked about twenty blocks before we met the boys. I says to them, "is not that a great thing when the fellow takes the key and opens the door?" It was in the play where the fellow escapes and jumps into the river, dives into the river, I told the boy the name of the play, that it was the Paymaster, we stayed there about fifteen minutes talking about the play, they were standing near the gutter and Sargenti was standing near the wagon. the pece of iron was straight when he gave it to Sargenti, Jack Sargenti was rubbing it up against the wagon. Then there was a colored man across the street by the church; He says, "catch him, catch him", Jack Sargenti ran up Prince Street. The other two fellows ran down towards Prince Street and the Defendant ran up Prince St. I do not know when he was caught, I walked straight down to the house. I do not know how this piece of iron got bent. As matter of fact did not John bend it by putting

**POOR QUALITY
ORIGINAL**

0172

it into the door of that barber shop? We were nowhere near the barber shop, in front of a lager beer saloon near the corner of Prince in Thompson Street. At the time John was whacking this thing on the wagon was there not anything said about this hook at all? No; it was about a quarter to two o'clock in the morning at this time, I walked right toward home, after that John was locked up. I was told that in the morning, I walked through Thompson and up to Bleecker and McDougal Streets. What time did you get home? I got home about five minutes past two. Was your mother up? Yes, I rapped at the door and she got up. You don't know anything about John being brought into the Station House? No. How far is 25 West 3rd from McDougal Street? One block. Did you see John that night after you walked away? No. What were the words you heard cried out? Stop him, stop him; it was a colored man who said cheese it. Had you seen this colored boy before that night? Yes, but not to know his name. Was he a bigger boy than you? Yes. Did these boys speak to you first? Yes. Did they ask you where you had been that night? Yes.

James Farrell recalled. You testified yesterday that you did not recall the name of that laundry woman? Yes. Did you know her name? Yes. Why was it you did not give it? They were talking to me so much I got excited. That was the only reason why you did not mention it yesterday? Yes.

By Mr. Parker. Who was talking to you so much that you got excited? You two gentlemen.

John Sargenti sworn and examined in his own behalf, testified:

How old are you? Fifteen. You recollect the night that you were arrested? Yes. Tell the Court and these gentlemen here what happened to you on that night, what you were doing and how was it you were arrested? I met Jim Farrell on the corner of Bleecker Street and South Fifth Avenue and he had forty cents, so I went home and got twenty-five cents and we went to the theater. When we came from the theater we went down in a restaurant and stayed there for about an hour and a half; we came out and went up Canal Street to Thompson, we came up Thompson Street and seen these two boys and one of these boys handed me this poker, we got fooling, I went over to the beer wagon and took the poker and commenced hitting on the wheel and bent it and then the first thing I knew somebody halloed, "stop that man, follow that man" and the other two boys got running and I got so excited I ran too up Houston Street through Prince Street and up to South Fifth Avenue and the policeman caught me there and locked me up. Did you have anything to do at all that night with trying to get in any house? No sir, I was nowhere near it. Did you make any attempt to get in any house? No.

Cross Examined. What time did you leave the house that night? About twenty minutes past six, I met Jim Farrell at half past six. How long have you known Jim Farrell? I have known him three or four years, I met him on the corner of Bleecker Street and South Fifth Ave. and started over to the theater, he asked me would I go to

the theater, I went home and got twenty-five cents from my mother, the theater got out at a quarter to twelve, we went into the restaurant to get something to eat, I got a cup of tea and some cake which cost me five cents. I worked in Delmonico's two months and left it a month ago, I worked in Delmonico's about a year ago before that. I was sentenced two years ago to the Catholic Protectory by the Recorder on a conviction of larceny from the person; I stayed in the Protectory six months, I was convicted of stealing a scarf pin from a boy sixteen years old but I did not steal it; we stayed in the restaurant about an hour and a half, we were talking to a man named Pedro; it was half past one when we met these boys, I don't know their names, I talked to them a couple of times on the street, we met them next door to the barber shop which is said to have been entered that night. One of the boys wore a white slouch hat and a black suit and the other wore a blue suit, one was a white and the other was a colored boy, the colored boy had the poker; we commenced talking to them about the play at the theater, we stood there talking pretty near twenty minutes, the boy had the poker in his hand and he gave it to me, I took it in my hand and went over to the truck and commenced fooling with it, it was straight when I got it, I got so excited that I ran, I knew I did not do anything wrong. I give the money I earn to my mother and help to support her, my father is not living; once in a while she gives me money to go to the theater. Since my conviction Delmonico re-engaged me as bar boy.

Jane Sargenti sworn.

I live 95 West 3rd Street, I am the mother of the Defendant, he is a very good boy, he brings his earnings in an envelope and he asks me sometimes for sundry expenses. He was arrested once and sent to the Protectory not for any crime but for playing in the Park. Did not you know that he was sent to the Protectory for stealing a scarf pin from the person of another boy? He took the pin playing and he looked for the boy to return it to him but he could not find him and the next morning they arrested him at his work.

John Geary sworn.

I am twenty years old and am a cook, I work in the Equitable Building, at Delmonico's and in the Adirondack Mountains. I know John Sargenti and knew him when he was in the employ of Delmonico's, his general character for honesty is good. I did not know anything about his being convicted two years ago.

The Jury rendered a verdict of guilty.

The Defendant was sent to the House of Refuge.

POOR QUALITY
ORIGINAL

0176

Testimony in the case
of John Sargent

filed
Nov. 1889

POOR QUALITY
ORIGINAL

0177

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 Sargenti

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

John Sargenti
of attempting to commit the crime
of the CRIME OF BURGLARY IN THE THIRD DEGREE, committed as follows:

The said

John Sargenti

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

Dionisio Romano

attempt to

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

Dionisio Romano

in the said *shop* 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.

John R. Fellows,
District Attorney.

0178

BOX:

375

FOLDER:

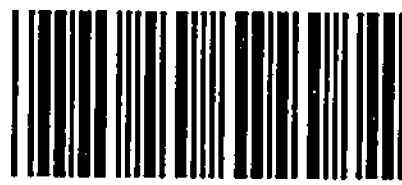
3505

DESCRIPTION:

Schilling, Victor

DATE:

11/11/89



3505

POOR QUALITY
ORIGINAL

0179

Witnesses:

Chas O'Neill

Counsel,

Filed,

Pleads,

11 Nov 1889

THE PEOPLE

vs.

Victor Schilling

Victor Schilling

JOHN R. FELLOWS,

District Attorney.

ILLEGAL VOTING.
[§ 1904 Consolidation act]

A True Bill.

Andrew Little

Nov 12/89

Foreman.

James H. Little

14th S. P. L.

POOR QUALITY
ORIGINAL

0 180

In the *Police* Police District Court,
OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

Charles O'Keefe
Plaintiffs,

against

Information for Fraudulent Registration.

Victor Schuler
Defendant

City and County of New York, to wit:

Charles O'Keefe
of 797 *Brown* age 26

occupation *Station Agent* being duly sworn deposes, alleges and says:

That he has good cause to believe and doth verily believe and charge that heretofore, to wit: on the *5th* day of October, in the year of our Lord one thousand eight hundred and eighty-eight, the said 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 above-named defendant, at the City and County aforesaid, did personally appear before the Inspectors of Election of the *5th* Election District of the *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 qualified voters of the said City and County, resident in the said Election District, at the duly designated polling place of the said Election District, and then and there, at the said general registration of voters, feloniously did fraudulently register in the said Election District, not having a lawful right to register therein, by reason of not being a male resident of the said Election District, as then was, or on the day of the general election to be held throughout the said State of New York, and in said City and County on the sixth day of November 1888, and next following the said day of registration, would be entitled to vote therein, in this, to wit: that he, the said defendant was not then, nor would he on the day of the said general election so next following the said day of registration have been an inhabitant of the State of New York for one year, and of the said County of New York for four months, and of the said Election District for the last thirty days next preceding the day of the said election, and being thereby disqualified by the Constitution and Laws of this State as well from voting at the said election, as also from then and there registering as such voter, all of which the said defendant then and there well knew.

That as your informant has good cause to believe and doth verily believe the said defendant in and for so feloniously and fraudulently registering as aforesaid, did then and there, being examined by the said Inspectors of Election according to the requirements of the Laws of this State as to his qualifications as an elector of the said Election District, and particularly in respect to his residence falsely and fraudulently give and state to the said Inspectors of Election as his then dwelling-place and abode, and cause and procure the said Inspectors to enter in the register of the said Election District duly made and furnished as provided by law for that purpose, certain matters to the effect that his dwelling-place and abode was then the premises and place situate in the said Election District known as number *22* *Myetic Street*

and that he had resided in said State and County and at the said premises and place for such a period of time as then entitled him, or would on the day of said election entitle him to vote therein: whereas in truth and in fact the dwelling-house and abode of the said defendant was not then the said premises and place, and he had not so resided in said State and County and at said premises and place for such period of time as aforesaid.

Wherefore your informant prays that a warrant may issue for the arrest of the said defendant, and that he be dealt with according to law.

Taken and sworn to before me, this

3 day of *Oct* 1888

Charles O'Keefe
Police Justice

POOR QUALITY
ORIGINAL

0 18 1

Sec. 99-200.

3

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

Victor Schilling 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. *Victor Schilling*

Question. How old are you?

Answer. *25 years of age*

Question. Where were you born?

Answer. *Germany*

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

Answer. *22 Chrystie St 6 years*

Question. What is your business or profession?

Answer. *Insurance*

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

Answer. *Am not guilty*

Victor Schilling

Taken before me this
day of *July* 190*7*

Police Justice.

POOR QUALITY
ORIGINAL

0182

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

Police Court
District

1644

THE PEOPLE
OF THE COUNTY OF

Dated _____ 188

Magistrate

Officer

Precinct

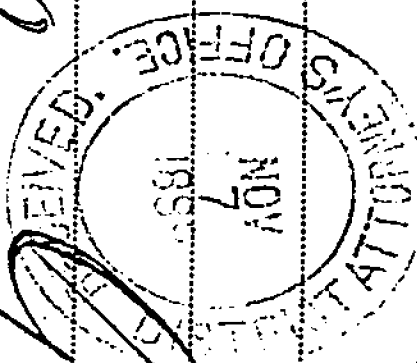
Witnesses

No. _____
Street _____

No. _____
Street _____

No. _____
Street _____

No. _____
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 _____ 18 _____ Police Justice.

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

Dated _____ 18 _____ Police Justice.

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

Dated _____ 18 _____ Police Justice.

POOR QUALITY
ORIGINAL

0183

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

Victor S. Sinding

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

accuse

Victor S. Sinding

of a FELONY, committed as follows:

Heretofore, to wit: on Tuesday, the *22nd* day of November, in the year of our Lord one thousand eight hundred and eighty *nine* (the same being the Tuesday succeeding the first Monday in the said month of November), there was held a general election throughout the State of New York and in the said City and County of New York; and on the day and in the year aforesaid, and at the said election the said *Victor Sinding*, late of the said City and County, at the City and County aforesaid, did personally appear before the Inspectors of Election of the *Smethers* Election District of the *Eight* Assembly District of the said City and County, at a meeting of the said Inspectors of Election then being duly held at the duly designated polling place of the said Election District, and then and there feloniously did knowingly, willfully and fraudulently vote in the said Election District without having a lawful right to vote therein, to wit: he, the said *Victor Sinding* not having been then and there an inhabitant of the said State for one year, and the last four months a resident of the said County of New York, and for the last thirty days next preceding the said election, 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.

0-184

BOX:

375

FOLDER:

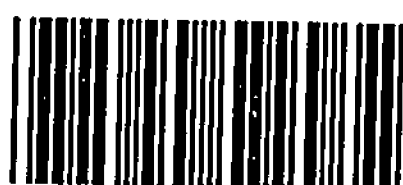
3505

DESCRIPTION:

Schneider, John

DATE:

11/06/89



3505

POOR QUALITY
ORIGINAL

0 185

Witnesses;

Counsel,

Filed

day of

1884

Pleads,

THE PEOPLE

vs.

ASSAULT IN THE THIRD DEGREE.

(Section 219, Penal Code.)

B

John Schneider

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Andrew Little

Foreman.

Complaint sent to the Court
of Special Sessions,

Pa. III, Nov. 13, 1884.

POOR QUALITY
ORIGINAL

0 186

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 Schneider

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

John Schneider
of the CRIME OF ASSAULT IN THE THIRD DEGREE, committed as follows.

The said

John Schneider

late of the City of New York, in the County of New York, aforesaid, on the *twentieth*
day of *August* in the year of our Lord one thousand eight hundred and
eighty-nine at the City and County aforesaid, in and upon the body of one *Her-*
man Wagner in the peace of the said People then and there being, with force
and arms, unlawfully did make an assault, and *him* the said *Herman*
Wagner did then and there unlawfully beat, wound and ill-treat, to the great damage
of the said *Herman Wagner* 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.

0 187

BOX:

375

FOLDER:

3505

DESCRIPTION:

Schroeder, Frederick

DATE:

11/20/89



3505

POOR QUALITY
ORIGINAL

0 188

Witnesses;

Bertie Maen

I respectfully recommend
that a plea of petty larceny
be accepted.
Nov. 25/89 Part 3

Wm. J. Lawrence
Wep. Secy.

A True Bill.

Wm. J. Lawrence

Part II November Foreman.

Pleas - Petty Larceny -

29-

Pen 9 on onto.

212. 29
Counsel, *W. J. Lawrence*
Filed *20* day of *Nov* 1889
Pleas, *W. J. Lawrence*

THE PEOPLE

vs.

307 W 36
Wm. J. Lawrence

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

Frederick C. Schroeder

JOHN R. FELLOWS,

District Attorney.

POOR QUALITY
ORIGINAL

0 189

COURT OF GENERAL SESSIONS.

The People
against
Frederick O. Schuchman.

City and County of New York, ss.

AUGUSTIA M. HANBLE of the County of New York, do hereby certify that she is
the sister of the above named Frederick O. Schuchman. That on the 17th day of
September 1894 she was arrested at her home in the City of New York
and taken to the County Jail. She was held there until the 27th day of
September 1894 when she was released on bail. She was then taken to the
City Jail where she remained until the 27th day of September 1894.

Subscribed and sworn to before me this 27th day of September, 1894.

Augusta M. Hanble
Frederick O. Schuchman
J. J. J.

Augusta M. Hanble

POOR QUALITY
ORIGINAL

0 190

COURT OF GENERAL SESSIONS.

The People
against
Frederick O. Schroeder

City and County of New York, ss.

CHARLES GIBERTONNER being duly sworn, says that he is
the ordained minister of the Gospel and is pastor of a Dutch Re-
formed Church in Newark, New Jersey. That he has known the said
Frederick O. Schroeder ^{about} five years and he always bore a good
character for honesty. That he is a highly educated young man
and is a chemist by profession.

Sworn to before me this 9 day of November, 1889.

Hugh Coleman
Notary Public
N.Y.

Carl Gibtonner

POOR QUALITY
ORIGINAL

0 19 1

COURT OF GENERAL SESSIONS.

The People

against

Frederick O. Schroeder.

City and County of New York, ss.

GUSTAVE SCHROEDER being duly sworn, deposes and says that he is at #1308 Fourth Avenue in said city, and that he is engaged in ^{the business of} the business of a chemist, and that he has known the defendant above named for about 11 years, and knows others with whom he has associated that also he was an actor hereafter the honesty has been good. That he is a highly educated young man, being engaged in the profession of chemistry, and that he is satisfied that the punishment which he has already received, will be sufficient to prevent him from ^{committing} another crime.

Sworn to before me this 29 day of November, 1889.

Wm. Coleman
Notary Public
N.Y.C.

Gustav Schroeder

POOR QUALITY
ORIGINAL

0 192

COURT OF GENERAL SESSIONS.

The People
against
Frederick O. Schroeder

City and County of New York, ss.

LYDIA SCHROEDER being duly sworn, says that she is the wife of the above named GUSTAVE SCHROEDER.

That she has heard read his affidavit, and knows the contents thereof. *That the same is true*

That the saying is true of her own knowledge.

Sworn to before me this 29 day of November, 1922.

Hugh Schuman
Notary Public
NYC

sd/s Lydia Schroeder

POOR QUALITY
ORIGINAL

0 193

City and County of New York, ss:

Geo. Haugh ~~BROWN~~ being duly sworn says: That he
reside at New York City
~~is a pharmacist at 14 Wall street in the City of New York,~~
that he ~~has~~ known Frederick Schroeder for the last
years, that he was a class mate of the said Schroeder at
college, that said Schroeder during said time has always
borne a good character for honesty, and that he was a
student of remarkable ability having graduated as A. I.
in the college.

Sworn to before me this

29 day of November 1889

Hugh Coleman

City & County of New York
Geo. Haugh being duly
sworn says that ^{he} is the brother
in law of *F. O. Schreiner*
that he has known ^{him} *for*
years - that his character
for honesty has been good
~~ever since~~
on the 29 of Nov 1889
Hugh Coleman
Notary Public
George Haugh

POOR QUALITY
ORIGINAL

0 194

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

.....being duly
sworn, says that he resides at No. Street in the City of New York,
that he is.....years of age, that on the.....day of 18 , at Number.....
.....in the City of New York, he served the within.....
on.....the.....by
delivering to and leaving with said a true copy of the
within.....and at the same time
and place exhibiting to the within originals, and that he
knew the person thus served to be the person mentioned and described in the.....
as.....therein.

Sworn to, before me,

this.....day of 18 }

N. D.

People

Plaintiff,

against

Paul O. Schreder

Defendant

Substant as
to Character

HUGH COLEMAN,

Attorney for People

No. 287 BROADWAY,
NEW YORK CITY.

Entrance to Elevator cor. Reade St.

Due and timely service of cop of the within

hereby admitted

this day of 18

Attorney

To

19 17

POOR QUALITY
ORIGINAL

0 195

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

T h e P e o p l e,
against
FREDERICK O. SCHROEDER.

CITY AND COUNTY OF NEW YORK, SS:

HORATIO N. FRASER, being
duly sworn, says that he resides in the City of New York,
and is President of THE FRASER TABLET TRITURATE MANUFACTUR-
ING COMPANY, a corporation of the State of New York, doing
business in said City.

T h a t from about *July 1889*
to November *13th* 1889, FREDERICK O. SCHROEDER, above
named, was in the employment of said Company at its fac-
tory, No. 311 West 40th Street in said City, as a chemist,
and as such was engaged in compounding, mixing and putting
into form for use as medicines, drugs of various kinds.

T h a t on or about November *12th* 1889, said
SCHROEDER offered for sale in said City certain drugs
which he was suspected of having stolen from said Company,
of the value of something more than Fifty Dollars, and,
upon being accused of the theft, confessed to deponent
and one *Herman Wagner* that he had stolen from

**POOR QUALITY
ORIGINAL**

0 196

said Company said drugs and other drugs. That the value of all the drugs confessed and identified by said SCHROEDER to have been stolen by him from said Company was at least *One hundred and eighty* Dollars.

T h a t on November *13th* 1889, said SCHROEDER was arrested, and on or about that date was arraigned at the Police Court at Jefferson Market, and confessing to the charges made against him, was bound over for trial, his bail being fixed, as deponent is informed and believes, at Five hundred Dollars.

T h a t on November 15, 1889, deponent received from said SCHROEDER a letter mailed the day before in which he said that he had put up a considerable quantity of a mixture containing morphine of the value of Fifty Dollars, on which he had placed a false label and which he had concealed in the factory, and that he would disclose the place of concealment if deponent would promise to dismiss the complaint against him. That deponent made no answer to this letter but later in the same day obtained through a detective a written statement by said SCHROEDER of what and where the mixture was. That copies of said letter and statement are hereto attached marked A and B.

T h a t deponent found in the place indicated a jar containing the morphine mixture, labelled Brucia $\frac{1}{50}$ and that said morphine mixture and Brucia $\frac{1}{50}$ are similar in color and general appearance, and that the loca-

POOR QUALITY
ORIGINAL

0 197

tion of the jar was such that its contents were likely to
be used in preparation of medicines, and that had said
morphine mixture been used as Brucia $\frac{1}{50}$, human life
would have been endangered.

Sworn to before me this
20th day of November 1889.

: Horatio N. Foster,

J. B. Woodale
Notary Public
N. Y. Co.

**POOR QUALITY
ORIGINAL**

0 198

(Copy)

A.

Dear Sir:-

As I was compelled, on account of being too busy otherwise, to have quite a good quantity of Morphine triturations made in the mill, I put it in bottles which I then labelled differently. As it will be impossible for you to find out where these bottles are and as the value of the morphine used alone amounts to 50 doll., I shall of describe their place to you, in case you promise to dismiss the complaint against me. I shall also do anything else in your interest down South where I intend to go afterwards.

(Signed) F.R. O. SCHROEDER.

**POOR QUALITY
ORIGINAL**

0199

B.

Trituration:

3000.0 Morph. Sul. $\frac{1}{4}$:

Behind Brucia $\frac{1}{100}$ near small still
marked Brucia $\frac{1}{50}$.

Made for convenience sake!

POOR QUALITY
ORIGINAL

0200

R. Van Der Ende,
Apothecary,
323 Bowery,

New York, August 28th 1888

This is to certify that:
Mr. Fred. L. Schroeder has been
in our employ from July 9th
to August 6th 1888

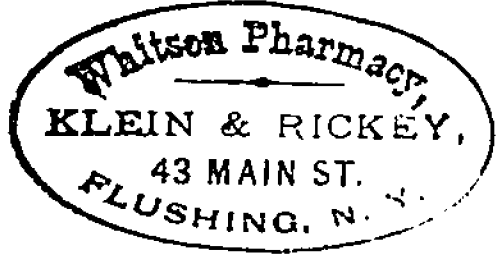
Wm. Van Der Ende

POOR QUALITY
ORIGINAL

0201

Flushing N.Y. April 1889

I hereby certify that
Mrs. Fred. O. Schraeder
was employed in our Pharmacy
from September 1888 till April 1889.
He has proved to be sober and
industrious, and a good assistant,
especially in the Prescription Department.
He deserves our best recommendations.



Klein & Rickey

POOR QUALITY
ORIGINAL

0202

Orange Valley N.Y.
Resptly to any interested

That Mr F.O. Schroeder
came with me about the
middle of Feb/86 & stayed
two post the 10th of Jan
1887. And further say
always found him in his
position with me careful
and willing to do the
duty of my place.
Fully believing him to be
strictly honest courteous
and faithful. Trusting you
will find him one you may
have confidence in. Prof. J. H. H. H.
J. H. H. H.

POOR QUALITY
ORIGINAL

0203

W.M. C. CONRAD,
APOTHECARY & CHEMIST,
100 & 108 AVENUE C,
Cor. 7th St.

New York, January 14th 1888

Mr. Fred. Otto Schröder was in my
Employ as Apprentice from July 10th 87
till today. He proved to be sober,
intelligent & industrious and leaves
me in order to use the whole day
for his studies in the College.

W.M. C. Conrad

POOR QUALITY
ORIGINAL

0204

Jersey City heights 5.20.87
The bearer of this Mr. Fred Schroeder
has been in my employ since January
last during which time I have
found him strictly honest & trustworthy
he leaves now on account of an attack
of Rheumatism which incapacitates
him from attending to business
Geo. R. Harris
Medical Hall 102 Calumet Ave. J.C.H.

POOR QUALITY
ORIGINAL

0205



Newark July 20th 87

Mr. A. Schroeder has
been in my employ
from January 85 till
Feby 86. I have found
him to be honest, strictly
temperate and intelligent.
He left this place to
better his financial
condition and also to
increase his knowledge
of the english language
as my trade is almost
with Germans only.

Herman Hartmann

POOR QUALITY
ORIGINAL

0206

People

5

Schweder

affairs of compliance

POOR QUALITY
ORIGINAL

0207

HENRY H. ANDERSON,
HENRY E. HOWLAND,
GEO. WELWOOD MURRAY.

LAW OFFICES OF ANDERSON & HOWLAND,

35 WALL STREET, (MILLS BUILDING,)

NEW YORK,

Nov. 27

1889

Mr. Rufus B. Corning.

My dear Sir

I beg to introduce
to you Mr. Henry James the bearer
of this note who is a particular
friend of mine who desires to state
to you some facts in relation to
Frederick D. Schroeder who has
pleaded guilty to petty larceny & who
is to be sentenced by you. You can
rely on any statement Mr. James may
make.

My respectfully,
Yours,
H. E. Howland

POOR QUALITY
ORIGINAL

0208

Police Court

District

Affidavit—Larceny.

City and County } ss.:
of New York,

of No. 211, West 44th Street, aged 37 years,
occupation Druggist being duly sworn
deposes and says, that on the 15th day of October 1887 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent, in the day time, the following property, viz:

A quantity of Drugs and
Chemicals together of the value
of fifty dollars

the property of The Fraser Tablet Titration
Manufacturing Company and
its departments are in its custody

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 Frederick O. Schroeder
(now here) from the fact that
the said defendant was in the
employment of said Company as a
clerk. And for some time past
deponent has been missing Drugs
and Chemicals from the store of said
Company at the above address.

deponent received information that
the said defendant had offered
drugs and Chemicals for sale. deponent
caused the arrest of the said defendant
when he the defendant admitted and
confessed in open court in the presence
and hearing of deponent and officer

Sworn to before me this

188

Police Justice.

POOR QUALITY
ORIGINAL

0209

Herman Wagner, of the 20th Precinct
Police that he did feloniously
take that and carry away said
property and defendant has since
received a portion of said property
from the defendants.
Wherefore defendant prays the said
defendant may be held and dealt
with according to law.

Served to before me } Notation Traces
this 14th day of April 1899 }
John J. Norman
Police Justice

POOR QUALITY
ORIGINAL

0210

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK,

Frederick O Schroeder being duly examined before the under-
signed according to law, on the annexed charge; and being informed that it is h's 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's waiver cannot be used
against h on the trial.

Question. What is your name?

Answer. *Frederick O. Schroeder*

Question. How old are you?

Answer. *24 years old*

Question. Where were you born?

Answer. *Germany*

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

Answer. *309 W. 56th St & Mrs*

Question. What is your business or profession?

Answer. *Aug Clerk*

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

Answer.

I am guilty

Frederic O. Schroeder

Taken before me this 14
day of Nov 1889
John J. ...
Police Justice.

POOR QUALITY
ORIGINAL

0211

212 Bismark 1694
Police Court--- District

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Norati W. Traver
Fred A. Schumacher

1
2
3
4

Offence Larceny felon

BALIED,
No. 1, by
Residence
No. 2, by
Residence
No. 3, by
Residence
No. 4, by
Residence
Residence

Dated Nov 14 1889
American Magistrate.
Maguire Officer.
20 Precinct.

Witnesses
No. Street
No. Street
No. Street
to answer
Chiu

RECEIVED NOV 18 1889
CLERK OF DISTRICT COURT

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

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

Dated Nov 14 1889 Police Justice.

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

Dated 1889 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 1889 Police Justice.

POOR QUALITY
ORIGINAL

02 12

District Attorney's Office.

PEOPLE

vs.

Frederick O. Schroeder

Please notify

Stone & Mansfield
Complainants
Counsel

35 Wall St.
of every step taken
in this case

Edward Gross
A. C. C.

POOR QUALITY
ORIGINAL

0213

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Fredinda D. Schneider

The Grand Jury of the City and County of New York, by this indictment,
accuse *Fredinda D. Schneider*

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

The said *Fredinda D. Schneider*,

late of the City of New York, in the County of New York aforesaid, on the *15th*
day of *October*, in the year of our Lord one thousand eight hundred and *ninety*
nine, at the City and County aforesaid, with force and arms,

*a quantity of drugs and chemicals,
a more particular description whereof
is to the Grand Jury aforesaid
unknown, of the value of fifty
dollars,*

of the goods, chattels and personal property of one Gordon W. Fraser,

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.

*Frederick H. Brown
District Attorney*

02 14

BOX:

375

FOLDER:

3505

DESCRIPTION:

Schwarzwald, Sadie

DATE:

11/12/89



3505

Witnesses:

E. Becker

Amie Peters

Maggie Peters

Mr. Leroy

Recommends that
Frank be tried
in their case

Att. J. J. [Signature]
Counsel, [Signature]
Filed 12/11/89
Pleads, [Signature] 1st

THE PEOPLE
vs.
Sadie Schwarzwald
H.P.

JOHN R. FELLOWS,
District Attorney.
P2 Dec 11/89
Pleads guilty

A True Bill.

[Signature]

Foreman.
Frank Jones

[Signature]

POOR QUALITY
ORIGINAL

02 15

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

Maggie Lortz, of number 156
Suffolk Street, being duly sworn
deposes and says that on the
1st day of November 1889, she
was at the rooms of Sadie Peterson
at number 708 E 13th Street, and
has lived in said house and in
said room with said Sadie Peterson
from the 1st day of November and
remained there up to and including
the 7th day of November 1889.

During Depoant's stay at said
rooms, she has seen one Maggie
Peterson, have sexual intercourse
with men, on 2 occasions -
The first time being on the
forenoon of November the 4th,
when said Maggie Peterson had
sexual intercourse with a man
known to deponent as Eddie; the
other time was on Wednesday
forenoon, the 6th day of November
1889, when she, deponent, saw
said Maggie Peterson have sexual
intercourse with one Joe Greyer.

Deponent further says that
said Sadie Peterson, was pre-
sent on the aforesaid occasions -

POOR QUALITY
ORIGINAL

0217

Deponent further states that she, deponent, has on the sixth day of November had sexual intercourse in presence of said Sadie Peterson, with a man, known to deponent as Jack M^r Grath, in said room. Deponent has paid said Sadie Peterson one dollar and fifty cents, towards deponents board and lodgings, at said address.

Furthermore deponent states that she has also seen said Sadie Peterson have sexual intercourse with men at said address.

Deponent further states that said Sadie Peterson is the proprietress of said apartments at said number.

Maggie Lortz.

Sworn to before me
this 10th day of November 1889

J. H. H. H.
Notary Public.

POOR QUALITY
ORIGINAL

02 18

CITY AND COUNTY
OF NEW YORK, } ss.

aged 15 years, occupation Maggie Peters of No.

100 E. 23rd Street, being duly sworn deposes and

says, that She has heard read the foregoing affidavit of Edward Peters.

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

Sworn to before me, this

day of

10
November 1889

Maggie Peters

M. Duffy

Police Justice.

POOR QUALITY
ORIGINAL

0219

3^d

District Police Court.

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

Edward Becker.

of Number 100 East 23rd Street being duly sworn,
he has just cause to believe and does believe that
deposes and says, that on the 3rd day of November 1889, at the
City of New York, in the County of New York, at premises known
as number 708 East 13th Street, in said
City, one Jadie Peterson, now present,
did then and there take, harbor,
receive and use a female called
Maggie Peters, said female being
actually and apparently under the
age of sixteen years, to wit; of the
age of fifteen years, for the purpose
of prostitution, in violation of section
282 of the Penal Code of the State
of New York.

Wherefore the complainant prays that the said

Jadie Peterson

may be apprehended, arrested and dealt with according to law.

Sworn to before me, this

day of

November 1889

10 Edward Becker
Police Justice.

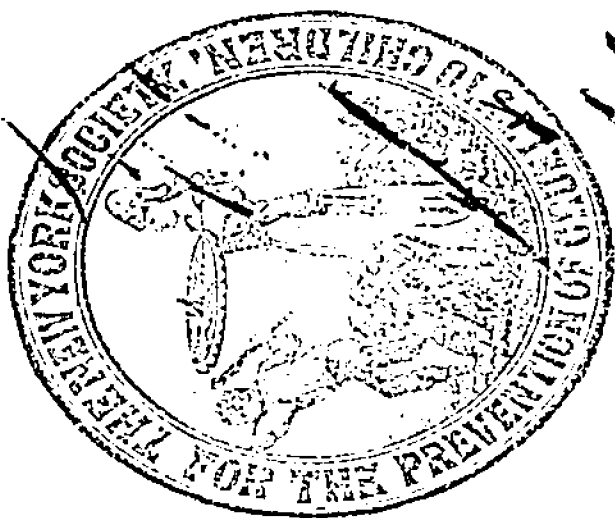
POOR QUALITY
ORIGINAL

0220

POLICE COURT DISTRICT.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

CRUELTY TO CHILDREN.



DATED 188

Magistrate.

Clerk.

Officer.

Witnesses:

E. Pellos Jenkins, Supt.,
100 East 23d Street.

Disposition,

POOR QUALITY
ORIGINAL

0221

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

Maggie Peters
of No. *100 E. 23rd* Street, being duly sworn, deposes and says,
that *Sadie Schwaywald* (now present) is the person of the name of
Sadie Peterson mentioned in deponent's affidavit of the *10th*
day of *November* 188*9* hereunto annexed.

Sworn to before me, this *10th*
day of *Nov* 188*9* } *Maggie Peters*
[Signature] POLICE JUSTICE.

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

Maggie Lortz
of No. *156 Suffolk* Street, being duly sworn, deposes and says,
that *Sadie Schwaywald* (now present) is the person of the name of
Sadie Peterson mentioned in deponent's affidavit of the *10th*
day of *November* 188*9* hereunto annexed.

Sworn to before me, this *10th*
day of *November* 188*9* } *Maggie Lortz*
[Signature] POLICE JUSTICE.

POOR QUALITY
ORIGINAL

0222

Sec. 108-200.

3^d

District Police Court.

CITY AND COUNTY }
OF NEW YORK } ss.

Sadie Peterson

being duly examined before the under-
signed according to law, on the annexed charge; and being informed that it is *her* right to
make a statement in relation to the charge against *her*; that the statement is designed to
enable *her* if *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 *her* waiver cannot be used
against *h* *er* on the trial.

Question. What is your name?

Answer.

Sadie Schwartzwald

Question. How old are you?

Answer.

24 years

Question. Where were you born?

Answer.

New York

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

Answer.

708 E. 13th Street and 1 month

Question. What is your business or profession?

Answer.

Housekeeper

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

Sadie Schwartzwald

Taken before me this

day of

August 1938
[Signature]
Police Justice.

POOR QUALITY
ORIGINAL

0223

BAILED, 196x 116x
No. 1, by 196x 116x
Residence 196x 116x
No. 2, by 196x 116x
Residence 196x 116x
No. 3, by 196x 116x
Residence 196x 116x
No. 4, by 196x 116x
Residence 196x 116x

Police Court

1659
District

THE PEOPLE, Ec.,

ON THE COMPLAINT OF

Edmund Dwyer

22

John DeLeon

1
2
3
4

Offence Abduction

Dated Jan. 10 1899

Magistrate

Officer

Prisoner

Witnesses

No. 1 of Detention

No. 2 of Detention

No. 3 of Detention

No. 4 of Detention

No. 5 of Detention

No. 6 of Detention

No. 7 of Detention

No. 8 of Detention

1900

Howe

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

Defendant

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

Dated Jan. 10 1899 Police Justice.

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

Dated 18 Police Justice.

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

Dated 18 Police Justice.

POOR QUALITY
ORIGINAL

0224

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Sadie Schwartzwald

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

Sadie Schwartzwald

of the CRIME OF ABDUCTION, committed as follows:

The said *Sadie Schwartzwald*

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

third day of *November*, in the year of our Lord one thousand eight hundred and eighty *nine*, at the City and County aforesaid, did feloniously take, receive, harbor, employ and use one *Maggie Peters*

who was then and there a female under the age of sixteen years. to wit: of the age of

fifteen years, for the purpose of *prostitution*, ~~sexual intercourse, he, the~~

~~said~~

~~not being then and there~~

~~the husband of the said~~

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.

0225

BOX:

375

FOLDER:

3505

DESCRIPTION:

Shoestring, Lizzie

DATE:

11/18/89



3505

POOR QUALITY
ORIGINAL

0226

155.

M.C.C.

1889

Counsel,

Filed

day of

1889

Pleads,

THE PEOPLE

vs.

PETIT LARCENY.

[Sections 528, 532 — Penal Code.]

Lizzie Shoestring

JOHN R. FELLOWS,

District Attorney.

Transferred to the Court of Special
Sessions for trial and final disposition.

A TRUE BILL

Part 2 Dec. 23rd 1889

Wm. W. Little

Foreman.

Witnesses;

Agnes Putnam.
Owen McCormack.

POOR QUALITY
ORIGINAL

0227

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Sirgie Shostrom

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

Sirgie Shostrom

of the CRIME OF PETIT LARCENY committed as follows :

The said *Sirgie Shostrom*.

late of the City of New York, in the County of New York aforesaid, on the 24th day of *September*, in the year of our Lord one thousand eight hundred and eighty *nine*, at the City and County aforesaid, with force and arms,

one watch of the value of nine dollars, one pair of shoes of the value of four dollars, and two pairs of stockings of the value of one dollar each pair,

of the goods, chattels and personal property of one *Agnes M. Putnam*,

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

John R. Kellogg,
District Attorney

0228

BOX:

375

FOLDER:

3505

DESCRIPTION:

Siebert, John

DATE:

11/20/89



3505

0229

BOX:

375

FOLDER:

3505

DESCRIPTION:

Ehalt, Julius

DATE:

11/20/89



3505

POOR QUALITY
ORIGINAL

0230

Witnesses;

Wm. H. P. Penman,
H. H. Pennington,
Geo. Zimmerman.

Upon investigation, I con- sider there is no case against the deft. Elbert, and conse- quently recommend the dismissal of the indictment against him.

Dec 3/89. H. H. Parker,
Deputy

215
v. B. W. Chambers

Counsel, *Baymeyer*
Filed *Dec 18*
Pleads, *Myself*

THE PEOPLE vs.
John Siebert
and *Julius Elbert*
Grand Larceny Second degree
[Sections 528, 530 U.S. Penal Code.]

JOHN R. FELLOWS,
District Attorney.

Dec 3/89.
Ch. H. P. Pennington

A True Bill.

Wm. H. P. Penman
Foreman.

Dec 4/89
Wm. H. P. Penman
auto Ch. 2

POOR QUALITY
ORIGINAL

0231

Police Court Third District.

Affidavit—Larceny.

City and County
of New York, } ss.

of No. 6 Frederick J. Bermann Street, aged 35 years,

occupation Merchant being duly sworn

deposes and says, that on the 16 day of November 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 Eight time, the following property, viz

One piece
of Carpet of the Value of
Fifty One Dollars (\$51.)

the property of C. Bermann & Son, in
care

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 Thos. Herbert and

William's Chalm (both now here)
for the reason that said
property was found in the
possession of said Defendants
by deponent.

Wherefore now
deponent charges said
Defendants with taking,
stealing and carrying away
said property and prays that
they be dealt with as the
law directs.

Fred J. Bermann

Subscribed before me, this 17 day
of November 1889

Police Justice.

POOR QUALITY
ORIGINAL

0232

Jim Skiffman
the 19 day of March
1887
as witness
J. M. Smith

Officer Birmingham says I
was apprised by the boy
Jimmurran and found
the Carpet with the defendant
Seibert; a man resembling in
size the defendant ^{and his back only} ~~Seibert~~
was walking away; after
arresting Seibert - I learned he
lodged at ~~the~~ 35 Brewery, and
I ~~found~~ arrested Seibert there
at 12 last night.

Philip F. Birmingham

POOR QUALITY
ORIGINAL

0233

Joseph Finer, former depositor
Am a salesperson in the quality & quantity
of goods, I saw these
Dependants to take with
the Carpet & 2 Sheet
between Mrs. B. & C. I
didn't see the smaller man's
face very well except that
I saw he had a light
mustache. he didn't have
an overcoat on; (Note, the
Dependant Eichel had an
overcoat on when he was
arrested by the officer.)

from before me
This day of
Nov. 1887

Joseph Finer

Wm. A. Davis
Minister

John Richard, barkeeper, resides
at 35 Bowery, sworn deposes
& says that he knows the
defendant, Eckel, that they
were together in the Reading Room
of Meyers Hotel where they both
lodged from 5 to 6th A.M. -
the General Company then present
of whom he knew only one John
Hagan ^{by name}, who he believes is a Green
Clerk, that the defendant Eckel
was in constant conversation with
him or asked him several times
to go to supper from 7th to 8th
until he went alone - this defendant
was waiting for one James Benjamin
a cigar packer, who works in Broadway
near Fulton St. who owned the
defendant 1st and the defendant
was waiting for the money to
get his supper. The defendant Eckel
had an overcoat on when I
smoked him at 35 Bowery
John. Richard.

from back of
the 17th & 2nd March 1874
J. Brown
Attest

POOR QUALITY
ORIGINAL

0235

Sec. 199-200.

CITY AND COUNTY }
OF NEW YORK, } ss.

3 District Police Court.

Julius Chalt 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. *Julius Chalt*

Question. How old are you?

Answer. *28 Years of age*

Question. Where were you born?

Answer. *Germany*

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

Answer. *35 Bleecker St (New York)*

Question. What is your business or profession?

Answer. *Optician*

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 Milty*

I am not a casual acquaintance of Siebert because he was at the same house, Meyers Hotel, at the time they officer says he made the arrest, 6 o'clock, I was at the Hotel from five o'clock to 7 o'clock. about 1/2 past 5 I said to a young man called 'Hamburger' let us go to supper, and he said he had to wait for a man who was to pay him some money, and I remained there with my company eating some chestnuts until 1/2 past 6 when I went alone to supper. I had been absent for 10 days before last Wednesday. I went to the City of Schenectady looking for work and returned last Wednesday. I worked 18 months for Hall & Co. (see recommendations) but left them March 25, '89 & went to the Exposition at Paris. I was employed there. I returned here about 2 months ago to Paris.

Taken before me this

day of

188

Police Justice.

POOR QUALITY
ORIGINAL

0236

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, ss.

3 District Police Court.

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

Question. What is your name.

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

Am NOT Guilty
~~I am a carpenter and I am not a criminal~~
with me, the defendants. I have not seen him
for 2 weeks before
now.

Taken before me this
day of Sept 1888

Police Justice.

0237

[illegible]

Date 18/09/2024 Police Justice.

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

Dated Nov-17 18 St. Louis, Mo. Police Justice.

POOR QUALITY
ORIGINAL

0238

At a Court of Special Sessions of the Peace,
Held in and for the City and County of New York,
at the Hall of Justice of the said City, on Tues day
the 27th day of November in the year of
our Lord one thousand eight hundred and eighty Eight

Present,

The Honorables
and

Holon B. Smith
James J. Kilbreth
Maurice J. Power

Police Justices of the City of New York,

Justices
of the
said Court.

THE PEOPLE OF THE STATE OF
NEW YORK

vs.

John Liebert
Earl Schmidt

On conviction by the oath of a credible wit-
ness of the MISDEMEANOR of having
in their possession Burglars
Instruments on the public street
at the hour of 2. A.M., with intent
to use the same
Committed in said City 21st November 1888

after having duly elected to be tried by said Court, and after having been duly arraigned and
duly charged upon the said Misdemeanor, and having duly answered the same.

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

John Liebert
Earl Schmidt

for the MISDEMEANOR aforesaid, whereof they are convicted, be Each
imprisoned in the PENITENTIARY of the City of New York, for the term of one year
Months

A TRUE EXTRACT FROM THE MINUTES

James Fitzpatrick Deputy Clerk.

POOR QUALITY
ORIGINAL

0239

New York Special Sessions of the Peace,

THE PEOPLE OF THE STATE OF
NEW YORK

Copy of Sentence.

us.
John Liebert
Carl Schmidt

27 November 1888

PENITENTIARY

7 Year
Prison

Each

POOR QUALITY
ORIGINAL

0240

CITY AND COUNTY OF NEW YORK, SS.

In the name of the People of the State of New York, To any Peace Officer in this State:

An indictment having been found on the 20th day of November
1889, in the Court of General Sessions of the Peace of the City and County of
New York, charging Julius Chalk

with the crime of Larceny 2^d Degree

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

City of New York, the 25th day of Nov 1889

By order of the Court,

[Signature]
District Attorney

POOR QUALITY
ORIGINAL

0241

N. Y. General Sessions of the Peace.

THE PEOPLE
OF THE STATE OF NEW YORK,
against

Julius Chalk

BENCH WARRANT FOR FELONY.

John R. Fellows,
District Attorney.

Issued *November 25* 1889

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

Officer Branningham
13 Precinct

POOR QUALITY
ORIGINAL

0242

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 Siebert and
Julius Ehalt

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

John Siebert and Julius Ehalt

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

The said

John Siebert and Julius
Ehalt both

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

one piece of carpet of the
value of fifty one dollars,
and seventeen yards of carpet
of the value of three dollars
each yard.

of the goods, chattels and personal property of one

Frederick J. Beermann

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**

0243

SECOND COUNT—

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

John Siebert and Julius Ehalt
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY committed as follows:

The said

John Siebert and Julius Ehalt, both

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 piece of carpet of the value of fifty-one dollars, and seventeen yards of carpet of the value of three dollars each yard

of the goods, chattels and personal property of one

Frederick J. Berman

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

Frederick J. Berman

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

John Siebert and Julius Ehalt

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.

0244

BOX:

375

FOLDER:

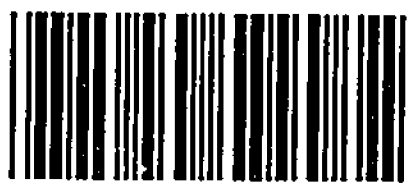
3505

DESCRIPTION:

Slavin, Daniel

DATE:

11/11/89



3505

0245

BOX:

375

FOLDER:

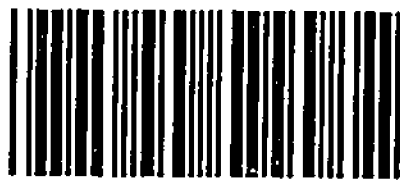
3505

DESCRIPTION:

McGee, Frank

DATE:

11/11/89



3505

POOR QUALITY
ORIGINAL

0246

Witnesses;

officer

Warrington

Counsel,

Filed

Pleads

11 day of Nov 18
1919
Myself m

THE PEOPLE

vs.

Daniel Slavin
and
Frank McGee

ASSAULT IN THE THIRD DEGREE.
(Section 219, Penal Code.)

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Foreman.

POOR QUALITY

0247

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against
Daniel Slavin
and
Frank McGee

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

Daniel Slavin and Frank McGee
of the CRIME OF ASSAULT IN THE THIRD DEGREE, committed as follows.

The said

Daniel Slavin and
Frank McGee, both

late of the City of New York, in the County of New York, aforesaid, on the *fifth*
day of *November* in the year of our Lord one thousand eight hundred and

eighty-nine at the City and County aforesaid, in and upon the body of one *Ignatz*
Baumgarten in the peace of the said People then and there being, with force

and arms, unlawfully did make an assault, and *him* the said *Ignatz*
Baumgarten did then and there unlawfully beat, wound and ill-treat, to the great damage

of the said *Ignatz Baumgarten* 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.

0248

BOX:

375

FOLDER:

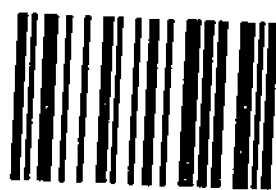
3505

DESCRIPTION:

Smith, Edward A.

DATE:

11/11/89



3505

POOR QUALITY
ORIGINAL

0249

Witnesses;

Alfred Miller
John Gilligan

Counsel,

Filed

11 day of Nov

1899

Pleads,

Not guilty - in

THE PEOPLE

34 Nov 1899 vs.

342 West 1st St
New York

Edward A. Smith

Assault in the First Degree, Etc.
(Sections 217 and 218, Penal Code.)

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Wm. Little

Foreman.

Part II November 17/99

Pleads - Assault - 3rd deg.

City Prison 10 days.

POOR QUALITY
ORIGINAL

0250

Police Court— / — District.

CITY AND COUNTY
OF NEW YORK, { ss.

of No. 36 Catharine Street,

Butcher being duly sworn, deposes and says, that

on Tuesday the 5th day of November

in the year 1889 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by Edward A.

Smith (now here) who made a lunge
at deponents body with the blade
of a knife which he, defendant,
held in his hand and deponent
to protect his body was cut
and stabbed upon his
with said knife by the defendant

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

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

Sworn to before me, this 6th day
of November 1889

Alfred Miller

D. J. C. B. R. L. L. POLICE JUSTICE.

POOR QUALITY
ORIGINAL

0251

Sec. 198-200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. *Edward A. Smith*

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. *342 Water St. 2 months*

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 have nothing to say at
present*

E. A. Smith

Taken before me this

day of *November* 188*7*

Ed. DeWitt Police Justice.

POOR QUALITY
ORIGINAL

0252

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

Police Court--- District 1649

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Arthur Miller
1036 East 14th St
Edward A. Smith

Offence

Selwyn's Act

Dated *Nov 6* 188*9*

W. C. Kelly Magistrate.

William H. Smith Officer.

4 Precinct.

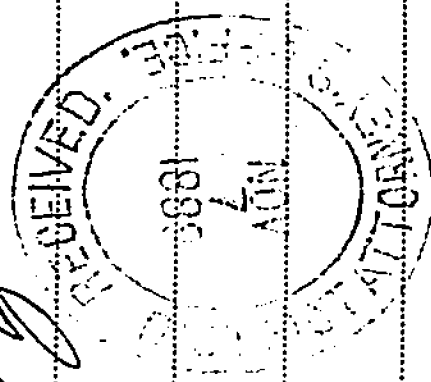
Witnesses

No. _____ Street _____

No. _____ Street _____

No. _____ Street _____

\$ *1000* to answer



CONTINUED

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 _____

Dependent
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 *Nov. 6* 188*9* *W. C. Kelly* Police Justice.

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

Dated _____ 18 _____ Police Justice.

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

Dated _____ 18 _____ Police Justice.

POOR QUALITY
ORIGINAL

0253

Established

OFFICE OF

1861.

JAMES A. WALSH & CO.,

→* COOPERAGE, *←

and General Repairing of Ship's Cargoes.

No. 116 WALL STREET,

JAMES A. WALSH,
JAMES A. WALSH, JR.

New York, November 10th, 1888

To whom it may Concern:

THIS IS TO CERTIFY that we the undersigned business men of lower Wall Street and vicinity, have had Edward Smith in our employ, when occasion demanded, during the last seven years, and that we always found him faithful and temperate at his work and inoffensive in his talk and action.

James A. Walsh & Co.
Lynch & Co. for the Broadway
St. Louis & Co.
McCarthy & Davis per H. K. Copeland
Michael O. Halloran Weigher
Chas. Hill Weigher
Thomas Price Weigher
Michael Flynn Weigher
Joseph Flynn Carpenter
James Walsh Sr.

116 Wall St
142 Pearl St.
102 Wall St
128 Front St.
102 Wall St
116 Wall St
102 Wall St
142 Pearl St
115 Wall St
116 Wall St

POOR QUALITY
ORIGINAL

0254

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Edward A. Smith

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

Edward A. Smith
of the CRIME OF ASSAULT IN THE FIRST DEGREE, committed as follows:

The said Edward A. Smith

late of the City of New York, in the County of New York aforesaid, on the
fifth day of November 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 the body of one Alfred Miller
in the Peace of the said People then and there being, feloniously did make an assault
and him the said Alfred Miller
with a certain knife

which the said Edward A. Smith
in his right hand then and there had and held, the same being a deadly and
dangerous weapon, then and there wilfully and feloniously did strike, beat, cut, stab and
wound,

3 him the said Alfred Miller
with intent thereby then and there feloniously and wilfully to kill, against the form of the statute in
such case made and provided, and against the peace of the People of the State of New York
and their dignity.

SECOND COUNT—

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

Edward A. Smith
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said Edward A. Smith

late of the City and County aforesaid, afterwards, to wit: on the day and in the year
aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of
the said Alfred Miller in the peace of
the said People then and there being, feloniously did wilfully and wrongfully make
another assault, and him the said
Alfred Miller
with a certain knife

which the said Edward A. Smith
in his right hand then and there had and held, the same being a weapon and
an instrument likely to produce grievous bodily harm, then and there feloniously did
wilfully and wrongfully strike, beat, cut, stab 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.

POOR QUALITY
ORIGINAL

0255

THIRD COUNT—

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

Edward A. Smith

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

The said *Edward A. Smith*

late of the City and County aforesaid, afterwards, to wit: on the day and in the year
aforesaid, at the City and County aforesaid, with force and arms, in and upon the said
Alfred Muller in the peace of the said People then
and there being, feloniously did wilfully and wrongfully make another assault, and
him the said *Alfred Muller*
with a certain *knife*

which *he* the said *Edward A. Smith*
in *his* right hand then and there had and held, in and upon the *hand*
of *him* the said *Alfred Muller*
then and there feloniously did wilfully and wrongfully strike, beat, stab, cut, bruise and
wound, and did then and there and by the means aforesaid, feloniously, wilfully and wrong-
fully inflict grievous bodily harm upon the said *Alfred Muller*

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.

0256

BOX:

375

FOLDER:

3505

DESCRIPTION:

Smith, James

DATE:

11/04/89



3505

POOR QUALITY
ORIGINAL

0257

Presented for
a writ of habeas
corpus
Writ of Habeas
Corpus

Ed

Counsel,

Filed

day of

1889

Pleas,

THE PEOPLE

vs.

James Smith

W. J. Williams

JOHN R. FELLOWS,

District Attorney.

Grand Larceny Second degree
[Sections 528, 530, 531 Pennl Code]

A True Bill.

W. J. Williams

Foreman.

W. J. Williams

W. J. Williams
1/15/89

POOR QUALITY
ORIGINAL

0258

Police Court— / —District.

Affidavit—Larceny.

City and County }
of New York, } ss.

of No. 187 Broadway Street, aged 25 years,

occupation Engineer being duly sworn

deposes and says, that on the 24 day of October 1889 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the day time, the following property, viz:

One clock, vest, one coat and
one umbrella all of the value of
Twenty eight ⁵⁰/₁₀₀ 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 James Smith (now here) for

the reasons that deponent saw the defendant leaving the above premises with the said property in his possession

Joseph H Flood

Sworn to before me, this 25 day
of October 1889

Edw. J. Kelly Police Justice.

POOR QUALITY
ORIGINAL

0259

Sec. 108—200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

Taken before me this *25*
day of *October* 188*9*

Police Justice

POOR QUALITY
ORIGINAL

0260

BAILED.

No. 1, by _____
Residence _____
Street _____

No. 2, by _____
Residence _____
Street _____

No. 3, by _____
Residence _____
Street _____

No. 4, by _____
Residence _____
Street _____

Police Court--- 1624
District

THE PEOPLE, &c.,
ON THE COMPLAINT OF
James H. Wood
187 1889
James Smith

Dated *Oct 25* 1889
W. H. Wood Magistrate
John H. Wood Officer
Witnesses _____
No. _____
Street _____

No. _____
Street _____

No. _____
Street _____

No. _____
Street _____

RECEIVED. OCT 30 1889
CLERK'S OFFICE

\$ 1000 to answer.
W. H. Wood

COMMITTED.
W. H. Wood

Offence *Grand larceny*

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

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

Dated *Oct 25* 1889 *W. H. Wood* Police Justice.

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

Dated _____ 18 _____ Police Justice.

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

Dated _____ 18 _____ Police Justice.

POOR QUALITY
ORIGINAL

0261

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 Smith

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

James Smith

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

The said

James Smith

late of the City of New York, in the County of New York aforesaid, on the *twenty-fourth* day of *October* in the year of our Lord one thousand eight hundred and *eighty-nine*, at the City and County aforesaid, with force and arms, *one coat of the value of fourteen dollars, one vest of the value of six dollars, and one umbrella of the value of eight dollars*

of the goods, chattels and personal property of one

Joseph H. Flood

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

0262

SECOND COUNT—

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

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

The said

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

*one coat of the value of fourteen
dollars, one vest of the value
of six dollars, and one umbrella
of the value of eight dollars*

of the goods, chattels and personal property of one

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

Joseph H. Flood
unlawfully and unjustly, did feloniously receive and have; the said

James Smith
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.

0263

BOX:

375

FOLDER:

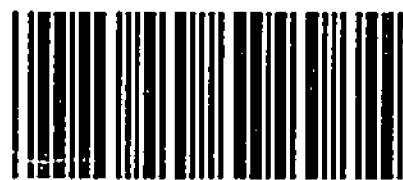
3505

DESCRIPTION:

Smith, Joseph

DATE:

11/04/89



3505

POOR QUALITY
ORIGINAL

0264

Witnesses:

First Connection
7A

Counsel,

Filed

Pleads,

4
188

THE PEOPLE

vs.

Grand Larceny
(Swelling House)
[Sections 528, 530 - Pennl Code].

Joseph Smith

JOHN R. FELLOWS,

District Attorney.

A TRUE BILL.

Andrew Little

Foreman.

Nov. 7/69

Heads of Jury
Ed. H. L. 1891

POOR QUALITY
ORIGINAL

0265

Police Court—3 District—

Affidavit—Larceny.

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

Babette Fischer
of No. 37 Jackson Street, aged 68 years,
occupation Shirtmaker being duly sworn
deposes and says, that on the 30th day of May 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 nighttime, the following property viz:

Good and lawful money of the
United States of the amount and value
of three hundred and ninety seven
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 Joseph Schmidt, (now here)

for the reason following to wit: On said
date the aforesaid property was in a trunk
in her room in said premises. The
defendant, [the grandson of deponent]
after he had been in said room on said
date, deponent missed said property.
The defendant made his escape and
did not show himself until the present
day. The defendant, after being informed
of this, admitted and confessed
that he had taken, stolen and carried away
the said (property) amount of money from
the possession of this deponent, wherefore
deponent prays that he be dealt with as the
law in such case may direct. Subscribed and sworn to before me this 30th day of May 1889 at the City of New York.

Police Justice.

POOR QUALITY
ORIGINAL

0266

Sec. 198—200.

CITY AND COUNTY } ss.
OF NEW YORK,

3 District Police Court.

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

*I am ~~never~~ guilty
I stole one hundred and
Ninety-seven dollars from
my grandmother*

Joe Smith

Taken before me this

day of *August* 188*8*

Police Justice

POOR QUALITY
ORIGINAL

0267

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

Police Court No. 1625
District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Robert F. Fischer
Joseph F. Schumacher
Offence Grand Larceny

Dated October 30th 1889

Magistrate

19th Precinct

Witnesses

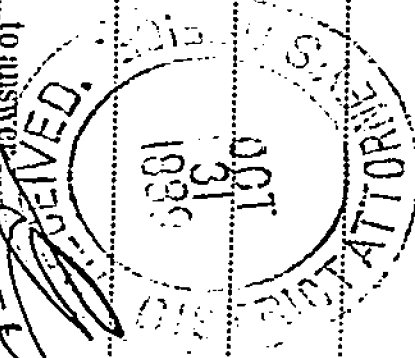
No. _____ Street _____

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 _____

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 October 30th 1889 _____ Police Justice.

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

Dated _____ 18 _____ Police Justice.

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

Dated _____ 18 _____ Police Justice.

POOR QUALITY
ORIGINAL

0268

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

Joseph Smith

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

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

The said

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

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

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

dollars; divers coins of a number, kind and denomination to the Grand Jury aforesaid
unknown, of the value of *forty-seven dollars*

of the goods, chattels and personal property of one *Cabette Fischer, in the*
dwelling house of the said Cabette Fischer, the statute 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.

0269

BOX:

375

FOLDER:

3505

DESCRIPTION:

Soher, Albert

DATE:

11/08/89



3505

0270

BOX:

375

FOLDER:

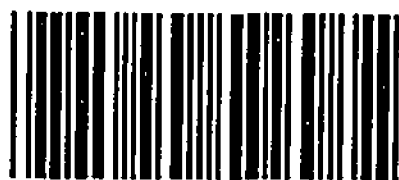
3505

DESCRIPTION:

Weiner, Morris

DATE:

11/08/89



3505

POOR QUALITY
ORIGINAL

0271

51 Dec 1889
Counsel,
Filed
Pleads, *Charged - 12/1*
1889
THE PEOPLE
vs.
Albert Soher
and B
Morris Weiner
Nov 13/89
Sent to the Court of Special
Sessions for trial, by request
of the Court of Sessions.
JOHN R. FELLOWS,
District Attorney.
A True Bill.
McDonald
Foreman.

51
Witnesses;
Henry Mendelburg
Joseph Schellowsman

POOR QUALITY
ORIGINAL

0272

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against
Albert Soher and
Morris Weiner

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

Albert Soher and Morris Weiner

of the CRIME OF PETIT LARCENY committed as follows:

The said *Albert Soher and Morris*
Weiner, both

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

two pieces of cloth of the value
of two dollars each piece

of the goods, chattels and personal property of one

Gabriel Schwalb

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

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SECOND COUNT---

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

Albert Soher and Morris Weiner

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

The said

Albert Soher and Morris Weiner, both

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,

two pieces of cloth of the value of two dollars each piece

of the goods, chattels and personal property of one

Gabriel Schwab

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

Gabriel Schwab

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

Albert Soher and Morris Weiner

then and there well knowing the said goods, chattels and personal property to have been unlawfully 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.

0274

BOX:

375

FOLDER:

3505

DESCRIPTION:

Southworth, Hannah

DATE:

11/27/89



3505

POOR QUALITY
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318/1010101750

HAK

Witnesses:

Philip Smith

Wm A. P. Anderson

Edw. J. Apple

James M. Goodwin

Wm. Brown - Carriers

Counsel
Filed
Pleads, *Not guilty*

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THE PEOPLE

vs.

Hannah B. Southworth

MURDER IN THE FIRST DEGREE,

(Section 183, Penal Code.)

JOHN R. FELLOWS,

Pr. Dec 2, 1889. District Attorney.

Transferred to the Court of Appeals
in return by order of the Court.

A True Bill.

Amos W. Little

Deputy Foreman.
James J. Little

POOR QUALITY
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District Attorney's Office.
City & County of
New York.

Smithworth
Care } witnesses
- Phillip Smith - 10. Fulton St
- Officer Groverin }
- Capt. McLaughlin } old ship station
- Dep An Jenkins
- William A Damm 25 old ship
- Little
- Edward F. Maple 14. Fulton St
- Elias Samuels 23. East Houston St
- A. M. Sweet 4. Fulton St
- H. Hittler
- Charles Warfield 4. Fulton St
- Patrick Dougherty 57. Kosciuszko St Brooklyn
- Frank A Carter 206. Frank St
- Henry G. & Carr 69. Wall St
- John Bergemeyer Avenue St near Bridge
weather strip business
- A. C. Buckley 200 Prince St &
11 Nevins St Brooklyn
- Mr. James B. Bennett,
10 Fulton St
Otto Ewald, 8 Cedar St

James B. Bennett

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Southworth
Care
Witnesses

0278

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INQUEST IN THE MATTER OF : BEFORE
THE DEATH OF : HON. FERDINAND LEVY,
S T E P H E N L. P E T T U S. : AND A JURY.
Coroner,

Representing the District Attorney's Office appeared HON. GUNNING S. BEDFORD.

The following Jury was sworn: William Grevel, Charles G. Wilson, Samuel Jacoby, Adolph Scheuer, E. J. Denning, Samuel M. Schafer, Julius Stich, Bernard Sands, Andrew Stauff, Herman Greitner, Simon L. Deutsch and Otto Von Borries.

THE CORONER: Is the officer who made the arrest in Court. (No response). We are ready to proceed. I called the officer who made the arrest in this case. Mr. Bedford, do you represent the District Attorney's office?

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MR. BEDFORD: Yes, sir.

THE CORONER: Mr. Howe, do you represent the defendant ?

MR. HOWE: I do, sir.

THE CORONER: I will call the names of the witnesses that have been regularly subpoenaed in this case:

Philip Smith, 10 Fulton Street; is he in Court ?
(No response.) Patrick Dougherty. (Here). Frank P. Carter. (Here). William A. Dawson. (Here). James P. Bennett. (Here). Edward F. Nagle. (No response.) Elias Samuels. (Here). A. M. Sweet. (Here). H. Miller. (Here). Charles Warfield, 4 Fulton St. (Here). Captain McLaughlin, of the 1st Precinct.

AN OFFICER: He is over in the District Attorney's Office; he will be here pretty soon.

THE CORONER: This seems somewhat strange. Captain McLaughlin was subpoenaed, and his officers, besides those connected with this case, some three days ago and it is their duty to be there. I have been informed that in the meantime there have been subpoenas issued by the District Attorney authorizing, or rather

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ordering, the captain to be over before the District Attorney. Have you anything to say as to that Judge Bedford ?

MR. BEDFORD: If your Honor please, the Grand Jury are about to adjourn. The District Attorney issued subpoenas yesterday to have witnesses before the Grand Jury with regard to this alleged homicide, not with the view or the object, in any sense of the word, of conflicting with your Honor; because your province and the province of a Grand Jury are so separate and distinct that, if needs be, you could both work together without jarring off or conflicting. For instance, you are sitting as a Coroner and these gentlemen as your Jurors under section 774 of the Criminal Code of Procedure, which says that your province, your duty, in the case of a party killed or seriously wounded is that you are to empanel a Jury and then place before them the testimony of each and every person that you think in your own opinion knows anything about the alleged shooting or killing, and from that testimony this Jury, under your Honor's instruction, are to pass upon the following facts, and only those facts, for the sole purpose of ascertaining the ~~fact~~

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cause of death. They are to find, first, who was the person killed, under Section 774 of the Code of Criminal Procedure; secondly, when was that person killed; thirdly, where was he killed; and fourthly, how was he killed. There your duty and responsibility ceases.

Now, what is the prerogative or the duty of a Grand Jury? They do not ascertain the cause of death, but they are to ascertain whether from the testimony offered before that body there is sufficient testimony to warrant putting the defendant on trial before a petit Jury.

Now, sir, you can proceed with your witnesses here in Court, and any witnesses that you desire I shall send my subpoenas to the District Attorney's office to have them brought right over here when your Honor is ready. There is no conflict at all, and I think that I have made myself plain in my endeavor to show that your province is one and the Grand Jury the other. The Grand Jury never yet was called upon to pass upon the cause of death. That is for the Coroner. But the Grand Jury are to say from the testimony whether there is sufficient testimony to warrant the Grand Jury to place the defendant before a petit Jury, in other words, to find an indictment.

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MR. HOWE: Your Honor, it seems to me that, if the learned District Attorney will forgive me, this comment on the law, which is a statute of the State of New York to-day, is wholly unnecessary. Until this case I never yet knew, and I defy that it can be pointed out, that there was ever a case immediately upon the arrest of a person charged with a homicide of proceeding before a Grand Jury until the matter had been first, as the Statute points out, examined either by a police Magistrate or by a Coroner. I wish your Honor and the Jury, and indeed everybody within sound of my voice, distinctly to understand me that we have no objection to the Grand Jury finding an indictment, if it can be done within one second from the utterances I am making; for this lady who is here to answer this accusation feels that grief is endurable in any form but that of dishonor. She wants an investigation; and if . . . District Attorney had not asked that it should go at once before the Grand Jury, whatever might have been the result of ^{your} ~~that~~ proceeding, for this little bundle of nerves sitting here, a poor, frail, fragile little thing, not a tithe of the woman she was three years ago, we want the examination. We have nothing to conceal. And it may be asked

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Why are departures made in this from any other case ?
Is it because the man who was shot down was a great Rail-
road Magnate ? Is his corpse worth more than that of
the meanest man killed in this City, in the last twenty
years ? Why this departure ? Let us go on, sir, now.
Let the world have these facts, and if the Grand Jury
indicts, so much the better. There is a Court of
Oyer and Terminer, and I accept the invitation of the
gentleman. This woman, whom the world will justify
before a Jury shall have justified her, desires to go
before that Jury at once, whether it is here, Oyer and
Terminer, the Court of General Sessions, or any other
tribunal. I am speaking her sentiments, her fondest
desires, her sincerest hopes, echoed by the lady who
bore her, who endorses her in everything she has done.
Let us go on. No mockery of justice ! No curtain drawn
down ! The world must know the whole of this case.

THE CORONER: The proceedings, as I take them to be,
in strict conformity with the law, have always been, up
to this case, that, where the Coroner assumes or takes
charge of a case and thereby acquires jurisdiction, the
Coroner's investigation shall not be interfered with,

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by either the District Attorney or the Grand Jury, until the inquest has been completed, and the law distinctly provides for that. I communicated with the District Attorney yesterday, told him of this proceeding, and he consented to be represented here by Judge Bedford. He did not tell me at that time that there had been any steps taken, or looking to the taking of any action before the Grand Jury, prior to the completion of this Inquest, and the fact that the witnesses that are to first testify in this case are not here is, of course, obstructing this investigation.

MR. HOWE: I think they are all here, sir, save Captain McLaughlin.

THE CORONER: I understand the officer who made the arrest is not here. He is the first witness in the regular procedure.

MR. HOWE: If he is not here he is in contempt.

THE CORONER: And if he is not here, of course I shall have to declare him in contempt.

MR. BEDFORD: If your Honor please, I believe somebody said he would be here in a minute.

THE CORONER: He ought to have been here at 11 o'clock, as his subpoena directs him to be.

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MR. HOWE : Captain McLaughlin was here with me;
he brought the lady down to Court.

MR. BEDFORD: He is downstairs, I am informed, sir.

THE CORONER: Is the officer who made the arrest
here ?

AN OFFICER: The Captain will be here pretty soon;
he has been sent for.

THE CORONER: Are you from the first precinct ?

THE OFFICER: Yes, sir. I have sent two or three
of the officers over to the Grand Jury.

(Captain McLaughlin, accompanied by a uniformed
officer here entered the Court room.)

MR. HOWE: Here is the Captain, sir.

MR. BEDFORD: Is that the officer ?

THE CORONER: That is the officer. I would simply
add, by way of explanation in answer to what Judge
Bedford has said, that the proceeding had here to-day
is strictly in conformity with the law, is proper and
regular, and that the action taken in this case by the
District Attorney is certainly one that has no precedent
in law or in custom; and in this case we shall proceed
as we have done in all homicide cases. We have summoned

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a Jury in compliance with Section 774. That Jury has been sworn and we shall proceed now, and whatever action has been taken by any other authority or tribunal we shall certainly disregard until we are through with the inquest. We take it that nothing has been done by any other tribunal, or any other criminal department of the City of New York. We proceed; whether there has been or not we don't know and we don't care to know.

MR. BEDFORD: Very well, sir.

WILLIAM GOODWIN

(a police officer) sworn and examined.

BY THE CORONER:

Q. To what Precinct are you attached? A. The First.

Q. Officer, tell the Jury all that you did in connection with the shooting of Mr. Pettus on the 22nd Instant? A. I was standing at the corner of Fulton and South Streets about 10 minutes to 10 o'clock Friday

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morning and I heard four or five shots, one after the other, and I ran up Fulton Street to No. 10 and there was a gentleman had a lady with a hand on each shoulder and he said she had a pistol. I took the pistol out of her hand. I went into Mr. Bennett's tea store and the gentleman laid inside of the door, kind of sitting down. I went in there and I asked her what she done that for and she said he ruined her and dishonored her, and he wasn't able to speak. She had the pistol in her right hand.

BY MR. BEDFORD:

Q. Is this defendant the person from whom you took the pistol? A. (Pointing to Mrs. Southworth) That is the lady there.

BY THE CORONER:

Q. You identify the lady here in Court now?

A. Yes, sir; she is sitting with Mrs. Martin.

Q. You refer to Mrs. Southworth? A. Yes, sir.

BY MR. BEDFORD:

Q. After you took the pistol from her and she said it was because he ruined her---

MR. HOWE: (Interposing) Ruined and dishonored her.

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BY THE CORONER:

Q. What were the words she used ? A. He ruined her and dishonored her.

BY MR. BEDFORD :

Q. And then what next took place; where did you take her ? A. I took her from Bennett's, when I got another officer to get the ambulance, down to the station house of the First Precinct.

Q. Did she say anything more while you were on your way taking her to the station house ? A. All she said on the way going down to the Station House was that he drugged her. But not in the store she didn't.

BY THE CORONER:

Q. Did you take the pistol at the time ? A. Yes, sir; took it out of her hand.

Q. (Exhibiting a pistol) Just look at this pistol and see whether you identify that as the pistol ?

A. Yes, sir; that is the pistol.

(Pistol is marked Exhibit A.)

BY MR. HOWE:

Q. Did you search the body of the deceased ? A. No, sir; I did not.

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Q. Were you present when it was searched? A. I was, sir; I saw the roundsman search it. I only was there part of the time.

Q. Did you see what was taken from the person of the deceased? A. Not all of it; no, sir.

Q. What did you see taken? A. I seen him putting in pieces of paper, and I think he put in a pocket book, in an officer's hat, and other little things.

Q. And a letter? A. I did not notice the letter; no, sir.

BY THE CORONER:

Q. Were you the only officer there at the time?

A. Oh there were three or four there.

Q. But you made the arrest? A. Yes, sir. There was no officer there when I made the arrest; they were there in about a minute afterwards.

BY MR. BEDFORD:

Q. What was the condition of the chambers of the pistol when you took it? A. It was just the ~~same~~ way it is now, sir.

Q. Empty? A. It was opened in the Station House and it was empty.

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Q. All the barrels were empty? A. Yes, sir.

BY MR. HOWE:

Q. Officer, will you look at the end of the chambers, the cylinders. There are five empty chambers, are there not? A. Yes, sir.

Q. Do you see upon them, and if so hand it to the gentlemen of the Jury---do you see that upon two of those chambers there are two hammer marks, showing that after five shots had been discharged the trigger had been pulled in addition twice; in other words, that the trigger had been pulled seven times? That shows her frenzy, and the justifiableness.

(The pistol was here submitted to and inspected by the Jury.)

MR. HOWE: You see the shells, I mean; they are very important.

THE CORONER: We have them here.

(The empty cartridge shells were here submitted to the Jury.)

BY MR. HOWE:

Q. Will you please look upon those and see if you find upon them marks indicating that the hammer struck

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them twice? A. (After examining shells) I don't see any difference in them.

MR. HOWE: There are some visions stronger than others, and then there is such a thing as the aid of a microscope.

POOR QUALITY
ORIGINAL

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P H I L I P S M I T H

sworn and examined.

BY THE CORONER:

Q. Your occupation? A. Tea clerk.

Q. Where? A. At 10 Fulton Street.

Q. Tell the Jury what you witnessed with reference to the shooting of Mr. Pettus? A. Well, I didn't see any of the shooting; I just saw a man come in the doorway and after he came in the doorway he crouched down and went right behind the door. When he came in the door he took two steps that way (illustrating) and fell right back and lay on the floor. Officer Goodwin fetched this lady in and she stood right behind the counter. He asked her there what she shot the man for and she made no reply. The officer asked her again if that was her husband and she says "No, not my husband; that man disgraced me and ruined me."

BY MR. BEDFORD:

Q. What was the condition of the man? A. How he laid, do you mean?

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Q. Was he alive or dead when you saw him, or was he standing or lying? A. Well, he was lying when I saw him; he had just fell down.

Q. Did he have any wounds on him? A. Well, I didn't see any; I could see the blood gushing out of his mouth.

Q. Was he alive? A. He was dying right there; I couldn't see no life into him.

Q. Were you there when he was alive? A. I was down at the back of the store when he came in the door.

Q. Did you see him when he came in the door?
A. Yes, sir.

Q. Did you know who that man was? A. No, sir.

POOR QUALITY
ORIGINAL

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P A T R I C K D O U G H E R T Y

sworn and examined.

BY THE CORONER:

Q. Where do you reside, Mr. Dougherty ? A. 57
Kosciusko Street, Brooklyn.

Q. Your occupation ? A. Expressman.

Q. Did you witness the occurrence in question on
the 22nd instant ? A. Part of it; not all of it.

Q. Just tell the Jury what you saw ? A. I was
at 12 Fulton Street and I heard shooting down by the
corner and I looked down the Street and I saw the people
all running across the Street. I didn't have much
chance to see them first, and then as they came up nearer
where I was I saw the lady with the revolver in her hand
and she was firing at the man. Then the man went in
the Tea Store and I didn't see him any more until he
was taken out afterwards.

BY MR. BEDFORD:

Q. You saw a revolver in this lady's hand ? A. Yes
sir.

Q. Did you see her fire any of the shots ? A. Yes, sir.

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Q. How many shots did you see her fire? A. Two.

Q. Whom did those shots hit, if anybody? A. Hit the man in front of her.

Q. Do you know who that man was? A. I do not, sir.

Q. What portion of the man's body did the two bullets hit? A. In the back, I couldn't say what portion.

Q. And she was behind him? A. She was behind him.

Q. How far was she from him when you saw the two bullets strike him? A. About five feet.

Q. (Pointing to the prisoner) Is that the lady over there? A. Yes, sir.

Q. You are sure? A. Yes, sir.

BY THE CORONER:

Q. Do you identify the prisoner as the lady who fired those shots? A. Yes, sir.

MR. HOWE: There has never been any question about it, as I understand it.

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F R A N K P. C A R T E R

sworn and examined.

BY THE CORONER:

Q. Where do you reside ? A. 200 Front Street.

Q. Your occupation ? A. Fruit dealer.

Q. Tell the Jury all that you know with reference to the shooting ? A. I was standing in front of 13 Fulton Street about ten o'clock on that morning and I heard a shot and I turned around and saw a lady firing. I ran down towards Bennett's and then she fired another shot. I ran into a cigar store there; Cohen is the name, I believe.

Q. And then ? A. Well, I staid there until the shooting was over, then I went back to the stand.

Q. You have told us all that you saw ? A. Yes, sir.

BY MR. BEDFORD:

Q. (Pointing to the prisoner) The lady whom you saw fire, is that the one over there ? A. Yes, sir.

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WILLIAM A. DAWSON

sworn and examined.

BY THE CORONER:

Q. Where is your place of business? A. 25 Old Slip.

Q. Will you tell the Jury all that you witnessed on the occasion of the shooting of Mr. Pettus on the 22nd instant? A. I came across the river on the Fulton Ferry Boat about quarter before ten on Friday morning. Coming up Fulton Street I saw a lady and gentleman and I didn't take any notice of them until I saw her take two or three rapid steps and suddenly fire a revolver, and I stopped, and I suddenly heard three more shots. They were pointed directly at the gentleman's back. He turned around, a crowd gathered almost immediately, and the lady fired another one, and they got through the crowd and got into Bennett's Tea store and I saw the lady arrested.

Q. What time in the morning was this, Mr. Dawson?

A. Between quarter of ten and ten o'clock.

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BY MR. BEDFORD:

Q. Do you see that lady in Court? A. Yes, sir.

Q. Is she sitting next to Mr. Howe? A. Yes,
that lady over there.

Q. Whom did these four shots strike, if anybody?

A. Apparently the gentleman that was before her.

Q. Did you know the gentleman? A. No, sir.

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J A M E S P . B E N N E T T

called to the stand.

MR. BENNETT: I know nothing of the case at all.
I just came there when it was over.

THE CORONER: You did not see the shooting?

MR. BENNETT: I did not, sir.

THE CORONER: You are not acquainted with either
party?

MR. BENNETT: Not acquainted, sir.

THE CORONER: If that is the case we will dismiss
you.

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ORIGINAL

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E D W A R D F. N A G L E

sworn and examined.

BY THE CORONER:

Q. Where is your place of business ? A. 14
Fulton Street.

Q. Mr. Nagle, tell the Jury all that you saw on the
occasion in question, last Friday ? A. All I saw of
the case last Friday morning was, I had just got
there; it was ten minutes to ten; and I saw a woman in
the middle of the sidewalk firing a revolver, but didn't
see the man until he was within the door. I didn't
see his face at all.

Q. Well, tell us ~~how~~ what occurred as far as you
know ? A. All that occurred was that there were five
shots fired. There was quite a little time elapsed
after the first shot. The others were fired pretty near
together. Then I saw the woman go in the door after-
wards and saw the officer take her away.

BY MR. BEDFORD:

Q. Did you know that those five shots struck any-
body ? A. No, sir.

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Q. You didn't see the man? A. No, sir; not until he went in the door.

Q. Was that after ~~maximally~~ the firing, or before?

A. After.

E L I A S S A M U E L S

s worn and examined.

BY THE CORONER:

Q. Where do you reside? A. 23 East Houston St.

Q. Mr. Samuels, tell the Jury all that you saw on the occasion of the shooting of Mr. Pettus? A. I had to go to see a gentleman that owed us some money that morning and I got as far as Fulton Street and I jumped out of the car and I saw a woman shoot a man. That is about all I know about the affair.

BY MR. BEDFORD:

Q. Do you see that woman in Court? A. Yes, sir.

Q. Sitting next to Mr. Howe? A. Yes, that is the very woman, sir.

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Q. Did you know the man ? A. No, sir.

Q. How many times did you see her shoot ? A. I think it was four or five.

Q. How far was the man from her when she shot four or five times ? A. He was about five feet.

Q. She was behind him ? A. She was behind him.

Q. What effect did the bullets have on him ? Did you notice what he did at all ? A. No, sir; I didn't notice him at all what he did.

Q. Where did he go after that ? A. I don't know where he went.

Q. Where did you go ? A. I went to 25 Old Slip.

Q. That is where you went after the five shots ?

A. Yes; I didn't see him after that at all.

POOR QUALITY
ORIGINAL

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A B R A M M. S W E E T

affirmed and examined.

BY THE CORONER:

Q. You are from No. 4 Fulton Street ? A. That is my place of business.

Q. What is your business ? A. Hotel and restaurant.

Q. Will you tell the Jury what you witnessed, if anything, on the occasion in question ? A. That morning about ten o'clock, in that neighborhood, I was standing in my place of business---inside there is a show window---and looking out my attention was attracted by a woman firing three shots in rapid succession---one, two, three; like that. There was a gentleman ahead of her. I noticed he was a slimish person; I couldn't see his face. He passed on a little more rapidly, and I went out of the door to see what it meant, and afterwards I saw the gentleman, the man that I supposed was the person being shot, attempt to pass into Mr. Bennett's store and then turn off; and then I heard two additional shots----first the three and then two. I

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ORIGINAL

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didn't go in to see anything further, except that I saw the policemen taking the female away. That is the extent of my knowledge.

BY MR. BEDFORD:

Q. That woman sitting next to Mr. Howe is the one that fired the shots? A. I couldn't say that it is, sir. The woman that fired the shots had a veil on. She resembles the woman. The woman had on a hat similar to that; had the same sort of dress.

MR. HOWE: That will never be disputed, Judge Bedford; I say it here in her presence.

THE CORONER: It is matter of identification.

BY MR. BEDFORD:

Q. Did you know the party that was shot by the woman?

A. I don't know that I did, sir.

Q. You didn't see him after he was shot, after he was in the store? A. No, I didn't see him.

THE CORONER: Is Oliver Lawson in Court? (No response). He is said to have been wounded in the thigh by one of the stray shots on the morning of the shooting.

POOR QUALITY
ORIGINAL

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H. M U L L E R

called to the stand.

MR. MULLER: I know nothing of the occurrence;
I got there after it was all through with.

THE CORONER: You got there after the shooting?

MR. MULLER: Yes, sir.

THE CORONER: Did you know Mr. Pettus or Mrs.
Southworth?

MR. MULLER: I did not; no, sir.

THE CORONER: That is all; you are discharged.

C H A R L E S W A R F I E L D (colored)

sworn and examined.

BY THE CORONER:

Q. Are you employed at 4 Fulton Street in this
City? A. I was working there at the time as extra
man.

Q. That is, in Mr. Sweet's Hotel? A. Yes,
sir.

Q. Tell the Jury what you saw, if anything, in

POOR QUALITY
ORIGINAL

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regard to the shooting in question ? A. On the morning of Friday I was cleaning the windows on the outside and I was standing at the window ^{which jarred open} as one of the side doors opened and became shut and I saw the flash of two reports of a revolver, - at the time the smoke flashed in my face, - and I stepped back from my being so much scared, and a gentleman walked across the cellar door and my attention was attracted to him, while the lady turned around in this way (illustrating). He immediately walked on up towards Mr. Bennett's. This lady followed him on behind, and taking her revolver from under her coat, as I thought — She was very heavily veiled — She put the revolver to his back and fired three shots from that revolver into his back, and the gentleman went into Mr. Bennett's and I still remained there. That is all I know of the case, sir. I remained just where I was cleaning the windows, never moved out of the spot. The officer came up and the crowd gathered.

BY MR. BEDFORD:

Q. Did you know the man who received the shots ?

A. I didn't know him.

POOR QUALITY
ORIGINAL

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C A P T. W I L L I A M W. M C L A U G H L I N

sworn and examined.

BY THE CORONER:

Q. You are Captain of the First Precinct ? A. Yes, sir.

Q. Will you tell the Jury in what manner you became connected with this matter & in your capacity as a Captain of Police ? A. After this lady was brought to the station house by officer Goodwin and locked up I came in shortly afterwards and sent for her to be brought to my office. The moment that she came in she asked me if Mr. Pettus was dead ? X I said "Yes." She said, "I am glad of it." I said "Why ?" She said "Because he ruined my reputation and the reputation of my family." She was hysterical, but in her calm moments she told me a portion of the story how this man Pettus had brought her to a house of assignation, drugged her and ruined her. That was about the story.

Q. Captain, did you know Mr. Pettus during his lifetime ? A. No, sir.

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Q. You then on that day, in compliance with my request or subpoena, brought the prisoner before me?

A. Yes, sir.

Q. And she was then and there arraigned and after the evidence of Officer Goodwin was taken she was sent under my commitment to the City Prison? A. Yes, sir.

Q. And you brought her over here this morning under my orders? A. Yes, sir.

BY MR. HOWE:

Q. You have been on the police in this City for very many years? A. Yes, sir.

Q. You told the Coroner just now, and this Jury, that this lady was hysterical when she was brought in before you? A. Yes, sir.

Q. She was very hysterical, was she not? A. Well, she couldn't sit still; she paced the floor up and down, and she would sit down and get up again and appeared to have choking sensations.

Q. Were her acts, to you, rational or irrational at that particular time I am now speaking of?

MR. BEDFORD : I object.

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MR. HOWE: Oh that is a competent question.; there is not a question of it. I put it in the very language of the Court of Appeals. It is the very ground they reversed upon.

MR. BEDFORD: That would be very competent before a petit jury.

THE CORONER: Why is it not competent here, Mr. Bedford ?

MR. BEDFORD: It is raising an issue for the defense. As a defense before a petit jury it is perfectly proper.

MR. HOWE: Are you going to assume what this Jury is going to say ?

MR. BEDFORD: I am not.

MR. HOWE: Then what do you know about what is going on over the way, as I have been told within the last five minutes, about an indictment ? I insist upon that question being asked. It is about her demeanor.

MR. BEDFORD: It don't say under section 774---

THE CORONER: (Interposing) I was just about to quote it, Mr. Bedford. It does say that the Jury is to inquire into all the circumstances attending the death, or the manner of death and all the circumstances.

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MR. BEDFORD: Exactly. Now the gentleman asks for her demeanor at the Station House, subsequent to the killing, which I object to.

MR. HOWE: Does the District Attorney's representative in this case seek to shut out the truth or to hide it until a future period? Is this case so different to all others? You asked the condition of the deceased; I ask the condition of the prisoner. Please answer?

THE CORONER: I shall allow the question.

A. She was very absent minded. I asked her some questions; she didn't answer them, didn't appear to know what I was talking about.

Q. Exactly. A. She didn't know where she lived, didn't know the Street or the number; all she wanted to talk about was that one thing.

Q. His dishonor of her and that she had killed him? A. Yes, sir. I wish to amend my answer. She stated that there was a woman who acted in concert with Mr. Pettus at the time that she was drugged and ruined.

BY THE CORONER:

Q. Did she give the name of the woman?

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A. No, sir; she did not.

BY MR. HOWE:

Q. In that connection, you saw the deceased searched, Captain McLaughlin? A. I did not; no, sir.

Q. Who was it that searched him? A. Sergeant Hutton knew about that. He was the officer in command during my absence.

Q. You had, as Captain of that Precinct, in your possession a letter which was taken from the deceased?

A. Yes, sir.

Q. Did you read the letter? A. I just glanced over it.

Q. It was signed "L," was it not? A. It was signed with a letter; I don't remember the letter.

Q. What was done with that letter? A. I delivered that with his other effects found on his person to the Coroner and obtained a receipt.

Q. To the Coroner himself? A. To the Coroner's Clerk.

Q. Which clerk?

THE CORONER: I suppose you mean Mr. Reynolds?

A. Mr. Reynolds. He is not here now, sir.

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MR. HOWE: I want that letter produced now ?

THE CORONER: I sent over to the Coroner's office and received a short time ago a letter; I don't know whether this is the one or not ; (submitting letter to witness) Look at it.

MR. HOWE: I can very soon tell you. (Letter submitted to Mr. Howe by witness). Yes.

THE CORONER: Is that the letter, Mr. Howe ?

MR. HOWE: Yes, sir. It is signed "L".

THE CORONER: Do you want it marked as an Exhibit ?

MR. HOWE: Yes, sir.

Letter marked ("Exhibit B, Coroner's office, Nov. 26th, 1889 .")

MR. BEDFORD: This, of course, is upon my objection, as this is not the proper time.

THE CORONER: We will note your objection.

MR. HOWE: I remember once when Coroner Herman was alive I made a good legal objection. The Coroner told me that everything was competent before the Coroner

BY THE CORONER:

Q. This letter marked Exhibit B is the letter which was found on the deceased ? A. Yes, sir.

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MR. HOWE: I will read it (reading):

"My dear friend:

I came down to the flat to-day.
I believe now it is for the best, as I am so much
more comfortable with my health. My rheumatism is
intense and I fear will keep so as long as this damp
weather continues. C. is of course with me. I hope
to have a girl to-morrow. Several came this afternoon
but would not accept the wages I pay. H. left for
her new home. She will make the arrangement for you
to come and see me Friday, if it will suit you. I
am so glad you want to see me, and thank you with all
my heart for your great kindness about my rent. I
want you to come and see me always. I try to think
I will give you up, but Oh it is so hard.' and I
have had such a struggle with myself since the ex-
perience I wrote you of. I hope C. will soon get some-
thing to do, then it is always safe for you to come.
I am so proud and grateful for my little home. As
sick as I am I would give much to see you to-day.
Please destroy every note you have of mine.

Yours,

E."

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BY MR. BEDFORD:

Q. When she described to you about her being ruined and so forth, did she speak intelligently and coherently ? A. She told me the story at intervals.

Q. When she told the story did she speak intelligibly, so that you could understand her ? A. Certainly.

BY THE CORONER:

Q. At the time that the body of Mr. Pettus was in your station house, some of his relatives called there, did they ? A. Mr. Pettus' brother.

MR. HOWE: Pardon me a minute; my client would like to look at that letter.

(Exhibit B was here submitted by Mr. Howe to defendant, who perused same and returned it to Mr. Howe.)

BY THE CORONER:

Q. (Resuming) He called there and identified the body as that of Stephen L. Pettus ? A. Yes, sir. A considerable number of his friends called there.

Q. And identified the body ? A. Yes, sir.

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BY MR. BEDFORD:

Q. As I understand you, Captain, you were present when the body was identified? A. Yes, sir.

Q. You got there when his brother identified him actually as Stephen Pettus, his brother? A. Yes, sir.

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H E N R Y G . D . C A R R

sworn and examined.

BY THE CORONER:

Q. Where do you do business ? A. 69 Wall St.

Q. Tell the Jury all that you saw on Friday last,
the occasion of the shooting ? A. I saw some
shots fired on Fulton Street, but I couldn't say
who fired the shots. I don't think I could identify
the person.

Q. You didn't see who fired the shots ? A. No.

Q. And you could not identify the party who fired
them ? A. No.

THE CORONER: Mr. Howe, do you desire your client
to take the stand ?

MR. HOWE: Your Honor, we are exactly in this
attitude: When my client was arrested, as is in
evidence and as is also within your Honor's recollec-
tion, when she was brought before you, she was in that

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condition of mind in which she did not recollect the shooting but did express herself as glad that she had shot the deceased, when she was told he was dead. Some years since when this lady who is now before you, of good family, of religious teachings, highly educated, first became acquainted with this modern Tarquin--- and I disgrace the name of that ancient seducer by comparing him to Pottus; when she first became acquainted with him, under circumstances which she was prepared to detail here to-day, she believed him to be a gentleman, a man of honor. Confiding woman as she was, he took advantage of her situation; he drugged her and he ruined her. The work of his ruin, in the course of nature, placed her in the condition when to hide her shame (The prisoner: Oh don't, don't. Mr. Howe: I must tell them the truth, my child.) and, at his request, an operation was performed to thwart nature, an operation which left her a physical wreck and which afterwards affected her mind beyond all peradventure. She has proof of all this and more. But it having reached me but three minutes since that other proceedings are pending, and as your Honor was told this morning and

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as your Honor intimated to this Jury, it would be a
farce for me and wicked in me and useless in me to
put this woman on the stand now to tell her story, when,
perhaps, before a dozen utterances of her wrongs have
escaped her lips, a bench warrant may be brought over
on an indictment from the Grand Jury and everything
done here rendered nugatory and passed into thin and
empty air. This little woman confides in the word
of those of honor, fathers, brothers, mothers. She
is not afraid. The Jury can say here, and it will
never be denied, that this man, Stephen Pettus, came
to his death by pistol shot wounds inflicted by her.
That is the verdict which this Jury must render.
And by and by, when this case comes up for trial,-
and thank God there is a Court of Oyer and Terminer
in session now; the Court of Sessions is in session
now,- she and her mother and I, her humble advocate,
but as sincere and as energetic, by the grace of God,
as man ever was in this cause, will represent her story
and she will leave that Court room on my arm to em-
brace her mother, the verdict of the people of New
York being that seducers and libertines shall not

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trifle with a women's honor and escape even punishment in this world. She says that Pettus merited his death. That will be the verdict of the whole populace of New York, after a petit Jury shall have so pronounced.

THE CORONER: I would say that I am ready to close this case, provided Dr. Jenkins is here or can be reached within a very short time.

MR. HOWE: The cause of death is conceded: That he died from pistol shot wounds inflicted by her.

THE CORONER: We cannot close the case without hearing the Doctor's testimony. Mr. Howe, I believe you stated a moment ago that you had been notified that an indictment had been found?

MR. HOWE: No; I did not use that language.

THE CORONER: I misunderstood you then.

MR. HOWE: I am pretty old, you know, Mr. Coroner, and I have been doing a little detective business on my own account since we have been in this room, and I say, from information which reached me, I have reasonable and probable cause to suspect, in the language of the law, and do suspect that within a very short time that a bench warrant will be issued. I did not say that I so knew, or that I had been official

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informed, because they certainly would not officially inform me of that fact.

THE CORONER: I thought that you had information to that effect.

MR. HOWE: No; they would not tell me, but we devoutly hope it is so. She is anxious for trial. It will be gratifying news to us if there is an indictment.

THE CORONER: I would, however, add that that would be the first instance to my knowledge since I have occupied the position I now hold of such an extraordinary proceeding being had while the inquest is pending in the case of an alleged homicide. I have never heard of the District Attorney proceeding prior to the action of the Coroner's jury. Why there should be a special activity in this case on the part of that official I cannot account for. I understand Dr. Jenkins has got to go up to his house to obtain the bullets which came from the body of Mr. Pettus. So, we will have to take a recess for a half an hour and we will take a recess until half past one.

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A F T E R R E C E S S .

D R . W I L L I A M E . J E N K I N S

sworn and examined.

BY THE CORONER:

Q. What is your official position ? A. Coroner's
physician.

Q. Doctor, did you make an autopsy on the body of
Stephen L. Pettus on Friday last, the 22nd instant.

A. I did, sir.

Q. Now will you state the result of that autopsy
to the Jury ? A. On November 22nd, about 3 o'clock
in the afternoon, I visited the undertaking place of
Mr. Taylor, at 163 Bowery, and there found the remains
of Stephen L. Pettus lying on the table dressed, pro-
ceeded to examine his clothing and removed the same.
The clothing is here. In the back of the overcoat,
undercoat and vest were three holes, on the left
side, in a space of about that size (illustrating),
also one lower, corresponding to the small of the back,

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the hole in his coat being about there (illustrating). After having undressed the body, I proceeded to make an examination and found the body fairly well nourished and the stiffness which follows death beginning. In the space corresponding to the third intercostal space, between the median line and the nipple, I found a hard substance, a bullet; also one below the nipple in the 6th space, and a hole, or wound, a large hole of exit, some distance to the left of the ~~navel~~ navel; also a wound, with an entrance and exit, the entrance being on the back of the forearm about in that position (indicating) and the exit here (indicating). There was not a corresponding ~~XXXXXX~~ ^{hole} in the clothing, as there was not in the coat a hole corresponding to the wound here (indicating). In the back I found a wound on a level with the lower angle of the scapula of the left side, penetrating; another a little lower and a little further externally; a third, corresponding to the ~~x~~ eleventh rib lower down; and a fourth in the lumbar region, about here (indicating) which corresponded to the exit wound here (indicating). I then proceeded to open the body, removing the bullet which I described

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as No. 1, here in the third intercostal space, and found that that wound was continuous with the wound corresponding to the lower angle of the shoulder blade. The other bullet, found subcutaneously under the nipple, corresponded to the one which went through the 11th rib. The wound a little to the left of the angle, here, was a superficial wound, went straight across the back and went through one of the spinous processes lodging in one of the deep muscles on the right. Wound no. 1 passed through both lobes of the left lung, and there was considerable hemorrhage in the left pleural cavity. Wound No. 2, passing through the 11th rib, passed through the base of the lung. Wound No. 3 passed across, and I found the bullet in the superficial muscles of the back on the right side. Wound No. 4, entering the small of the back behind, passed directly through one fold, the first part of the small intestine and through the greater border of the stomach and into the integument. I have the bullets. The cause of death was shock and hemorrhage from penetrating pistol shot wounds. (Exhibiting a bullet.) This bullet was found on the table. I

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can't say exactly where that came from. It may have been lodged in his clothing and in undressing him have fallen out on the table. Whether it was the one that went through his arm and was lost, or the one that went through here (indicating) I could not state. It has an impression on the base as if it struck some hard substance. His watch is said to have been broken, and I presume that that is what did it. (Exhibiting another bullet) This is the bullet which had passed directly through and lodged under the skin here (indicating). It has a very slight injury upon it. They are each marked as exhibits 1, 2 and 3. The bullet found subcutaneously under the nipple to the left of the median line, which fractured the 11th rib and entered the base of the lung is this one (exhibiting same). This (exhibiting another bullet is the bullet which passed across the back and lodging in the muscles.

(The clothing of the deceased was here offered for inspection of the Jury, but not examined by them.)

BY MR. BEDFORD:

Q. State the cause of Death? A. Shock and hemorrhage from penetrating pistol shot wounds.

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D R. A L B E R T T. W E S T O N

sworn and examined.

BY THE CORONER:

Q. What is your official position ? A. Coroner's physician.

Q. Did you attend the autopsy made on the body of the late Stephen L. Pettus ? A. I did, and assisted Dr. Jenkins in the same.

Q. You have heard the testimony of Dr. Jenkins ?

A. I have.

Q. Do you corroborate the same ? A. I do.

Q. Is there anything else you have to add ? A. Except so far as the extraction of the bullet is concerned which he describes as having found in the muscles of the back. I did not see that extracted.

I saw the three wounds which pierced the body.

Q. Do you agree with him as to the cause of death ?

A. I do.

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THE CORONER: Is the witness here who was sent for at No. 90 Cherry Street ?

CAPTAIN McLAUGHLIN: He left his house to go to the Coroner's office. I sent a messenger there.

MR. HOWE: Can it alter this case any ?

THE CORONER: I hardly think it is worth while to wait for him. Is there any other witness in the Court room whose name has not been called and who has been subpoenaed. If not, we will close the case ?

(Neither counsel desired to address the Jury.)

C H A R G E.

THE CORONER: Gentlemen of the Jury, your duty in this case is very explicitly stated by the Code, in Section 773. Whenever a Coroner is informed that a person has been killed, or dangerously wounded by another or has suddenly died under such circumstances as to afford a reasonable doubt or suspicion that his death has been caused by the act of another, or by criminal

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means, or has committed suicide, the Coroner must at once make an investigation as to the cause of death and summon a Jury as soon as practicable thereafter, and after the Jury is summoned and sworn it is to inquire into the cause of death, when, where, and by what means that death was caused, or the deceased received his injuries; and the Jury has a right to inquire into all the circumstances attending the death and then, upon a careful review of the evidence, to bring in a true verdict in accordance with the facts.

That is your duty in this case, gentlemen. The evidence that we have presented to ^{you} here to-day hardly requires any explanation on my part. You have undoubtedly given it your close attention. It will, therefore, become your duty to say by your verdict when and where and under what circumstances and by whom Stephen L. Pettus came to his death, and on those points the facts as sworn to by the witnesses must be your guide and nothing else.

Your duty, therefore, is a very plain one. You are to consider the evidence carefully and to bring in

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your verdict in accordance with the same.

I will add it that we have cases of homicide where a great deal of testimony is allowed to go in. Then the Jury, of course, had a right to consider that testimony for what it is worth. In this case, however, we have had nothing but the direct evidence as to the time of the shooting and as to the manner in which Pettus came to his death. Therefore, your duty is considerably simplified. You will now retire and bring in a verdict in accordance with the sworn evidence

At this point the Jury retired and after some time spent in deliberation returned and submitted the following

V E R D I C T.

We, the Jury, find that Stephen L. Pettus came to his death by pistol shot wounds inflicted by Hanna B. Southworth on Fulton Street, near premises known as No. 10 in that Street, on Friday, Nov. 22nd, A.D.

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1889, at or about ten o'clock A.M.

HERMAN GREITNER, -----1325 Third Avenue.

ADOLPH VON BORRIES, -----325 East 65th St.

WILLIAM GREVEL, -----211 East 18th St.

SIMON L. DEUTSCH, -----136 East 78th St.

ADOLPH SCHEUER, -----552 East 87th St.

JULIUS H. STICK, -----609 Lexington Avenue.

ANDREW STAUF, -----84 First St.

CHAS. GEO. WILSON, -----222 West 23rd St.

S. JACOBY, -----35 West 52nd St.

SAMUEL M. SCHAFER, -----52 West 46th St.

B. SANDE, -----111 East 70th St.

E. J. DEWING, -----No. 6 East 9th St.

ADJOURNED.

POOR QUALITY
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MEMORANDA.

AGE			PLACE OF NATIVITY	WHERE FOUND	Date When Reported
Years	Months	Days	United States	163 Brewery	Nov 22 nd

40

from 10 Fulton St

Thru side by pistol shot
wounds at the hands of
Stewart 43. Dockworth
in front of 10 Fulton St at
10 am.
Coburn 1st of Nov

F. L.

1457

SP 6571

4114 Quab.

1889

AN INQUISITION

On the VIEW of the BODY of

Stephen Peltus

whereby it is found that he came to
his death by

Dr. J. C. Clark

Stephen Peltus
was 49 & 1/2 years old

Report taken on 26 day
of November 1889

EDWARD LEVY, CORONER.

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STATE OF NEW YORK,

CITY AND COUNTY OF NEW YORK, ss.

AN INQUISITION

Taken at the Court of Common Pleas - Equity Room

No. County Court House Street, in the Ward of the City of

New York, in the County of New York, this 26 day of November

in the year of our Lord one thousand eight hundred and '89 before

FERDINAND LEVY, Coroner,

of the City and County aforesaid, on view of the body of Stephen L. Pettus

now lying dead at

Upon the Oaths and Affirmations of

Twelve good and lawful men of the State of New York, duly chosen and

sworn or affirmed and charged to inquire, on behalf of said people, how and in what manner

the said Stephen L. Pettus came to his death, do upon

their Oaths and affirmations, say: That the said Stephen L. Pettus

came to his death by pistol shot wounds

inflicted by Emma B. Southworth on Fulton Street - near

premises known as No. 10 in that Street - on Friday, November

22nd Inst 1889 at or about 10 o'clock A. M.

In Witness Whereof, We, the said Jurors as well as the CORONER, have to this Inquisition
set our hands and seals, on the day and place aforesaid.

JURORS.

Herman Greider

1325 2nd Ave

James

1325 E. 65 St

William

211 E. 18 St -

Simon L. Deutch

836 E 78th St

Alfred Scherer

552 E 87th St

Julius H. Stich

669 Lexington Av

Andrew Staup

84th first St.

Charles E. Wilson

222 West 28th St

Samuel

35 W - 52nd St

Samuel M. Schaper

52 West 46 St

B. O. Oand.

111 E. 76th St

E. J. O'Drummy

106 East 9th St

CORONER, J. S.

Ferdinand Levy, Coroner

POOR QUALITY
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TESTIMONY.

Hannah B Smith, age 30;
no occupation; residence City prison;
Has ~~for nothing~~ to say in
reply to the charge against her
at present.

Sworn to before me,

this

day of

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CORONER.

POOR QUALITY
ORIGINAL

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Page

City Hall District Police Court,

ANDREW WALSH

POLICE JUSTICE.

Brooklyn, N.Y., June 5th 1889

VS.

Hannah B Southworth

John Kearney being sworn for People

John E Colgan sworn for People

John W Egan sworn for People

Michael Martin sworn for People

Edward Tennyson sworn for People

Mr B Davis sworn for People

Perpetrator

Hannah B Southworth sworn
for deft.

Defendant.
Case closed

Private -
Public

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Diff sentenced to pay a fine
of \$30 and in default thereof
to be confined for twenty
five days in the County
Jail

Wm. H. H. H.
H. H. H.

POOR QUALITY
ORIGINAL

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STATE OF NEW YORK, }
COUNTY OF KINGS. } ss.

Form No. 46.

of No. 2^d Police Precinct Street, of the City of Brooklyn,

being duly sworn, deposes and says, that on the 16 day of

May 1889, at the said City of Brooklyn, in the County of Kings,

One Mrs. Hannah B. Southward

wilfully and wrongfully committed an act which seriously disturbed and endangered the public peace ~~and out~~
~~aged public decency~~ in this, that in violation of Sec. 675 of the Penal Code she was standing
in front of the office of the Brooklyn Elevated Road
in Sands Str. and wanted to go into said office
although told by deponent that she could
not go into said office, and then hollered in
a loud manner and refused to move or
collecting a large crowd

WHEREFORE this deponent prays that he may be apprehended and dealt with according as the law directs.

Sworn to before me, this 16 day }
of May 1889 }

John Kearney
Andrew Maluk

Police Justice of the City of Brooklyn.

It appearing to me from the depositions of _____
that the crime of violating Section 675 of the Penal Code has been committed, and that there is reasonable ground
to believe that said _____ committed said crime, I hereby order
that a warrant of arrest be issued for said _____ for the crime
complained of in said depositions.

Police Justice of the City of Brooklyn.

POOR QUALITY
ORIGINAL

0336

FORM No. 24.—UNDERTAKING TO APPEAR AT SPECIAL SESSIONS—Sec. 738 Criminal Code.

State of New York, }
COUNTY OF KINGS, } ss.
CITY OF BROOKLYN.

Hannah B Southard of *335 Lafayette Ave*
having been duly charged before ANDREW WALSH, Police Justice in the City of Brooklyn, with
the offence of *Violating Section 675 of the*
Penal Code

We undertake that he shall appear thereon, at the Court Room, 318 to 322 Adams Street, Brooklyn,
31st May 188 *9*, at *10 1/2* A. M., and from time to time, until judgment at a
Court of Special Sessions, in the City of Brooklyn, held by the Justice above-named, or that we will pay to
the County of Kings the sum of *Two*
hundred dollars.

Hannah B Southard Defendant.

Residence *335 Lafayette Ave*

Thos Burroughs

Residence *57 Hester St*

Taken and acknowledged before me, at the City of Brooklyn, }
this *23rd* day of *May* 188 *9*

Andrew Walsh
Police Justice of the City of Brooklyn.

POOR QUALITY
ORIGINAL

0337

(Sec. 509 Criminal Code.)

State of New York, }
COUNTY OF KINGS, } ss.
CITY OF BROOKLYN. }

No. 52 West 10th St Theodore Bergman of
City of Brooklyn, being duly sworn, deposes and says that he is a ~~freeholder~~ householder within the
County of Kings, and that he is worth the sum of Two Hundred Dollars, over and above
his debts and liabilities and property exempt by law from levy and sale on execution and that
his property consists of

Personal Property consisting of
Bonds and Mortgages valued at 1000.

Sworn to before me, this 23rd day } Theo Bergman
of May 1889. } Andrew Walsh
Police Justice of the City of Brooklyn.

Before ANDREW WALSH,

POLICE JUSTICE.

The People of the State of New York,

against

UNDERTAKING OF BAIL TO APPEAR
AT SPECIAL SESSIONS.

ANDREW WALSH,

Police Justice.

POOR QUALITY
ORIGINAL

0338

FORM No. 17.

Before ANDREW WALSH,
Police Justice, City Hall District.

The People of the State of New York.
vs.

Mrs Southward

De'tt arraigned *May 16th* 188*9*

The charge specified in the information, and the depositions taken thereon were distinctly read to defendant. He was informed of the same, and of his right to the aid of counsel in every stage of the proceeding, and a reasonable time was allowed him to send for and advise with counsel.

Defendant was informed of his right to apply to the County Judge or to a Justice of the Supreme Court for a certificate that it was reasonable that this charge be prosecuted by indictment. He did not require time to apply for such certificate, and he requested to be tried by a court of

SPECIAL SESSIONS.

The Defendant was required to plead and did plead *Guilty* *1889* GUILTY. The Defendant does not demand a trial by jury.

Adj. to enable defendant to procure counsel to *9 A.M.* *May 20th* 188*9*

Custody of Officer.

The defendant was admitted to bail in the sum of pending trial.

The defendant committed to the Sheriff of the County of Kings in default of bail.

Trial commenced 188 Trial closed 188

The following persons were duly sworn as witnesses :

..... of for
..... of for
..... of for
..... of for
..... of for
..... of for

POOR QUALITY
ORIGINAL

0339

30 Paul D. V.
(Form 19 R.)

Before ANDREW WALSH,
Police Justice, City Hall District.

The People of the State of New York,

vs.
Mark B. Smith

23 October 1889
SPECIAL SESSIONS.

Adj. to 9 A.M.	<i>May 26th</i>	1889
Adj. to 10 A.M.	<i>May 31st</i>	1889
Adj. to 10 A.M.	<i>June 5th</i>	1889
Adj. to 9 A.M.		188
Adj. to 9 A.M.		188
Adj. to 9 A.M.		188
Adj. to 9 A.M.		188
Adj. to 9 A.M.		188

The Def't found..... GUILTY.

SENTENCE.

POLICE JUSTICE.

MEMORANDUM.

POOR QUALITY
ORIGINAL

0340

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Mannah B. Southworth

The Grand Jury of the City and County of New York, by this indictment,
accuse Mannah B. Southworth

of the CRIME OF Murder in the First Degree, committed as follows:

The said Mannah B. Southworth,

late of the City of New York, in the County of New York aforesaid, on the twenty second
day of November, in the year of our Lord one thousand eight hundred and
eighty- nine, at the City and County aforesaid, with force and arms, in and upon one
Stephen Pettus, in the peace of the said People then and there being,
wilfully, feloniously, and of her malice aforethought, did make an assault, and the said
Mannah B. Southworth, a certain pistol then and there charged and
loaded with gunpowder and one leaden bullet, which said pistol the said Mannah
B. Southworth in her right hand then and there had and held,
to, at, against, and upon the said Stephen Pettus,
then and there feloniously, wilfully, and of her malice aforethought, did shoot off and
discharge, and the said Mannah B. Southworth,
with the leaden bullet aforesaid, out of the pistol aforesaid, then and there by force of the
gunpowder aforesaid, shot off, sent forth and discharged, as aforesaid, him the said
Stephen Pettus, in and upon the back of him
the said Stephen Pettus, then and there feloniously, wilfully, and of
her malice aforethought, did strike, penetrate and wound, giving to him
the said Stephen Pettus, then and there, with the leaden bullet
aforesaid, so as aforesaid discharged, sent forth and shot out of the pistol aforesaid, by the

POOR QUALITY
ORIGINAL

0341

said *Hannah B. Southworth* in and upon the *back* of
the said *Stephen Pettus* one mortal wound of the breadth of
one inch, and of the depth of six inches, of which said mortal wound *he* the
said *Stephen Pettus* then and there died, ~~at the City and County aforesaid,~~
~~from the said~~ day of ~~in the~~
~~year aforesaid, until the~~ day of ~~in the same year~~
~~aforesaid, did languish, and languishing did live, on which said~~
~~day of~~ in the year aforesaid, the said
at the City and County aforesaid, of the said mortal wound did die.

And so the Grand Jury aforesaid do say: That the said *Hannah*
B. Southworth, *him*,
the said *Stephen Pettus*, in the manner and form, and by
the means aforesaid, wilfully, feloniously, and of *her* malice aforethought, did kill
and murder, 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 *Hannah B. Southworth*

of the same CRIME OF Murder in the First Degree, committed as follows:

The said *Hannah B. Southworth*,

late of the City and County aforesaid, afterwards, to wit: on the said *twentysecond*
day of *November*, in the year of our Lord one thousand eight hundred and
eighty- *nine*, at the City and County aforesaid, with force and arms, in and upon the
said *Stephen Pettus*, in the peace of the said People then and there
being, wilfully, feloniously, and with a deliberate and premeditated design to effect
the death of the said *Stephen Pettus*, did make an assault, and the said

POOR QUALITY
ORIGINAL

0342

Hannah B. Southworth, a certain pistol then and there charged and loaded with gunpowder and one leaden bullet, which said pistol the said Hannah B. Southworth in — her — right hand then and there had and held to, at, against, and upon the said Stephen Pettus — then and there feloniously, wilfully, and with a deliberate and premeditated design to effect the death of the said Stephen Pettus, did shoot off and discharge. and the said Hannah B. Southworth — with the leaden bullet aforesaid, out of the pistol aforesaid, then and there by force of the gunpowder aforesaid, shot off, sent forth, and discharged, as aforesaid, him the said Stephen Pettus — in and upon the back of him the said Stephen Pettus, then and there feloniously, wilfully, and with a deliberate and premeditated design to effect the death of the said Stephen Pettus, — did strike, penetrate, and wound, giving to him the said Stephen Pettus, then and there, with the leaden bullet aforesaid, so as aforesaid discharged, sent forth, and shot out of the pistol aforesaid, by the said Hannah B. Southworth in and upon the — back — of the said Hannah B. Southworth, one mortal wound of the breadth of one inch, and of the depth of six inches, of which said mortal wound — he — the said Stephen Pettus then and there died. at the City and County aforesaid, from the said day of in the year aforesaid, until the day of in the same year aforesaid, did languish, and languishing did live, on which said day of in the year aforesaid, the said at the City and County aforesaid, of the said mortal wound did die.

And so the Grand Jury aforesaid do say: That the said Hannah B. Southworth, him, — the said Stephen Pettus, in the manner and form, and by the means aforesaid, wilfully, feloniously, and with a deliberate and premeditated design to effect the death of the said — Stephen Pettus, — did kill, and murder, against the form of the Statute in such made and provided, and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.