

0035

BOX:

488

FOLDER:

4458

DESCRIPTION:

Lackmanowich, Daniel

DATE:

07/08/92



4458

0836

Witnesses:

Off. Place
11th Precinct

91
Counsel, *Bennett Moran*
185 N 10-
Filed, 8 day of July 1891
Pleads, Not Guilty

THE PEOPLE

vs
21
194 & trustee

Daniel Sackmarovich

RECEIVING STOLEN GOODS.
(Section 550, Penal Code.)

DE LANCEY NICOLL,

De Lago
District Attorney

A TRUE BILL.

Foreman

July 14/92
Foreman
Trials and convicted
with recom. to mercy of Court

0837

Police Court, 3 District.

City and County } ss.
of New York, }

Isaac Eleusstein

of No. 157 Essex Street, aged _____ years,

occupation Tailor being duly sworn, deposes and says,

that on the 5 day of July 1892 at the City of New

York, in the County of New York, Daniel Lackmanowich

(now here) did buy and receive stolen property knowing the same to have been stolen for the reasons that on the previous day in the night time deponent's premises were burglariously entered and a large quantity of clothing in the course of manufacture was stolen and carried away. That Charles Happel and George Smith are now in custody charged with said crime. Deponent is informed that by Charles A. Place that he arrested the said Happel and Smith that he, Smith, sold a pair of pantaloons to the defendant and received the sum of seventy five cents therefor although said pantaloons are worth the sum of four dollars, as the wholesale price. That said Place found said pantaloons in the defendant's possession and deponent identifies them as his property, stolen as aforesaid.

Sworn to before me
this 6 July, 1892.
[Signature]
Police Justice

July 6, 1892

0838

CITY AND COUNTY }
OF NEW YORK, } ss.

Charles A. Place

aged _____ years, occupation *Police Officer* of No. _____

11 W. Recruit

Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of *Isaac Elenski*

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

Sworn to before me, this

day of *July* 188*8*

Charles A. Place

Police Justice.

0839

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

Daniel Lachmanovich

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

Question. What is your name?

Answer.

Daniel Lachmanovich

Question. How old are you?

Answer.

21 years.

Question. Where were you born?

Answer.

Russia

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

Answer.

264 Stanton St. 1 Month

Question. What is your business or profession?

Answer.

Soda Water

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.

Daniel X Lachmanovich
mn h

Taken before me this
day of

Police Justice.

Wm J. [Signature]

0840

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 July 6 1892 [Signature] Police Justice.

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

Dated _____ 18 _____ Police Justice.

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

Dated _____ 18 _____ Police Justice.

R

0841

14
Police Court--- 2 District 830

THE PEOPLE, &c.,
ON THE COMPLAINT OF

James Clendenen

157 Essex St
David Lachmanovitch

2
3
4

Rec. John G. [unclear]

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

Dated *July 6* 1892
Hogan Magistrate.

Mooney Officer.

Call Precinct.

Witnesses *Call officer*

No. Street.
No. Street.

No. Street.

No. *500* to answer *July 6*
Call

0842

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 Lackmanowich

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

Daniel Lackmanowich

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

The said Daniel Lackmanowich

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

one pair of trousers of the value of four dollars

of the goods, chattels and personal property of one

Isaac Elenstein by Charles Kappel and George Smith, and by certain other persons to the Grand Jury aforesaid unknown, then lately before feloniously stolen, taken and carried away from the said Isaac Elenstein

unlawfully and unjustly did feloniously receive and have; the said

Daniel Lackmanowich

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

DE LANCEY NICOLL,

District Attorney.

0843

BOX:

488

FOLDER:

4458

DESCRIPTION:

Lawrence, Eugene

DATE:

07/07/92



4458

0844

BOX:

488

FOLDER:

4458

DESCRIPTION:

Pomeroy, William

DATE:

07/07/92



4458

Witnesses:

Robert A. Good
(Angely Pratt)

Off. Record

25th Precinct

Thomas Green
Post Postmaster
Engineer
28 + of there
S. E. Adams (Engineer)

Frank Lash
431 1/2 54th St

Suffernatare
Suffernatare
with bond for
15-
15-
15-

W. L. L. Carlier
Counsel, et. v. Van Meter.

Filed 7 day of July
1892
Plends, Not Guilty

THE PEOPLE
20
218
Eugene Lawrence
and
William Someray

DE LANCEY NICOLL,
District Attorney.
Wm. d. a. y.

A TRUE BILL.

James L. ...

Recd. July 14, 92
Foreman.
Sept. 2 - July 14, 1892
Both tried and
No. 1 convicted G. d. 2 in Dec.
3 yrs 18 mos
No. 2 tried and acquitted

Grand Larceny, Second Degree
[Sections 228, 229, 512 Penal Code]

1892

31

0846

Police Court 4th District. Affidavit—Larceny.

City and County }
of New York, } ss: Gilbert A. Buck

of ~~the~~ the Town of Ardsley Westchester Co. N.Y. Street, aged 50 years,
occupation Cowal being duly sworn,

deposes and says, that on the 25th day of June 1892 at the City of
New York, in the County of New York, was feloniously taken, stolen and carried away
from the possession of deponent, in the night time, the following property, viz:

One Horse, One Cart and One
Set of Harness and One Blanket
and One Whip, all of the
value of about One Hundred
and Seventy-five Dollars - (\$175.⁰⁰/₁₀₀)
the property of deponent and J. C. Kern and
all in deponent's care and custody.

and that this deponent
has a probable cause to suspect, and does suspect, that the said property was feloni-
ously taken, stolen and carried away by Engene Lawrence

and William Demery (both now here)
while acting in concert, from the
fact that said property was in a
stable in the aforesaid Town of Ardsley
on said night, and deponent missed
said property on the following
morning, and deponent is informed
by Officer Dennis Driscoll of the
25th Precinct Police, that he Driscoll
found said property in the possession
of said defendants in a stable situated
in East 73rd Street in the City of New York
where they the defendants were trying to
sell and dispose of the same.

Sworn to before me this 18th day of June 1892 at New York City

Defendant therefore charges said
defendants, while acting in concert,
with having conspired said
Larson and asks that they may
be dealt with according to law.
Sworn to before me this
27th day of June 1892

[Signature]
Police Justice

[Signature]

[Signature]

[Faint signature]

[Faint signature]

0848

CITY AND COUNTY }
OF NEW YORK, } ss.

1877

aged 25 years, occupation Police Officer of No
the 25th Precinct Police Street, being duly sworn, deposes and

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

Sworn to before me, this 27 day of June 1892 Samuel A. Grosvont

[Signature]
Police Justice

0849

Sec. 198-200.

4 District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

Eugene Lawrence 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. *Eugene Lawrence*

Question. How old are you?

Answer. *20 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *4th West 34th Street & about 4 months*

Question. What is your business or profession?

Answer. *Smoking*

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*

Eugene Lawrence.

Taken before me this
day of *July* 1941

Police Justice

[Signature]

0850

Sec. 198-200.

4 District Police Court.

CITY AND COUNTY }
OF NEW YORK } ss.

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

Question. What is your name?

Answer. *William Paneray*

Question. How old are you?

Answer. *28 years*

Question. Where were you born?

Answer. *N.D.*

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

Answer. *No 152 West 97 Street about 19 months*

Question. What is your business or profession?

Answer. *Cook*

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

Answer. *I am not guilty*
William Paneray

Taken before me this

day of June

1892

Police Justice

0851

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

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

Dated *June 27* 18*92* *[Signature]* Police Justice.

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

Dated _____ 18 _____ Police Justice.

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

Dated _____ 18 _____ Police Justice.

0852

788

Police Court--- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Robert A. Buck
4 Town of Andover, Massachusetts
vs
William Pomeroy

William Pomeroy
Offence
Below

3
4

Dated *June 27 1892* Magistrate.

Samuel Henscull Officer.

Witnesses *Call Officer* Precinct.

No. _____ Street.

Marrice Rowton
No. *523* *East 73rd* Street.

No. _____ Street.

\$ *200* _____ Street.



Wm _____ Street.

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

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

.....
The People,
vs.
EUGENE LAWRENCE,
and
WILLIAM POMEROY.
.....

Before
HON. JAMES FITZGERALD,
and a Jury.

Tried JULY 13TH, 1892.

Indicted for GRAND LARCENY, in the SECOND DEGREE.

Indictment filed JULY 7TH, 1892.

APPEARANCES:

ASSISTANT DISTRICT ATTORNEY BARTOW S. WEEKS,
For THE PEOPLE.
MESSRS. LE BARBIER and VAN METER,
For THE DEFENCE.

0854

GILBERT A BUCK, THE COMPLAINANT, testified that he lived at Ardsley, Westchester county, and was a coal dealer. On the night of the 25th of June, 1892, he had a horse, a set of harness, a whip, and a blanket in his stable. A cart, belonging to T. C. Hahn of Dobb's Ferry, was also in his possession. The cart was standing in front of a blacksmith's shop, across the street from where he, the complainant, lived. The stable was closed at about nine o'clock. He missed the articles the next morning, and subsequently found them at the Twenty-fifth Precinct station house, in New York. The things were shown to him by Officer Driscoll, and he identified them as his property. He did not know either of the defendants. He did not give them permission to remove any of the things from the stable.

In cross-examination the complainant testified that he saw the horse, harness, whip and blanket in his stable at nine o'clock. He saw the wagon at dark.

OFFICER DENNIS DRISCOLL testified that he was attached to the Twenty-fifth Precinct . He saw the defendants on the

0855

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26th of June, 1892, at 73rd street and Avenue A. His attention was called to the matter about eleven o'clock on Sunday morning, by a man of the name of Lawton, the keeper of a sales stable. He, the witness, went to Lawton's sales stable, and found the defendants there. He found in the possession of the defendants a horse, cart, harness, whip and a blanket. He took the defendants and the rig to the station house. The complainant subsequently went to the station house and identified the property as his.

MORRIS LAWTON testified that he lived at 523 East 73rd street, and kept a sales-stable. About half-past eight o'clock on the morning of the 26th of June, 1892, he saw the defendants at his stable. The horse and cart were standing outside at the time. In the presence of the defendant Pomeroy, he had a conversation with the defendant Lawrence. Lawrence wanted to trade horses with him. Lawrence said he wanted a smaller horse than the one he had, and he, the witness, did not have one to suit Lawrence. Lawrence offered to sell the horse to him for \$125.00. He offered Lawrence

0056

4

\$65.00 for the horse and rig, which Lawrence accepted, and his, the witness's, suspicions were aroused, as he thought the horse too cheap, and he called the officer and had the defendants arrested. He thought the rig was worth about \$150.00.

In cross-examination the witness testified that the defendants were in his stable over an hour. He had sent for his brother to look at the rig. He offered the defendants a check in payment for the rig, but they refused to accept the check. He had been in the horse business for fifteen years, and had had his stable in 73rd street for four months. His offer of the check for sixty-five dollars for the rig was not a bona fide offer; he made the offer simply to try to find out if the rig had been stolen. He, the witness, had never dealt in stolen property. The defendants stated that they had come from Croton Lake, and, it being Sunday, he, the witness, thought that looked suspicious. He did not remember ever having seen the defendants before. He had been in the Horse Market, in 74th street.

In re-direct examination the witness testified

0857

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that the defendant said they had come from Croton Lake, and he knew that to get to his place at that time of day from Croton Lake, they would have had to start in the middle of the night before.

In re-cross examination the witness testified that the defendants did not say that they had started from Croton Lake that morning. They said they had started the night before, and had driven all night. The horse appeared to be pretty tired. The collar which was on the horse apparently belonged to a different set of harness, and not to the one worn by the horse. The collar was old, and the harness quite new. The defendant Pomeroy did not do any talking to him, the witness. Lawrence did all the talking to him, but Pomeroy talked to Lawrence. Lawrence said that Pomeroy was his brother.

FOR THE DEFENCE, EUGENE LAWRENCE, ONE OF THE DEFENDANTS, testified that he lived at 218 West 32nd street and was a horseman. He knew the witness Lawton by sight, and had known him for about a year. He, Lawrence, did not steal the horse, cart, blanket, whip or harness, as

0858

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charged. He had been fishing on Saturday night, with three of his friends. They went to a saloon, about a quarter to seven o'clock on Sunday morning, at 27th street and Seventh avenue. When they left the saloon a horse and wagon were standing on the corner, and a man, who was in the wagon, asked him, Lawrence, if he knew where he, the man, could sell it. He, Lawrence, said he did not know. The man drove away, and later returned again and asked him, Lawrence, if he did not possibly know where he could dispose of the horse, because he was in very bad circumstances and would like to sell it. The man told him that he came from Croton Lake, and that his uncle was Sid. Dickerman, a well-known horse-dealer. He, Lawrence, thought if the man's uncle was Sid. Dickerman, he must be all right. He, Lawrence, returned to the saloon and asked the proprietor to go out and look at the rig. The proprietor went out and looked at it and said to Lawrence, "Why don't you buy it?" He, Lawrence, said he had no money; the man wanted \$125.00 for it, and he only had \$63.00. The man drove away, and again returned and said he would accept the \$63.00,

0859

7

and he paid the man \$63.00. He, Lawrence, then got in the buggy and drove to the house of the defendant Pomeroy. Pomeroy was a friend of his. He asked Pomeroy if he would like to take a ride, and Pomeroy said he was tired. He finally induced Pomeroy to take a ride, and they drove up to 95th street and Seventh avenue. This was about half-past eight. He, Lawrence, had promised to lend Pomeroy some money, but he did not have any more ready money and he said to Pomeroy, "Come over here, and if I get a fair price for the rig, I will sell it, and let you have the money." They then drove to Lawton's stable. He asked Lawton for \$125.00 for the rig. Lawton offered him \$65.00, but he told Lawton that he would not accept \$65.00. He told Lawton that the horse belonged in Croton Lake, and that a man, who said he was the nephew of Sid. Dickerman, had sold it to him. Lawton also knew Mr. Dickerman. They left the horse and wagon in Lawton's stable for about three quarters of an hour. When they returned to Lawton's stable, Lawton called the officer and had them arrested.

In cross-examination Lawrence testified that he

0860

had been fishing all Saturday night, at the foot of 36th street, Hudson River. He knew the proprietor of the saloon at the corner of 27th street and Seventh avenue. The proprietor's name was Boylan. He had known Boyland for about a year.

In re-direct examination Lawrence testified that it was about ten minutes to seven when he went to Pomeroy's house. Mrs. Pomeroy was present, and heard all the conversation between himself and Pomeroy. Pomeroy had nothing to do with the sale of the horse at the stable.

In re-cross-examination Lawrence testified that when he went fishing he was accompanied by Willie Lisk, Charles White, and Frederick Goldey. They caught some "tommys." He, Lawrence, left some of the fish at his home, and Lisk left some of them at his home. None of the men who accompanied him were in court.

WILLIAM POMEROY, ONE OF THE DEFENDANTS; testified that he lived at 152 West 27th street. He was a married man, and lived with his wife at that address. He was a cook in

0861

9

Steven's Imperoyal restaurant. He worked at Steven's on Saturday night until ten minutes after nine o'clock. He went to bed on Saturday night at about eleven o'clock. He arose at half-past six the next morning, Sunday. The defendant Lawrence rapped at his door, and he went to the door. Lawrence asked him if he would like to take a ride down to Coney Island, but he declined, saying that that was too far. Then Lawrence suggested that they take a short ride. He, Pomeroy, said that he would go for a short ride to see a friend of his, a man of the name of Kossuth. They left the house about five minutes after seven. While driving up-town Lawrence said, "I guess I will sell the horse; and if I get a good price for the horse, I will get a new light summer suit." He, Pomeroy, said, "That's something I can't get." Lawrence said that he would let him, Pomeroy, have the money, and he could pay him back when he liked. They went to Lawton's stable, in 73rd street. Lawton was not there when they went there, but arrived soon after. Lawton got into the buggy with Lawrence and rode away, and he, Pomeroy, went to the corner and had a glass of beer. He return-

0862

10

ed to the stable, and found Lawton and Lawrence there. Lawton asked Lawrence if he did not want to put the horse in the stable, and Lawrence accepted Lawton's offer and unharnessed the horse and put him in the stable. He, Pomeroy, did not touch the horse. He went out and bought some beer, and Lawton and the stable-men drank the beer. About three-quarters of an hour after they arrived at the stable, Lawton's brother went to the stable. Lawton's brother examined the horse. They were arrested about an hour and a half after their arrival at the stable. Lawton and Lawrence got into the buggy and rode to the station house. He, Pomeroy, walked to the station house, with Officer Driscoll.

In cross-examination Pomeroy testified that he had not seen Lawrence for two weeks previous to the time that Lawrence called at his house. Lawrence had not promised to give him a suit of clothes.

SETH C. STRONG testified that he was manager of the Imperoyal Restaurant, at 46 West 28th street. The defendant Pomeroy was his order cook. Pomeroy was a sober,

honest, and industrious man, while in his employ. He knew others who knew Pomeroy. Pomeroy had been employed in his place for several months. He employed about thirty people in the restaurant. Pomeroy's reputation among the employees was good. Pomeroy was working at the restaurant on Saturday night, the 25th of June, 1892. Pomeroy left the restaurant at ten minutes past nine on Saturday night.

In cross-examination the witness testified that Pomeroy had worked in his restaurant up to the Saturday prior to his arrest.

ELIA POMEROY testified that she was the wife of the defendant Pomeroy, and that he lived with her at 152 West 27th street. Pomeroy returned to his home on Saturday night, June 25th, about quarter past nine. After her husband returned home on Saturday night, they were looking at a fire, which was a few doors away from where they lived. They returned home about eleven o'clock. Pomeroy was in her sight from the time that he returned home at a quarter past nine until eleven o'clock on that night, with the exception of about

five minutes. Her, the witness's, landlady was also looking at the fire, and saw her and Pomeroy. She and her husband retired about midnight on Saturday night. On Sunday morning somebody rapped at the door about half-past six o'clock. She asked who was there and received a response that it was Mr. Lawrence, and that he wanted to see her husband. Her husband put on his clothes and went to the door. Lawrence entered the room and asked her husband to take a ride to Coney Island. Her husband asked Lawrence where he got the team, and Lawrence said that he had been up in the country and got it from his uncle. Lawrence was in the house about an hour. She saw the horse and wagon standing at the door. She had been married about three years, and her husband had not been in any trouble during that time. Her husband had always supported her, and he was a hard-working man.

In cross-examination the witness testified that she saw her husband go out and look at the horse. She had known Lawrence only during the Summer preceding the trial. Her husband had taken Lawrence to the house, and Lawrence and her husband had played

0865

on the piano. When Lawrence suggested going to Coney Island her husband said that he did not feel like going so far; he thought he would stay at home and be rested for the next day's work.

MARY HENSEL testified that she was the landlady of 152 West 27th street, and was very well acquainted with Mr. And Mrs. Pomeroy. She did not know anything against Pomeroy's character for honesty. Pomeroy had lived in her house for two years, and she had always found him honest. Pomeroy had been a steady man during the two years that she had had known him. She remembered the night of the 25th of June. There was a fire on that night in the neighborhood and she saw Mr. and Mrs. Pomeroy on her porch, watching the fire. She also remembered Sunday morning, the 26th of June. She did not see a horse and buggy drive up in front of the door on that morning. She was not up.

In cross-examination the witness testified that the house she lived in was a tenement house. Four families lived in the house. The Pomeroy's lived in the basement. She occupied the floor above the Pomeroy's.

0866

14

She couldn't remember the name of the man who occupied the floor above her; he was a Frenchman and had been there about three months. She collected Pomeroy's rent regularly, but very seldom gave him a receipt. She rented the rooms to Pomeroy herself, but did not examine his references. She arose on Sunday morning about half-past seven o'clock. She did not hear any noise in front of her house before she got up. Her house set back from the street. She slept in the back rooms. She heard people in Pomeroy's apartments talking, before half-past seven. They talked for about twenty minutes, and then the talking ceased. She could not recognize the voices of the people who were talking. She did not listen to hear what they said.

In re-direct examination the witness testified that her house was set back about one hundred feet from the street. The families in the house were single families, simply man and wife. The man who occupied the floor above hers was named Polack.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against
Eugene Lawrence
 and
William Pomeroy

The Grand Jury of the City and County of New York, by this indictment, accuse
Eugene Lawrence and William Pomeroy
 of the CRIME OF GRAND LARCENY IN THE *second* DEGREE, committed
 as follows:

The said *Eugene Lawrence and William Pomeroy*, both
Pomeroy, both
 late of the City of New York, in the County of New York aforesaid, on the *25th*
 day of *June* in the year of our Lord one thousand eight hundred and
 ninety-*two*, at the City and County aforesaid, with force and arms,

*one horse of the value of one hundred
 dollars, one cart of the value of
 forty dollars, one set of harness of the
 value of twenty-five dollars, one blanket
 of the value of five dollars, and one
 whip of the value of five dollars*

of the goods, chattels and personal property of one *Gilbert A. Buck*

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

SECOND COUNT—

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

Eugene Lawrence and William Somers

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

The said *Eugene Lawrence and William Somers*, 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 horse of the value of one hundred dollars, one cart of the value of forty dollars, one set of harness of the value of twenty^{five} dollars, one blanket of the value of five dollars and one whip of the value of five dollars

of the goods, chattels and personal property of one

Gilbert A. Buck

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

Gilbert A. Buck

unlawfully and unjustly did feloniously receive and have; the said

Eugene Lawrence and William Somers

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

DE LANCEY NICOLL,

District Attorney.

0869

BOX:

488

FOLDER:

4458

DESCRIPTION:

Laydin, John

DATE:

07/22/92



4458

0870

Witnesses:
Off Ryan
P.

Counsel,
Filed *22* day of *July* 189*2*
Pleas, *Mr Eilly (2-5)*

THE PEOPLE
vs.
BP
John Baydwin
Assault in the Third Degree.
(Section 219, Penal Code.)

DE LANCY NICOLL,
District Attorney.

A TRUE BILL
James H. [unclear]
Foreman.
1892
W. [unclear]

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 Baydus

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

John Baydus

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

The said

John Baydus

late of the City of New York, in the County of New York aforesaid, on the *eighteenth*
day of *July* in the year of our Lord one thousand eight hundred and
ninety-*two*, at the City and County aforesaid, in and upon the body of one

Christopher Dixon in the peace of the said People; then and there being, with force
and arms, unlawfully did make an assault, and *him* the said *Christopher Dixon*
did then and there unlawfully beat, wound and illtreat, against the form of the statute in such case
made and provided, and against the peace of the People of the State of New York and their dignity.

DE LANCEY NICOLL,

District Attorney.

0872

BOX:

488

FOLDER:

4458

DESCRIPTION:

Lehman, John

DATE:

07/08/92



4458

101

Witnesses:

Samie Cocconeri
197 8th ave
Arthur Kellogg
247 E 124th St
Brooklyn N.Y.
27th St
Suffern
Scout

Counsel,
 Filed ~~8~~ day of July 1892
 Pleads, Not Guilty (M)

18
 122 E 120
 1st
 James
 & K. Youngler
 John Schman

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

THE PEOPLE

DR LANCEY NICOLL,
 District Attorney.

July 15
1892

A TRUE BILL.

Edward R.

Foreman.

July 21 1892

Part 2 - July 21/92
Pleads accused 2nd degree

Ed. Kellogg
July 21/92

25

0874

Police Court 5th District.

City and County } ss.:
of New York,

of No. 1987 Mad Avenue Street, aged 19 years,
occupation Drug Clerk being duly sworn

deposes and says, that on the 4th day of July 1882 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by John Lehman now here, who cut and stabbed the deponent, in the right side, with a pocket knife

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 5th day of July 1882 Daniel L. Corcoran

Charles L. Linton Police Justice.

0875

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss:

John Lehman

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 sees 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 Lehman

Question. How old are you?

Answer.

18 years

Question. Where were you born?

Answer

New York

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

Answer.

122 East 120 St. 2 months

Question. What is your business or profession?

Answer.

Painter

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
John Lehman*

Taken before me this

John Lehman
John Lehman

Police Justice.

0876

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, *July 2* 189 *Charles Hamilton* Police Justice.

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

Dated,.....189.....Police Justice.

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

Dated,.....189.....Police Justice.

0877

Police Court, *J* District, *8029*

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Daniel Corcoran
John A. Chapman
19 2nd St + 3 and
offense: Assault

BAILED.

No. 1, by.....

Residence..... Street.

No. 2, by.....

Residence..... Street.

No. 3, by.....

Residence..... Street.

No. 4, by.....

Residence..... Street.

Dated, *July 5* 189 *2*

Tambor Magistrate.

Mott Officer.

Witnesses *Arthur Gillespie* Precinct.

No. *247 East 124th* Street.

No. Street.

No. *500* *G.S.* Street.

\$ *500* to answer *Leinn*

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 Lehman

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

John Lehman
of the CRIME OF ASSAULT IN THE FIRST DEGREE, committed as follows :

The said *John Lehman*
late of the City of New York, in the County of New York aforesaid, on the *4th*
day of *July* in the year of our Lord one thousand eight hundred and
ninety-*two*, with force and arms, at the City and County aforesaid, in and upon
the body of one *Daniel T. Corcoran* in the peace of the said People
then and there being, feloniously did make an assault and *hit* the said
Daniel T. Corcoran with a certain *knife*

which the said *John Lehman*
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,

with intent *to hit* the said *Daniel T. Corcoran*
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
John Lehman
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows :

The said *John Lehman*
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
Daniel T. Corcoran in the peace of the said
People then and there being, feloniously did wilfully and wrongfully make another assault,
and *hit* the said *Daniel T. Corcoran*
with a certain *knife*

which the said *John Lehman*
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.

De Lancey Nicoll,
District Attorney.

0879

BOX:

488

FOLDER:

4458

DESCRIPTION:

Lillis, William

DATE:

07/20/92



4458

0000

251

Witnesses:

Counsel, *X*
Filed, *20* day of *July*, 189*2*
Pleads,

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

THE PEOPLE

vs.

*Sydney
McHenry*

William Ellis

DE LANCEY NICOLL,

District Attorney.

*Charles
Emmett*

A TRUE BILL.

Foreman.

July 21/92
Pleads Guilty Property
and 25 Misdeameor

A.F.

0001

CITY AND COUNTY OF NEW YORK, ss.

POLICE COURT, 3 DISTRICT.

Charles O. Leighton

of No. 25 Bowery Street, aged 40 years,

occupation Manager being duly sworn deposes and says,

that on the 11th day of July 1892

at the City of New York, in the County of New York, William Lillis

(now here) did wilfully and maliciously break and destroy a plate glass window in premises 25 Bowery which was in deponent charge. Deponent ejected the defendant from said premises because he, defendant was disorderly and thereupon the defendant wilfully, deliberately and maliciously threw a large stone at said pane of glass destroying it causing damage in the sum of One

Sworn to before me, this

of 1892

day

[Signature]
Police Justice

0882

Sworn to before me
this 12th July, 1892
Charles O Lighton
Police Justice

hundred dollars

Police Court, District.

AFFADAVIT.
THE PEOPLE, &c.,
ON THE COMPLAINT OF
vs.

Dated 188

Magistrate.

Officer.

Witness,

Disposition,

0003

Sec. 199-200.

CITY AND COUNTY OF NEW YORK, ss.

9 District Police Court.

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

Question. What is your name?

Answer. *William Lillis*

Question. How old are you?

Answer. *34 years.*

Question. Where were you born?

Answer. *Ireland*

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

Answer. *24 Henry St. 4 years.*

Question. What is your business or profession?

Answer. *Longshoreman*

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

Answer. *Am not guilty*

Wm Lillis

Taken before me this
day of
ss.
Police Justice.

0884

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 ~~gives~~ such bail.

Dated July 14 1892 [Signature] Police Justice.

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

Dated _____ 18 _____ Police Justice.

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

Dated _____ 18 _____ Police Justice.

0885

Police Court--- 3 District 849

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Chas. O. Leachman
vs. J. S. Carberry

1 William Lillie

2

3

4

Justice
Wm. J. Chapin

BAILABLE,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street

Dated July 12 1892

Duffy Magistrate.

McCarthy Officer.

11 Precinct.

Witnesses

No. Street.

No. Street.

No. 500 P.P. Street.

\$ to answer

Com
for to pay



0886

Court of General Sessions of the Peace

517

IN AND FOR THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
AGAINST
William Lillis

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

William Lillis

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

The said *William Lillis*

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

one pane of plate glass

of the value of *one hundred dollars*
of the goods, chattels and personal property of one *Melancthon Burr, the younger*
then and there being, then and there feloniously did unlawfully and wilfully *break*

and destroy:

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

SECOND COUNT.

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

William Lillis
 of the CRIME OF UNLAWFULLY AND WILFULLY *destroying* REAL PROPERTY OF ANOTHER,
 committed as follows:

The said *William Lillis*

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 pane of plate glass —

of the value of *one hundred dollars* —
 in, and forming part and parcel of the realty of a certain building of one *Melancthon*
Burr, the younger there situate, of the real property of the said

then and there feloniously did unlawfully and wilfully *break and*
destroy:

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

DE LANCEY NICOLL,
District Attorney.

0000

BOX:

488

FOLDER:

4458

DESCRIPTION:

Litterer, Charles

DATE:

07/08/92



4458

0889

BOX:

488

FOLDER:

4458

DESCRIPTION:

Gibson, James

DATE:

07/08/92



4458

0890

63.

Witnesses:

Joseph Clymer

235-4th-34th

Offr O'Keefe,

21st Precinct

Counsel,

Filed 8 day of July 1892

Pleas Not guilty

THE PEOPLE

vs.

Charles Litterer

(2 cases)

James Gibson

Grand Larceny, second Degree
(Sections 83, 54, 55, Penal Code.)

DE LANCEY NICOLL,

District Attorney.

After a careful examination of all the witnesses in this case against Litterer and Gibson, I am convinced that there is no evidence upon which to ask or secure a conviction.

The other defendant Clymer has already been convicted largely upon the testimony of Litterer.

I respectfully recommend that this indictment against Litterer and Gibson be dismissed.

Thomas J Bradley

Dep. Asst. Dist. Atty.

I concur in the above

Sept 13th 92 G.S.A.
A.D.A.

TRUE BILL.

Samuel E. Brown
Part 3. Sept 13/92

Indictment dismissed

July 18, 92

Sept 13/92
G.S.A.

0891

1703

PAR. II.

THE COURT ROOM IS IN THE THIRD STORY AND FRONTING THE PARK.
If this Subpoena is disobeyed, an attachment will immediately issue.
Bring this Subpoena with you, and give it to the officer at the Court Room door, that your attendance may be known.
[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

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

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

To Charles Jewell
of No. 322 East 24 Street

YOU ARE COMMANDED to appear before the Court of General Sessions of the Peace in and for the City and County of New York, at the Sessions Building, adjoining the New Court House in the City Hall Park, in the City of New York, on the day of **SEPTEMBER** 15 1892 at the hour of 11 in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York, against

Charles Ritterer

Dated at the City of New York, the first Monday of **SEPTEMBER** in the year of our Lord 189 2

DE LANCEY NICOLL, *District Attorney.*

0892

CITY AND COUNTY }
OF NEW YORK, } ss.

1877.

Charles Vividell
aged 8 years, occupation School of No. 312 East 34th Street, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of Mina Logistata and that the facts stated therein on information of deponent are true of deponent's own knowledge.

Sworn to before me, this 28 day of June 1892 } Charles Cunnell

[Signature]
Police Justice.

0893

Police Court District.

City and County of New York, ss.:

Anna Logattuta

of No. *614 2 - Arman* Street, aged *19* years,

occupation *Barber* being duly sworn

deposes and says, that the premises No. *614 2 - Arman* Street, *21* Ward

in the City and County aforesaid the said being a *3 Story Brick*

Store and which was occupied by deponent as a *Barber Shop*

and in which there was at the time a human being, by name

were BURGLARIOUSLY entered by means of forcibly *breaking a pane of glass in a rear window of said store and opening the catches of said window*

on the *27* day of *May* 18*92* in the *day* time, and the following property feloniously taken, stolen, and carried away, viz:

One coat, One shirt and a vest together of the value of about twenty dollars

the property of *deponent and his mother* 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

Charles Litterer
(murderer)

for the reasons following, to wit: *That on said date at about 11 a.m. deponent left said premises securely locked and fastened at about the hour of 2 P.M. deponent returned to said premises and discovered that said premises had been entered in the manner described above and said property missing therefrom. Deponent is informed by Charles Small*

0894

On N 322 East 34th Street
that on said date he saw
the said Pitters ^{the defendant} ~~run~~ said
premises with a bundle in his
possession. Defendant ~~thereby~~ ^{thereby} ~~was~~
said defendant with having feloniously
and unlawfully entered said premises
and taking stealing and carrying away said property.

Sworn to before me this }
28th day of June 1847 } *Alvin Sagittute*
[Signature]
Police Justice

It appearing to me by the within depositions and statements that the crime therein mentioned has been
committed, and that there is sufficient cause to believe the within named
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of
Hundred Dollars and be committed to the Warden and Keeper of the City Prison
of the City of New York, until he give such bail.
Dated 1847
I have admitted the above named
to bail to answer by the undertaking hereto annexed.
Dated 1847
There being no sufficient cause to believe the within named
guilty of the offence within mentioned, I order he to be discharged.
Dated 1847
Police Justice

Police Court, District, Office—BURGLARY.

THE PEOPLE, &c.,
on the complaint of

1. _____
2. _____
3. _____
4. _____

Dated 1847
Magistrate.
Officer.
Clerk.

Witnesses, _____
No. _____ Street,
No. _____ Street,
No. _____ Street,
\$ _____ to answer General Sessions.

0895

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

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

Question. What is your name?

Answer. *Charles Litterer*

Question. How old are you?

Answer. *19 Years*

Question. Where were you born?

Answer. *Wis.*

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

Answer. *59 & 2 Years & 4 Months*

Question. What is your business or profession?

Answer. *Plater*

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*

Charles Litterer

Taken before me this *19th* day of *June* 188*9*

Police Justice

[Signature]

0896

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

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of 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 Mar 28 1892 [Signature] Police Justice.

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

Dated _____ 18 _____ Police Justice.

There being no sufficient cause to believe the within named _____

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

Dated _____ 18 _____ Police Justice.

0897

786

Police Court--- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Mama Lo Gattuso
vs.
Charles Litterer

- 1.
- 2.
- 3.
- 4.

Offense
Drunk

Dated *June 28 92*
Hogan Magistrate.

Symon Officer.
21 Precinct.

Witnesses *Charles Finell*

No. *322 S 30* Street.

No. Street.

No. Street.

\$ *1000* to answer.



[Handwritten signature]
Com

BAILED,

No. 1, by
Residence Street.

No. 2, by
Residence Street.

No. 3, by
Residence Street.

No. 4, by
Residence Street.

0898

Court of General Sessions.

THE PEOPLE

vs.
Charles Lottor

City and County of New York, ss:

James Smith being duly sworn, deposes and says: I reside at No. 328 E. 38th Street Street, in the City of New York. I am a Subpoena server in the office of the District Attorney of the

City and County of New York. On the 14th day of September 1892

I called at 320 E. 34th Street in the City

of New York the alleged residence of Charles Vennell

the complainant herein, to serve him with the annexed subpoena, and was informed by the

Owner of the House - that the said Vennell had been here ^{for} ~~some~~ ^{some} ~~time~~ and that they had resided there. but had since removed and gone as he had been informed to the City of Philadelphia, and had made that their permanent place of residence, and he had no knowledge of his ever returning here at any future time.

Sworn to before me, this 14th day of September 1892

James Smith
Subpoena Server.

Geo. A. McGuire
Clerk of Deeds
N. Y. C.

0899

Court of General Sessions.

THE PEOPLE, on the Complaint of

Mina Kogattula

vs.

Charles Ledwin

Dr. Lancy Merrill

JOHN R. FELLOWS,

District Attorney.

Affidavit of

James Smith

Subpoena Server.

Failure to find Witness.

0900

Sec. 198-200.

District Police Court

CITY AND COUNTY }
OF NEW YORK, } ss.

James Gibson 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. *James Gibson*

Question. How old are you?

Answer. *17 Years*

Question. Where were you born?

Answer. *New York*

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

Answer. *626 2 Avenue 5 Years*

Question. What is your business or profession?

Answer. *Paper Cutting*

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

Answer. *I am not guilty*

James Gibson

Taken before me this
day of *June* 189*7*

Police Justice

[Signature]

0901

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

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

Question. What is your name?

Answer. *Charles Litterer*

Question. How old are you?

Answer. *19 Years*

Question. Where were you born?

Answer. *New York*

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

Answer. *594 2 Avenue. 4 Years*

Question. What is your business or profession?

Answer. *Plater*

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*

Charles Litterer

Taken before me this

day of *January* 188*7*

Police Justice

[Signature]

0902

Police Court 4 District.

Affidavit—Larceny.

City and County }
of New York, } ss:

Joseph Glynn

of No. 231 E. 34th Street, aged 38 years,

occupation Driver Stable being duly sworn,

deposes and says, that on the 26 day of June 1892 at the City of

New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the night time, the following property, viz:

One Russian Bloodhound
of the value of One hundred
Dollars

\$100.00

A Company known as "Quadrino" Cab and Company
do the property of me the care and custody
of deponent

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

Charles Litterer and
James Giben (both unknown) from the

fact that on said date at about the hour of 10 P.M.

deponent was about leaving the premises 340 East 34th Street

with said animal. deponent was struck on the head with some hard substance and

assaulted by some persons to deponent unknown on deponent's return.

deponent made the said animal. deponent is informed by Officer

Conrad O'Keefe of the 51st Precinct Officer that he saw the said

Sworn to before me, this 26 day of June 1892
of Police Justice

0903

Defendants at 34th Street and
17 Avenue with a Russian Blood.
found in their possession. Deprunt
has since seen the pair Amado
found in their possession and fully
and positively identifies it as the
property taken there and carried
away from deprunt's possession

Seen & upon meeting } Joseph Clymer
28 days June 1892

C. J. Deane
Palace Justice

0905

Sept. 8, 1892

After a careful examination of all the witnesses in the case of Litterer and Gibson, I am convinced that there is no evidence upon which to ask or secure a conviction.

The other defendant Clymer has already been convicted, largely upon the testimony of Litterer.

I therefore respectfully recommend that the indictment against Litterer and Gibson

No. 2, by James G. Shuman
Residence 314 E. 35 Street.

No. 3, by Thomas J. Bradley
Residence Dep. Asst. Dist. Atty.

No. 4, by
Residence Street.

No. 5, by
Residence Street.

No. 6, by
Residence Street.

No. 7, by
Residence Street.

No. 8, by
Residence Street.

Police Court--- District. 988

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Joseph Clymer
Charles Litterer
James Gibson

Dated June 28 1892

Magistrate.
Officer.
Precinct. 21

Witnesses
No. Street.

No. Street.

No. Street.

\$ 1000 Each answer

Com
Bridges



0906

PART II.

THE COURT ROOM IS IN THE THIRD STORY AND FRONTING THE PARK.
If this Subpoena is disobeyed, an attachment will immediately issue.
Bring this Subpoena with you, and give it to the officer at the Court Room door, that your attendance may be known.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

1703

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

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

To Charles Vennell

of No. 322 E 34 Street

YOU ARE COMMANDED to appear before the Court of General Sessions of the Peace in and for the City and County of New York, at the Sessions Building, adjoining the New Court House in the City Hall Park, in the City of New York, on the 15 day of SEPTEMBER 1892 at the hour of 11 in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York, against

Charles Ritterer

Dated at the City of New York, the first Monday of SEPTEMBER in the year of our Lord 1892

DE LANCEY NICOLL, *District Attorney.*

0907

1877.

CITY AND COUNTY }
OF NEW YORK, } ss.

Cornelius Okruff

aged 21 years, occupation Police Officer of No.

21 Broadway Street, being duly sworn, deposes and

says, that he has heard read the foregoing affidavit of Joseph Lyman

and that the facts stated therein on information of deponent are true of deponent's own

knowledge.

Sworn to before me, this 28
day of June 1892

Cornelius Okruff

J. Lyman
Police Justice.

0908

Court of General Sessions.

THE PEOPLE

vs.

Charles Letterer

City and County of New York, ss.:

William F. Lyman being duly sworn, deposes and says: I am a Police Officer attached to the 21st Precinct, in the City of New York. On the ~~the~~ about ~~day of~~ a month ago, I called at 322 East 34th Street the alleged residence of Charles Vennell the complainant herein, to serve ~~h~~ with the annexed subpoena, and was informed by

Nuna Logattuta the Complainant in this action that Charles ~~Letterer~~ Vennell and his parents had moved out of the City, I have made diligent inquiries and searched for him several times since but can find no trace of him

Sworn to before me, this 15th day of September, 1892

John G. McGuire
Clerk of Courts
N.Y.C.

William F. Lyman

0909

Court of General Sessions,

THE PEOPLE, on the Complaint of

vs.

Charles Little

*Offense: [unclear]
[unclear]*

JOHN R. FELLOWS,
District Attorney.

Affidavit of Police Officer

Wm. H. Lyman

20th Precinct.

Failure to Find Witness.

09 10

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Charles Sitterer

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

Charles Sitterer

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

The said *Charles Sitterer*

late of the *21st* Ward of the City of New York, in the County of New York aforesaid, on the *twentieth* day of *May* in the year of our Lord one thousand eight hundred and ninety-*two*, in the *day* time of the same day, at the Ward, City and County aforesaid, a certain building there situate, to wit, the *shop* of one *Mina Saqattuta*.

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

SECOND COUNT—

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

Charles Litterer

of the CRIME OF *Robt* LARCENY. —

committed as follows:

The said *Charles Litterer*

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

one coat of the value of five dollars, one shawl of the value of five dollars, and one quilt of the value of ten dollars.

of the goods, chattels and personal property of one

Muna La gattuta

in the

shop

of the said *Muna La gattuta*,

there situate, then and there being found, in the *shop* —
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.

*Lawrence McCall,
District Attorney*

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against
Charles Sitterer and
James Gibson

The Grand Jury of the City and County of New York, by this indictment, accuse
Charles Sitterer and James Gibson
of the CRIME OF GRAND LARCENY IN THE second DEGREE, committed
as follows:

The said Charles Sitterer and James
Gibson, both —
late of the City of New York, in the County of New York aforesaid, on the ~~twentieth~~^{twelfth}
day of June, — in the year of our Lord one thousand eight hundred and
ninety- two, at the City and County aforesaid, with force and arms,

one dog of the value of one
hundred dollars,

of the goods, chattels and personal property of one Joseph Chymer,

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

SECOND COUNT—

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

Charles Zitterer and James E. Johnson

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

The said *Charles Zitterer and James E. Johnson, 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 bag of the value of one hundred dollars.

of the goods, chattels and personal property of one *Joseph C. Cuyler.*

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 C. Cuyler.*

unlawfully and unjustly did feloniously receive and have; the said *Charles Zitterer and James E. Johnson*

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

DE LANCEY NICOLL,

District Attorney.

09 15

BOX:

488

FOLDER:

4458

DESCRIPTION:

Lloyd, Joseph

DATE:

07/20/92



4458

0916

Witnesses:

Counsel,

Filed, 20 day of July 1892

Pleads, Not Guilty

Part 1 May 8th 1893

On the within certificate of the death of A. A. S. & measures taken for the same as discussed

H. D. Macdonald
Att

THE PEOPLE

vs.

B

Joseph Lloyd

May 8th 1893

(Indictment)
Dismissed

VIOLATION OF THE EXCISE LAW,
Selling, etc., on Sunday
[Chap. 401, Laws of 1892, § 33].

DE LANCEY NICOLL

District Attorney.

A TRUE BILL.

[Signature]

Foreman.

0917

Sec. 198-200.

CITY AND COUNTY }
OF NEW YORK, } ss:

5 District Police Court.

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

Question. What is your name?

Answer. *Joseph Lloyd*

Question. How old are you?

Answer. *27 years*

Question. Where were you born?

Answer. *Ireland*

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

Answer. *75 East 114 St one year*

Question. What is your business or profession?

Answer. *Bartender*

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
If held demand trial by Jury
Jos. Lloyd*

Taken before me this

day of *July*

19

189

John W. McArthur

Police Justice.

09 18

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 July 17 189 2 *John B. Voorhis* Police Justice.

I have admitted the above-named

Defendant

to bail to answer by the undertaking hereto annexed.

Dated July 17 189 2 *John B. Voorhis* Police Justice.

There being no sufficient cause to believe the within named

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

Dated, _____ 189 _____ Police Justice.

0919

874

Police Court, 5 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Ed Certell

Jos Lloyd

2 _____
3 _____
4 _____

Charge, M. J. C. C. C.

Dated *July 17* 1892

Worshis Magistrate.

Certell Officer.

27 Precinct.

Witnesses _____

No. _____ Street.

No. _____ Street.



No. 100 Street.

\$ 100 to answer *G. S.*

Baker.

BAILED

No. 1, by

Daniel Shefflin
18 East 109th Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

0920

Excise Violation—Selling on Sunday.

POLICE COURT, 5 DISTRICT.

CITY AND COUNTY OF } ss.
NEW YORK,

Edward Perrell

of the 27 Precinct Police
of the City of New York, being duly sworn, deposes and says, that on SUNDAY, the 17 day
of July 1892, in the City of New York, in the County of New York,
at premises No. 2061 Second Ave Street,
Joseph Lloyd

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

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

Sworn to before me, this 17 day
of July 1892

Edward Perrell

John W. Edwards Police Justice.

0921

19 Form H.

NEW YORK, May 8, 1893

A Transcript from the Records of the Deaths Reported to the Health Department of the City of New York.

COUNTY OF NEW YORK. STATE OF NEW YORK. CITY OF NEW YORK.
CERTIFICATE AND RECORD OF DEATH No. of Certificate, 40573

Joseph Lloyd

I hereby certify that I attended deceased from Nov. 15, 1892, to Nov 22, 1892, that I last saw him alive on the 22^d day of Nov, 1892, that he died on the 22^d day of Nov, 1892, about 9^o o'clock A. M. or P. M., and that to best of my knowledge and belief, the cause of his death was as hereunder written:

Chief Cause, Faecal fistula following Strangulated
 Contributing Cause, Hernia, Operation, Exhaustion

Sanitary Observations, _____

Witness my hand this 22 day of Nov, 1892
 Place of Burial, Calvary (SIGNATURE), Arch. Dixon, Jr., M. D.
 Date of Burial, Nov 25 1892
 Undertaker, D. Shefflin, RESIDENCE, Harlem Hospital
 Residence, 2056 2^d Ave

Burial permits issued at 301 Mott Street, Room 28, Week days, 7 A. M.-6 P. M. Sundays and Holidays, 8 A. M.-5 P. M.

Date of Record	Indirect cause of Death	Direct cause of Death	Class of Dwelling (A residence being a home occupied by the family)	Last place of Residence	Place of Death	Mother's Birthplace	Mother's Name	Father's Birthplace	Father's Name	How long in U.S. if foreign born	Birthplace	Occupation	Single, Married or Widowed	Color	Age, in years, sex, and days	Full Name	Date of Death
<u>Nov 25 1892</u>		<u>As stated above.</u>	<u>4</u>	<u>45 E. 114 St</u>	<u>Harlem Hospital</u>	<u>Ire</u>	<u>"</u>	<u>Ire</u>	<u>Patrick Lloyd</u>	<u>11 years</u>	<u>Ireland</u>	<u>Porter</u>	<u>Single</u>	<u>White</u>	<u>27</u>	<u>Joseph Lloyd</u>	<u>Nov 22 1892</u>

A True Copy.

J. E. Newman
 Chief Clerk

NOTICE.—In issuing this transcript of record, the Health Department of the City of New York does not certify to the truth of the record transcribed, the seal of the Board of Health attests only the correctness of the transcript, and no inquiry as to the facts reported has been provided for by law.

0922

Court of General Sessions of the Peace

1897

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Joseph Lloyd

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

Joseph Lloyd
of the CRIME OF SELLING STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER ON SUNDAY, committed as follows:

The said

Joseph Lloyd

late of the City of New York, in the County of New York aforesaid, on the *seventeenth* day of *July* in the year of our Lord one thousand eight hundred and ninety-*two*, at the City and County aforesaid, the same being Sunday, certain strong and spirituous liquors, wines, ale and beer, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did sell, ~~to one~~

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

SECOND COUNT—

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

Joseph Lloyd

of the CRIME OF OFFERING AND EXPOSING FOR SALE ON SUNDAY STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said

Joseph Lloyd

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, the same being Sunday, certain strong and spirituous liquors, wines, ale and beer, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did offer and expose for sale to one

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

Edward Partell

DE LANCEY NICOLL

District Attorney.

0923

BOX:

488

FOLDER:

4458

DESCRIPTION:

Lovey, John

DATE:

08/08/92



4458

0924

87

Counsel,

Filed 8 day of July 1897

Plends,

THE PEOPLE

Grand Larceny, Second Degree. [Sections 629, 631, Penal Code.]

11/16/97

John Lovey

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

[Signature]

Foreman.

July 11/97
Pleas entered 15

[Signature]
July 15/97

Witnesses:

[Signature]
34 Chatham St.

[Signature]
[Signature]

[Signature]
[Signature]

[Signature]
[Signature]
[Signature]

0925

CITY AND COUNTY } ss.
OF NEW YORK,

POLICE COURT, 2 DISTRICT.

Theodore Beasley
of No. 70 Precinct Street, aged _____ years,
occupation Police Officer being duly sworn deposes and says,
that on the 29 day of June 1892
at the City of New York in the County of New York, he arrested

John Lovey (now here) on the
complaint of Samuel W. F. Draper
for Larceny - deponent prays that
the defendant be held to enable him
(deponent) to secure the necessary
evidence

Theodore Beasley

Sworn to before me, this

of June

1892

day

Theodore Beasley
Police Justice

0926

Police Court, ⁽¹³⁵¹⁾₂ District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.
John Lovey
17 yrs ~~206~~ 216-N-32 - *21* - *u.s.*

AFFIDAVIT.

Sanctum

Dated *June 29* 18*92*

Grady Magistrate.

Beasley Officer.

Witness, _____

Disposition,
\$1000 Ex. June 30/92 - 10th. m.

0927

(1895)

Police Court— 2 District, Affidavit—Larceny.

City and County } ss.
of New York, }

Samuel N. F. Draper

of No. 1323-Broadway Street, aged 39 years,

occupation General Manager being duly sworn,

deposes and says, that on the 21 day of June 1892 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 package, marked W. Baruch
of the amount and value of
ninety dollars (\$ 90 ^{no} / ^{two})

Subscribed and sworn to before me, this 21st day of June 1892.

the property of The New York Transfer Company
as common carriers - and in deponent's
care and 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 John Lorey (now here) from the
following facts to wit: That the aforesaid
package was in the office of the New
York Transfer Company at the corner of
38th Street and 7th Avenue, and that about
the 26 day of June said package was
missed from said Office - and that deponent
is informed by Joseph Lightfoot of No 34
Chailton Street, that the defendant admitted
and confessed to him, that he had taken
the aforesaid package, and that the said
package contained a watch - and that he
taken the said watch to a pawn office -
and that deponent is further informed by
Officer Beesley that he received information

Harry Keyeman of No 246 West 32 Street
 that a watch had been offered for Pawn
 in a Pawn office and that said Pawn
 had been refused on account of the age
 of the boy who had offered the same for
 Pawn. and that defendant is further informed
 by said officer that he found a gold watch
 in the Pawn Office on the 326-9-avenue
 which had been left in said Pawn Office
 by a boy. and that said watch left by
 said boy. contained the inscription Herman
 Baruch. and which is the name which
 was on said package at the time said
 package was stolen - from said office -
 and which package the defendant
 admitted and confessed to have stolen
 defendant therefore asks that the defendant
 may be held to answer

Taken to before me }
 this 5 day of June 1932 } James W. Dyer
 Notary Public
 Police Justice

0929

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 24 years, occupation Joseph Lightford
Driver of No.

34. Charlton Street, being duly sworn, deposes and

says, that he has heard read the foregoing affidavit of Samuel A. F. Drake

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

Sworn to before me, this 30
day of June 1890, } Joseph Lightford

W. H. Brady
Police Justice.

0930

CITY AND COUNTY }
OF NEW YORK, } ss.

Theodore Beesley
Police Officer

aged _____ years, occupation _____ of No. _____

20 Precinct Police Street, being duly sworn, deposes and
says, that he has heard read the foregoing affidavit of *Samuel W. F. Draper*

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

Sworn to before me, this *30*
day of *June* 1890 *Theodore Beesley*

W. H. Brady
Police Justice.

0931

(1885)
Sec. 198-200

2 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?
Answer. *John Lorey*

Question. How old are you?
Answer. *17 years -*

Question. Where were you born?
Answer. *New York*

Question. Where do you live and how long have you resided there?
Answer. *216 West 32 Street - 2 years -*

Question. What is your business or profession?
Answer. *New York Transfer Co*

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 Lorey.

Taken before me this
day of *Sept* 1889
[Signature]
Police Justice.

0932

It appearing to me by the within depositions and statements that the crime herein 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, June 1892 A. J. White Police Justice.

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

Dated, _____ 189 _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

0933

The Magistrate presiding
in my absence, will please
hear and determine the
within case

John H. Grady
Police Justice

827 135
2
Police Court, _____ District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Samuel H. F. Draper
John Corey
323 B'way
Offense *Draper*

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

2
3
4
Dated *June 30* 189*2*

Grady Magistrate.
Armed & Dangerous Officer.
20 Precinct.

Witnesses *Joseph Lightfoot*
No. *34* *Charlton* Street.
Officer Beesly
No. *2* *Precinct* *Palmer* Street.

Parrotter
No. *326-9-9* *Green* Street.
500 *Y*
\$ _____ answer

\$500 ex - July 6/92 - 10th. 2.

0934

Court of General
OF THE CITY AND

THE PEOPLE OF THE STATE OF NEW YORK

against

John Lovey

The Grand Jury of the City of

of the CRIME OF GRAND LARCENY IN
as follows:

The said

John Lovey
late of the City of New York, in the
day of June
ninety-two, at the City of

one watch

ninety dollars

July 1927

To the Honorable Judges
of General Sessions.

Dear Sir

Excuse the

liberty I take in writing you
these few lines and beg to be
allowed to say a few words in
behalf of John Lovey, who is just
past his 17th year, and held on
a charge of stealing a watch. My
Mother being unable to attend
Court on account of illness which
this shock has brought on, and

of the goods, chattels and personal property of ~~one~~ a certain corporation known
as the New York Transfer Company
then and there being found, then and there feloniously did steal, take and carry away, against
the form of the statute in such case made and provided, and against the peace of the People
of the State of New York and their dignity.

De Lancey Nicoll
District Attorney

0935

CORRECTION

0936

July 192

To His Honorable Judge
of General Sessions.

Dear Sir

Excuse the
liberty I take in writing you
these few lines and beg to be
allowed to say a few words, in
behalf of John Lorry, who is just
past his 17th year, and held on
a charge of stealing a watch. My
Mother being unable to attend
Court, on account of illness which
this shock has brought on, and

0937

his salary only being three dollars
a week, and always brought
his earnings home without
spending a penny of same.

Hoping your Honor
you will give this your kind
consideration for her sake.

As I fear this trouble
will be a serious blow
when she hears that her
Grandson must go to prison

I Remain Respectfully

Geo. O. Killian

213 Dean St.

Brooklyn
N.Y.

is now under a Doctors care,
and also being 71 years^{old} and
never was in a Court Room
in her life. she request me
write to you, that his mother
died nine years ago, leaving
four children, to look after,
but their Grandmother, who
took care of them, and still is,
and sent them all, to St
Francis School, of West 31 St.
and also that he always was a
bright and an honest boy, also
that this is his first crime,
and begs your Honor will deal
leniently with him, he also being
a help to meet household expenses

0938

Lober
✓
Lorrey

0939

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 Lovey

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

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

The said

John Lovey

late of the City of New York, in the County of New York aforesaid, on the *21st*
day of *June* in the year of our Lord one thousand eight hundred and
ninety-*two*, at the City and County aforesaid, with force and arms,

*one watch of the value of
ninety dollars*

of the goods, chattels and personal property of ~~one~~ *a certain corporation known*
as the New York Transfer Company
then and there being found, then and there feloniously did steal, take and carry away, against
the form of the statute in such case made and provided, and against the peace of the People
of the State of New York and their dignity.

*De Lancey Nicoll,
District Attorney*

0940

BOX:

488

FOLDER:

4458

DESCRIPTION:

Lubo, Jacob

DATE:

07/11/92



4458

0941

116

Witnesses:

John J. Reuter
11th Precinct

Counsel,

Filed, 11 day of *July* 189 *2*.
Pleas, *Not Guilty (13)*

THE PEOPLE

vs.

B. J. ...
Jacob Debs

VIOLATION OF EXCISE LAW.

(Keeping Open on Sunday.)
(Ill. Rev. Stat. (7th Edition), Page 1980, Sec. 5.)

Transferred to the Court of Sessions for trial and judgment per D. Phillips 1893

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

J. M. ...

Foreman.

0942

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Jacob Rubo

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

Jacob Rubo

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

The said *Jacob Rubo* late of the City of New York, in the County of New York aforesaid, on the *31st* day of *January* in the year of our Lord one thousand eight hundred and ninety-*two*, the same being the first day of the week, commonly called and known as Sunday, being then and there in charge of and having the control of a certain place there situate, which was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place so licensed as aforesaid unlawfully did not close and keep closed, and on the said day the said place so licensed as aforesaid unlawfully did open and cause and procure and suffer and permit to be open, and to remain open, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

DE LANCEY NICOLL,
District Attorney.

0943

BOX:

488

FOLDER:

4458

DESCRIPTION:

Lupton, Louis

DATE:

07/11/92



4458

0944

137

Witnesses:

Counsel,

Filed 11 day of July 1892

Pleads,

THE PEOPLE

vs.

VIOLATION OF EXCISE LAW.
(Selling on Sunday, Etc.)
(III. Rev. Stat. (7th Edition), page 1088, Sec. 21, and
page 1060, Sec. 5.)

B

Louis Supton

June 6. 92

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

John W. Johnson

Foreman.

W. J. for plea during
held July 25-92
W. J. Johnson

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Davis Duxton

The Grand Jury of the City and County of New York, by this indictment accuse
- Davis Duxton -
of the CRIME OF SELLING INTOXICATING LIQUORS AND WINES AS A BEVERAGE, ON SUNDAY, committed as follows:

The said *Davis Duxton,*

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

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

SECOND COUNT—

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

- Davis Duxton -

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

The said *Davis Duxton,*

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

DE LANCEY NICOLL,

District Attorney.

0946

BOX:

488

FOLDER:

4458

DESCRIPTION:

Luris, Michael

DATE:

07/13/92



4458

0947

BOX:

488

FOLDER:

4458

DESCRIPTION:

Greenstein, Solomon

DATE:

07/13/92



4458

0948

1159

Witnesses:

J. J. Jones
11th Precinct

Chas. Ed. Ray
No 2 Precinct
- a per beam
73

Counsel, Mr. Barnett

Filed 13 day of July 1892
Plend. Not Guilty

THE PEOPLE
vs.
Michael Swire
15th Precinct and
34th
Solomon Greenstein
Grand Larceny, Second Degree,
(From the Person),
[Sections 528, 529,
Penal Code.]

DE LANCEY NICOLL,
District Attorney.

Rank 1 July 27, 1922

A TRUE BILL.

[Signature]

Foreman.

July 28-1892
July 28. 1892

#1 Swire and convicted. 3/22
M. 2 Pleaded guilty 9. 2. 2000

(over) July 27/92

0949

Police Court - 3 - District.

(1885)

Affidavit - Larceny.

City and County }
of New York, } ss.

Charles Young
of No. 111th Street, aged 34 years,
occupation Police officer
deposes and says, that on the 9th day of July, 1892, being duly sworn,

at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of an unknown woman, in the day time, the following property, viz:

A purse containing good and lawful money of the United States of the One dollar and fifty eight cents

the property of said unknown woman

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

Michael Lurie and Solomon Greenstein (both now here) who were in company with each other and acting in concert for the reasons that deponent saw the defendants together on Grand Street and saw Greenstein take a red purse from the person of said unknown woman and the pass the purse to defendant Lurie and the defendants ran away

Charles R. Young.

Sworn to before me, this 10th day of July, 1892

of July

Police Justice

0950

Sec. 198-200.

3 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Michael Lurie 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. *Michael Lurie*

Question. How old are you?

Answer. *20 years*

Question. Where were you born?

Answer. *Russia*

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

Answer. *151 Allen St. 2 months*

Question. What is your business or profession?

Answer. *Bar tender*

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
mic Lurie*

Taken before me this *10*
day of *July* 189*7*
[Signature]
Police Justice.

0951

Sec. 198-200.

3 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Solomon Greenstein 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. *Solomon Greenstein*

Question. How old are you?

Answer. *17 years*

Question. Where were you born?

Answer. *Russia*

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

Answer. *39 Essex St. 2 months*

Question. What is your business or profession?

Answer. *Apprentice Tailor*

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*
Solomon Greenstein
mark

Taken before me this *10*
day of *July* 189*5*
[Signature]
Police Justice

0952

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

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

Dated, *July 10* 189*2* *[Signature]* Police Justice.

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

Dated, 189 _____ Police Justice.

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

Dated, 189 _____ Police Justice.

0953

736
Police Court, 3 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Charles Young
vs.
Michael Lurie
Solomon Greenstein

Grand Jurors

BAILED,

No. 1, by
Residence Street.

No. 2, by
Residence Street.

No. 3, by
Residence Street.

No. 4, by
Residence Street.

3
4

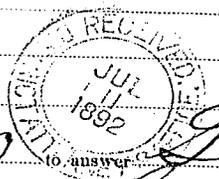
Dated, July 10 1892
Hogan Magistrate.

Young Officer.

Witnesses Charles F. Cutts
No. 309 Grand Street.

No. Street.

No. 1000 to answer G.S. Street.



COMMITTED.

of person

COURT OF GENERAL SESSIONS, PART I.

----- x
 :
 The People of the State of New York, :
 :
 against : Before
 : Hon. Fredk. Smyth,
 : and a jury.
 Michael Luris, impleaded with Sol- :
 omon Greenstein. :
 :
 ----- x

Indictment filed July 1892.
 Indicted for grand larceny in the second de-
 gree.

New York, July 23, 1892.

A P P E A R A N C E S:

For the People, Asst. District Atty. John P. McIntyre;
 For the defendant, Mr. J. I. Green.

CHARLES R. YOUNG, a witness for the People, sworn, testified:

I am a police officer attached to the 11th. Pre-
 cinct in this city. On the 9th. day of July I saw the
 two defendants on Grand Street in the afternoon. I no-
 ticed that the small boy would go up beside of a woman
 and would feel if there was anything in her pocket. The
 defendant was immediately behind him. When they left
 the crowd I followed them as far as Hester Street. I
 saw them together during the best portion of the day. I
 saw them go to a soda-water stand on the corner of Hester
 and Orchard Street. They counted out a lot of money and
 divided it with eachother. All this happened on the
 Saturday previous to their arrest. On the day of their

0955

2.

arrest the first I saw of them was in Grand Street near Ridley's store. The little boy would go alongside of women and feel of their pockets. The larger boy was behind him. I was in front of Ridley's behind these two boys and I saw them go right into a crowd. I was about twelve or fifteen feet away when I saw one of them put his hand into a woman's pocket and take out a pocketbook. Greenstein did this. He passed it over to Laris who was along with him. Then the two of them went through Orchard St. to Hester Street. I went after them and saw them go down into a basement. When they came out I arrested them. In the pocket of this defendant was a small red pocketbook containing \$1.58. I found a pocketbook on the person of Greenstein which contained \$20. I took both the defendants to the Station House. I asked the defendant what he did with the money that was in the little pocketbook, and he said he didn't do anything with it. I asked him where he got the chain from which was in one of the pocketbooks, and he said he bought it in Houston Street for \$30. That is all the conversation I had with him.

CROSS-EXAMINATION:

The first time that I noticed these defendants together was on the Wednesday previous to their arrest. They were in front of Ridley's store on Grand Street acting in the suspicious manner which I have indicated. There were a number of ladies looking in the window of Ridley's stores and these defendants were right up near the window, close up

3.

to the ladies. My suspicions were aroused by their conduct and I watched them through an entire day but was unable to catch them in the act of picking a lady's pocket. On the day on which I arrested them I positively saw one of the defendants pick a woman's pocket in front of Ridley's store. Greenstein put his hand into the pocket of one of the women and took out a small red pocketbook. I have frequently seen these defendants together in the neighborhood of Ridley's store on Grand Street. I was unable to find the lady whose pocketbook was taken.

CHARLES F. CUTTS, a witness for the People, sworn, testified:

I am a special officer at Ridley's establishment on Grand Street. I have been in their employ in that capacity for nine years. I have seen these two defendants frequently in front of our store. I saw them on the 9th. day of July. Previous to that on Wednesday I saw Greenstein and Luris together on Grand Street. I saw them walk from Grand Street Museum as far as Ridley's and back. On the 9th. of July between one and two o'clock I saw them on Grand Street. I saw Greenstein put his hand into the dress-pocket of a woman in front of the show-window at Ridley's. He took out a small letter-press. He handed it to the defendant Luris and when he handed the pocketbook to Luris they both started on a run from Grand into Orchard Street. The other officer followed them and I went after

4.

him. Both defendants were searched. On the person of Luris was found a small red pocketbook containing \$1.53. There were also two other pocketbooks found, one containing \$20 and one containing a gold chain.

Cross-examination:

I am in the employ of Ridley & Company as a private detective. The defendant Luris said that he had purchased the chain which was found in one of the pocketbooks and had paid \$50 for it. I have made arrests of other pickpockets who stole pocketbooks from women in front of Ridley's store. I have appeared in several cases in this and other courts. I do not understand the German language.

DEFENSE.

MICHAEL LURIS, one of the defendants, sworn, testified:

I live at 121 Allen Street. I have been in this country one year and nine months. Greenstein is a countryman of mine. On the 9th. day of July I met him in Grand Street. I had not met him before that in this country. On the 9th. of July I went looking for work in a barber-shop. I walked along Grand Street in the afternoon. I met this defendant Greenstein. I said to him: "Is your name Greenstein?" He says: "Yes". I says: "From where do you come?" and he told me he came from the same place as I did. We then talked with each other about what we had been doing since we came to this country. Greenstein said he

0958

5.

would take me and show me where he was living. I went with him through Fester Street and I think Allen Street. While going through Allen Street he went down in this basement to see a man and I went down with him. The officer followed us down and arrested us. In my pocket he found a pocketbook which contained a chain. I bought that chain from a jeweler on Grand Street and paid \$30 for it. I was not in front of Ridley's store with Greenstein on that day. I did not steal a pocketbook from any woman.

Cross-examination:

My father keeps a barber shop at 17 Ludlow St. I had been employed by him since I came to the country at \$4 a week. I made up my mind on the 9th. day of July to leave him and I went out looking for another place. My father knows that I bought this chain and paid \$30 for it. I have never been arrested since I have been in this country. I know where Ridley's store is, but I was not in front of it on the day of my arrest.

LOUIS LURIS, a witness for the defendant, sworn, testified:

I am the father of the defendant. I keep a barber shop at 17 Ludlow Street. I have been at that place for a year and three months. Previous to that I was at 42 Allen Street. My son has been working for me ever since he has been in this country. I was with my son at the time he purchased the chain which was found on him. It cost \$30 in a jewelry store in Grand Street.

0959

6.

JACOB GOLDSTEIN, a witness for the defendant, sworn, testified:

I live at 17 Luxlow Street. That is the same house in which the father of the defendant has a barber shop. I know the defendant Luris. I know others who know him. His character is good.

WILLIAM WESNIBACH, a witness for the defendant, sworn, testified:

I live at 204 East Houston Street. I am a pawnbroker. The chain which is now shown he was purchased by the defendant in my store for the sum of \$50.

The jury returned a verdict of guilty of grand larceny in the second degree.

Indictment filed Jul. 1892.

COURT OF GENERAL SESSIONS

Part I.

THE PEOPLE &c.

against

MICHAEL LURIS, impleaded
with Solomon Greenstein.

Abstract of testimony on
trial, New York, July 28th
1892.

0960

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against Michael Lurie and Solomon Greenstein

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

Michael Lurie and Solomon Greenstein of the CRIME OF GRAND LARCENY in the second degree, committed as follows:

The said Michael Lurie and Solomon Greenstein, both

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

the sum of one dollar and fifty-eight cents in money, lawful money of the United States of America and of the value of one dollar and fifty-eight cents, and one piece of the value of twenty-five cents

of the goods, chattels and personal property of one a certain woman, whose name is to the Grand Jury aforesaid unknown on the person of the said woman then and there being found, from the person of the said woman then and there feloniously did steal, take and carry away, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

De Launcey Nicoll, District Attorney

0962

SECOND COUNT—

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

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

The said

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,

of the goods, chattels and personal property of one

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

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

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

DE LANCEY NICOLL,

District Attorney.

0963

BOX:

488

FOLDER:

4458

DESCRIPTION:

Lynch, John

DATE:

07/19/92



4458

0964

Witnesses:

Mr. P. Winter...

4. 27

Officer...

Chief Conductor

[Signature]

1905 No. 1000

Counsel,

Filed

19 day of

July 189

Pleas,

Not Binding

THE PEOPLE

vs.

John Lynch

Grand Larceny, Second Degree, [Sections 89, 89, Penal Code.]

DE LANCEY NICOLL,

District Attorney.

[Signature]

A TRUE BILL.

Foreman.

July 22/92

Swindled Committed

Ed. R. [Signature]

[Signature]

0965

Police Court _____ District. Affidavit—Larceny.

City and County } ss: William P. Wentworth
of New York, }

of No. 47 3/4 St. Street, aged 41 years,
occupation Clerk Victoria Hotel being duly sworn,
deposes and says, that on the 11 day of July 1892 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 United States Treasury note
of the value of fifty dollars

the property of James L. Hoyt lent in
the charge and care of deponent.

and that this deponent
was a probable cause to suspect, and does suspect that the said property was feloni-
ously taken, stolen and carried away by John Brocknow (see)
from the fact that deponent was
suspicious of the defendant as thefts
had occurred in said premises
previously, that deponent placed
said money in a pocket book
and deposited the same in room
237 of said Hotel, that the defendant
then visited said room and as
deponent is informed by Detective John
Cary of the Central office abstracted
the money from the pocket book
and was departing with it
when arrested

William P. Wentworth

Sworn to before me, this _____ day of _____ 1892
of _____
Police Justice.

0966

CITY AND COUNTY }
OF NEW YORK, } ss.

1877.

John Carey
aged _____ years, occupation *Police Officer* of No. _____

Bob Mulberry Street, being duly sworn, deposes and
says, that he has heard read the foregoing affidavit of *Wm. J. Mauterworth*
and that the facts stated therein on information of deponent are true of deponent's own
knowledge.

Sworn to before me, this *15*
day of *July* 189*5* } *John Carey*

A. White
Police Justice.

0967

(1885)

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK ss.

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

Question. What is your name?

Answer. *John Lynch*

Question. How old are you?

Answer. *20 years*

Question. Where were you born?

Answer. *New York City*

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

Answer. *403 East 52nd St 3 months*

Question. What is your business or profession?

Answer. *Ball Boy*

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 Lynch

Taken before me this *12* day of *July* 188*7*
[Signature]
Police Justice.

0968

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

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

Dated, July 12 1897 [Signature] Police Justice.

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

Dated, _____ 189 _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

0969

1905
Police Court, 2 District. 853

THE PEOPLE, &c.,
ON THE COMPLAINT OF

William P Westcott
John Lynch

Offense: *Carrying*

BAILED,

No. 1, by.....
Residence..... Street.

No. 2, by.....
Residence..... Street.

No. 3, by.....
Residence..... Street.

No. 4, by.....
Residence..... Street.

Dated, July 12 1892

White Magistrate.
Leary & O'Connell Officer.
100 Precinct.

Witnesses *Chas. M. O'Connell*
No. Street.

No. Street.

No. 3010 to answer G.S.
Chas



get

COURT OF GENERAL SESSIONS-Part I.

-----x
 The People of the State of New York, : Before Hon. Fred'k.
 : : Smyth, and a Jury.
 : :
 : :
 : :
 : :
 : :
 -----x

Indictment filed July 19th 1892.
 Indicted for grand larceny in the 2nd degree.
 N e w Y o r k, July 22nd 1892.

APPEARANCES: For the People Asst. Dist. Atty. John
 F. McIntyre.
 For the defendant Mr. Saml. F. Hyman.

WILLIAM P. WENTWORTH, a witness for the People, sworn, testi-
 fied:

I am a clerk in the Victoria Hotel in this city. On
 the 11th day of July the defendant at the bar was in the
 employ of the hotel as a bell boy. On that day, in pur-
 suance of a plan, I placed a pocket book in one of the
 rooms of that hotel. Before placing it in the room I per-
 sonally put one hundred dollars in the pocket book--one
 fifty, two twenties and a ten. I marked each one of the
 bills with my initial "W". That initial is on the bill
 now shown me and was made by me. The pocket book contain-
 ing the money was placed in Room 37 of the Hotel on top
 of a bureau. Two detectives and myself went into the
 room adjoining 37. Then a ring was given to the bell of
 No. 37 and we waited until the defendant came up in answer
 to the bell. He was arrested and I saw him a few moments
 afterwards in Room 36 in custody of one of the officers. He
 acknowledged taking the fifty dollar bill out of the poc-
 ket book which had been placed on the bureau.

CROSS EXAMINATION:

I employ all the help in that hotel. The defendant has been there for about six weeks; I could not tell exactly. There is a man in charge of the hall boys and when the bell rings he sends up the person who is next in turn. He keeps a record of the rooms to which the boys are sent and the number of the boy. That was done in this case and that record is now in Court. I will positively swear that the boy acknowledged taking the pocket book.

JOHN CAREY, a witness for the People, sworn, testified:

I am a detective connected with the Central office. I was in the Hotel Victoria on the 11th day of July in pursuance with an arrangement with the clerk of the hotel. I first saw the pocket book in question in the possession of Mr. Wentworth; then I saw the money put into it and I was present when it was placed on the Bureau in Room 37. It contained a fifty dollar bill, a twenty dollar bill, another twenty and a ten. All these were marked "W", the initials of Mr. Wentworth. Then the other Officer and I went into the next room and waited for the coming of the defendant. The bell was rung by one of us. There was a small hole in the door between the two rooms. I saw the defendant come into the room, go over to where this pocket book was, open it and abstract something from it. He closed it up and left the room. As soon as he got outside we arrested him, brought him to Room 36 and searched him. The fifty dollar bill was found in his pocket. It bore the initial of Mr. Wentworth which I had seen placed on it. He said "I don't know what made me do this; this is the first time I ever did anything like it in my life". I then took him into custody.

0972

3

CROSS EXAMINATION:

I am sure of the words the defendant used, because I paid particular attention to him. This happened at ~~five~~^{eight} o'clock in the ~~afternoon~~^{evening} morning. His face was turned to me at the time he finished taking the money out of the pocket book. I am certain in my identification of him as being the man whom I saw in the room that morning. He left the room immediately after taking the bill from the pocket book. I have been eleven years on the force. I have been a witness in a great many cases of similar character to this where a plan was set to catch a suspected person. I took the money from the defendant as soon as I grabbed him out side of the room. The people who had occupied Room 37 were spaniards and had left the room on that morning. At the time we rang the bell there it was unoccupied. I do not know whether or not this defendant was sent to that room by the man in charge of the bell boys. He might have said something more than I have stated, and I might have forgotten it.

D E F E N S E.

JOHN LYNCH, the defendant, sworn, testified:

I live at No. 403 West 22nd street. My family is all scattered. I have been a hall boy for the past five years. I have never been arrested before charged with any crime. I have worked in several hotels in this city and in other parts of the state. I have heard the stories of Mr. Wentworth and Officer Carey on the witness stand. I did not make the statement which Officer Carey says I did. I did say to him "I dont know whatever made me go into that room. I got that bell. The captain o the hall boys called me to answer the ring from room 37".

4

I went into the room and saw a Spanish gentleman there; he said everything was all right to go away. I saw that pocket book laying there, and a fifty dollar bill. I picked it up with the intention of returning it and when I got outside I returned it to Officer Carey. I did not take the money out of the pocket book; it was lying beside the pocket book at the time I took it. They brought me into a side room and said "I have got you now". I told them that I had found this fifty dollar bill and I was going to bring it down to the office. Mr Wentworth accused me of stealing this fifty dollar bill, and I told him that I was going to take it down to the office. I did not touch that money with the intention of stealing it. The fifty dollar bill was in my hand and not in my pocket at the time Officer Carey caught me. I was sent up to that room by the captain of the bell boys in answer to a ring from Room 37. That can be shown by the list which the captain keeps. I did not intend to steal that money or to appropriate it to my own use.

CROSS EXAMINATION:

The fifty dollar bill was only about half out of the pocket book at the time I took it. I heard the testimony of the officer that he saw me taking the money out of the pocket book. I had the pocket book and the bill in my hands at the time I was arrested. I was going to bring both down to the office. My idea was to bring the money down to the office and leave it there.

OFFICER CAREY, recalled:

There was nobody in the room in which this pocket book was at the time I saw the defendant enter it. The occupant of that room had been changed to room 24. He was not there at the time this money was taken. If he had been there I would have seen him. The defendant took this money at about sixteen minutes after eight.

0974

I am certain I was not in the room before half past seven. The spaniard was in the room the first time I went there, about half past seven; and he was asked by the clerk to go to room 24 in order that we might put this plan into operation .

The jury returned a verdict of guilty of grand larceny in the second degree.

RECEIVED AT THE COURT HOUSE

OFFICE OF THE CLERK

1924

STATE OF CALIFORNIA

CLERK

IN AND FOR THE COUNTY OF

SAN FRANCISCO

IN RE THE ESTATE OF

JOHN W. ...

0975

Indictment filed Jul. 19-1892

COURT OF GENERAL SESSIONS

Part I.

THE PEOPLE &c.

against

JOHN LYNCH.

Abstract of testimony on

trial. New York July 22nd

1892.

operation .
to go to room of in order that he might be able to see
about half past seven and he was asked by the clerk
the apartment was in the room the other time I went there
I am certain I was not in the room before half past seven.

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 Lynch

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

John Lynch

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

The said John Lynch

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

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

of the goods, chattels and personal property of one Hazen L. Hoyt

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

De Lancey Nicoll
District Attorney

0977

BOX:

488

FOLDER:

4458

DESCRIPTION:

Lyons, Daniel

DATE:

07/20/92



4458

0978

POOR QUALITY ORIGINAL

Witnesses:

149
Counsel. *Friend Home*
Filed, 20 day of *July* 1897
Pleads, *not guilty (2)*

THE PEOPLE

35
111 W 16
driver - vs.

Daniel Lyons

James LARCEY, Sheriff
(MISAPPROPRIATION.)
(Sections 528 and 58 / of the Penal Code.)

DE LANCEY NICOLL,

Oct 5th Part 3. to file with
Dist. Atty.
Oct 11 for trial - 3. W. D.

A TRUE BILL.

Edmond Brown

Oct 31 1892 V. 22 D
Part 3. Nov 25/92 Foreman.

tried and convicted
of 4 1/2 yrs. (10 months)
Jan 6/93

0979

POOR QUALITY ORIGINAL

249

Witnesses:

Counsel, *Friend Moore*
Filed, *20* day of *July* 189 *2*
Pleads, *not guilty (2)*

THE PEOPLE

35
111 W 16
driver - vs.

Daniel Lyons

De Lancey Nicoll
(MISAPPROPRIATION)
(Sections 528 and 53 / of the Penal Code)

DE LANCEY NICOLL,

115th St. N.Y.C. District Attorney.

A TRUE BILL.

De Lancey Nicoll

Oct 31 / 92 Foreman.
Part 3. Nov 25/92

Tried and convicted
2/4 47. 60 West 1st
Jan 6/93

0980

COURT OF GENERAL SESSIONS.

PART III.

The People of the State of New York, :

against

D a n i e l L y o n s .

: Before Hon. Freder-
: ick Smyth and a
: Jury.

Indictment filed July 20th, 1892.

Indicted for Grand Larceny in the Second Degree.

New York, November 23rd, 1892.

APPEARANCES: For the People, Assistant District-
Attorney, V. M. Davis.

For the Defendant, Mr. F. B. House.

SOPHIE GERDES, a witness for the people, sworn, testi-
fied:

I live at No. 110 West Washington Place. On
the 12th of January last, I purchased a set of dishes
from R. H. Macy & Co. They were to be delivered at my
house, C. O. D. The amount of the bill was \$28.00.
The defendant Lyons, brought the goods to my house and
I paid him \$28.00 in cash.

Cross examination:

I had never seen the defendant before that
day. The defendant when he came into my house, unpacked
the dishes and I at once, paid him the money and he
left.

ANNIE DAWES, a witness for the People, sworn testified:

I live at 333 East 55th Street. I am a sales-
woman, employed by R. H. Macy & Co. in the China Depart-
ment. The book which is now shown me, is my order book

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in which orders are entered. I find an entry in my book, under the date of January 11th, 1892, as follows; "Mrs. N. Gerdes, 110 West Washington Place, 1 Dinner set, C.O.D \$28.43". After making a sale I make out what is known as a C. O. D. ticket. The C. O. D. ticket now shown me is in my handwriting. My number is D. 1824. I handed that C. O. D. ticket to a cash girl to have it entered. These tickets are entered by the bill clerks downstairs.

GEORGE T. COOK, a witness for the People, sworn testified

I live at 504 West 145th Street. I am employed by R. H. Macy & Co. I have been in their employ about fifteen years. My business is entering the C. O. D. tickets. The paper now shown me is a C. O. D. ticket. When I received the C. O. D. check now handed me, I entered it under the head of C.O.D. tickets. The entry is on page 155 of the book now produced. The entry is as follows: "Gerdes, 110 West Washington Place. Jan 11th 1892; Clerk 1580; Amount of check, \$28.43". After I make that entry, I pass the C.O.D. ticket over to the bill clerk and he makes out a bill. He also makes a card on which he places the name of the party, the address, and the amount. I find the mark of the bill clerk on my book. It looks like the initials of a man named Pearsall who was the clerk there at that time. After the bill and the address card are made out, the C.O.D. check and those two papers are taken to the china department where the goods are packed and these are fastened to the package. Miss Robinson is the head of the C.O.D department. If the goods are paid for, she marks them

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way in her book, but if they are returned to stock, she marks them "returned to stock". I find an entry here under date of the 13th of January; "Returned to stock, \$28.43, Jan 13 1892".

JAMES BUTLER a witness for the People, sworn testified:

I live at 311 West 13th Street in this City. In the month of January 1892 I was in the employ of R. H. Macy & Co. as china and glass packer. I pack up the articles and get them ready for the wagons. Before packing any article. I receive a duplicate of the bill and a duplicate of the C.O.D. check. We find the bill attached to the check. There are three different papers with the goods, a C.O.D. check, a bill of the goods, and a tag with the address on. My mark or number-- No. 3-- is on that check; that indicates that I packed the goods. The bill is pinned to the tag, and the tag is put on the package, barrel or box or whatever contains the goods, then the goods are ready for the driver. They are sent to the delivery department and sent out by different drivers. I knew the defendant Lyons on January 11th, this year. He was a driver for Macy at that time I have frequently seen him driving and taking goods out.

JAMES WOODS, JR., a witness for the People, sworn, testified:

I am in the employ of R. H. Macy & Co. as Assistant Superintendent of the Delivery Department. During the month of January 1892 I was employed in the same capacity. I knew the defendant Lyons in January

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1892; he was employed there as driver. I also knew George Coburger. He was employed there at the same time, as "return to stock" clerk. The duplicate sheets now shown me are driver's sheets. The duplicates are made by carbon impression. On these drivers' sheets the names, addresses and amount of C.O.D. goods taken out by the driver are put down. The file number, as we call it is also placed on the sheet. The drivers' sheet, which you now show me is in the handwriting of one Joseph Crowley, an entry clerk in the delivery department. After Crowley made out that driver's sheet it was sent to the "return to stock" desk. Coburger was in charge of the "return to stock" desk. George Coburger signature is opposite the entry "Gerdes" on this driver's slip. That would indicate that the goods had been returned by the driver and delivered to the "return to stock" clerk. One of these sheets is given to the driver and a duplicate is sent to the "return to stock" desk. There it awaits the return of the driver. The book which is now shown me is the return to stock, book; the entries in that book indicate what goods have been returned to stock. The entries are made by George Coburger. I see an entry in this book Marked D 1824 in Coburger's handwriting. I notice the capital R, which indicated the signature of Miss Robinson on this sheet. That would show that it had been checked off in the C. O. D. department. When a driver returns he is expected to take his sheet to the cashier and turn in the face value of it. The sheet which we have been

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delivered to driver Lyons on the day in question.

WILLIAM T. BELL, a witness for the People, being sworn, testified:

I am employed by R. H. Macy & Co. as Cashier. I was such cashier during January, 1892. I receive the money from the drivers on their return. On the sheet now shown me, of January 12th, 1892 belonging to Driver Lyons I received \$8.40. I didn't hold the driver responsible for the balance of the money indicated on the sheet, because the sheet showed that the goods had been returned to stock. The item "Gerdes \$28.43" is marked "returned to stock".

ANNIE ROBINSON, a witness for the People, sworn, testified:

I am in the C. C. D. office in R. H. Macy & Co's. I keep the book which is now shown me called the "return to stock" book. My initial is opposite the item \$28.43 and indicates that these goods had been returned to stock.

MRS. GERDES, recalled:

Q. You still have the goods which you purchased of R. H.

Macy & Co. on January 11th, 1892? A. Yes sir.

Q. They have not been returned? A. No sir.

ALEX. H. KINCAID, a witness for the people, sworn testified:

I am Private Secretary to Mr. Nathan Strauss. The members of the firm of R. H. Macy & Co.

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employed with a gentleman at 610 Water Street as book-keeper. I was also employed by Simpson, Crawford & Simpson as a bookkeeper. I was discharged from there for irregularity in my accounts. I was employed at one time by Lord & Taylor on Grand Street and was discharged from there. I didn't know anything about the scheme for stealing money from Macy & Co. until Lyons handed me the money in that saloon. When I signed off this \$28.43 on the day in question, I meant to have the bookkeeper understand that these goods had been returned to stock. The cashier would know from my signing it off, that he wouldn't receive that amount of money from Driver Lyons. Crowley was the first man who spoke of this scheme to me. When I signed off that \$28.43 I didn't know it was a crooked transaction. First Lyons told me he had left the goods at Crowleys desk. I saw the defendant twice when I was at the Jefferson Market Police Court, and three times while I was on the Island. He called on me as a friend, at those times. When he came to see me in Brooklyn, I suggested to Lyons that I was willing to go with him to see his counsel. I had been in communication with Mr. Finn at that time, giving evidence in this case. I told Judge Moore, Lyon's counsel, at that time that I hadn't taken any part of the \$28.43 I was short in my accounts about \$300.00 when I was employed by Simpson, Crawford & Simpson. I was not prosecuted by that concern. When I signed off this \$28.43 the defendant did not turn over the money to me.

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JOHN CURRAN, a witness for the People, sworn testified:

I am Deputy Warden of the pPenitentiary. I was there during the month of April 1892. I remember the witness Coburger being there as a prisoner. I remember the defendant Lyons calling to see him either twice or three times. I told Lyons on one occasion that he had no business visiting the institution and talking with a prisoner for the purpose I understood he was visiting him for. I ordered him out of the building on one occasion. I saw him talking with Coburger two or three times.

PHILLIPINE COBURGER, a witness for the People, sworn testified:

I am the wife of George Coburger. I was his wife during 1892. I lived then at 27 Schaeffer St. Brooklyn. I saw the defendant Lyons, at my house in Schaeffer Street one Saturday afternoon after my husband came home from the penitentiary. I was not present at the conversation but I heard Lyons say; "Georg my boy, you are the only man can save me", and my husband says; " I have confessed it, and I will not confess to this \$28.00" . That is what my husband said to Mr. Lyons and Mr. Crowley.

Cross examination:

This was in the early part of June. I cannot recollect the date. My husband would not admit that he had taken the \$28.00

D E F E N S E .

JOHN T. MONEYPENNY, a witness for the defendant, sworn, testified:

I am a real estate broker at 181 6th Avenue. I have been in that business for 8 or 10 years; perhaps longer. I know defendant Lyons, I have known him 10 years. I know other people who know him. I know his general character for honesty, and it is good.

JACOB SMITH, a witness for the defendant, sworn, testified:

I am a barber doing business at 160 West 19th St. I know this defendant and have known him going on ten years. I know other people who know him. I know his general character for honesty and it is good.

JOHN A. SUTTER, a witness for the defendant, sworn, testified:

I live at Flatbush. I have known the defendant for fifteen years; he has been in my employ and has collected money for me. I know other people who know him. I know his general character for honesty and it has always been good.

LOUIS FRICK, a witness for the defendant, sworn, testified:

I am a butcher doing business at 147 7th Avenue. I have been in that business about 25 years. I know the defendant, and know his general character, it is good

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DANIEL LYONS the defendant, being duly sworn in his own behalf testified:

I was born in Ireland. I am 35 years of age and married. I reside at 111 West 16th Street. I have been in this country about twenty years. On the 11th or 12th of January on this year I was employed by R. H. Macy & Co. as driver. Previous to my arrest on this charge I had never been arrested charged with any crime. I have heard the evidence of the witness Coburger. It is not true, that Coburger, Crowley and I entered into a conspiracy to defraud R. H. Macy & Co.. It is not true that Coburger, Crowley and I had any arrangement by which certain C.O.D. orders were to be entered off on the drivers sheets, and the money divided between Coburger, Crowley and myself. It is not true that I went in a saloon and had a conversation with Coburger which he has narrated. It is not true that I gave him a portion of \$18.00 on that occasion. I never entered into a conspiracy to steal any money from R. H. Macy & Co. I didn't steal this \$28.43. I gave that \$28.43 to Mr. Coburger. I never received any part of it. I visited Coburger while he was in the penitentiary and while he was in the Jefferson Market Prison. I did so simply as a friend of his. I never had a conversation with him, in which I asked him to keep quiet and I would get him out of this trouble. I had been working in the same place with him, and I knew he was arrested and I went to see him for that reason only. When I was arrested I went to him and told him so. I also told

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him that if he would say I gave him this \$28.43 as I did give it to him, I would get out of the trouble. He told me he would assist me in my case when he got out of the penitentiary. I didn't tell Coburger that he had been punished and could not be punished any further. I saw him several times after his release from the penitentiary. My only object in talking to him was to have him tell the truth in relation to this \$28.43 and get me out of this trouble. . Coburger never gave me any money; the proceeds of a larceny from R. H. Macy & Co. nor did I ever give him any money. When I took him to Judge Moore, he told Judge Moore, that I had probably given him then money. I delivered the crockery in the order to Mrs. Gerdes, it was in baskets. When I returned to the store, I turned over the \$28.43 which I had received from Mrs. Gerdes to the witness Coburger. I never received any part of that money. I went to the cashier and turned in something like \$8.40 which I had collected.

Cross examination:

I was employed by Macy about seven years before my arrest. I was there before Coburger came. I knew pretty well the system used by R. H. Macy in delivering goods. I turned over \$8.40 to Mr. Bell, the cashier I had really received \$8.40 plus \$28.43. Mr. Bell was the cashier and should have received all the money. I didn't tell Mr. Bell anything about the \$28.43 at the time, I handed in my sheet and the \$8.40. I knew that the \$28.43 should have been turned into Mr. Bell as well as the \$8.40. I didn't give Mr. Bell the \$28.43 be-

cause Mr. Coburger had signed it off, and said he would enter it in a special book and turn it in himself.

Q. You paid \$28.43 to Coburger, why didn't you give him the \$8.40 was well, to turn that in in a special book well as the rest? The sheets have to be shown to the cashier, that is the reason.

Q. Did you tell Mr. Bell, you paid Coburger \$28.43?

A. I can't remember.

Q. Why don't you? A. It is impossible to remember.

Q. When was the first time you spoke to Coburger about this item of \$28.43 after you turned the money over to him? A. I never knew anything about it until he was arrested three or four months after.

Q. You said nothing to him about this item? A. No sir.

Q. Did you make any inquiries to see whether he had turned it in? A. No sir.

Q. You didn't go to the Cashier's department to inquire? A. No sir.

Q. How many times did you give Coburger money on previous sheets, where he had crossed them off?

A. I decline to answer that.

Q. Why do you decline to answer? A. Because I do not think it is proper.

Q. From what point of view? A. I am looking at this \$28.43.

Q. Why do you think it is improper to answer?

A. I don't know.

Q. Have you ever given Coburger other sums of money than this \$28.43? A. I guess I have.

Q. How many times? A. I should judge about four or

five times to the best of my ability.

Q. Did you give him \$20.80? A. I don't remember.

Q. Did you give him \$12.43? A. I don't remember.

Q. You were perfectly innocent at the time you went to see Coburger at the Jefferson Market or at the Penitentiary? A. Yes sir.

Q. What conversation did you have with him? A. I had a conversation with him about his troubles.

Q. And about your own? A. No sir, I had no troubles.

I went to the Island to see him simply as a friend.

I saw him in the Warden's room. I told him I was going to have him brought down on a writ of habeas corpus so that he could testify for me and get me out of trouble. It was then in I saw Coburger one time when he was working on the Sea Wall. I went over in a boat and had a talk with him. I am not sure whether I got permission to see him that day or not. I afterwards visited Coburger at his house in Brooklyn, and asked him to tell the truth about this matter and that I would get out of trouble.

Q. If you had collected \$28.43 from Mrs. Gerdes on January 11th, that would appear in your driver's book? A. Yes sir.

Q. And if you had not collected it, it wouldn't appear? A. No sir.

Q. Where is your driver's book? A. It is here, but this is not the book covering that period of time. The book in which this entry would appear, has been mislaid somewhere.

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WILLIAM J. EARLY, a witness for the defendant, sworn, testified:

I am a friend of the defendant. I recollect going to the Penitentiary with him once and seeing the witness Coburger. Lyons said; "George I would like to know why I am arrested for this \$28.43; didn't I give you that money?". Coburger says, "Yes, I spent it Dan; you've got nothing at all to do with this; I am in prison for this \$28.43. You get me out and I will testify in your behalf". There was nothing else said that I remember.

Cross examination:

I am not related to the defendant. I was never in the penitentiary or State Prison.

JOHN W. CRUMP a witness for the defendant, sworn testified:

I live at 71 West 10th Street. I know the defendant Lyons and know his general character, it is good.

MR. WOODS, recalled:

Q. Did you, at any time, have any conversation with the defendant concerning this drivers' book, covering date of January 11th and 12th, 1892?

A. Yes sir, I asked Mr. Lyons if he would give me the drivers' book. He said, no, he wouldn't. He refused to give it to me. I haven't seen the book since. The book he produced here is not the book.

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THE DEFENDANT LYONS, recalled:

I heard the testimony of Mr. Woods, that he asked for my drivers' book. I had this book, which I have here, in my possession and I refused to give it to him; it was the book he wanted.

THE JURY RETURNED A VERDICT OF GUILTY
OF GRAND LARCENY IN THE SECOND DEGREE.

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are Charles P. Webster, Isidor Strauss and Nathan Strauss
They composed that firm on the 11th of January, 1892.

GEORGE COBURGER, a witness for the People, sworn testified:

At the present time I am an inmate of the City prison under indictment. I have already been convicted at Special Sessions for stealing a sum of money from R. H. Macy & Co. I served one month in the penitentiary. I was in the employ of R. H. Macy & Co. during the month of January 1892 as "return to stock" clerk. My duties were to receive returns from the drivers where the goods were returned on account of the customer being out, or failure to pay when goods are sent C. O. D. The driver's sheet now shown me I received from Mr. Joseph Crowley of the Delivery Department on January 12th, 1892. I retained it until driver Lyons made his report to me. When driver Lyons returned to me his report on the load I saw him. It was about half past 4 in the afternoon, January 12th. He made these three returns, 59 cents, 39 cents and \$1.74. He told me that the goods of Mrs. Gerdes marked \$28.43 he had left round in the delivery department with Mr. Crowley. I marked the item, "Gerdes, 110 West Washington Place, \$28.43" as "returned to Stock". The initials there are mine. That would indicate that these goods had been returned by Lyons and had not been delivered to Mrs. Gerdes. I didn't see the goods represented by the item \$28.43. Lyons didn't bring them to my desk to be returned to stock, as I had marked that, for some time afterwards I made an entry in the stock book that the

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goods represented by the item "\$28.43" had been returned to stock. I have been employed by R. H. Macy & Co. two years and one month. Lyons was in that employ when I came there. I was arrested the first time on the 17th of April this year. On the 18th of April at the Jefferson Market Prison I had a conversation with Lyons. He came to me and told me not to squeal, not to give the others away, to keep perfectly quiet and rest assured that he would do all that he possibly could to get me out. He thought that for \$25.00 he could get me bailed out, and after I was bailed out, it would be all right. He left after that. The next evening he came again and told me that he hadn't succeeded in getting bail. He told me not to despair and to take things coolly. I told him if I was in his place, I wouldn't be hanging around the store. I was then sent to the penitentiary. On the 3rd of May I saw Lyons in the Warden's Office. He told me he had been arrested and asked me what was the best thing to do. I told him that I couldn't tell him, nor could I advise him; that the best thing he could do was to try and put matters off until I was released and then if I could do anything for him, I would be able to do it then. He came again on May 5th to the Penitentiary; he told me that they had examined him. Detective Finn was with Lyons and he told me that Lyons had sworn at the office that he had given me this \$28.00. I saw Lyons about the 20th of May where I was at work opposite 24th Street. I was in the gang employed in repairing the Sea Wall. Lyons was at the boat house

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and when I came to work in the morning about 8 o'clock I saw Lyons there; he told me not to notice him, to keep right on at my work. Finally I was told by the keeper that I could talk with him, and he told me that he had postponed his examination until June 28th, and he wanted to know where he could meet me when I was released. He said, "You have got your punishment; they can't do anything more to you; you are the only one that can save me". I told him, I would meet him when I was released from prison. I saw Lyons at my house, 2711 Schaeffer Street, Brooklyn on the 29th of May. Joe Crowley was with him; my wife was at the house at the time. Lyons said; "You are the only one who can save me by coming over and testifying that you took this money. You have got your punishment and they won't punish you again". I denied to him that I took the money. I offered to go to his counsel with him, and I went to the house of Judge Moore in New York. Judge Moore wanted to know whether I had took that money, and I denied that I had taken the money. That so far as this \$28.43 was concerned, it was not a crooked amount, as far as I knew. I met Lyons the following Sunday in Schaeffer Street Brooklyn at my house; he wanted to know whether I was going to help him out of his trouble. He said, "You are the only man that can help me out". I told him I didn't know anything about this amount of \$28.43. I had conversed with Lyons sometime in November 1891 in a saloon Cor. 12th Street and 6th Avenue. On that morning I had signed over the amount of \$1'.00.

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Each driver carried \$25.00 change money belonging to the house, and at times it came out for examination to see whether they had it. Lyons didn't have the change money and to accomodate him I signed off the C.O.D. he had collected. In this saloon he called me to the rear and In a room he handed me \$12.00. I said "This is not \$18.00" and he said "Come off, you know what we are doing, and you know what your chare is. Crowley told me that you were in this gang with us". This was the first money I received from Lyons. I gave Crowley \$6 00 of that money. Whenever Lyons came and would ask me to sign off anything I would do so and would divide the money. We had about 30 or 40 of those transactions between Lyons, Crowley and myself.

Cross examination:

I have been examined privately by Mr. Davis in his office. I have told him the same story I have told here. I was arrested on October 17th at my house in Brooklyn on this charge. Since then I have been in the Tombs prison. I believe I am arrested for being concerned in the stealing of \$28.43. I have received no promises for testifying as I did to-day. When I was discharged from the Island, I told Detective Finn that I would give evidence in this case against Lyons. I told Detective Finn, I would go to court whenever he wanted me to. I am 32 years of age and have been living in Brooklyn going on four years. I was only on the Islad once. Before entering the employ of Macy & Co. I was

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THE PEOPLE of the STATE of NEW YORK

vs

DANIEL LYONS.

City and County of New York: SS

II; George Harris and Theodore T. Nixon, being duly sworn do depose and say, that they are merchants, carrying on business as importers and retailers of harness and saddlery at No. 13 west 27th street in the city of New York.

II: That Daniel Lyons was, on the 23rd day of November 1892, convicted in the Court of General Sessions of Grand Larceny in the second degree on a charge of having appropriated the sum of Twenty-eight (\$28.) dollars to his own use.

III: That on the 21st day of May 1892 the said Daniel Lyons entered the employ of deponents as porter and driver, and remained in deponent's employ until the date of his trial (i e November 21st 1892) That during said period the said Lyons was a most faithful, energetic and honest employee, and that deponents, from their knowledge of his character entertain the gravest doubts as to the guilt of said Lyons.

IV: That one or both of deponents will, upon

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the day which the presiding Judge herein may appoint for sentence of the said Daniel Lyons, attend with duplicates of this affidavit at the said Court, and then and there give any further testimony herein that may be required.

V: That, should the presiding Judge herein find that there exists any facts or grounds upon which sentence upon the said Lyons might be suspended, deponents do hereby stipulate and agree to immediately re-employ the said Lyons and to do all in their power to insure his becoming a good and useful citizen.

vi: That this affidavit and stipulation is made without the knowledge or request of the said Lyons.

Sworn to before me,

this 2nd day of December 1892.

Gilford R. ...

Geo. Harris

Theo. T. Wilson

Notary Public,

New York Co. #292

THE PEOPLE of the STATE of
New York

vs

Daniel Lyons.

Affidavit of Defendant's Em-
ployers.

George E. Weller,

Attorney for

Messrs. Harris & Nixon

19 William street

New York

(room 56)

To
Hon. Roswell P. Flower,
Governor of the State of New York.

We the undersigned,
comprising the jury who
convicted Daniel Lyons
on November 25th 1892 upon
which conviction he was
sentenced the 6th of
January 1893 to four years
and ten months imprisonment
in the Penitentiary at
Blackwell's Island do
respectfully petition you
to grant to him a pardon.
We believe the end of
Justice has been served in
his conviction in the time
for which he has been already
imprisoned and we are assured
that in case of his pardon,
an opportunity will be
afforded him by his past
employers to recover his
reputation in their service.

Edward T. Sinner
Foreman

T. H. Jones
Timothy O'Leary 527 W. 45th
Peter Keller 261 W. 128th St.
A. Goodman 58 Divison St.
Julius Gieyer
Emile Bernard 472 S. Washington
W. Miller 217 W. 12th St.
Frederick Kuliscki 573 - 9th Ave.
James Orthofer 118 East 74th
John Callaghan 319 - 5th Ave.

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No.



BOUGHT OF **H. NASSOIT,**

→*Palace Market,*←

Between
16th and 17th Sts.

No. 260 Sixth Ave.

To Hon. Recorder Smythe

Dear Sir

^{This to Certify}
that I have known
Daniel Lyon for a
number of years and have
always known him to be
an honest industrious and
sober man, devoted to
his family and I can
not believe him guilty
of the crime he is charged
with. Hoping you will
have mercy on him

Respectfully

H. Nassoit

1004



WILLIAM F. MOORE, JUSTICE.
WILLIAM H. CORSA, CLERK.

1660.

Justices Chambers

May 18th

1893

Dear Sir:-

Many in this locality are hopeful that Mrs. Lyons will succeed in obtaining a pardon for her husband, Daniel Lyons. She tells me that you have spoken very encouragingly to her and that she is to see you again. I am to go away to-morrow for a short time, but would ask you to aid her in any way that you consistently can.

Yours very truly,

William F. Moore

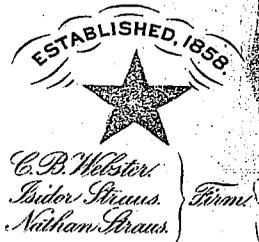
1005

PARIS, 29 Rue des Petites Ecuries.
BELFAST, 7 Clarendon Place, May Street.
LIMOGES, France.
RUDOLSTADT, Thuringia.
CARLSBAD, Bohemia.
STEINSCHONAU, Bohemia.

Dept. Private Office.

R. H. Macy & Co.

Sixth Ave. 13th to 14th St.



New York July 18th., 1893

Hon. De Lancy A. Nicoll,
District Attorney,
N. Y. City.

Dear Sir:-

Replying to your favor of July 15th in reference to the application for pardon for Daniel Lyons we would say, that if the ends of justice are met, and Daniel Lyon's conduct deserves it, we will interpose no objection to ^{having} ~~have~~ his sentence commuted.

Respectfully yours,
R. H. Macy & Co.
JRM.

1006

with which he is charged
Having convinced you of
the above facts may I
beg that you will exercise
your influence in freeing
Mr Lyons if only for the
sake of his wife and child?

Very Respectfully
Michael Carter

1007

256-6 Ave
New York
Jan 4th 93.

To

The New Recorder, Sept 1892.

Dear Sir:

Take the liberty of addressing you in behalf of Daniel Lyons who was tried on a charge of larceny in your court a short time ago and against whom the jury rendered a verdict of guilty.

This man I have known for some time and I can truthfully say that he has always been industrious, sober and honest, providing for his family as he should and I truly believe him innocent of the offense

To
Hon. Roswell P. Flower
Governor of the State of New York
Albany, N. Y.

We, the undersigned, ask
your merciful consideration
of the case of Daniel Lyons,
who was convicted in the
Court of General Sessions
in this city of larceny on
November 25, 1892, and we
do most respectfully petition
and urge his pardon.

We certify that until
the accusation in this
case, was made against
him he was industrious
and bore an excellent
reputation and we
further express a belief
that if you extend the
mercies of pardon to
him, he will seek by
every honest effort to
regain such reputation.

Geo. Encker - 234 - 6th Ave.
 G. Munstermann 254 - 6th Ave.
 George Wolf 132 St. 16th
 R. M. Mentzer 268 - 6th Ave.
 H. Rothensperger 4th Ramps
 H. J. Scotland 268 - 16th Ave.
 Dr. Geo. H. Snow 280 - 6th Ave.
 Theo. J. Nixon 13 St. 27th
 George Harris 13 St. 27th
 Arthur Phillips 66 - Third Ave.
 Joshua Gregg 1 East 74th
 J. D. Tompkins 130 - 8th Ave.
 Geo. Vermeeren 117 - St. 16th
 Ad. Larostreet 134 St. 16th
 Bernard Mc Gill 26 Greenwich
 James H. Wall 115 - 7 - Ave.
 Valentine Hink 14 7th Ave.
 Jacob Schmitt 160 St. 19th
 Edward Kelly 311 St. 16th
 Louis Winters 160 St. 19th
 James J. Healy 159 St. 19th
 Joseph Gallagher 138 St. 19th
 John Barantz 140 - 7th Ave.
 Robert C. Cassin 300 x 302 - 6th Ave.
 Stephen Merritt 210 - 8th Ave.
 J. W. Pitcher 128 8th Ave.
 Alex. McChamond 134 St. 11th
 John Norris 73 St. 9th St.

Bernard F. Martin 153 W. 13.
 Henry Nasson 252-6 Ave.
 William F. Moore 111 W. 11th St.
 J. W. Morgan 101 West 16th
 M. Solinger 107 W. 16th
 Otto K. Schlotman 118 W. 16th
 M. Camberis 256-6th Ave.
 William Schachtel 101-7th Ave.
 Alfred Allman 107-7th Ave.
 Martin Kelly 249-6th Ave.
 Sam Matthias 69-7th Ave.
 Philip Smith 181-6th Ave.
 Sam A. Voets 107 W. 17th St.
 Thomas Kelly 263-6th Ave.
 John J. Voets 107 W. 17th
 Christ J. Wilmann 250-6th Ave.
 James J. Casey 132 W. 17th
 James Alford 110 W. 18th
 John F. Monaghan 181-6th Ave.
 John Monaghan 110 W. 14th St.
 Patrick Monaghan 110 W. 14th St.
 G. E. Whitehead 101 1/2 W. 14th St.
 Thomas Kelly 110 W. 14th St.
 Theo. C. Foxworth 129 W. 14th St.
 Chester Lamb Jr 326 W. 32nd
 William S. Leonard 214-6th Ave.
 John S. Deary 14th St. & 6th Ave.
 John A. Anderson 215-6th Ave.

John Morris Jefferson Market
 John C. Williams 73 - 9th St.
 L. P. Snow 366 W. 15th
 Friedrichander Broe 141 - 8th Ave
 John A. Kugelmeyer 259 - 8th Ave
 Throckmory J. Adams W. D. 53 W. 16
 A. L. Miller 96 - 6th Ave
 P. McCabe 83 Clinton Place
 G. E. Sines 71 West 10th
 J. W. Boyke 150 W. 12th
 J. W. Dunsburn 158 W. 12th
 Charles W. Dowell W. D. 116 W. 13
 O. L. Gay 354 W. 20th St.
 Henry Miller 257 W. 29th St.
 Joseph A. Kugelmeyer 259 - 8th Ave
 E. A. Wilby 334 W. 23rd St.
 Robert Mackett 116 W. 18th St.
 J. D. Cook 244 W. 25th St.
 John C. Sheehan 464 W. 23rd St.
 John R. Miller 185 - 6th Ave
 W. B. Smith 45 Perry St.
 W. B. Morey 202 Canal St.
 James W. Gray 228 W. 18th
 Charles J. Knissie 322 W. 17th
 Charles G. Abel 348 Lenox Ave
 Frank Richard 102 W. 14th
 James J. Curtis 77 Canning
 Charles Goebel 334 E. 17th

10 12

To
Hon. Roswell P. Flower
Governor, State of New York.

Dear Sir,

In addition
to our signing the accompanying
petition, presenting for compensation
in the case of Daniel Lyons
we beg to say that he was
in our employ for eight months
and we never had a more
faithful and sober man
and we are ready to re-
engage him at any time.

Very respectfully yours,
Harris & Wilson

10 13

Lyons

Paterson Jr.

1014

(1865)

Police Court— 2nd Dist. District.

Affidavit—Larceny.

City and County }
of New York, } ss.

of No. 210-6th Avenue Street, aged 27 years,
occupation Assistant Superintendent being duly sworn,

deposes and says, that on the 12 day of January 1892 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:

Gold and lawful money
of the United States of
the amount and value of
Twenty-eight ⁴³ Dollars
\$ 28 ⁴³ / 100

the property of R. W. Macy & Company and
in the care and custody of
deponent

and that this deponent has a probable cause to suspect and does suspect, that the said property was feloniously taken, stolen and carried away by Samuel Rogers for the reasons following to-wit: on the said date that deponent who was in the employ of deponent as driver, collected the said sum of money from Sophie Gordon for a quantity of china which he delivered to said Sophie Gordon for deponent and he having appropriated the said money to his own use deponent prays that the said deponent be apprehended and brought to answer.

James Woodley

Sworn to before me this 12 day of January 1892
[Signature]
Notary Public

10 15

(1895)

Sec. 198-200.

CITY AND COUNTY }
OF NEW YORK, } ss.

2 District Police Court

Daniel Lyons

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.

Daniel Lyons

Question. How old are you?

Answer.

33 years.

Question. Where were you born?

Answer.

Ireland

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

Answer.

111-14-16th Street 10 years

Question. What is your business or profession?

Answer.

Wagoner

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 and
I am an ex-ammunition*

Daniel Lyons

Taken before me this

day of *Sept* 189 *3*

Police Justice.

10 16

CITY AND COUNTY }
OF NEW YORK, } ss.

1877

Sophie Gordon
aged 36 years, occupation Washer of No. 100 West Washington Street, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of James Woods Jr. and that the facts stated therein on information of deponent are true of deponent's own knowledge.

Sworn to before me, this 21 day of April 1892 } Sophie Gordon

B. D. [Signature]
Police Justice.

10 17

Sec. 151.

CITY AND COUNTY }
OF NEW YORK. } ss.

Police Court 2 District.

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

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

Mary C. Brown Street, that on the 10 day of January 1882 at the City of New York, in the County of New York, the following article to-wit:

Gold and Pearl Jewelry
of the value of Twenty - Eight Dollars,
the property of Mary C. Brown
was taken, stolen and carried away, and as the said complainant has cause to suspect, and does suspect and believe, by Samuel Brown

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

These are Therefore, in the name of the PEOPLE of the State of New York, to command you the said Sheriff, Marshals and Policemen, and every of you, to apprehend the body of the said Defendant and forthwith bring him before me, at the 2 DISTRICT POLICE COURT, in the said City, or in case of my absence or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to be dealt with according to law.

Dated at the City of New York, this 20 day of April 1882

[Signature]
POLICE JUSTICE.

10 18

Police Court _____ District.

THE PEOPLE, & c.,
ON THE COMPLAINT OF

vs.

Warrant-Larceny.

Dated _____ 188

Magistrate

Officer.

The Defendant

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

Layman and McQuinn Officer. S.

Dated _____ 188

This Warrant may be executed on Sunday or at
night.

Police Justice.

Police Justice.

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

Dated _____ 188

The within named

10 19

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.....

A. J. ...

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, *Apr 29* 189..... *[Signature]* Police Justice.

I have admitted the above-named.....

to bail to answer by the undertaking hereto annexed.

Dated,..... 189..... Police Justice.

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

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

Dated,..... 189..... Police Justice.

1020

500 East 3rd St 7:30 AM
May 13 2 PM
June 28 7:40 - 2 PM
July 1 10 AM
" 6 11:5
11-11 1:30

Police Court-- (216) District. 1894

THE PEOPLE, &c.,
ON THE COMPLAINT OF

James Woods
vs.
Samuel Lyons

Offense
Amul Lyons

2
3
4

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Dated, April 29 1892

McDunnis & Lyman Magistrate.

Officer.

Precinct.

William F. Bell

No. 200-6th Avenue Street.

No. Street.

No. Street.

\$ to answer

1021

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, *July 11* 189 *2* Police Justice.

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

Defendant

Dated, *July 11* 189 *2* *P. J.* Police Justice.

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

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

Dated,..... 189 Police Justice.

1022

Additional Witnesses =

Police Court, 2 District.

THE PEOPLE, &c.,
IN THE COMPLAINT OF

James Woods Jr
200 - 6th Ave
vs.
Samuel Lyons

BAILED,

No. 1, by *James Casey*
Residence *132 W-17th* Street.

No. 2, by _____
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

Dated, *July 11* 189 *2*
Magistrate: _____

McGinnis Officer.
Precinct *7th*

Witnesses *Ms J. Bell*
No. *207-6th Ave* Street.
Sophie Gerdes
No. *110 West Washington Place* Street.
See other side for other witnesses

No. _____ Street.
\$ *50* answer.



Bailed
Exr
Embrey

[Handwritten signature]

1023

Court of General Sessions of the Peace

532

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Daniel Lyons

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

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

The said Daniel Lyons

late of the City of New York, in the County of New York aforesaid, on the 17th day of January in the year of our Lord one thousand eight hundred and ninety-two, at the City and County aforesaid, being then and there the clerk and servant of Charles B. Webster, Isidor Straus and Nathan Straus, copartners

and as such clerk and servant then and there having in his possession, custody and control certain goods, chattels and personal property of the said Charles B. Webster, Isidor Straus and Nathan Straus the true owner thereof, to wit:

the sum of twenty-eight dollars and forty-three cents in money, lawful money of the United States of America, and of the value of twenty-eight dollars and forty-three cents;

the said Daniel Lyons afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, did feloniously appropriate the said sum of money

to his own use, with intent to deprive and defraud the said Charles B. Webster, Isidor Straus and Nathan Straus of the same, and of the use and benefit thereof; and the same goods, chattels and personal property of the said Charles B. Webster, Isidor Straus and Nathan Straus did then and there and thereby feloniously steal, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

DE LANCEY NICOLL, District Attorney.

1024

BOX:

488

FOLDER:

4459

DESCRIPTION:

Mahony, Daniel J.

DATE:

07/13/92



4459