

0731

BOX:

108

FOLDER:

1160

DESCRIPTION:

Balfe, John

DATE:

08/17/83



1160

0732

BOX:

108

FOLDER:

1160

DESCRIPTION:

O'Brien, Michael

DATE:

08/17/83



1160

POOR QUALITY
ORIGINAL

0733

North

Rec'd from
Unit of 243 for
L.L. - already
in Pen for
Briquet & only
of Pen 18. more
in Pen for Lacey
from Keenan
L.D.

Filed 17 day of Aug 1883
Pleads Not Guilty

THE PEOPLE
vs.
John B. B. B.
and
Richard O'Brien
ROBBERY—First Degree.

JOHN McKEON,
District Attorney.

A True Bill.
John C. B. B.
Foreman.
August 28. 1883
Both tried and convicted
by L. 2 dy
exp. by 12 mos 50
Cato 2. 2. 4. 12. 50.
Aug 3. 1883.

0734

Court of General Sessions of the City and County of New York.

THE PEOPLE OF THE STATE OF
NEW YORK,

John Balfe
Michael O'Brien

The Grand Jury of the City and County of New York by this indictment accuse
John Balfe and Michael O'Brien

_____ of the crime of Robbery in the first degree,
committed as follows:

The said *John Balfe and Michael O'Brien*

late of the First Ward of the City of New York, in the County of New York, aforesaid,
on the *fourth* day of *July* in the year of our Lord
one thousand eight hundred and eighty*three*, at the Ward, City and County aforesaid,
with force and arms, in and upon one *Andrew Kelly*

in the peace of the said People then and there being, feloniously did make an assault, *each of*
them being then and there aided by an accomplice
actually present and, *two promissory notes for the*
payment of money of the kind commonly called
United States Treasury notes, the same being then
and there due and unsatisfied, for the payment of
and of the value of two dollars each, two other
promissory notes for the payment of money
of the kind commonly called United States
Treasury notes, the same being then and
there due and unsatisfied, for the payment of
and of the value of one dollar each, and divers
coins of the United States of America, of a
number, kind and denomination to the Grand
Jury aforesaid unknown, of the value of two
dollars

of the goods, chattels and personal property of the said *Andrew Kelly*

from the person of said *Andrew Kelly* and against
the will and by violence to the person of the said *Andrew Kelly*
then and there violently and feloniously did rob, steal, take and carry away, against the
form of the Statute in such case made and provided, and against the peace of the People
of the State of New York and their dignity.

JOHN McKEON, District Attorney.

0735

Testimony in the case
John Wolfe and
Michael O'Brien

filed Aug.
1883

0736

40

The People
John^{vs} Balfe
and
Michael O'Brien } Court of General Sessions. Part I
Before Recorder Smyth. Aug. 28. 1883.
Indictment for robbery in the
first degree. Andrew Kelly, sworn and examined.

I live on a steamboat now; on the 4th of July I lived at 272 North St.; on that day I lost six dollars; some of it was silver and some paper money. I carried it in the left pocket of my vest. I lost it between three and four o'clock in the afternoon in Madison street near the New Bower. I was sitting in the street when the prisoners got a can of beer and invited me to take a drink of it. I took it. The sun was too strong and they said they would go in the rear yard where it would be cooler. The prisoners and others went with me. They got more beer there. I gave them a quarter to go for beer and they said they got the worth of their quarter. I thought it was time to be moving away from them. I got up to go away; they caught me - one on the right side of me and the other on the left; they held my arms and went through my pockets. A man named McCormick was there. I did not try very much to get away, for I knew there was no good in trying.

POOR QUALITY
ORIGINAL

0737

They held me fast. I did not call for help. I said, "you are doing it fine." They took my money, six dollars. McCormick held me while the prisoners searched my pockets; they ran away and I ran after them into the next yard. I did not have them arrested that time. I had McCormick arrested about two hours after. I made a complaint at once. Cross Examined. I was in Haverstraw on the third and came here that night. I spent the night at 272 Mott St. where I boarded last winter. I ~~went~~^{went} to Madison St. on the 4th about two o'clock or three in the afternoon. I was not intoxicated on the morning of the 4th. I had no acquaintance with these young men before that. I saw McCormick last in the Tombs before the Magistrate. I don't know where he is now. I am not acquainted with Mrs. Jane O'Connor. When it was not ~~in the~~ in Madison St nor in the hallway of this building No. 1, it was right in the yard. You pass through the hall to get in the yard. I understood perfectly well what was in the affidavit I made before the Magistrate. How many men were in the yard? Only three beside me drinking beer.

0738

Jane O'Connor sworn. I live 33 Monroe St. and was living there on the 4th of July. I saw the prisoners on that day. I know them perfectly well to see them. I saw them between 3 and 4 o'clock in the afternoon in the hallway of 30 Madison St. I saw the complainant drinking round with the boys in the morning, but I did not see the prisoners with him that time. I did not see any money taken from Kelly. I saw the two prisoners and Kelly standing in the hall. I saw them in a scuffle like. I kept looking at them. I saw Balfe hold him while O'Brien put his hand in his pocket. I know a person by the name of McCormick. He was not there. After they searched Kelly they pushed him aside and ran out and then Kelly pursued them; he caught hold of a man on the sidewalk and accused him of being one of the parties that robbed him; the man was drunk; he did not know what he was about. Cross Examined. It was not in the street that I saw Kelly but in the hallway of 30 Madison St. McCormick was not there at all and had nothing to do with it. I know McCormick as I do the other prisoners about two years back and forward.

0739

I am a married woman. I am a nurse
I was attending Mrs. McCutcheon's children;
she lives at 28 Madison St. I had the
baby in my arms at Mr. Ferguson's door
I was all day there with the baby; she (Mrs.
McCutcheon) was out. I don't know any
of the relatives of the prisoner nor of
McCormick. I know McCormick's sister
back and forward. I have never been
talking to them until this case occurred.
They came to me when they heard
that I was looking at it. I told them that
McCormick was not there. Every one
knows he was not there; he was there
in the morning when they drank beer
on the sidewalk. I am not able to say
whether those prisoners were there at
that time or not. Kelly was under the
influence of drink. Cross Examined.
I saw Kelly and McCormick drinking
beer about twelve o'clock; there were
more children than were drinking then.
The beer was got in a public house
four doors up; some little boys brought
it down in a can. They were engaged
for nearly an hour, and then Kelly
stepped up and went into the back
yard with some more boys and

0740

(191)

McCormick went up the street. Kelly was under the influence of liquor; he staggered; he went into the back yard; he did not go into the street. I am not able to say how long he was in the back yard. I went up stairs to my dinner and when I came down I saw him go into No 30. I do not know what they were doing; some little boys were in the back yard of 28; Kelly was in there talking to them; he might have remained there 20 minutes or over; he came out and went into the hall of 30. I saw these men with him in the hall of 30; Kelly when he came out caught hold of a man named Cleaver and accused him of being one of the men that robbed him; he is not here today, he and Mr. Cleaver had words. Cleaver told him to be careful of what he was saying and another young man Johnny Clark interfered and then he begged his pardon and stood with his back against the wagon. I did not see him any more after that.

Patrick McGinley sworn. I am an officer of the South Precinct. I was after the prisoners; another officer fetched them to the station house. The arrest was made on the 9th of July. Kelly made a complaint to me.

0741

on the evening of the 4th of July that he was robbed. I arrested Micheal McCormick. Then I saw Kelly between six and seven o'clock he was sober. I had no conversation with the prisoners; they made no statement about the affair to me. Micheal O'Brien sworn and examined in his own behalf. I did not take any money from the person of Mr. Kelly on the evening of the 4th of July or at any other time. I did not hold him while any other person took money or property from him. Cross Examined. I was in the hallway of 30 Madison St. with the complainant. I did not see Mr. Jane Ferrer there. I know her some time. She says that she saw yourself and your co defendant take hold of this man, one held his arms and the other searched through his pockets, did anything of that kind occur? No sir. Did you run away from there? No sir. I remained long enough with the complainant to drink the beer in the hallway. We had a pint at a time. I took my share and went out. I had it about twenty or thirty times; we only went into the hallway to drink the beer and then we went out again; we were there over an

0742

have. When I first met him it was twelve or half past twelve that I first saw the complainant; he was drunk, lying asleep on the cellar door in Madison st. I did not wake him, he got woke up by a policeman and he went down from Madison into James st. and treated eight or ten people. I knew that he was drunk and yet I helped to drink 20 or 30 pints of beer with him. Everybody put in their share. I separated from Kelly I guess about 2 1/2 or 3 o'clock. I was not with him three hours. When I went down James st. I left him in a liquor store drinking with eight or ten. I have been arrested for disorderly conduct. About four years ago I was arrested for larceny from the person I got eighteen months I guess. John Baffe, sworn and examined in his own behalf testified I heard the testimony of Mr. Kelly on the witness stand. Did you see him on the 4th of July? Yes sir. He was lying asleep in Madison street near the corner of James st. Did you see him afterwards at 30 Madison st.? Yes sir. Did you take any money from him? No sir. Or hold him while anybody else took any money from him?

POOR QUALITY
ORIGINAL

0743

No sir. Did you know of anybody taking any money from him? No sir. I gave the man 25 cents myself; he asked from me for it. He told me that he was out all night drinking and that he was tired and he lay down there and fell asleep. He said he had been lying around since five or six in the morning; then it was somewhere around twelve o'clock when I seen him; he was drunk when he woke up. Cross Examined. I did not see Mr. O'Connor there. I know her when I see her. There was no woman sitting at the door at all. Have you ever been in trouble? Yes sir for grand larceny. I served a term about six years ago. I was convicted in this Court, sentenced for two years and served my term, twenty months. You came out about four years and a half ago? I do not know how long ago. You served about twenty one months didn't you? Twenty months. I got nine months also on the Island for carrying burglar's tools. The jury rendered a verdict of guilty of grand larceny in the second degree. The prisoners were remanded for sentence until Thursday morning.

BAILED.

No. 1, by Erasmus Knott (my
Residence 290 Street
Street _____

No. 2, by _____
Residence _____
Street _____

No. 3, by _____
Residence _____
Street _____

No. 4, by _____
Residence _____
Street _____

No. 5, by _____
Residence _____
Street _____

94 ✓
Police Court Smith District

THE PEOPLE, &c.
ON THE COMPLAINT OF

Andrew D. Kelly
272 14077 St

Michael Mc Cormie

30m 30s
Michael 30m 30s

7

Dated 27th

~~Wine~~
Actual Me & in

11

Witnesses: *David D. Jones*

33-1167-1000

No. 10
Dion
Bill
JAN 17 1896

No. _____

§ to answer

16283 Comm
July 10.

80-150000 cu

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 that

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

Dated Only 27th 1885 at Solon, Vermont

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

Dated 188 *Police Justice,*

There being no sufficient cause to believe the within named _____
_____ guilty of the offence within mentioned, I hereby certify that _____

Dated 188

0745

Sec. 198-200

CITY AND COUNTY
OF NEW YORK, ss.

District Police Court.

Michael McFormick 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 McFormick

Question. How old are you?

Answer.

24 years

Question. Where were you born?

Answer.

US

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

Answer.

32 Madison St 15 years

Question. What is your business or profession?

Answer.

Smelter

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

Michael McFormick

Taken before me this
day of *July* 188*8*
John J. Smith
Police Justice.

0746

Sec. 198-200

CITY AND COUNTY }
OF NEW YORK } ss.

First

District Police Court.

Michael O'Brien 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 O'Brien

Question. How old are you?

Answer. 22 years

Question. Where were you born?

Answer. US

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

Answer. 28 New Chambers St on north

Question. What is your business or profession?

Answer. Reader

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

Michael O'Brien

Taken before me this

10th
day of
October
1931

Police Justice.

0747

Sec. 198-200

CITY AND COUNTY
OF NEW YORK, } ss.

Dist.

District Police Court.

John Balfe 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 *no* waiver cannot be used against *him* on the trial.

Question. What is your name?

Answer.

John Balfe

Question. How old are you?

Answer.

28 years

Question. Where were you born?

Answer.

MS

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

Answer.

125 Chrystie Street 6 months

Question. What is your business or profession?

Answer.

watchman

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 Balfe

Taken before me this *10th* day of *October* 188*8*
Edw. J. Smith
Police Justice.

0748

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

POLICE COURT, *Just* DISTRICT.

Jane O'Connor
of No. *33 Monroe* *32. nurse* Street, being duly sworn, deposes and

says that on the *4th* day of *July* 188*3*

at the City of New York, in the County of New York, *she saw John*

Balfe (now here) and Michael O'Brien (now here) in the hallway of Number 30 Madison Street where they had one Andrew Kelly that said Balfe caught said Kelly by the arms, and held him while said O'Brien thrust his hands into the pockets of said Kelly's vest, and took therefrom a sum of money the amount of which is unknown to deponent. Said Balfe and O'Brien then gave said Kelly a push, and ran away. Deponent did not see Michael O'Brien already arrested at said hallway on said date and said Kelly was not present when said robbery was committed.

Jane O'Connor
Sworn to before me *mark*

this 10th of July 1883

John R. Smith

Police Justice

0750

BOX:

108

FOLDER:

1160

DESCRIPTION:

Barrett, Anthony

DATE:

08/11/83



1160

The officer reports
at the bar of the
court that he cannot
let the witness
although he repeatedly
tries to find them
to the person in the
journals for over
a month & until
the change of the
man on his own
recognition that
Sept 12 83

123

Counsel,

Filed 15 day of Aug 1883

Pleads

Not guilty

THE PEOPLE

vs.

P

Anthony

Barrett

Second Degree

JOHN McKEON,

Sept 12/83 District Attorney

Recharged by the Court with

A TRUE BILL

John F. Quinn

Foreman.

0751

0752

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Anthony Barnett

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

Anthony Barnett
of the CRIME OF Assault in the second degree
committed as follows:

The said Anthony Barnett

late of the City and County of New York, on the 7th day of

August in the year of our Lord one thousand eight hundred and eighty-three
with force and arms, at the City and County aforesaid, in and upon one

Johanna Lynch in the peace of the People of
the State of New York, then and there being
feloniously did unlawfully and wrongfully
make an assault; and the said Anthony
Barnett, her the said Johanna Lynch then
and there feloniously did unlawfully and
wrongfully strike, beat, kick, bruise and
wound, thereby then and there inflicting
upon her the said Johanna Lynch, grievous
bodily harm, to wit: thereby then and there
fracturing the lower jaw of her the said
Johanna Lynch; against the form of the
Statute in such case made and provided, and
against the peace of the People of the State of
New York, and their dignity.

John McKeon

District Attorney.

0753

Form 10

POLICE COURT-FIRST DISTRICT.

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

Alonzo Faskett
of No. *109* *Decider* Street,

that on the *7th* day of *August* being duly sworn, deposes and says,
188 *3* at the City of New York,

Nora Lynch testified on oath
that she was present and
saw one *Anthony Barnett White*
beat and kick *Nora Lynch*
so severely that she had to be
removed to Hospital. That said
Nora is a material and important
witness for the People and deponent
feels that he cannot produce her
on trial unless she is detained by
order of the Court.

Alonzo Faskett

Sworn to, this

before me
See J. C. Gray

Police Justice.

day of *August*
188 *3*

0754

Form 10.

POLICE COURT—FIRST DISTRICT.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Alvin Gossett

vs

Noah Lynch

AFFIDAVIT—

Dated

Aug 7

188

Justice

Power

Officer

Gossett

e

*Committed to care of the
C of C N C, pending
Ex.*

0755

Form 10

POLICE COURT-FIRST DISTRICT.

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

Nora Lynch
of No. *152 William St* *14 Years old. Book folder*
that on the *5th* day of *August* being duly sworn, deposes and says,
188*3* at the City of New York,

in the County of New York.
deponent saw *Anthony Barrett*
now prisoner strike Johanna Lynch
deponent's Mother several blows upon
her face and knock her down and
after she had fallen deponent saw
said Barrett kick and dislocate
said Johanna's Jaw That she is
now in Hospital from the effects of
the injuries she received & is unable to
appear to prosecute and deponent
now asks that said Barrett may be
dealt with as the law directs

Nora Lynch
ma

Sworn to, this

day of

188

before me.

Police Justice.

0756

Form 10.

POLICE COURT—FIRST DISTRICT.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Nora Lynch

vs

Anthony Barrett

AFFIDAVIT

John W. Barry
On John W. Barry

*Committed to
await the result
of inquest to
Hennrichs*

Dated

Aug 7th

188

Justice

Power

Alonzo Fosket

Officer

Q

0757

Police Court— 183 District.

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

of No 100 Matt Street,

on Sunday the 5 being duly sworn, deposes and says, that
day of August
in the year 1883, at the City of New York in the County of New York,

She was violently ASSAULTED and BEATEN by Anthony Barrett
(now here) who did strike deponent several
blows on the face with his fists knocking
deponent down and while down said Anthony
kicked deponent several times on the face

without any justification on the part of the said assailant.

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

Sworn to before me, this

day of

9
August 1883

W. J. [Signature]

POLICE JUSTICE.

her
Johanna X Lynch
(mark)

0758

BAILED.

No. 1, by _____
Residence _____
Street _____

No. 2, by _____
Residence _____
Street _____

No. 3, by _____
Residence _____
Street _____

No. 4, by _____
Residence _____
Street _____

Police Court No. 188 District 188

THE PEOPLE
OF THE CITY AND COUNTY OF NEW YORK

Johnna Lynch
100 West 42nd St.

Anthony Barrett

1
2
3
4

Offence assault & battery

Dated 9 August 1888

Magistrate
J. J. G. G. G.

Witnesses
No. 152 William Street
No. 152 William Street
No. 152 William Street

No. 152 William Street
No. 152 William Street
No. 152 William Street

Office of the District Attorney
No. 152 William Street
No. 152 William Street
No. 152 William Street

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

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 9 Aug 1888 City Court Police Justice.

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

Dated _____ 188 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

0759

Sec. 198—200.

18

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Anthony Barrett

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.

Anthony Barrett

Question. How old are you?

Answer.

23 years

Question. Where were you born?

Answer.

New York

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

Answer.

100 Mott St about 6 mos

Question. What is your business or profession?

Answer.

Printer

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

Answer.

I am not guilty and demand a full trial

Anthony Barrett

day of

Taken before me this

1883

Police Justice.

0760

BOX:

108

FOLDER:

1160

DESCRIPTION:

Barry, Richard

DATE:

08/13/83



1160

91
Counsel,
Filed 13 day of Aug 1883
Pleads *Not guilty!*

THE PEOPLE
vs.
Richard Barry
INDICTMENT.
Grand Larceny in the 2nd degree.
(52894530)

JOHN McKEON,
District Attorney.

A True Bill.

John H. Quinn

P.T. Sept. 4 1883 Foreman
Tried and acquitted

0761

0762

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Richard Barry

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

Richard Barry

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

The said *Richard Barry*

late of the First Ward of the City of New York, in the County of New York, aforesaid,
on the *twenty ninth* day of *July* in the year of our Lord one thousand eight
hundred and eighty-*three* at the Ward, City and County aforesaid, with force and arms, *in the*
night time of said day

seven promissory notes for the payment of money, being then and there due and unsatisfied (and of the
kind known as United States Treasury Notes), of the denomination of twenty dollars, and of the value of twenty dollars
each; *fifteen* promissory notes for the payment of money, being then and there due and
unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of ten dollars, and of the value
of ten dollars *each*; *twenty* promissory notes for the payment of money, being then and there due
and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of five dollars, and of the
value of five dollars *each*; *twenty* promissory notes for the payment of money, being then and
there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of two dollars,
and of the value of two dollars *each*; *twenty* promissory notes for the payment of money, being
then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination
of one dollar, and of the value of one dollar *each*; *five* promissory notes for the payment of
money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of twenty
dollars *each*; *ten* promissory notes for the payment of money (and of the kind known as bank
notes), being then and there due and unsatisfied, of the value of ten dollars *each*; *twenty* promissory
notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of
the value of five dollars *each*; *one* promissory note for the payment of money (and of the kind
known as bank notes), being then and there due and unsatisfied, of the value of two dollars, *—*; *one*
promissory note for the payment of money (and of the kind known as bank notes), being then and there due and
unsatisfied, of the value of one dollar, *one watch of the value*
of forty five dollars and one chain
of the value of thirty dollars

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

JOHN McKEON, District Attorney.

0764

John Vaughan of 18 Main St
Aged 26 Years, occupation
Telegrapher being duly sworn
deposes and says: The
defendant was in com-
pany with me from 7
o'clock in the evening until
9 o'clock the next morning
We were drinking together
about 3 o'clock we went
over to 10th St North River
We were not in a
block of 3rd Spring St. We
were all pretty tight.
The defendant could
not have been at the
stop 3rd Spring Street or
at the complainant's
place without my seeing
him

John Vaughan
Sworn to before me this
30th day of July 1883
Solomon Smith
Police Justice

0765

John Macerlin, of 161
Elizabeth Street aged 23
Years, Furrier being duly
sworn deposes and says.
The defendant was in
my company from 5:30
o'clock in the evening to
7 o'clock in the morning.
We were all around
drinking together, about
8 o'clock we were at
the corner of Spring and
Marion and were no
nearer 37 Spring St than
that. The defendant
did not go to 37 Spring
and could not go there
without my knowledge.

John Macerlin
Sworn to before me this
30th day of July 1883
Solomon Smith
Police Justice

0766

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, ss.

18th District Police Court.

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

Question What is your name?

Answer.

Richard Barry

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.

41 Marion St. about 2 mos

Question. What is your business or profession?

Answer.

Furnier

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 I was
not near the complainant that
night
R. Barry

Taken before me this

day of

July

1883

John D. Smith
Police Justice.

0767

First District Police Court.

Affidavit—Larceny.

CITY AND COUNTY
OF NEW YORK, } ss.

Michael Gelmartin

of No. 37 Spring Street,

being duly sworn, deposes and says, that on the 29 day of July 1883

at the night time at the City of New York,

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

of deponent and from deponent's person with intent to cheat and defraud the true owner of these and benefit the following property, viz:

One Silver watch and Gold chain attached
of the value of seventy five dollars and
good and lawful money of the United
States of the amount and value of one
hundred and fifty dollars in all of the
value of two hundred and twenty five
dollars

the property of deponent

and that this deponent

has a probable cause to suspect, and does suspect, that the said property was feloniously taken,
stolen, and carried away by Richard Barry (now here,

from the fact that at or about the
hour of three o'clock on the morning
of said day while deponent was a
sleep on the stoop of premises Number
37 Spring Street in said city deponent
was awake by feeling said Barry's hand
into deponent's pantaloons pocket which was
a part of deponent's bodily clothing. immediately
thereafter deponent missed said property and
said Barry escaped and subsequently said Barry
was arrested by Officer Beckingham & Richard Hart

Sworn before me this 30 day of July 1883
at New York City
Justice

0768

Complainant, on examination
says that he has known the defen-
dant well for the past year
and not seen him at night before
I felt his hand in my pocket.
It was about 3 o'clock AM.
Michael G. Bryant
Sworn to before me
this 30th day of July 1883
Folbert Smith
Police Justice

District Police Court.

THE PEOPLE, & C.,
ON THE COMPLAINT OF

AFFIDAVIT—Larceny.

vs.

Dated

188

Magistrate.

Officer.

WITNESSES:

DISPOSITION

0769

BOX:

108

FOLDER:

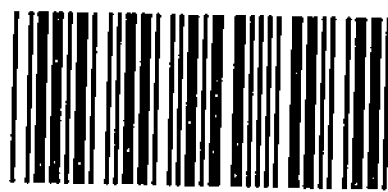
1160

DESCRIPTION:

Bell, Robert A.

DATE:

08/03/83



1160

136131-1

Counsel,
Filed 3 day of Aug 1883
Pleads

THE PEOPLE
vs.
Robert P
A. Barr
INDICTMENT.
Grand Larceny in the 3rd degree.
(52845 630)

JOHN McKEON,
District Attorney.

A True Bill.

S. W. Conant
Aug 29/83 Foreman.
Wm. J. Parkey.
State of Maryland
County of Prince George's
Clerk.

0770

0771

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Robert A. Bell

The Grand Jury of the City and County of New York, by this indictment, accuse Robert A. Bell

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

The said Robert A. Bell

late of the First Ward of the City of New York, in the County of New York, aforesaid, on the 28th day of July in the year of our Lord one thousand eight hundred and eighty three, at the Ward, City and County aforesaid, with force and arms, in the night time of said day, one watch of the value of fifty dollars, and one chain of the value of twenty five dollars

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

JOHN McKEON, District Attorney.

0772

136 2 141

Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Johnston Levy
vs.
Robert Bell

1 Robert Bell

2

3

4

Dated July 29 1883

Offence Leaving from the Person

Magistrate.
Robert Bell

Officer.
20

Precinct.

Witnesses

No. Street.

No. Street.

No. Street.

No. Street.

\$ 1000 to answer

98

Conrad

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 Robert Bell

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 29 1883 J. M. Patterson Police Justice.

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

Dated _____ 1883 _____ 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 _____ 1883 _____ Police Justice.

0773

Sec. 198-200

CITY AND COUNTY
OF NEW YORK, ss.

2

District Police Court.

Robert Bell 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.

Robert Bell

Question. How old are you?

Answer.

17 Years of age

Question. Where were you born?

Answer.

New York

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

Answer.

505 West 38 Street four years

Question. What is your business or profession?

Answer.

Ironmith

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

Answer.

I did snatch the Chain

Robt A. Bell

day of

Taken before me this

July 1888
John J. Quinn
Police Justice.

0774

2 District Police Court. Affidavit—Larceny.
CITY AND COUNTY OF NEW YORK }
Merchant of No. 403 Broadway Street, Solomon Levy 30 years
being duly sworn, deposes and says, that on the 28th day of July 1883
at the in front of premises 309 West 31st Street in 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 Gold Watch and Chain of
the value of Seventy five Dollars

Sworn before me this 29 day of July 1883
J. M. McCutcheon
Police Justice.

the property of Deponent

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

the fact that Deponent was standing
in front of premises 309 West 31st Street
the said defendant matched the
Chain attached to a watch in the vest
pocket of deponent worn as a part
of deponent's bodily clothing at or
about the hour of eleven o'clock P.M.
on said date
Solomon Levy

0775

BOX:

108

FOLDER:

1160

DESCRIPTION:

Bennet, Frederick

DATE:

08/03/83



1160

POOR QUALITY
ORIGINAL

0776

Sept. 1871
and sentenced
on his plea
of guilty. March 29
1871.
The Record
7/1

157

Day of Trial,

Counsel,

Filed 3 day of Aug 1883

Pleads

guilty

THE PEOPLE

vs.

Frederick

Bennet

Wm. Bennett

Aug 20/83

JOHN McKEON,

By M. Bennett

A True Bill.

S. W. Forester

Foreman.

Aug 17/83

Speedy Committee of
Reg. & Reg.

BURGLARY—Third Degree,
Receiving Stolen Goods.
[9493-506-528-531-ans-559]

0777

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Frederick Bennet

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

Frederick Bennet

of the CRIME OF BURGLARY IN THE THIRD DEGREE,

committed as follows:

The said Frederick Bennet

late of the 17th Ward 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 eighty three with force and arms, at the Ward, City and County aforesaid, the factory of

Jacob Rupprecht

there situate, feloniously and burglariously, did break into and enter, the same being apart of a building in which divers goods, merchandise, and valuable things were then and there kept for use, sale and deposit, to wit: the goods, chattels, and personal property hereinafter described, with intent the said goods, chattels, and personal property of the said

Jacob Rupprecht

then and there being, then and there feloniously and burglariously to steal, take and carry away, and eleven pairs of trousers of the value of seven dollars each pair

of the goods, chattels and personal property of the said

Jacob Rupprecht

so kept as aforesaid in the said factory 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.

0778

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

Frederick Bennet

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

The said Frederick Bennet

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

eleven pairs of trousers of the
value of seven dollars each
pair

of the goods, chattels and personal property of Jacob Rupperecht

by a certain person or persons to the Grand Jury aforesaid unknown, then lately before feloniously stolen of the said Jacob Rupperecht

unlawfully and unjustly, did feloniously receive and have (the said Frederick Bennet)

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

JOHN McKEON,

District Attorney.

0779

Testimony in the
case of
Frederick Bennett
filed Aug.
1873.

0780

7-
The People v. Frederick Bennett
Court of General Sessions. Part I
Before Recorder Smyth, Aug. 16. 1883.
Indictment for burglary in the third degree and receiving stolen goods.

Jacob Rupperecht, sworn and examined. I live in 201 East Fourth St. in the 17th ward. I don't live in it, other folks live in it, but I carry on business there, manufacturing pantaloons. On the night of the 21st of June last I had in my premises eleven pair of finished and two or three hundred pair of unfinished pants. They were worth from six to seven dollars a piece; they were the property of Manamaker and Brown, Philadelphia, given to me to make up; they were in my charge and custody; I occupy the lower part of the premises as a store, the first floor from the street; the premises were fastened with a ~~Bland~~ lock and a patent lock beside; the windows and everything was fastened. I left the premises at 7 o'clock that evening; the pantaloons were in the store at that time. I next saw the premises about 2 1/2 or 3 o'clock in the morning. I was woken up; the door was broken open when I came to my shop - the fastenings had been broken where the bolt goes in. All the finished pantaloons, eleven pair, were taken. I have seen five pairs of them since.

0781

in the station house, corner of Fifth St. and First Avenue. Officer Fisher was at the store when I was called down. I think I saw him at the station house that night. The pants I saw were five out of the eleven pair which were in my store on the night of the 21st of June and which were stolen from there. Cross Examined. I am sure I fastened the place myself; it was the side hall door that was broken; the latch of the door was broken in two; they entered from the next house. Maxamilian J. Fisher, sworn and examined. I am attached to the Seventeenth Precinct. I know the premises of the complainant. I saw them that morning; they are in the 14th ward. It was I guess about 3 1/2 on the 21st of June when I went there. I found the side door leading into the pants making shop of Mr. Rupperecht broken; the nosing of the door was split in such a way that the door could be open. I saw the prisoner that night. About 2 1/2 o'clock I was standing in the doorway of a grocery store I saw the prisoner and his friend coming along Avenue B between Third and Fourth Sts.; they had coats on their arms and they looked to me as though they had something underneath them like a bundle.

0782

I asked them to halt and they would not stop. I gave chase to them and caught this man; the other man ran in a different direction. I arrested the prisoner and found nothing on him but this (producing a rag in which a small piece of ~~Red~~ stone was tied). I don't know what he done with the bundle; he let it drop; he ran round wagons, I could not see whether he dropped it or not. I ran around the wagons two or three times. He had the rag and stone in his hip pocket. I guess these men must have been twenty feet from me when I called upon them to halt. When I came back Sergeant Melling and Officer Okumbe found five pairs of pants by the wagons. I did not see them find the property. I saw the pants at the station house and the complainant identified them as his property. I guess these two people were about a block away from the store that was broken into when I first saw them. They were walking and both of them apparently had something under their coats. The prisoner has been in custody from the time I have arrested him. You arrested him as you ^{had} described that night the 20th of June about 2 1/2 o'clock? Yes sir.

0783

Cross Examined.

I did not say in my examination before the Magistrate that I saw the men with bundles in East Fourth St. because my post is in Avenue B. I did not swear I saw him drop a bundle. I said to the Magistrate that I could ~~see~~ not see underneath his coat. I put the position in front of the Justice of the way he walked by me. I swore before the Magistrate that I had seen the defendant before, but found out I was mistaken when I came to investigate. They were walking both together. I did not lose sight of the prisoner from the time he began to run till I arrested him. I fired my pistol twice because I struck my club against the stones in the middle of the street and it kind of splintered and when I went to rap it no sound was made. I drew my revolver and fired twice in the air. They looked suspicious; they had bundles at that hour of the morning.

Friday August 17. th 1883.

Jacob Neilsen sworn and examined. I am a sergeant of police of the 87th precinct I know Officer Fisher. I saw the complainant at the station house. He came there to ascertain if there were any goods there for him to examine; there were gentlemen

0784

pants there. I found them in Third St. near Avenue B about the 21st of June in the morning between 2.30 and 2.45. They were near the wagons lying on the sidewalk. I was running down Third St. to the call of an officer. I have heard that the alarm came from a spot adjoining the 11th and 14th precincts. I did not see any body running. Officer O'Rourke was on one side of the street and I was on the other.

Hugh O'Rourke sworn. I am an officer of the 14th precinct and was on duty on the night of the 21st of June. I had for my post Avenue A from Houston St to Seventh St. I heard a police alarm about 2 1/2 o'clock in the morning from the direction of Avenue B and I ran towards it. I was at Third St. and Avenue A and ran down Third St to Avenue B. The first I saw ahead of me was officer Fisher who grabbed hold of a man and arrested him. I found a pair of pants on the sidewalk on the south side of Third St. between avenues B & C. about 150 feet from Avenue B; there were wagons there. The pants were new, and I took them to the station house. I did not see the complainant there, for I returned to my post. The Sergeant and me ran together. I understood he found pants between Avenue A & B.

0785

Maximilian J. Fisher recalled. I have heard Sergeant Weising and Officer O'Rourke describe where they found this property; the prisoner ran over the track they described. Cross Examined. The prisoner ran first towards Avenue A round the wagons at Third St. I could see him in front of me. I was not smoking the time these men passed me that time.

Maximilian J. Fisher recalled by Counsel for the Defence. I do not remember the exact time at which this arrest was made. because I did not look at the clock. It was in the neighborhood of half past two o'clock.

Matthew Degan sworn and examined. I live in 94 East Fourth St. I am a coach driver, I worked for Mr. Campfield over a year at 93 East Fourth St. I know Bennett a little over a year; he has driven some extra calls for me. I was in Bennett's company the night of the 21st of July from 7:12 until a 1/4 or 20 minutes past two in the morning as near as I can tell. Mr. Klein and Mr. Bourrer were with us when we went to get a drink. We were down at Desbrosses St. and the Erie depot to catch the trains. I left the Erie depot at 1/4 past one, that is at the foot of Liberty St. I think, I am not sure. I came away with Bennett at that time. We met Klein

0786

and Bonner down near First ave. and 4th St. at Stein's undertaker's store; we went to get a drink, and the place was closed up; we came back on the corner of Fourth St. and First avenue and stood talking there for a while. Bennett said, "I guess it is time to go home." He started to go home; where he went I don't know after that. I am sure the Third St. clock struck 1/4 past 2 o'clock. Cross Examined. I have lived in the city all my life. I have been a hack driver three or four years. I am not familiar with all the localities in the city. I know where the Grand Central depot and the Brooklyn Bridge are but do not know the principal ferries. The picture now shown me is a good picture of Bennett. I do not know that that picture was taken from the Rogues' Gallery of the Police Department. I never knew of his being arrested. I know him thirteen or fourteen months or over that perhaps. He was not driving a coach for anybody that night; he was riding with me on my coach. I have got a license to show the number of my coach; he was giving me a hand to unhitch the horses. Have you ever been arrested? Never sir.

Michael Klein and James Bonner were also sworn and examined. They corroborated

0787

the testimony of the previous witness.

Frederick Bennett, sworn and examined in his own behalf testified. I live at 163 Lewis St. between Third and Fourth Sts. I have been in the business of hack driving and undertaking two years. I was arrested in 1869 for fighting on the street and got six months. I was arrested in 1877 on a charge of larceny and when I was taken to the Police Court I was discharged. I don't know what I was charged with; they took me to Police Headquarters, and I believe that was the time this picture was taken. On the night of the 20th of June I went round to Mr. Sanford's stable and Mr. Dufan and I went with the carriage to Desbrosses St. and other places and Harry Mills. We drove in the stable about 15 or 20 minutes past one and walked down to Fourth St. where we met Klein and Bonner at the undertaker's. We went to get a drink but the place was closed and we came back and talked till 1/4 past 2 o'clock. I bid them good night and was on my way home. When I was walking down Fourth St. between Avenue A and B. I met two parties; one man I know, the other I did not know; the one I knew his name was Gage. I used to see him in a place where I

0788

He said he was going to Williamsburg
attended bar, then we got into Avenue
B. between Third and Fourth Sts. This officer
was standing in a hallway smoking a
cigar. When we got to the corner this man
that I met with heard the officer running
behind us. He said, we are going to get
clubbed. I saw the officer with the club raised
the man said, "Come on, run;" and both of us
ran down Third St.; the man ran
ahead of me; when I was arrested I had
my coat on my arm; the officer
pulled his pistol out and shot. I had
this stone tied in a handkerchief to protect
myself and wife against a tough gang
in that neighborhood. ~~He did nothing~~
~~to do with the burglary~~ to get out of the way
of the shot I ran round the wagons.
The jury rendered a verdict of
guilty of burglary in the third degree.

0789

DETECTIVE BUREAU

Police Department of the City of New York,

No. 300 Mulberry Street,

NEW YORK, 1888

661.

Frank T. Bennett.
Burglar.

Age	34
Height	5' 6 1/2"
Weight	145
Build	
Hair	Light
Eyes	Blue
Face	Pale
Complexion	
Nativity	U.S.

Arrested Oct. 17, 1888 by Detectives Edward
Haudy & Reed of Central Office.

0790

New York Aug. 1st 1883.

This is to certify that I have known
Frederick Bennett for the past Eight years.

I have always known him to bear a
good reputation for Honesty, Sobriety and
an industrious young man having worked
for me.

M. Canfield

93 East 4th Str.

Levy Stable

0791

New York, August 18th 1853.

This is to certify that I have known
Frederick Bennett for about eight or
years, during which time I have to the
best of my knowledge, known him to be
a hard working man, engaged principally
in the livery business, as Coach Driver &c.

J. H. Smith.

0792

JOSEPH STEIN,
UNDERTAKER,
— Leichen-Beforger. —
127 EAST 4th STREET,
Bet. 1st & 2d Avenues, Residence, 88 East 3d St.

0793

127 East 4th St.

New York Aug. 4/83

To Whom It May Concern,

I have known Frederick Bennett for the last three years, for nearly two years of which time I employed him, "off and on". I found him to be honest, sober and industrious and heard nothing against his character until his recent arrest.

Respectfully, to

Joseph Flannery

0794

163 Lewis St
N. Y. Aug. 18th 1883

So where it may concern

This is to

Certify that I have known
Frederick Bennett as a tenant
of my house for a space
extending over four (4) years.
Have always found him
faithful in performance of
his duties as such. Have
seen also his earnest applica-
tion to his daily work. A
good husband and Father,
providing all things needful
for the comfortable maintenance
of his wife and children.
Hoping this may somewhat

0795

mitigate the severity which
he is now called upon to
suffer. I sign myself

Very Truly

J. P. Quinn
163 Lewis St.

0796

August 15/83

Gentlemen

I have known
Frederick Bennett for the
past "Ten Years" and have
always known and heard
of him as an honest industrious
and hard working young
man he has worked for
me at different times and
would willingly employ
him again as I know
if he has done any thing wrong
he must have been told by others
and I am very sorry for his wife
and children

Respectfully &
J. Washburn
104 Cryptic St
Livery Stable

0797

Police Court District. 3 385

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Frederick Bennett

No. 1, by _____
Residence _____ Street.

No. 2, by _____
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

Witnesses
May J. Fisher
No. 17 West Police Street.

Dated *June 21* 188 *3*
Matthew Magistrate.
Fisher Officer.

Offence *Burglary*

No. _____
Street.

No. _____
Street.

No. _____
Street.

No. _____
Street.

\$ *1500* to answer *8.8.*
Conrad

1883

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 *Frederick Bennett*

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of *fifteen* 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 11th* 188 *J. M. Patterson* Police Justice.

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

Dated _____ 188 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

0798

Cross Examination of Officer

Maximilian J. Fischer by Defence

Q. You were not close present of this man from the time he started to run. Were you not?

A. I was.

Q. Did you see him drop anything?

A. No. It was dark and I can't say whether I would have seen anything he dropped.

Q. Did the coat shift its position from the time he started to run until he was caught?

A. Not that I saw
Sworn to before me this
11th day of June 11 1883
J. P. Patterson
Police Justice

Michael Klein for Dep't, duly sworn, and examined as follows:

Q. State your name, age, residence and occupation,

A. Michael Klein; 127 East 4th St.; Undertaker

Q. Do you know the defendant -

A. Yes

Q. ~~You say that you are the neighbor of the~~ Did you see him on the day of the arrest -

A. Yes. It was on the morning of the 22^d - at 2¹⁵ A. M.

0799

No, it was the 21st. I saw him at the corner of 1st Avenue and 4th street. Mr. O'Gorman, Mr. Bonner and I were talking to him together. I know the time because the clock of the 3^d street church struck. He left us, starting to go home, but where he went I don't know.

Sworn to before me
this 11th day of July 1883
J. M. Patterson
Police Justice

Michael Klein

Matthew O'Gorman for Defence
duly sworn and examined as follows

Q. State your name, age, residence and occupation.

A. Matthew O'Gorman, 36 years, 136 East 4th st. coach driver.

Q. Do you know the defendant and Alvin the witness who just left the stand?

A. Yes.

Q. Did you see either of them on the night of the arrest?

A. Yes. Bennett was with me from half past seven 7 o'clock in the evening until 15 or 20 minutes after 12 A. M. He was with me on and about my coach. I saw Klein and Bonner after we came back at 9 3 East 4th street

0000

(3)

We walked down to Bunnings place and found it closed. That is to the corner of 5th St & 1st Avenue. We then walked back to 4th St & 1st Ave and Bennett said it was time to go home and left us. It was then about a quarter past two - I heard the 3^d street church clock strike the quarter,

Sworn to before me this
11th day of July 1883

J. M. Patterson
Police Justice

Mathew ^{his} Morgan
marks

James Bonner for defense, duly sworn and examined as follows.
Q. State your name, age, occupation and residence

A. James Bonner, 35 years, coach driver, 83 East 4th street.

Q. Do you know the defendant, and Klein and Morgan or any of them. Did you see them ^{on the day} when Bennett was arrested

A. Yes. Early in the morning I saw Klein, Morgan and the defendant at 4th street & 1st Avenue outside Bunnings, Bunnings was closed and we walked back to 4th street. We separated after a quarter past two o'clock - after the church

0001

(4)

bloet struck the quarter.
Summ to before me this 11th
day of July 1883
J. M. Patterson
Police Justice

J. H. Bomer

Defendant sworn and examined
on his own behalf

Q. When were you arrested

A. At 25 minutes past two three weeks
ago to-morrow. I got the note from the
officer. At about seven o'clock in
the evening of the day before the arrest
I went to Peck's 4th street stable and
took out a coach. We went to
Hessbrosses street Ferry looking for
calls; from there to Harry Hills and
got home at about 1.30 A. M. —
at the stable, Peck's. We put away
the horses. I waited until the horses
were put up. We sent a boy for a
fruit of beer and drank it there. We
then went to the corner of 5th street and
1st Avenue and found the place
closed. We then returned to 4th st-
& 1st Avenue as the 3rd clock
struck a quarter past two. We
stood a few minutes talking and
we walked down 4th street towards

0002

(3)

my home. While walking down 4th street I met two men. One of whom I knew because I saw him some time ago ^{at the} corner of Houston and Mercer where I attended bar. His first name is George. His other name I don't know. He recognized me and asked me where I was going ^{home}. I said that I was going home. He asked where, and I said "down near the river". He said "You are going my way" that he and the other man were going across the Grand street Ferry. I said that there were no boats running. He said yes "There is one at three o'clock". The man I did not know stopped to urinate and we walked on - that is George and I. As we turned the corner we saw an officer on Avenue B. When we went by him we went towards 3rd street. I heard some one running behind us. George said "Look out - we are going to get clubbed, I turned and saw the officer have his stick raised. I thought he was going to club. With that we commenced to run. As soon as we did the officer fired two or three shots and

0003

(6)

ran about a block and a half when
I was arrested. I had my coat under
my ~~arm~~ arm, because it was
warm and kept it there. I dropped
nothing.

Summ to before me this
11th day of July 1883
~~J. M. Patterson~~ } Frederick B. Bennett
Police Justice

POOR QUALITY
ORIGINAL

00004

Cy & Aunt }
of my own } S

Maximilian J Fisher very cross
Examined says

I saw no bundle with the defendant,
I saw him having his coat under
his arm, and it looked to me
if there was something inside
the coat,
this was about 25 minutes
after 2 o'clock in the morning
I know it was shortly after
two o'clock it was 2:30
o'clock when I brought
him to the Station House,
I saw him in Avenue B coming
from the direction of 4th Street
towards 3rd Street,
I was standing in a doorway
of Grocery Store on the same
side the defendant was on
this store is between 3rd & 4th
Street on Avenue B.
I was not there for any particular
purpose watching for any body
I saw the defendant once

POOR QUALITY
ORIGINAL

0005

before that time, on the same night,
I fired off my Pistol that night,
the defendant was running when
I fired,

I am on the Police force about
1 year & 8 months

I will not positively swear
that I saw the defendant
once before that night —
nor will I swear that I ever
saw him. I did say in Court
that I know the defendant before
I arrested him. But since that
time I investigated, and found
that he is not the man and that
I am mistaken,

~~I am mistaken in my statement.~~

* When I came up to the
Prisoner the time of the arrest
he had his Coat in his arm

~~C. C.~~
He denies

When I pursued the defendant
he ran around a Wagon then
standing in 3rd Street. He ran
from the Wagon down 3rd Street
towards Avenue C. He was
caught in 3rd Street near Avenue
C. I brought him back, and

POOR QUALITY
ORIGINAL

0006

When I came back to the Wagon
I met Sergeant Melvin and
officer O'Rourke ^{of the 14th Regt. Prince of Wales} and they informed
me that they picked up the
Pants described in the Complaint,
near the Wagon

H. J. Fischer

Sworn to before me this
5th day of July 1883
J. M. Patterson

Police Justice

2^d Dist. Court

July 11th 1883

Maximilian J. Fischer, further
shown, examined by Court,

Question What was the occasion of the prisoner running
away? State the circumstances more particularly?

Answer As the prisoner and his companion approached
I called to them to stop so that I might see what
they had. As soon as called and stepped out to
stop them, they started and ran and I followed
after them.

Sworn to before me this

11th day of July 1883

J. M. Patterson

Police Justice

H. J. Fischer

0007

Sec. 198-200.

CITY AND COUNTY }
OF NEW YORK, } ss.

3 District Police Court.

Frederick Bennett 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. Frederick Bennett

Question. How old are you?

Answer. 24 years

Question. Where were you born?

Answer. New York

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

Answer. 47 Ludlow Street 3 years

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

Frederick Bennett

I demand an examination
and ask that the examination
be set down for Monday
the 2nd day of July
next, at 12 1/2 P. M.

Frederick Bennett

Taken before me this 21

day of June

1885

Wm. Patterson

Police Justice.

0000

CITY AND COUNTY }
OF NEW YORK, } ss.

Maurilian J. Fischer
aged 26 years, occupation Police officer of No.
17 Beecut Street, being duly sworn deposes and

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

Sworn to before me, this 21
day of June 1885

A. M. Rupperts
Police Justice.

Max J. Fischer

0809

Police Court—3rd District.City and County } ss.:
of New York,of No. 232, East 4th Street, aged 33 years,
occupation Tailor, being duly sworndeposes and says, that the premises No 232 East 4th Street,
in the City and County aforesaid, the said being a Dwelling House
the first floor~~and which~~ was occupied by deponent as a Manufactury of Clothing
and in which there was at the time no human being, ~~by~~were BURGLARIOUSLY entered by means of forcibly breaking
open the lock of the door leading from the
Hallway of said premises to said Manufacturingon the 21 day of June 1883 in the night time, and the
following property feloniously taken, stolen, and carried away, viz:Eleven pair of Pants of the Value of
Seventy Five dollarsthe property of Wanamacher & Brown, and in case and charge of deponent,
and deponent further says, that he has great cause to believe, and does believe, that the aforesaidBURGLARY was committed and the aforesaid property taken, stolen, and carried away by
Fredrick Bennett (now here) and another person
not arrested and whose name is unknown to deponentfor the reasons following, to wit: Deponent is informed by
officer Maximilian J. Fischer of the 14th
Precinct Police that at the hour of about
2.30 o'clock this a.m. he saw said Bennett
and said unknown person in East 4th
Street that each of them had a bundle
that when said defendants saw ^{said officer} ~~deponent~~
they ran away, that he perceived said
Bennett and in his flight he dropped

08 10

the contents of his bundle, which were
fine pair of pants, and which deponent
fully identifies as a portion of the
property stolen from deponent

Sworn to before me this
21st day of Jan 1883 } Jacob Rappert
J. M. Gannon }
Police Justice

Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Burglary

Dated 188

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of \$ Bail.

Bailed by

No. Street.

0811

BOX:

108

FOLDER:

1160

DESCRIPTION:

Bennett, William J.

DATE:

08/15/83



1160

POOR QUALITY
ORIGINAL

08 12

99
16 Bench

Counsel,
Filed 15 day of Aug 1883.
Pleads Not guilty

THE PEOPLE
vs.
William
J. Bennett
Grand Larceny, Second degree, and
Hoisting stolen Goods.
[55 520 Aug 531]

JOHN McKEON,
District Attorney

A True Bill.

John H. Phelan
Foreman.
Aug 23
Jury Connected.
Jury of P. P.
Aug 30 1883

See Depts Review
reverting
7/1

0013

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

William J. Bennett

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

William J. Bennett

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

The said William J. Bennett

late of the First Ward of the City of New York, in the County of New York, aforesaid, on the 13th day of July in the year of our Lord one thousand eight hundred and eighty-three, at the Ward, City and County aforesaid, with force and arms six shirts of the value of two dollars and fifty cents each, two pairs of drawers of the value of one dollar and fifty cents each pair, two under shirts of the value of one dollar each, six pairs of socks of the value of seventy five cents each pair, and a sum of money, to wit: the sum of Fifteen dollars and seventy seven cents in money, lawful money of the United States of America and of the value of Fifteen dollars and seventy seven cents, a more particular description of which said money is to the Grand Jury aforesaid unknown, and can not now be given

of the goods, chattels and personal property of one John Forsyth

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.

John Mc Keen
District Attorney.

08 14

Testimony in the
case of
Mr. J. Bennett.

filed Aug.

1883.

08 15

2-
The People } Court of General Sessions. Part I.
William J. Bennett } Before Recorder Smyth.
Thursday, August 23. 1883. Indictment for grand
larceny in the second degree

M. Fellows: By consent of Counsel we have the affidavit of the officer of the Importers and Traders National Bank, who is now off on his vacation, and for the purpose of having the prisoner tried Counsel have consented that this affidavit may be read. It is conceded by the Counsel that the false and worthless token referred to in that affidavit is this check which I now hold in my hand.

City and Co. of New York. S.S.

* Edward R. Chapel being sworn says that he is assistant paying teller of the Importers and Traders National Bank in said city, and knows that the annexed token is worthless and of no value whatever, as the person whose purported signature appears on the token has not now nor ever had an account in the aforesaid bank.

E. R. Chapel.

Sworn to before me this 24th of July 1883
Solon B. Smith, Police Justice.

08 16

The following is the check:
No 16. New York, July 12. 1883.

The Importers and Traders' National Bank
of New York. Pay to William J. Bennett
or bearer \$34.⁷⁵/₁₀₀. William B. Aster.
Endorsed: William J. Bennett,
John Forsythe.

William W. Fisher sworn. I am employed
at 89 Astor House, New York, the men's
furnishing store belonging to John Forsythe.
On the 13th of July did you see the prisoner
now here at the bar? I did. Did he come
to your store? Yes sir. What transpired
there between yourself and the prisoner?
He came in there and he purchased
goods to the amount of \$18.98 representing
himself as from Newport and I boxed
the goods up and he had them sent the
next day to the steamer Bristol. I gave him
the difference between \$18.98 and \$34.75,
which I think is \$15.77. He gave me the
check now shown me on the 13th of July. I
gave him the difference in cash. He said
the check was good and he showed me
a whole lot of others he had bearing dif-
ferent signatures which he said he
had received. He endorsed this check
in my presence, I handed him the pen

0817

myself. I believed his representations. I believed the check to be genuine. I parted with the goods on the faith of those representations and gave him the money upon the faith of the representations. I sent the check up to deposit in our wholesale house, it being a branch of Robert K. Davis. I think it is on the Broadway Bank. The check was returned as worthless. You never received any value for the goods or the money? No sir. I never received the money back. I recovered the goods from the steamer Bristol. I went back next Monday; it was half past three when the check came; without saying a word I went down and got the goods. I found the goods which he had never called for; he made the purchase on Friday, and on the following Monday I got the goods from the property clerk of the steamer Bristol of the Fall River line. Cross Examined. I do not recollect the day of the week the 13th of July came on. Will you state about these goods? They consisted of shirts & just exactly the minute details I cannot exactly remember; it consisted of merchandise in my line, furnishing goods. These goods were the property of Mr. Ferry.

0018

They were in my charge. Explain to the Court and jury how the prisoner at the bar was dressed on the occasion of the presentation of this check to you on that day. If I remember correctly he was dressed - but I would not take my oath how he was dressed. I only know that is the man. I think he had on a blue suit, a blue coat at least and a black hat. I think that is the same hat; it was a black hat like that anyhow. Do you recollect whether he had any cuffs, did you change those and put on other cuffs? No I don't know. Are you in the habit of taking checks from strangers who come into your place? No, I am not. How long have you been employed by M. Forsythe? For over two years. How many checks did you ever take from strangers during that time? That is the first check I ever took and it will be the last one unless I know the man. I paid the man fifteen dollars in currency and 77 cents was in change. I don't remember what banks the bills were on. I don't remember the denomination of the bills. Tell the jury in what denomination of coins the 77 cents were? It was silver and pennies.

08 19

I guess he must have been in the place fifteen minutes. I next saw the defendant in our store - the day I had him arrested; he was in the store when I came in the morning at seven o'clock. He was just about leaving. I said, "Hold on, I want to see you about this little check I have got in my pocket." I took him down to the station house. I went out for a policeman. I told Mr. Perry the to keep him there. I went out for an officer. While I was out an officer came along; they waited until I came back. That officer took him down and I went with him. At the station house he gave his name as Wm J. Bennett. They found a bottle of morphine and a ten cent piece and that duster on him. I showed the check to the defendant; he saw it; he said he did not know anything about it. That is all he said. I said, "That is all right. I quietly put the check back in my pocket. Did you offer to let him go if he would pay you \$15.77? That I do not remember. I think I said something about that - no, I said I did not care. What disposition was made of the man if I got \$15.77. I paid it out of my own pocket. It is not exactly contrary to the

0820

rules of the house to receive checks from parties who are unknown, but any of the clerks who do hold themselves personally responsible. A young man told me that the defendant came into the store that morning after a sheet of paper without the firm's head on it and an envelope and we did not have it. I came right in and identified him right away. He was dressed as he is now. These goods were in my custody and care.

Peter J. Tucker sworn. To what precinct do you belong? The Twenty seventh. Did you make the arrest of the prisoner? Yes sir.

What hour in the day? About a quarter to seven in the morning. Of what day? The 24th of July. Where did you arrest him? In the store in the Astor House building. On the complaint of Mr. Fisher.

Yes sir. Did the prisoner make any statement to you? He said he never was in the store before till then.

Do you know where the prisoner lives? No sir. (The check was put in evidence.)

William J. Bennett, sworn and examined in his own behalf testified. I am from Hartford, Vt. I left there I think it was the 3^d of March. I buried my wife

0821

on the 17th of February. I had a son in the U. S. Navy, in the Marine Corps; he came home sick on the 22nd of February and died the 23rd; they both died within seven days. From that time to this I have been in different places working at my trade in Boston, New Haven, New Bedford, New London, Newburgh, Fishkill and here. I am an ornamental furniture painter. I remember the morning of my arrest. The day previous, I think it was the 24th. I went down to Pearl St. to a wholesale furniture house and engaged to ornament nine sets of furniture; the next morning I started pretty early to go down there. I was expecting a letter from my daughter in Vermont; I called at the Post office, I did not receive the letter. I thought I had time enough to write a letter before I would go to work. I went to the stamp window and asked them if I could get a sheet of paper; they told me, "no." I went across the street to a bookstore and found it closed. I went along a few steps on the corner. I think it is of Barclay St. so I have been told since. to a druggists store; that was also closed. I went into a gentleman's furnishing store and asked them if they had writing paper. They said they had

0822

only paper with a heading. I kind of hesitated
I made up my mind to go out. As I started
to go out a young man came from the
back part of the store and said, "you are the
man I want to see. you passed a fraudulent
check the other day on me; now I want you
to pay me back the change, I have recovered
the goods, or I shall have you arrested." I says
to him, I have not the money, I have but ten
cents to my name, it is the last cent I
have got left. If I had ever so much I would
not pay you because I am not the man,
you are mistaken, I never was in this store
in my life. It is not probable I would come
in here again if I had passed a fraudulent
check upon you a few days ago. "He says,
you are the man, if you do not pay me
I shall have you arrested." I said, "all right,
go ahead." I stayed there; he went out
and called in an officer. I was arrested,
I have been in the Tombs since under
the case of Dr. Fitch, I have not been well.
I have been dressed just the same as I
am now ever since June. I have not
worn a blue suit since I have been in
New York. I have had this hat since the day
of my arrest. I met a young man in the
Park one evening, I cannot tell the date.

0823

I think though it was about the 10th, he came up to me and said, "You are a good-natured looking man, can't you give me enough to get my supper?" I said, "It is strange, a good looking man like you and as well dressed as you are asking another to get supper. What is the trouble?" He said, "I am a book keeper, I have been in New York looking for a situation quite a while. My money gave out, I had to leave my boarding house. I remained in the Park over night and had no place to go. I told him I would pay for his supper. After supper I asked him where he was going to sleep. He said he had no place to sleep. I invited him down to Smith and M'Neil's hotel and paid for the lodging for myself and him - two beds in one room. The next morning when I got up he was gone. I did not notice the loss of my diary till I got down in the office, I had some occasion to look at it, I put my hand in my pocket and it was gone. It contained some letters from my daughter, a certificate, and a two dollar bill that was torn in the middle, that I put in there waiting to get mended to repair it. I spoke to the detective when I got down to the office, "Will you be ~~kind~~ Kind

0024

enough to go up to the room, it may be in the room." The porter made the search and could not find it. I called in once or twice afterwards to see if anything could be found about it; it was never found; the supposition was that this man had taken it. [The examination before the Magistrate, with the defendant's signature and a piece of paper, also containing his name were shown to the witness. He identified them as his signatures; and they were offered in evidence.] Then I left Vermont in March I had \$205 in money. I made forty dollars by one job in New Haven. I frescoed the dining room and office of the Grand Union hotel in New Haven. I also made \$16 in Boston working for Mr. Sturtevant ornamenting some chamber suits. I did a little job in New Bedford frescoing a parlor. I paid my way. I don't owe a man in this world that I know of a cent. I was taken prisoner during the war, but I was never arrested on a criminal charge. The first time I ever saw the check now shown me was when Mr. Fisher showed it to me in Mr. Ferry's place in the Astor House. This endorsement on it is not my handwriting. When Fisher showed me the check he told me

0025

that if I would pay him back the sixteen dollars (he called it that) that he would let me go; but, said he, if you were not an old man, I would lick you." I had all the opportunity in the world when I was taken before the Police Magistrate to give a different name, but I did not do it. I knew that my name was on that check and if I wanted to back out of it it is not probable I would have given my own name. I am going to say what I can while I have a chance. Cross Examined. The name signed to the examination before the Police Justice is correctly spelled. I can tell the difference between that and the other one showed me. For twelve years or more I have been a morphine eater. Prof. Frost of Dartmouth college has treated me, and since the death of my wife and son I have used more morphine than ever. I signed the paper the morning of my arrest, I had taken a large dose of morphine and I was under excitement. I admit that the signatures do not look alike on those two papers. That is the explanation. I give for the fact of my name being incorrectly spelled. I was born in Albany and left there when four years of age.

POOR QUALITY
ORIGINAL

0026

I did not register my name at Smith and McNeil's, but the party that went there with me registered both names. I could not tell what name he registered. I stopped at that hotel occasionally but not regularly. I have been using morphine right straight along. I was taking 20 grains of morphine a day. I would not take a grain now if my liberty were granted me.

Edward Williams sworn. I am a porter at Smith and McNeil's hotel about 12 years. I recognize the prisoner. I recollect his coming to the hotel one ^{morning} ~~night~~ about six weeks ago and enquiring about the loss of books. He was there with another party the night before. The prisoner did ~~not~~ wear a blue suit, but he had a long linen duster and light brown hats.

A certificate from Dr. Fitch, physician to the Combs, was offered to the effect that Bennett was suffering from the effects of the morphine habit.

Jacob Von Gretchin, a detective connected with the District Attorney's office, testified that he examined the register of Smith and McNeil's hotel from the 1st to the 15th of July and that he could not find the name of ~~Mr. J. Bennett~~ ^{John J. Bennett}.

POOR QUALITY
ORIGINAL

0027

Edward Williams recalled. The defendant occupied room 274 according to the Register, but I did not see him in it.

The jury rendered a verdict of guilty.

0020

Cobwell Iron Works,

FOOT OF WEST TWENTY-SEVENTH STREET,

New York, Aug, 30th, 1883

Hon. Frederick Smyth.
Recorder of the City Of New York.
32 Chambers St. City.

Sir:-

It was my duty to serve on the case, as juror, of William J. Bennett who was tried and convicted for forgery. Although the evidence was strongly against him I thought there might be some extenuating circumstances connected with the case, and, in order to ascertain if there was any such circumstance. I Communicated with Mr A. L. Pease of Hartford Vt, who is Post Master at that place, and receive the enclosed telegram as a reply.

Yours very truly

Augustus H. Cobwell

(MHL)

0829

New York, Aug. 16th 1883.
Postmaster New York City.

Dear Sir,

Please hand bearer
whatever letters there may
be in your office addressed
to me to oblige,

Yours resp'y
William J. Bennett

0030

No. 16. New York, July 2nd 1883

THE IMPORTERS' & TRADERS' NATIONAL BANK OF NEW YORK.

THROUGH THE NEW YORK CLEARING HOUSE ASSOCIATION.

Pay to William J. Bennett Bearer OF ORDER,

Sixty Four and 75/100 Dollars

3475- 3475 William J. Bennett

Francis & Loutrel, N. Y. -
Pat. April, 1870.

0031

~~Mr. Bennett,~~

John Forsythe
7

[Signature]

6 ft
20
23/13

0832

Form No. 1.

THE WESTERN UNION TELEGRAPH COMPANY.

This Company TRANSMITS and DELIVERS messages only on conditions limiting its liability, which have been assented to by the sender of the following message. Errors can be guarded against only by repeating a message back to the sending station for comparison, and the company will not hold itself liable for errors or delays in transmission or delivery of Unrepeated Messages, beyond the amount of tolls paid thereon, nor in any case where the claim is not presented in writing within sixty days after sending the message.

This is an UNREPEATED MESSAGE, and is delivered by request of the sender, under the conditions named above.

THOS. T. ECKERT, General Manager.

NORVIN GREEN, President.

NUMBER	SENT BY	REC'D BY	CHECK
24	ga	B	245 H
Received at 270 West 23d St. 9 56 Aug 30 1888.			
Dated Hartford 7 5 30			
To Augustus W Colwell			
Colonel J M Pingree says William J Bennett whose real name is Delany Sharp is a deserter & a villain in reply of yours twenty fifth			
A L Please			
P.M.			

0033

BAILED.

No. 1, by _____
Residence _____
Street _____

No. 2, by _____
Residence _____
Street _____

No. 3, by _____
Residence _____
Street _____

No. 4, by _____
Residence _____
Street _____

THE PEOPLE, &c.,
ON THE COMPLAINT OF
William W. W. W.
579 1/2 Ave. C
William W. W. W.
Offence by False Order

Dated July 24 1883
Magistrate.
Officer.
Precinct.

Witnesses _____
Street _____

No. _____
Street _____

No. _____
Street _____

\$ _____
to answer _____

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

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

Dated July 24 1883 Solomon B. Simon Police Justice.

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

Dated _____ 188 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

0834

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, } ss.

1st District Police Court.

William J. Bennett 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.

William J. Bennett

Question. How old are you?

Answer.

52 Years

Question. Where were you born?

Answer.

Albany N York

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

Answer.

Peru Mont

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 not guilty of the charge
William J. Bennett

Taken before me this

day of

188

Edward J. Smith
Police Justice.

0035

List

District Police Court.

Affidavit—Larceny.

CITY AND COUNTY
OF NEW YORK, ss.of No. 889 Astor House Street.being duly sworn, deposes and says, that on the 13th day of July 1888at the in the day time at the City of New York,in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent with intent to deprive the true owner thereof

the following property, viz :

Merchandise consisting
of spirits, underclothing, socks &c
to the amount of eighteen dollars &
ninety eight cents. And lawful
money in bills and silver coins
to the amount of fifteen dollars
and seventy seven cents collectively
of the value of thirty four dollars
and seventy five cents

the property of

being at the time in the care
and custody of deponent as a
Clerk employed by John Forsythe
the true owner thereof

and that this deponent

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

present

That on said day the
defendant came to said premises
and presenting the annexed false
token or check on the Importers and
Exporters National Bank of said City
for the above named amount - and
purporting to bear the signature of
William B Astor stated to deponent
that said token was a genuine check

188

0036

And good for its face value purchased
said goods and gave the aforesaid
token in payment therefor. That
deponent believing his statement to
be true gave him the goods in question
and the difference in money between
the value of the goods and the face
value of said token which deponent
has since discovered is false fraudulent
and of no value whatever and therefore
charges the defendant with unlawfully
and feloniously & by color of the said
false token cheating and defrauding
deponent he well knowing that said token
was worthless & deceptive

Given to before me this } ~~20~~ W. Fisher
 2nd day of July 1883 }
 Salome R. Fisher
 Colerain Union

City and County of New York ss Edward R Chapel
being sworn says that he is assistant
paying teller of the Importers & Traders
National Bank in said City and knows that
the annexed token is worthless and
of no value whatever as the person
whose purported signature appears on the
token has not now nor ever did have
an account in the aforesaid Bank.
E. R. Chapel

District Police Court.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

~~AFRICA-ITALY~~

PEOPLE, &c.,
E COMPLAINT OF

ss.
To me to be before this
24th day of July 1883 }
Solomon R. Taylor }
Police Justice }

AFFIDAVIT—Larceny.

Magistrate.
Officer.

Dated:

WITNESSES:

Disposition

0837

BOX:

108

FOLDER:

1160

DESCRIPTION:

Bierce, Charles H.

DATE:

08/24/83



1160

POOR QUALITY
ORIGINAL

0030

1997
Counsel, Judge Blake 709
Filed 24 day of August 1883
Pleads Not guilty. Sept 19/83

Grand Larceny, Second degree.
(1528+520)

THE PEOPLE

vs.

Charles Dr. Pierce

County Clerk Sep 19/83

JOHN McKEON,

Dist. Attorney.

Heads Guilty -
Grown Ref
A True Bill.

John Law Phoebe

RECEIVED. FOREMAN
SEP 24 1883
OFFICE OF THE DISTRICT ATTORNEY
HARRY D. FOREMAN
1000-1000-1000

0039

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 W. Bruce

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

Charles W. Bruce

of the crime of GRAND LARCENY, in the *second* degree, committed as follows:

The said *Charles W. Bruce*

late of the First Ward of the City of New York, in the County of New York, aforesaid,
on the *fifteenth* day of *March* in the year of our Lord one thousand eight
hundred and eighty-*three* at the Ward, City and County aforesaid, with force and arms,

\$200.-

three promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one thousand dollars, and of the value of one thousand dollars each: three promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of five hundred dollars, and of the value of five hundred dollars each: twenty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one hundred dollars, and of the value of one hundred dollars each: thirty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of fifty dollars, and of the value of fifty dollars each: fifty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of twenty dollars, and of the value of twenty dollars each: sixty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of ten dollars, and of the value of ten dollars each: eighty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of five dollars, and of the value of five dollars each: ninety promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of three dollars, and of the value of three dollars each: one hundred promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of two dollars, and of the value of two dollars each: one hundred and twenty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one dollar, and of the value of one dollar each: one promissory note for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of one hundred dollars: one promissory note for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of fifty dollars: two promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of twenty dollars each: three promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of ten dollars each: ten promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of five dollars each: ten promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of three dollars each: fifteen promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of two dollars each: thirty promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of one dollar each: bank bills of banks to the jurors aforesaid unknown, and of a number and denomination to the jurors aforesaid unknown, of the value of one thousand dollars. Two gold coins (of the kind usually known as double eagles), of the value of twenty dollars each: three gold coins (of the kind usually known as eagles), of the value of ten dollars each: six gold coins (of the kind usually known as half eagles), of the value of five dollars each: fifteen gold coins (of the kind usually known as quarter eagles), of the value of two dollars and fifty cents each: ten gold coins (of the kind usually known as three dollar pieces), of the value of three dollars each: thirty gold coins (of the kind usually known as dollar pieces), of the value of one dollar each: gold coin of the denomination to the jurors unknown, and a more particular description whereof cannot be given, of the value of one thousand dollars. Sixty silver coins (of the kind usually known as dollars), of the value of one dollar each: sixty silver coins (of the kind usually known as half dollars), of the value of fifty cents each: one hundred and fifty silver coins (of the kind usually known as quarter dollars), of the value of twenty-five cents each: three hundred silver coins (of the kind usually called dimes), of the value of ten cents each: six hundred silver coins (of the kind usually known as half dimes), of the value of five cents each: one thousand silver coins (of the kind known as three cent pieces), of the value of three cents each: silver coin of a denomination to the jurors unknown, and a more particular description whereof cannot be given, of the value of fifty dollars. Three thousand coins (of the kind known as cents), of the value of one cent each: five hundred coins (of the kind known as two cents), of the value of two cents each.

of the goods, chattels, and personal property of one *Charles W. Warden*

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

JOHN McKEON, District Attorney

POOR QUALITY
ORIGINAL

0040

General Sessions

The requisition has
not been returned
and there have
been no preparation
made for the trial.
and if the case is
to be tried in this
country we must
have time to get
the witnesses here
from Delaware.

The People vs
against
Charles A. Vance
Notice of motion &
copy affi-

A. B. Clarke
Attorney for Prisoner

to Peter
Dr.
RECEIVED
1893
DISTRICT ATTORNEY'S OFFICE

0041

Count of General Sessions
The People of the State of New York
against
Charles H. Beince

City & County of New York.

A. B. Clarke being duly sworn says
that he was retained as counsel for the Pri-
soner herein in September last, that from
that time to this C. H. Page mentioned in
the Prisoners affidavit has frequently called
on Deponent to discourage Deponent from
obtaining bail for the Prisoner, saying
repeatedly that he had in his possession
a requisition duly signed by the Governor
of New York to take him to Chicago & that if
he were discharged on bail he should
take him immediately.

Sworn to before me this 13th
day of December 1883
John Hoyer

A. B. Clarke

Commissioner of Deeds
N.Y. County

0842

County of General Sessions
The People of the State of New York
against
Charles H. Pierce

~
~
~
~

City and County of New York

Charles H. Pierce being duly sworn
says, that Depoent is the assignee of one
of the heirs of Charles Christopher Springer
^{deceased}
and by assignment from Depoent's mother
and as such entitled to a distributive
share of his estate situate in Wilmington
Delaware and elsewhere, that one E. P. Spring
er of Providence Rhode Island also claims
to be an heir to said estate but as Depoent
is informed & believes, is not an heir thereto -
that said E. P. Springer has been for a
long time endeavoring to obtain from this
Depoent by negotiation & otherwise certain
papers relating to the title to said estate -
being Depoent's instruments of title thereto
that the money loaned to this Depoent
by C. W. Van Doren, the Complainant herein,
and for which this indictment was found
was loaned for the purpose of prosecuting
said claim, and after said Complainant
had stated to Depoent and others that he
had thoroughly investigated Depoent's said claim
that it was valid and that he was satisfied with
it.

0043

that after failing to obtain from Depouent such papers, in September last, the said E. P. Springer went before a justice of the Peace named Brayton in Chicago Illinois and on his affidavit that Depouent had obtained money from C. W. Van Doren (who resides and was then in New York) by false pretenses, obtained a warrant from said justice for Depouent's arrest, that he was arrested by one E. W. Page, who was then and is now in the pay of the said Springer, who was not an officer or in any way connected with the authorities, but had an office as a Private Detective - there was not then nor is there now any indictment against this Depouent ^{to Depouent's knowledge} in Illinois. After the arrest said Page asked Depouent if he had any proposition to make, and then took Depouent to see E. P. Springer, Springer proposed that I should surrender to him the papers mentioned above and that then I should be set on the street a free man, & he would pay Van Doren, I told them the papers were in New York, Page then said he could fix that, so as to take me to New York and if I did not surrender then to bring me back, E. P. Springer then made an affidavit that I was a fugitive from justice ^{in Illinois} and that he believed that I was

0844

in New York County in the State of New York
that affidavit I have seen and heard read
On that affidavit they obtained the requisition
from the Governor of Illinois on the Governor
of New York referred to by the District Atty
to which the Governor of New York refused to
approve, while this Depoent was still in
Chicago and in their custody,

Since Depoents confinement in the City Prison
both Page and Spruiger have repeatedly called
on him, and urged him to surrender such
papers promising on his compliance to
~~cause~~ cause him to be released from confine-
ment, to pay all his debts in New York including
the Complainant herein and to give Depoent a
Bond in \$20,000 Conditioned that he should
receive his just share in such estate,

Sworn to before me this {
13th day of December 1883 { Charles H. Pierce

John Hoyer

Commissioner of Deeds

New York County

0045

Court of General Sessions
The People of the State of New York
against
Charles A. Bence

Please take notice that on the papers heretofore served
from the indictment herein & all the proceedings had
therein & on the affidavits of which copies have
been served I shall unless the motion heretofore made
to dismiss the indictment and award for the discharge of the
Prisoner is tried one of this Court on Friday the 11th
day of December instant at the opening of the Court on
that day or as soon thereafter as counsel can be heard,
for the failure of the District Attorney to bring this
cause to trial & for such other or further relief as
the premises as may be just.

Dated December 13 1883

Chas. B. Olney Esq.
Dist. Atty

A. B. Blake
Atty for Prisoner
162 E. 7th St

0046

The People

or

Charles Moore

copy of letter
written by self;
found on him
when arrested,

Original given
to detective
Page of Charge

0047

New-York, Sept. 18, 1883.

My Dear Angus:-

I now drop a few lines to you to let you know I am once more out of the hands of E. P. Springer and Van Doren's detectives. I got away from Page yesterday morning by climbing down the fire escape. So you see that E. P. Springer has not got it all his own way yet, for as the old saying is, there is many a slip twixt the cup and the lip. I don't know how long I shall stay here, but not long. Frank is now trying to raise some money to carry him and I both away, for Van Doren has had him indicted the same as myself.

Van Doren will be arrested along with Dave for forgery. Dave forged his father's name on the note he and Van Doren gave Paddy Flaherty for \$300.00, and Flaherty has sworn out a warrant for them both, so you Van Doren is getting his pay for the trouble he has made me. Paddy swears that he will send them both to Sing Sing Prison, which he can do easy. Dave says that he will shoot me on sight, if he has to hang for it. I have not seen either he or Van Doren, and don't want to. Kate has been quite sick from Blood Poisoning and her face is all broke out now. Frank is going to leave his place and go away with me for he is afraid to stay here now any longer. Tell mother too get a place for you & her & your mother & babies and you all live together. I will send you some money just as soon as I get some, which will be about the 1st. of next week sure. Get along as well as you can and get away from Linds, for he is no friend to any of us. You need not answer this for I will not stay long enough to get an answer. I will write just as soon as I get too the next place I go too. Page is way up on his ear and said if he had seen me getting away that he would have shot me in a minute. You can bet your life that they wont catch me as easy again as they did the last time. Well give my love to Mother and hoping you will retain the greater part for yourself I Remain Your Ever True Husband

G. H. Bierce

New-York City

New-York

Dont have anything to do with Thompson for I am afraid she will lead into something wrong, and if I knew you went there I should worry all the time. Be true to me aggie and every thing will turn out all right yet

POOR QUALITY
ORIGINAL

0040

General Closing

the People re

as

Charles H. Bence

Notice of meeting &

~~Call on the 1st~~

~~A. D. Clarke~~
city for private
164 E. 11th St.

W. A. W. C. K.

To
Walter A. Beckman Esq
Des Moines

0049

Court of General Sessions.

-----x

The People	:	Memorandum for District Attorney
-vs.-	:	in Court.
Charles H. Bierce.	:	

-----x

The Defendant Bierce, after committing the robbery mentioned in the indictment, fled from this State to Illinois and was a fugitive from justice. An application for a requisition was pending before the District Attorney when the defendant was arrested in Chicago for other crimes committed there. By means of the pretense that he could surrender to the Chicago authorities valuable papers, documents and evidences of guilt against other parties he induced the Chicago authorities to send him to New-York in charge of detective Page. On arriving in New-York he escaped from the detective while the detective was asleep at the Astor House. The next day he was arrested on a Bench warrant, issued on this indictment, and has ever since remained in the Tombs. The District Attorney has made no effort to prepare this case for trial in this Court for the reason that he had determined to surrender him to the Illinois authorities upon a requisition which had been made by the Executive of that State upon the Governor of this State. This requisition was rejected by Governor Cleveland for informalities and has been returned to the Executive of Illinois for correction. It has not as yet come back though it is expected daily. The preparation upon which he is held in this Court would involve some days as the witnesses all reside in the City of Wilmington, in the State of Delaware. The prisoner should not be discharged at least until the end of this term so as to give us an opportunity to prepare the case for trial should the requisition not be returned from Illinois.

Henry C. Allen

0850

Court of General Sessions

The People of the State of New York
against

Charles H. Pierce

Please take notice that on the indictment herein and the annexed affidavit of Charles H. Pierce and all the proceedings had herein, a motion will be made in the Court of General Sessions Part One on the Seventh day of December instant at the opening of the Court on that day, or as soon thereafter as counsel can be heard for an order dismissing ^{indictment herein} this, and for the discharge of the Prisoner, for the failure of the District Attorney to bring this case to trial, and for such other or further order or relief in the premises as may be just.

Dated December 6th 1883

d/s
Wheeler & Peckham Esq
District Atty

A. B. Clarke

Atty for Prisoner
164 E. 71st Street

0851

Court of General Sessions
The People of the State of
New York
against
Charles H. Bierce

City and County of New York &c.

Charles H. Bierce being duly sworn says, that an indictment was found against this Defendant in or about the month of August last for Grand larceny in the second degree, that under and by virtue of such indictment Defendant was arrested; and on the 19th day of September was committed to the City Prison, where he has remained in actual Custody ever since that the District Attorney has failed to bring this Cause to trial according to the practice of this Court and that the same has never been postponed at the request of this Defendant

Sworn to before me this 6th day of December 1883 } Charles H. Bierce

John Hoyer
Commissioner of Deeds
N.Y. County

0852

*Affidavit
of
C. W. Van Doren*

0053

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

Charles W. Van Dorn being
duly sworn deposes and says;
I reside at No 426 East 116th Street
in the City of New York. I have
known Mrs Sarah A. Ogden, her
daughter Agnes and her son Wm
Frank Ogden for about 8 years.
About the 25th of October 1883 Wm
F. Ogden, who has been in my employ
off and on for several years, came to
me with Charles W. Pierce to whom
he introduced me, saying that he
had married his sister Agnes. I
had previously been told that Agnes
Ogden had been married to a Charles
W. Pierce. Wm F. Ogden said that
Pierce was an heir to a large estate
situate in Wilmington Del. and
would in a short time have about
\$500000 out of the estate. Pierce then
told me that his mother Henrietta
Schroder nee Springer, was an
heir at law of Charles Christopher
Springer, and as such heir she was
entitled to one twenty seventh part of

0054

his estate which consisted of an immense tract of land in the City of Wilmington in the State of Delaware and embraced almost the entire City; and the estate had been estimated and was valued at \$100 000 000.

That he Pierce had an assignment of one half of his mother's interest in said estate. That the authorities of the City of Wilmington had offered the heirs \$33 000 000. but that offer had not yet been accepted as they were holding out for \$50 000 000.

That a Moses Springer of Waterloo Canada, who was also an heir, had been managing ~~the~~ and negotiating the affairs of the estate on behalf of the heirs with the City of Wilmington.

That ^{said} Moses Springer ~~was~~ had offered to and was about to loan and advance to him Pierce on account of his interest in said estate any amount he wish not to exceed \$40 000. That he Pierce desired to go to Waterloo to get the money and asked deponent to loan him \$200 to pay the Expenses there of himself wife and mother. That

0855

as soon as he reach Waterloo he would get the money from said Moses Springer to wit \$2000. and would at once return the said \$200. to me. On the 27th Day of October 1882 I did loan him ^{Pierce} \$200, relying upon the representations he made to me and believing the same to be true. Two days thereafter Pierce and Mr. F. Ogden again came to me and Pierce stated that he was compelled to and did spend more money in preparing to go to Waterloo than he expected to, and that he had not sufficient to take him there and requested me to loan him \$170 more to pay expenses to Waterloo promising to return this amount also out of the money he was to receive from Moses Springer. On October 30-1883 I loaned him Pierce the \$170. He gave me two notes one for \$200. and one for \$170. for the money I loaned him and he also gave me the assignment from his mother to ^{if my half of his interest in said estate is security} himself. There I afterwards returned ^{not} to him at his request. Pierce did

0856

get the loan from Moses Springer as he said he would, and went to London Ont. from Waterloo. While in London he wrote me several letters, and said he was to receive a loan of \$20000 from a Mr Emerson, December 15th 1882 and would then pay me all he owed me, and requested another loan of \$100⁰⁰ until that time. These letters are here to annexed. On December 13th 1882 I sent Price \$100. again.

About the latter part of Dec. 1882 Price came to New York and said Edward Emerson did not have the money to loan him \$50000. but he gave his notes therefore, which would be paid at maturity. He represented said Edward Emerson to be a wealthy man of London Ont. and that the notes would be paid when due. That he had given said Emerson an assignment of his interest in the estate situate in Wilmington. He sent me copies of the assignment as to Emerson which he

0057

said he signed, and the same are
hereto annexed.

Mr Pierce then went to Chicago
Ill. and wrote me several times
requesting me to loan him money
promising to pay me when he
got the money from Emerson
and afterwards he said that
the heirs had accepted the
offer of \$3300000 from the City
of Wilmington, and the same
was to be paid on about May 1st
1883. On or about the 1st of
February 1883 Pierce gave me
a circular (printed) purporting to
have been signed by E. P. Springer
also an heir to said Estate, and
which he said had been sent
to his mother, which circular
stated that an offer of settlement
of \$20000000 had been accepted,
and the money would be paid
about May 1st 1883. A copy of
this circular is hereto attached.
Mr E. P. Springer says he never
sent out such a circular and
that his signature is a forgery.
This circular I afterwards gave to
Pierce.

0050

Pierce continued to write to me saying that the estate would be settled, and that he would pay me the money I loaned him out of his share of the estate as soon as the estate was settled.

About the beginning of March 1883 Pierce was in New York and he introduced to me a man named George E. Panton, and said Panton was the agent for E. P. Springer and had charge of the settlement of the estate. The said Panton said he was E. P. Springer's clerk and had charge of the settlement of the estate; that the estate would be settled and money paid on May 1st 1883, and he had come to New York to give Pierce a certificate of heirship, which would entitle him Pierce to receive the money from the estate. I was shown a certificate, and afterwards I loaned Pierce \$200⁰⁰ and over on the strength of this certificate which I received and held for some time. I also received the telegrams hereto annexed, ~~not~~

0859

About June 6th I went to ~~London~~ Montreal Ont. and upon inquiring at the office of the telegraph Co. There was informed that the two telegrams purporting to have been sent from there, and marked A & B were never sent from there and were not genuine. I could not find Edward Emerson in Montreal or any one that knew him or ever heard of him.

Mrs Henrietta Schroder the mother of said Pierce also told me she was an heir to the said estate situate in Wilmington and that there was such an estate there and she was to receive her money about May 1st 1883. I also gave Mr. F. Ogden money at the request of Pierce which he promised to repay me when the estate was settled.

Mr. F. Ogden has a short time ago admitted to David B. Harvey, as he informs me, that there was no such person as Edward Emerson and that ~~Pierce~~ there was great doubt whether Pierce and Mrs Schroder

0060

were heirs or entitled to any property whatever

On June 4th 1883 Pierce gave me ~~a power~~ the notes purporting to have been signed by E. Emmerson with a power of Attorney to collect the notes and was told by Pierce that Emmerson was ready to pay them. I thereupon loaned Pierce \$25⁰⁰, and went to London Ont. but could not find Emmerson or Evans or anyone that represented him.

I have not received or been repaid one cent on account of the money I loaned and advanced to said Charles H. Pierce, ~~and~~ ~~the~~ on the faith of the representations he made to me, and the amount I advanced to him from time to time is about \$3000.

Sworn to before me
This 12th day of July 1883

Cha. W. Van Boren

Frederick Edler
Notary Public
Kyler
N.Y.

0861

BOX:

108

FOLDER:

1160

DESCRIPTION:

Binder, Gustav

DATE:

08/10/83



1160

Ex officio
Morty Keown

JS

74

Counsel,
Filed 10 day of Aug 1883
Pleads

THE PEOPLE
vs.
Austin
Ginder
Grand Larceny, Second Degree, and
Receiving Stolen Goods.
JOHN McKEON,
District Attorney

A True Bill.
John H. H. H.
Aug 13/83. Foreman.
Pleads
14.5.1883

0862

0063

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Gustav Binder

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

Gustav Binder

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

The said Gustav Binder

late of the First Ward of the City of New York, in the County of New York, aforesaid, on the 21st ~~on the~~ day of July in the year of our Lord one thousand eight hundred and eighty-~~three~~, at the Ward, City and County aforesaid, with force and arms three dresses of the value of thirteen dollars each, one other dress of the value of five dollars, and one skirt of the value of one dollar

of the goods, chattels and personal property of one Sarah Feigenbaum 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.

John McKean

District Attorney

0864

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

Police Court- 3 District,
THE PEOPLE, &c.,
ON THE COMPLAINT OF
David Bergman
12 Officer
1 Gustav Quide
Grana Lur...
Offence, _____
Dated July 21 1883
Magistrate, William 13
Officer, _____
Clerk, _____
Witnesses, William
No. 12 to answer _____
Street, _____
No. _____
Street, _____
No. _____
Street, _____
to answer _____
Street, _____
Clerk, _____
Witnesses, _____
No. _____
Street, _____

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

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 July 21 1883 M. P. ... Police Justice.

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

Dated _____ 188 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

0865

Sec. 198-200.

CITY AND COUNTY }
OF NEW YORK, } ss.

3 District Police Court.

Gustav. Binder 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.

Gustav Binder

Question. How old are you?

Answer.

33 years

Question. Where were you born?

Answer.

Germany

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

Answer.

Reverin Street, 2 weeks

Question. What is your business or profession?

Answer.

Coach & Mailer

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

Answer.

I have nothing to say

Gustav Binder

Taken before me this

21

day of

July

1889

Police Justice.

0066

3 District Police Court.

Affidavit—Larceny.

CITY AND COUNTY OF NEW YORK, } ss. *Sarah Feigenbaum*
aged 50 years a dressmaker
of No. 12 Hester Street,

being duly sworn, deposes and says, that on the 21 day of July 1883
at the day time in the City of New York,

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

the following property, viz :

Three Woolen dresses of the Value
of forty dollars,
one dress of the Value of five dollars
one White Skirt of the Value of
one dollar, said property being in
all of the Value of forty six dollars

the property of four persons whose names are unknown
to deponent, the property being in deponent's custody
and care to be made up

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 *Gustav Birder (nowhere)*

from the fact that deponent saw said
Birder in the Hallway of said premises,
with the property in his possession,
that deponent gave an Alarm and
Abraham Reissbaum of No 12 Hester
Street seized hold of said *Birder*
and held him and in deponent's presence
took said property from his possession

Sarah Feigenbaum
Mar

Sworn before me this 21 day of July 1883
John J. Patterson
Police Justice.

0867

BOX:

108

FOLDER:

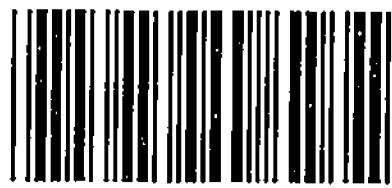
1160

DESCRIPTION:

Bland, Lizzie

DATE:

08/03/83



1160

0868

BOX:

108

FOLDER:

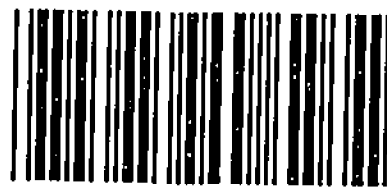
1160

DESCRIPTION:

Morris, Josephine

DATE:

08/03/83



1160

0069

BOX:

108

FOLDER:

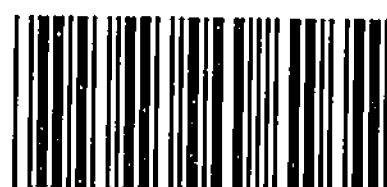
1160

DESCRIPTION:

Valentine, Carrie

DATE:

08/03/83



1160

POOR QUALITY
ORIGINAL

0070

142

Counsel,
Filed 3 day of Aug 1883
Pleads *Not guilty*

THE PEOPLE
vs.
Lizzie Bland
Josephine Morris
Carrie Valentine
INDICTMENT
Grand Larceny in the 2nd degree.
13528245307

JOHN McKEON,
District Attorney.
All tried & No 1 & 2, convicted
PC and No 3 acquitted
A TRUE BILL
See Sirs m & each.

J. W. Connelley
Foreman.

0071

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Lizzie Bland
Josephine Morris
Carrie Valentine

The Grand Jury of the City and County of New York, by this indictment, accuse Lizzie Bland, Josephine Morris and Carrie Valentine of the CRIME OF GRAND LARCENY IN THE First DEGREE, committed as follows:

The said Lizzie Bland, Josephine Morris and Carrie Valentine late of the First Ward of the City of New York, in the County of New York, aforesaid, on the 23rd day of July in the year of our Lord one thousand eight hundred and eighty-three, at the Ward, City and County aforesaid, with force and arms, in the night time of said day, one watch of the value of twenty dollars, one chain of the value of two dollars, and one chain of the value of three dollars.

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

JOHN McKEON, District Attorney.

0072

Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

William C. Thomas
26 South 1st St.
Lizzie Blum
Josephine Morris
Currie Valentine

Bailed,
No. 1, by _____
Residence _____
Street _____

No. 2, by _____
Residence _____
Street _____

No. 3, by _____
Residence _____
Street _____

No. 4, by _____
Residence _____
Street _____

Dated *July 23* 188*8*
J. M. Patterson Magistrate.

Shirley Officer.
Precinct. _____

Witnesses *John Green*
No. *26* *Greenwood St.*
to answer

No. *26* *Greenwood St.*
to answer

No. *26* *Greenwood St.*
to answer

No. *26* *Greenwood St.*
to answer

No. *26* *Greenwood St.*
to answer

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named *Lizzie Blum*, *Josephine Morris* & *Currie Valentine* guilty thereof, I order that *she* be held to answer the same and *she* be admitted to bail in the sum of *Two* Hundred Dollars, and be committed to the Warden and Keeper of the City Prison of the City of New York, until *she* give such bail.

Dated *July 23* 188*8* *J. M. Patterson* Police Justice.

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

Dated _____ 188*8* _____ Police Justice.

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

Dated _____ 188*8* _____ Police Justice.

0073

Sec. 198-200

2 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer.

Carrie Valentine

Question. How old are you?

Answer.

25 Years.

Question. Where were you born?

Answer.

Baltimore Md.

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

Answer.

115 West 27 Street 5 Weeks.

Question. What is your business or profession?

Answer.

Seamstress

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

Answer.

I am not guilty of the charge.

Carrie Valentine
maire

Taken before me this

day of

1883

Police Justice.

0874

Sec. 198-200

2 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer.

Josephine Morris

Question. How old are you?

Answer.

Nearly One Year.

Question. Where were you born?

Answer.

Washington D.C.

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

Answer.

115 West 27th Street 3 months

Question. What is your business or profession?

Answer.

Sundress.

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

Answer.

I am not guilty of the charge.

Josephine Morris
mailed.

Taken before me this

day of

1883

Police Justice.

0075

Sec. 198—200

5 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. *Lizzie Blane*.

Question. How old are you?

Answer. *23 Years.*

Question. Where were you born?

Answer. *Georgia*

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

Answer. *115 West 27 Street 2 months*

Question. What is your business or profession?

Answer. *Laundress.*

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

Answer. *I am not guilty of the charge.*

L. Blane
Mark

Taken before me this

day of

1885

Police Justice.

0876

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 27 years, occupation Police Officer of No. 14

29 Precinct Police Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of Frank E. Bowers.

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

Sworn to before me, this 23rd

day of July, 1883

John Sweeney

W. D. Patterson

Police Justice.

0077

2nd

District Police Court.

Affidavit—Larceny.

CITY AND COUNTY
OF NEW YORK } ss.

of No. *265 West 23rd* Street, *Agnes B. Brooker*
being duly sworn, deposes and says, that on the *23rd* day of *July*, 188*3*
at the *Corner of 6th Avenue & 27th Street* City of New York,

in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent *and from deponent's person in the night time*
the following property, viz: *with intent to deprive the true owner thereof.*

*One Silver Watch with plated
Chain and Charm attached together
of the value of Twenty-five dollars.*

the property of *deponent*

and that this deponent

has a probable cause to suspect, and does suspect, that the said property was feloniously taken,
stolen, and carried away by *Lizzie Blum, Josephine*

*Morris and Carrie Valentine (all
now present) from the fact that at or
about the hour of 11 o'clock A.M.
on said date, deponent was walking
along 5th Avenue, and when near
the corner of 26th Street, deponent was accosted
by Carrie Valentine, who walked
along 5th Avenue with deponent
and when near the corner of 27th Street*

Sworn before me this
day of
188
Police Justice,

0878

The said Blane and Morris came up to deponent and spoke to deponent and the said Valentine, deponent in company with the said three defendants started to walk up Fifth Avenue and on going about twenty five feet some person fell on his feet. The said Valentine being on the left hand side of deponent and the said Blane and Morris on deponent's right side. Deponent then discovered that the said proper had been taken stolen and carried away from the left hand pocket of the vest then on deponent's person and when deponent accused the said Blane with having taken deponent's proper from seeing the said Blane put her hand across deponent's body and near deponent's breast. Deponent was struck on the face and knocked down by one of said defendants. Deponent is informed by Officer Sprung that he saw the said Josephine Morris strike deponent and knock deponent down and on arresting the said defendants and taking them to the station house the said Lizzie Blane dropped the said proper in the floor of the station house and deponent identifies the proper dropped by the said Blane as the proper which had been taken stolen and carried away from deponent's person.

Sworn to before me }
this 23rd day of July, 1883.

Frank E. Bowers.

District Police Court.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Dated

Magistrate.

Officer.

WITNESSES:

DISPOSITION

Police Justice

0879

BOX:

108

FOLDER:

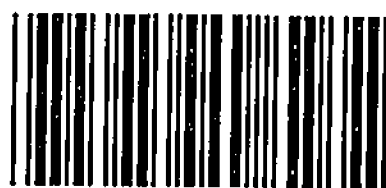
1160

DESCRIPTION:

Bligh, James

DATE:

08/15/83



1160

Spiced & sugared!

~~Dec 1~~
~~Oct 2~~
~~Oct 3~~
~~Oct 4~~
~~Oct 5~~
~~Oct 6~~
~~Oct 7~~
~~Oct 8~~

0001

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

James Bligh

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

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

The said *James Bligh*

late of the First Ward of the City of New York, in the County of New York, aforesaid, on the *eight* day of *May* in the year of our Lord one thousand eight hundred and eighty-*three*, at the Ward, City and County aforesaid, with force and arms *one watch of the value of seven dollars, and one chain of the value of one dollar*

of the goods, chattels and personal property of one *John Smith* on the person of the said *John Smith* then and there being found, from the person of the said *John Smith*

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

JOHN McKEON, District Attorney.

0002

BAILED,

No. 1, by _____
Residence _____
Street _____

No. 2, by _____
Residence _____
Street _____

No. 3, by _____
Residence _____
Street _____

No. 4, by _____
Residence _____
Street _____

Police Court District 3 624

THE PEOPLE, &c.,
ON THE COMPLAINT OF

John Shields
124 W. 12th St.
James O'Leary

Offence, Larceny from person

Dated August 1 3 1883

Magistrate, R. G. Duffy

Sherridan 11 Officer

Clerk, _____

Witnesses,
No. _____ Street, _____
No. _____ Street, _____

No. _____ Street, _____

No. _____ Street, _____

§ 500 to answer

Chauvath

Stamp: RECEIVED AUG 2 1883 DISTRICT ATTORNEY'S OFFICE

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 James O'Leary

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 August 1 3 1883 R. G. Duffy Police Justice.

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

Dated _____ 1883 _____ 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 _____ 1883 _____ Police Justice.

0003

Sec. 198-200.

CITY AND COUNTY }
OF NEW YORK, } ss.

District Police Court.

James Bligh 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. *James Bligh*

Question. How old are you?

Answer. *24 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *405 East 12th Street 4 years*

Question. What is your business or profession?

Answer. *Laborer*

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

Answer. *I have nothing to say*

James Bligh

Taken before me this

1883

Police Justice.

0004

3rd

District Police Court.

Affidavit—Larceny.

CITY AND COUNTY
OF NEW YORK } ss.

assessments

of No. *124 Avenue D.* Street,

John Hicks aged 65 years

being duly sworn, deposes and says, that on the *8th* day of *May* 1883

at the *day time in the* City of New York,

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

of deponent *and from the person of deponent*

the following property, viz :

*One Silver Watch attached to a plated Chain
of the value of Eight dollars*

the property of *deponent*

and that this deponent

has a probable cause to suspect, and does suspect, that the said property was feloniously taken,

stolen, and carried away by *James Bligh (now here)*

*from the fact that in the afternoon of said
8th day of May 1883 deponent had said Watch
and Chain attached in the Watchpocket of the
vest then worn upon deponent's person,
that while deponent was standing on Avenue
D, between 8 & 9th Street said Bligh came up
to deponent, reached said Watch & Chain
from deponent's pocket and ran away
with the same*

John Hicks

Sworn before me this
John Hicks
1883
Police Justice,

0000

**END OF
BOX**

2.5 mm

2.0 mm

1.5 mm

METRIC

200 mm

150 mm

100 mm

ABCDEFGHIJKLMNOPQRSTUVWXYZ
 abcdefghijklmnopqrstuvwxyz1234567890

ABCDEFGHIJKLMNOPQRSTUVWXYZ
abcdefghijklmnopqrstuvwxyz
1234567890

ABCDEFGHIJKLMNOPQRSTUVWXYZ
abcdefghijklmnopqrstuvwxyz
1234567890

1.0 mm
1.5 mm
2.0 mm

2.5 mm

APPLIED  **IMAGE . Inc**
1653 East Main Street
Rochester, NY 14609 USA
Phone: 716/482-0300
Fax: 716/288-5989

© 1993, Applied Image, Inc., All Rights Reserved

ABCDEFGHIJKLMNOPQRSTUVWXYZ
abcdefghijklmnopqrstuvwxyz
1234567890

4.5 mm

ABCDEFGHIJKLMNOPQRSTUVWXYZ
abcdefghijklmnopqrstuvwxyz1234567890

3.5 mm

ABCDEFGHIJKLMNOPQRSTUVWXYZ