0292

BOX:
494
FOLDER:
4507
DESCRIPTION:
Gavagan, Annie
DATE:
09/12/92

4507

Witnesses.

Counsel,

Filed 12 day of Sept 1892

Pleads, Guilty

THE PEOPLE

vs.

Annie Gavagan

Grand Larceny, Second Degree.
(From the Person.)
[Sections 528, 531, Penal Code.]

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

Foreman.

Part 3. Sept 15/92.
Tried & Convicted
Petit Larceny.
8 months

Police Court 1 District. Affidavit—Larceny.

City and County of New York, } ss:

Gabriel Geltway

of No. 149 East 4th Street, aged 29 years,

occupation Shoemaker being duly sworn,

deposes and says, that on the 28 day of August 1892 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of and from deponent, in the day time, the following property, viz: One silver watch of the value of twenty ~~four~~ four 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 from his person by Annie Lavagan for the reason that on said date deponent had the said watch in his hand, defendant took said watch from deponents hand and placed it in her breast. Whereupon deponent charges the defendant with larceny from the person.

Gabriel Geltway

Sworn to before me, this 1 day of Sept 1892

Police Justice.

0295

(1885)
Sec. 198—200.

_____/_____ District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

Annie Gavagan 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 he see fit to answer the charge and explain the facts alleged against her; that he 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. Annie Gavagan

Question. How old are you?

Answer. 22 years

Question. Where were you born?

Answer. U.S.

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

Answer. 151 Hudson 2 months

Question. What is your business or profession?

Answer. Domestic.

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

her
Annie + Gavagan
mark

Taken before me this 7th day of July 1894

Police Justice.

0296

Police Court 78 District.

1882

THE PEOPLE, ETC.,
ON THE COMPLAINT OF
Edward Gilhooley
169 8th St
Patrick Gaughan

Offense Larceny from the Person

BAILED.

No. 1, by _____ Residence _____ Street.

No. 2, by _____ Residence _____ Street.

No. 3, by _____ Residence _____ Street.

No. 4, by _____ Residence _____ Street.

Dated Dec 25 1882

Witnesses Cullen Officer

Precinct

Magistrate

Officer

No. _____ Street

No. _____ Street

No. _____ Street

No. _____ Street

$1000 to answer

RECEIVED SEP 11 1882 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 defendant

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

Dated, _____ 189 _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

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

Dated _____ 189 _____ Police Justice.

0297

CITY AND COUNTY OF NEW YORK, } ss. — POLICE COURT, 1 DISTRICT.

Augustus J. Thorne

of No. 25th Precinct Street, aged 31 years,

occupation Policeman being duly sworn deposes and says

that ~~on the~~ day of 188

~~at the City of New York, in the County of New York~~ Gabriel Geltway

is a material witness against Annie Garagan charged with larceny from the person. Ac deponent fears that the said Geltway will not appear in Court to testify when wanted — he prays that he be committed to the House of Detention as a witness in default of One hundred dollars bail for his appearance

Augustus J. Thorne

Sworn to before me this 19 day of August 188 7

H. Ruhlah

Police Justice

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Anne Gavagan

The Grand Jury of the City and County of New York, by this indictment, accuse Anne Gavagan of the CRIME OF GRAND LARCENY in the Second degree, committed as follows:

The said Anne Gavagan

late of the City of New York, in the County of New York aforesaid, on the 28th day of August in the year of our Lord one thousand eight hundred and ninety-two, in the day time of the said day, at the City and County aforesaid, with force and arms,

one watch of the value of twenty-four dollars

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

De Lancey Nicoll
District Attorney

0299

BOX:
494
FOLDER:
4507
DESCRIPTION:
Geller, Joseph
DATE:
09/22/92

4507

Witnesses:

Counsel,

Filed day of 189

Pleads,

ENTERED T. 4 W.

THE PEOPLE

vs.

Joseph Geller

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

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

Foreman.

Re-Bailed by
Barnard Geller
718 – 5th Ave
$1000 Apr 14/97

POOR QUALITY ORIGINAL

0030

0301

C. R. 3606

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

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

To Abraham Reiman

of No. ..... Street .....

YOU ARE COMMANDED to appear before the Court of General Sessions of the Peace in and for the City and County of New York, at the New Criminal Court House on Centre Street, between Franklin and White Streets, in the City of New York, on the 18 day of OCTOBER 1895, at 10 o'clock in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York, against Joseph Geller

Dated at the City of New York, the first Monday of OCTOBER in the year of our Lord 1895

WILLIAM M. K. OLCOTT, *District Attorney.*

PART IV.

THE COURT ROOM IS IN THE SECOND STORY

☞ If this Subpœna is disobeyed, an attachment will immediately issue.

☞ Bring this Subpœna with you, and give it to the officer at the Court Room door, that your attendance may be known.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

Court of General Sessions.

THE PEOPLE

vs.

Joseph Feller

City and County of New York, ss: Thomas F. Duaguire being duly sworn, deposes and says: I reside at No. 388 East 14th Street, in the City of New York. I am a ~~Subpœna Server~~ clerk in the office of the District Attorney of the City and County of New York. On the 16th day of October 1897, ~~I called at~~

~~the alleged~~ of

~~the complainant herein, to serve~~ ~~with the annexed subpœna, and was informed by~~

Then being no address of Abraham Reiman on the papers in this case.
I consulted the Directory and I could not find out anything about Abraham Reiman there was no such name in the Directory.

Sworn to before me, this 18th day of October 1897

James Rily
Com of Deeds
New York County

Thomas F. Duaguire
Subpœna Server.

Court of General Sessions.

THE PEOPLE, *on the Complaint of*

vs.

Joseph Hilber

Offense:

WILLIAM M. K. OLCOTT,
~~JOHN R. FELLOWS,~~
District Attorney.

Affidavit of

Thomas F. Duaguir

~~*Subpœna Server.*~~

Failure to Find Witness.

400

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against
Joseph Geller

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

Joseph Geller

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

The said Joseph Geller,

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

Abraham Reiman,

in the peace of the said People then and there being, feloniously did wilfully and wrongfully did make an assault; and the said Joseph Geller

with a certain club which he the said Joseph Geller

in his right hand — then and there had and held, the same being then and there a weapon and an instrument likely to produce grievous bodily harm, him, the said Abraham Reiman then and there feloniously did wilfully and wrongfully strike, beat bruise and wound, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT—

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

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

The said Joseph Geller,

late of the City and County aforesaid, afterwards, to wit: On the day and in the year aforesaid, at the City and County aforesaid, in and upon the said Abraham Reiman

——— in the peace of the said People then and there being, feloniously did wilfully and wrongfully make an~~other~~ assault; and the said Joseph Geller, the said Abraham Reiman, with both the hands and feet of him the said Joseph Geller, and also —

with a certain club —

which he the said Joseph Geller —

in his right hand then and there had and held, in and upon the head and body of him the said Abraham Reiman, then and there feloniously did wilfully and wrongfully strike, beat, ——— bruise and wound, and did then and there and by the means aforesaid, feloniously, wilfully and wrongfully inflict grievous bodily harm upon the said Abraham Reiman to the great damage of the said Abraham Reiman, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

DE LANCEY NICOLL, *District Attorney.*

0306

BOX:
494

FOLDER:
4507

DESCRIPTION:
Gibbson, James

DATE:
09/12/92

4507

Witnesses:

Sever One term in S.P. of 8 yrs & one other term in either S.P. or Pen the Recorder sentence

63

Counsel,

Filed 12 day of Sept 1892

Pleads, Guilty

THE PEOPLE

vs.

James Gibbson

Burglary in the second degree. [Section 497, Pen. C. 1888.]

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

Foreman.

Sept 15 92

Pleads N.G. Day 2 day

5 yrs S.P.

Sept 20 92

Police Court— 2nd District.

City and County of New York, } ss.:

Nellie Enright

of No. 70 Irving Place Street, aged 23 years,

occupation Waitress being duly sworn

deposes and says, that the premises No 70 Irving Place Street,

in the City and County aforesaid, the said being a four story brick building Mrs DeCamp Dwelling

and which was occupied by ~~deponent~~ as a

and in which there was at the time a human being, by name Mrs DeCamp Nellie Brown and deponent

were BURGLARIOUSLY entered by means of forcibly opening the basement door leading into said premises from the Street by pass of skeleth key

on the 18 day of August 188 in the day time, and the

following property feloniously taken, stolen, and carried away, viz:

A quantity of plated table ware consisting of knives forks and spoons together of the value of Ten dollars

the property of Mrs DeCamp in care and custody of deponent

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

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

James Gibbson now here and another man not arrested

for the reasons following, to wit: from the fact that deponent saw the said door locked and fastened at about the hour of eleven o'clock and thirty minutes a.m. and at about the hour of twelve o'clock midday deponent saw the said defendant and said other man not arrested in the Dining Room and deponent saw the defendant taking some of said table ware from the table

in the dining room the defendant and said other man pushed deponent aside and opened the door and ran out and deponent pursued said defendant and caused his arrest and deponent identified a portion of said property here shown in court which was found on defendants person by the officer James King

Sworn to before me
this 18th day of August 1899 Willie Enright

John J. Ryan
Police Justice

Police Court ____ District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Burglary ____ Degree.

Dated ____ 188

Magistrate.
Officer.
Clerk.
Witnesses:

Committed in default of $ ____ Bail.
Bailed by ____
No. ____ Street.

(1335)

Sec. 198—200.

2 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

James Gibbson 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. James Gibbson

Question. How old are you?

Answer. 21 years

Question. Where were you born?

Answer. U. S.

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

Answer. 181 Mulberry

Question. What is your business or profession?

Answer. Clerk

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

Answer. I have nothing to say

James Gibbson
mark

Taken before me this 6 day of Dec 1897

[illegible]

Police Justice.

BAILED,

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

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

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

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

Police Court, 6 ..... District. 1135

THE PEOPLE, &c., ON THE COMPLAINT OF Nellie Smith 275 Bleecker St. Jane Gibson

1 ..... 2 .....

3 ..... 4 .....

Offense, Burglary

Dated, Aug 18 1892

Magistrate. Officer. Precinct.

Witnesses Police Office

No. ..... Street. No. ..... Street.

No. ..... Street. No. ..... Street.

1890 to answer

Bury 2

RECEIVED AUG 25 1892 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 Jane Gibson

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, Aug 18 *189*2 John Ryan *Police Justice.*

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

to bail to answer by the undertaking hereto annexed.

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

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

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

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

Police Department of the City of New York,

Precinct No. 10

New York, Sept 15th 1892.

Capt. James King 17th Precinct,

Sir,

By request of his Honor Judge Smyth

Respectfully forward to you all the particulars we have relative to James Gibbs,

James Gibbs 23, White, U.S. residing at 218 Elizabeth St, arrested Nov. 25th 1882, for Larceny from the person, Complainant Ed. McAdams, of 8 Crosby, Sentenced Dec. 13. 1882, by Judge Cowing to State Prison for 8 Years,

James Gibbs 29" residing 191 Mulberry St, charged Grand Larceny, Complainant Francisco Carlo, of 7 John St, Sentenced to State Prison for 1 year & 11 months Sept 7th 1892.

Respectfully

James P. Tucker

Sergeant 10th Precinct.

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 Gibbson

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

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

The said James Gibbson

late of the 18th Ward of the City of New York, in the County of New York aforesaid, on the eighteenth day of August in the year of our Lord one thousand eight hundred and ninety-two in the day time of the same day, at the Ward, City and County aforesaid, the dwelling house of one Olivia DeCamp

there situate, feloniously and burglariously did break into and enter, there being then and there a human being within the said dwelling house, with intent to commit some crime therein, to wit: the goods, chattels and personal property of the said Olivia DeCamp

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

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

SECOND COUNT—

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

of the CRIME OF Petit LARCENY committed as follows:

The said James Gibbson

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

twenty knives of the value of fifty cents each, twenty forks of the value of fifty cents each and twenty spoons of the value of twenty-five cents each

of the goods, chattels and personal property of one Olivia De Camp

in the dwelling house of the said Olivia De Camp

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

DeLancey Nicoll,
District Attorney

0315

BOX:
494

FOLDER:
4507

DESCRIPTION:
Gibson, James

DATE:
09/27/92

4507

0316

BOX:
494

FOLDER:
4507

DESCRIPTION:
Kerrigan, Harry M.

DATE:
09/27/92

4507

122 119

Witnesses:

Counsel,

Filed 27 day of Sept 1892

Pleads,

THE PEOPLE

vs.

James Gibson

and

Harry M. Kerrigan

Burglary in the Third Degree.

[Section 498, Penal Code.]

DE LANCEY NICOLL,

District Attorney.

Robt Cev 5 yr. 3 mos

A TRUE BILL. Oct. 28/92

Foreman.

2 Yr Sep. 1892

Police Court— 4 District.

City and County of New York } ss.:

Isaac Levin

of No. 337 East 32d Street, aged 52 years, occupation merchant tailor being duly sworn deposes and says, that the premises No. 337 East 32d Street, 21 Ward in the City and County aforesaid the said being a four story brick tenement building the first floor of ~~and~~ which was occupied by deponent as a tailoring shop ~~and in which there was at the time a human being, by name~~

were BURGLARIOUSLY entered by means of forcibly breaking open a side door leading to said tailor-shop from the hallway

on the 22 day of September 1882 in the night time, and the following property feloniously taken, stolen, and carried away, viz:

Twenty-two pieces of cloth, the whole of the value of Sixty Dollars

$60.00

the property of Deponent

and deponent further says, that he has great cause to believe, and does believe, that the aforesaid BURGLARY was committed and the aforesaid property taken, stolen and carried away by James Gibson & Harry Kerrigan (now here) acting in concert,

for the reasons following, to wit: That deponent securely locked and fastened said door at 6 P.M. on the September 21st, and said store was remain closed all the day of September 22nd. That deponent was informed by Officer Robeson of the 21st Precinct Police, that on the above date about 11 PM. he said Officer saw defendants at 32d Street and 2nd Avenue with a bag in their possession containing a quantity

of cloth and found said door Blairy & said store to be broken open. That deponent identifies said cloth as his property and prays that the defendants may be dealt with as the law directs—

Sworn to before me this 23rd day of September 1892

Isaac his X mark Levin

J. Williams

Police Justice

Police Court, _____ District,

THE PEOPLE, &c.,
on the complaint of

vs.

1
2
3
4

Offence—BURGLARY.

Dated _____ 188

Magistrate.
Officer.
Clerk.

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

$ _____ to answer General Sessions.

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

Dated _____ 188 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

CITY AND COUNTY OF NEW YORK, } ss.

1877.

Elbert M. Robeson

aged ——— years, occupation police officer of No. 21st Precinct Police Street, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of Isaac Levin and that the facts stated therein on information of deponent are true of deponent's own knowledge.

Sworn to before me, this 20 *day of* Sept *189*2

Elbert M. Robeson

J. Simmons

Police Justice.

Sec. 198—200.

X District Police Court.

CITY AND COUNTY OF NEW YORK, } ss:

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

Question. What is your name?

Answer. James Gibson

Question. How old are you?

Answer. 1 Year

Question. Where were you born?

Answer. U.S.

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

Answer. 626 - 2 - Avenue 6 years

Question. What is your business or profession?

Answer. Labor

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

Answer. I am not guilty.

James. Gibson

Taken before me this 23 *day of* Sept 189 2

J. Wallace *Police Justice.*

Sec. 198-200.

4 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss:

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

Question. What is your name?

Answer. Harry Kerrigan

Question. How old are you?

Answer. 18 years

Question. Where were you born?

Answer. U.S.

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

Answer. 339 E. 32 St. 1 year

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 am not guilty

Harry M. Kerrigan

Taken before me this 33 *day of* Sept. 189

Police Justice.

BAILED,

No. 1, by .....

Residence ..... Street.

No. 2, by .....

Residence ..... Street.

No. 3, by .....

Residence ..... Street.

No. 4, by .....

Residence ..... Street.

1198

Police Court--- 4 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Isaac Levin
337 E. 34
James Gibson
Harry Kerrigan
3.....
4.....

Offence Burglary

Dated Sept 23 1892

Kilbreth, Magistrate.

Robeson Officer.

21 Precinct.

Witnesses On the officer

No. ..... Street.

No. ..... Street.

No. ..... Street.

$ ..... to answer G. S. 3

Comm

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 Defendants

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

Dated Sept. 23 *189*2 ..... *Police Justice.*

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

to bail to answer by the undertaking hereto annexed.

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

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

..... *guilty of the offence within mentioned. I order h to be discharged.*

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

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 Gibson, and
Harry M. Kerrigan

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

James Gibson and Harry M. Kerrigan

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

The said James Gibson and Harry M. Kerrigan, both

late of the 21st Ward of the City of New York, in the County of New York aforesaid, on the 22nd day of September in the year of our Lord one thousand eight hundred and ninety-two. in the night- time of the same day, at the Ward, City and County aforesaid, a certain building there situate, to wit, the Shop of one

Isaac Levin

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

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

SECOND COUNT—

And the Grand Jury aforesaid, by this indictment, further accuse the said James Gibson and Harry M. Kerrigan of the CRIME OF Grand LARCENY in the second degree, committed as follows: The said James Gibson and Harry M. Kerrigan, both late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the Ward, City and County aforesaid, in the night time of said day, with force and arms, twenty-two pieces of cloth of the value of three dollars each piece

of the goods, chattels and personal property of one Isaac Levin in the shop of the said Isaac Levin there situate, then and there being found, in the shop aforesaid, then and there feloniously did steal, take and carry away, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

THIRD COUNT:

And the Grand Jury aforesaid, by this indictment, further accuse the said James Gibson and Harry M. Kerrigan of the CRIME OF RECEIVING STOLEN GOODS, committed as follows:

The said James Gibson and Harry M. Kerrigan, both 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,

twenty-two pieces of cloth of the value of three dollars each piece

of the goods, chattels and personal property of Isaac Levin

by a certain person or persons to the Grand Jury aforesaid unknown, then lately before feloniously stolen from the said Isaac Levin

unlawfully and unjustly did feloniously receive and have; (the said James Gibson and Harry M. Kerrigan 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.

DE LANCEY NICOLL,
District Attorney.

0327

BOX:
494

FOLDER:
4507

DESCRIPTION:
Giebia, Providenzia

DATE:
09/16/92

4507

Witnesses :

Subpoena
Officer Jn
28th

177

Counsel,

Filed 16 day of Sept 189 2

Pleads, Not guilty

THE PEOPLE

36

vs.

Hilsby East Kent Ave

Providencia Yuba

Counterfeit note

Section 32 Penal Code

DE LANCEY NICOLL,

District Attorney.

Odd days

Part I Sept 29. 92

A TRUE BILL.

James Tarlo

Foreman.

Part 2 Oct. 4th 1892.
Tried and Convicted
1 Mo to Pen Fn
Bill Oct. 28, 1892. 28

CITY AND COUNTY OF NEW YORK } ss. POLICE COURT, 6 DISTRICT.

Catherine Regan

of No. 491 1 Avenue Street, aged 35 years,

occupation Grocery Store being duly sworn, deposes and says

that on the 13 day of September 189 2

at the City of New York, in the County of New York Providencia Gibio

(Workers) did willfully and unlawfully utter, use, and circulate a certain Coin of the United States, issue of the value of Twenty five cents knowing the same to be counterfeit in violation of Section 526 of the Penal Code of the State of New York under the following circumstances to wit. On said date said defendant entered deponents store at the above address and purchased from deponent a Cake of Babbitts Soap of the value of Five Cents

Sworn to before me this day of 189 Police Justice.

Police Court, District.

THE PEOPLE,
ON THE COMPLAINT OF

vs.

AFFIDAVIT.

Dated 189

Magistrate.

Officer.

Witness,

Disposition

and tendered in payment therefor a Twenty five cent coin for which deponent gave said defendant twenty cents change. Shortly after the departure of said defendant deponent discovered that said Twenty five cents coin was counterfeit and of no value whatever

Sworn to before me this 13 day of September 1892 } Catherine Regan

J. W. Martin
Police Justice

Sec. 198—200.

X District Police Court.

CITY AND COUNTY OF NEW YORK, } ss:

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

Question. What is your name?

Answer. Providencia Gibio

Question. How old are you?

Answer. 36 years

Question. Where were you born?

Answer. Italy

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

Answer. 894 1st Avenue.

Question. What is your business or profession?

Answer. Keep Honor

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

Providenzio Gibio

35th 1+2

1 mur 29

Taken before me this 13 *day of* Sept 189 4

J. Mahoney

Police Justice.

CITY AND COUNTY OF NEW YORK } ss. POLICE COURT, 9 DISTRICT.

John Mc Gregory

of ~~No.~~ The 18' Precinct Street, aged years,

occupation Police Officer being duly sworn, deposes and says

that on the 12 day of September 1892

at the City of New York, in the County of New York he arrested

Bonducci Gibio on the charge of having passed counterfeit money and deponent asks that said Gibio may be committed to enable him to bring the proper witnesses in Court

John J. McGregory

Sworn to before me this 13 day of Sept 1892

J. Mulqueen Police Justice.

Police Court, 1 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Providencia Gibio

37 Ipo Ave. 896. 1 Ave

AFFIDAVIT.

Dated Sept 13 1892

Kilbreth Magistrate.

McGinnis Officer.
1st

Witness,

Set for 2 pm
Sept 13.

Disposition

BAILED,

No. 1, by Gretchen Klopper
Residence 79 Or. 0 St. Street.

No. 2, by
Residence Street.

No. 3, by
Residence Street.

No. 4, by
Residence Street.

Police Court 172 District.

1148

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Christian Legan
49, 130 Eldridge St.
Christina Libri

1. 2. 3. 4.

Offence Possession of Counterfeit Coin

Dated Sept 13 1892

Witnesses
Henry Reif
No. 624 E. 6th Street.
Eugene Carlson
No. 572 2d Avenue

Magistrate.
Officer.
Precinct.

No. Street.
$ 500 to answer.
Sept 15 1892

RECEIVED DISTRICT ATTORNEY'S OFFICE SEP 15 1892

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

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of 5 *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 Sept 13 1892 *Police Justice.*

I have admitted the above-named

to bail to answer by the undertaking hereto annexed.

Dated 18 *Police Justice.*

There being no sufficient cause to believe the within named

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

Dated 18 *Police Justice.*

Court of General Sessions.

City and County of New York,

Part II.

The People vs Providenzia Giobia.	Before the Hon. Frederick Smyth, and a jury.

Indicted for passing counterfeit coin.

Indictment filed September 16th, 1892.

Tried October 7th, 1892.

Appearances:

Assistant District-Attorney Maddox for the People.

Robert H. Racey, Esquire, for the Defense.

EUGENE COMLON, called by the People, being duly sworn, testified that he was in the express business, and drove for himself. He saw the defendant on the morning of September 15th, 1892, in a little second-hand furniture and crockery store, in 35th street, near

Second avenue. He was in the store to ship some work for a lady. The defendant came into the store, accompanied by her child, and bought an oil can and handed a 25 cent piece in payment to the man in the store. The oil can cost 15 cents. The proprietor, Mr. Riff, handed the money to his wife to give the change and she gave the defendant 10 cents change. The defendant went out of the door, when Mr. Riff called her back, and handed her the quarter. The defendant said, "Oh, that no good," and threw it away. He, the witness, picked the quarter up. It was the quarter in evidence. Mrs. Riff went to give the defendant change for a dollar, and he, the witness, turned his back and went out to his wagon. He drove through 35th street towards First avenue. While he was driving down First avenue, he saw the defendant with two more children and a man, her husband. The man had a basket in one hand and a lamp in the other. He, the witness, let his horse walk and watched the defendant. Between 28th and 29th streets he, the witness, went into a grocery store, just as the defendant was coming out. He did not find out what she purchased in there but she, the defendant,

had something wrapped up in paper. The man who was with her stood a block away. He, the witness, ran into the store and made some inquiry and a search was made in the cash drawer and the proprietor gave him, the witness, a bad quarter. As soon as the defendant came out she boarded a blue, avenue B, car, and the man ran up 26th or 27th street. He, the witness, jumped on the car and told the defendant to come off, and called Officer Mc Creery to arrest her. He, the witness, did not have any conversation with the defendant, neither did the officer. The officer brought her to the stationhouse. He, the witness, did not see what became of the man. He saw the man hand the money to the defendant out of a pocket. This man, the defendant's husband, was downstairs, in the court house corridor now, as he, the witness, saw him as he came up to the court room. As he, the witness, was going down the avenue he said to the man who was on the wagon with him that it was funny that the defendant should buy a lamp in one store and an oil can in another, and that made him suspicious that she was passing counterfeit money. The defendant was not searched in the

station house.

C A T H A R I N E R E G A N being duly sworn testified that she lived at No.491 First avenue, between 28th and 29th streets. She carried on a grocery business there. On the 15th of September the defendant was in her, the witness's, store, shortly after 8 o'clock in the morning. The defendant asked her, the witness, for a piece of soap for five cents. She, the witness, handed a piece of soap to the defendant and took up the quarter that the defendant placed on the counter and gave the defendant twenty cents change. The defendant left the store immediately and as she, the witness, dropped the coin into the money box, the expressman Geyler came in and told her that the defendant was passing counterfeit money. She immediately looked at the coin and gave it to her clerk, who had come in, and told him to go after the woman and get a good one for itor to have the defendant arrested. She, the witness, could not swear that the quarter in evidence was the same quarter, but could only swear that the defendant gave her a bad quarter.

M A R Y R I P P being duly sworn testified through the

official interpreter that she lived at No.647 Second avenue, between 35th and 36th streets. Her son kept a crockery store. She was in the store on the morning of September 13th. The defendant came into the store between 7 and 8 o'clock and asked for a china bowl. The defendant asked how much the bowl was and she, the witness, said it was 10 cents. The defendant looked at another one, worth 5 cents and said she would take it. The defendant put it in her basket and gave her, the witness, a quarter and she, the witness, gave the defendant 20 cents change. She, the witness, put the quarter in the box where she kept change. There was no other quarter in the box when she put the bad quarter the defendant gave her in the box. Then the defendant went away. She, the witness, saw the defendant in the court twice. The quarter remained in the box until the expressman came and questioned her about it. He asked for the quarter and she gave it to him, but the policeman came and the quarter was given to him. The quarter in evidence was the quarter she gave to the policeman. The defendant was alone when she, the defendant, came into her, the witness's, store. The

The defendant was wrapped in a shawl and carried a basket.

J O H N J. M c G R E E V Y being duly sworn testified that he was an officer attached to the 18th Precinct. He arrested the defendant on September 13th, at about 8 o'clock in the morning, at First avenue and 25th street. The witness Conlon was present and pointed out the defendant to him. Conlon and Mrs. Regan's clerk accused the defendant of passing counterfeit money and the defendant said she did not do it. On the way to the station house the defendant wanted to pay him, the witness, $10 to let her go and asked him to accept the money. In the station house the defendant was not searched as the Captain immediately ordered him, the witness, to take her to the police court. At the court the matron searched the defendant. The matron said that she found two $5 bills, two $2 bills and two 5 cent pieces and about 60 cents in 5 and 10 cent pieces. He, the witness, then made inquiries along Second avenue. He went to No. 467 Second avenue, the crockery store of Mrs. Riff and received a quarter from her son. The two quarters handed to him by

the District-Attorney, were the quarters he, the witness, received from Mrs. Riff's store and Mrs. Regan's store. The other quarter shown to him was one given to him by Eugene Conlon. He, the witness, identified them by the coin dates. The defendant had a basket with her when he arrested her. All that he saw in the basket was a loaf of bread, worth about four cents, some buns and some meat. He, the witness, did not search the basket and could not say if there was any soap in it. He was told to take the defendant's child to the Society rooms and he left the basket there with the child.

P R O V I D E N Z I A G I E B I A, the defendant, being called by the defense and duly sworn testified through the official interpreter that she lived in Brooklyn. She was a married woman, and had seven children. Her husband was a shoe maker. Her husband was the man who was arrested a few minutes before in the corridor of the Court House building. On the day of her arrest she, the defendant, did not get on any car at all. That morning a friend of her husband asked her where she

was going and she said she was going to Brooklyn. She moved from her New York home that day to Brooklyn. Her husband went with the truck that took the furniture. She, the witness, took her child with her. She had her basket with her. She bought different things and had them in her basket. She did not buy any soap or a bowl and there were none in her basket. She did not buy an oil can. She only bought coffee, sugar and meat. When she left her home that morning her husband gave her two $5 bills and she had some change. She changed one $5 bill to buy sugar. The change she had was a $2 bill, half a dollar and a quarter. She paid 10 cents for the sugar, leaving $4.90 in [illegible] the $5 bill. She did not go into any other store. She did not see Conlon until after the policeman arrested her. She bought a kerosene can from a man who told her that the quarter that she gave him was no good. She said if it was not good to throw it away, and she gave him a half a dollar. This happened more than an hour before her arrest. She then wanted to go to the ferry. Then she was arrested. After the officer arrested her she said to him that she did

not pass bad money. The officer said to her that if she gave him $10 he would let her go. The officer said this in English. She told the officer that she only had $9, and in 44th street her uncle lived and she could go there and get the money and give it to him. Then the officer took her off the car. She did not have $14 in her possession as the officer said. She only had a $5 bill, and two $2 bills and some small change, that was all. She was never before arrested or convicted of any crime. Six of her children were by a first husband and one by a second. She never saw Mrs. Regan before, nor had she ever seen Mrs. Riff beofre. She, the defendant, did see Conlon in the store she went in. She had three children with her that day. Her husband went with the wagon to Brooklyn, leaving her with the three children and the basket. She, the defendant, did not go on purpose to buy the things, but passing by the store she bought coffee and sugar and so on. She lived in 50th street, in New York for two years but did not recollect the number, or the name of the landlord. She did not know the name of the landlord in the place they had taken in Brooklyn. She

took the apartments in Brooklyn two days before her arrest.

A N T O N I O G I E B I A being duly sworn testified that he was a shoemaker and lived in Brooklyn. He did not know the number as he did not speak English, or the name of the street. He knew how to find it. His wife was arrested the day he, the witness, was moving. The number that he lived at in New York was No. 894 First avenue, near 50th street. On the morning of the day his wife was arrested he went alone with the furniture. He did not remember the hour, he was so busy with the moving. He gave his wife two $5 bills. He went by the ferry with the furniture. The landlord gave him a piece of paper that gave the direction to go, to the cartman. He paid $8 or $9 for one load of furniture. He shaved off his mustach two months ago and not right after his wife's arrest. He learned of his wife's arrest by her not coming home and a despatch sent to him by a relative. He did not go to see his wife and did not see her until after Mrs. Schaffner gave bail for his wife and she was released. He shaved off his mustach because he burned his mustach. One side was

too short and the other was too long so he had it cut off. The message that his wife was in trouble came from a relative of his wife who he, the witness, did not know.

E U G E N E C O N L O N, recalled by the People, testified that the man who had just left the witness stand was the man he, the witness, saw give the money to the defendant on the day in question. The witness- Giebie, had his mustach on on that day, but no beard.

//

(522)

Additional amended at trial to read "his" and "he" shall read "her" and "she" wherever the same occurs in the indictment.

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

Providenzio Gielia

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

of the crime of possessing counterfeit coin, —

committed as follows:

The said Providenzio Gielia,

late of the City of New York, in the County of New York aforesaid, on the thirteenth day of September, in the year of our Lord one thousand eight hundred and ninety-two, — at the City and County aforesaid, feloniously did have in ~~his~~ her possession a counterfeit of the silver coin of the United States commonly known as a quarter dollar, the the said Providenzio Gelia then and there well knowing the same to

be counterfeited, with intent to utter the same as true; against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

De Lancey Nicoll,

District attorney.

(522)

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

Providenzio Gebia

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

of the crime of possessing counterfeit coin, —

committed as follows:

The said Providenzio Gebia,

late of the City of New York, in the County of New York aforesaid, on the thirteenth day of September, in the year of our Lord one thousand eight hundred and ninety-two, — at the City and County aforesaid, feloniously did have in ~~his~~ her possession a counterfeit of the silver coin of the United States commonly known as a quarter dollar, ~~the~~ the said Providenzio Gebia then and there well knowing the same to

Additional amendment at trial by "his" and "he" shall read "her" and "she" wherever the same occurs in the indictment.

0349

BOX:
494

FOLDER:
4507

DESCRIPTION:
Gill, John

DATE:
09/16/92

4507

138 1066 ~~BC~~

Witnesses:

Counsel, Hanc a. E. Fitzgerald

Filed 16 day of Sept 1892

Pleads, Guilty

THE PEOPLE

vs.

John Gill

Grand Larceny, Degree.
(From the Person.)
[Sections 528, 530, Penal Code.]

DE LANCEY NICOLL,
District Attorney.

Part II Sept. 21st 92
Dismissed

A TRUE BILL. Sept 15/92

Foreman.

Part 2 — Sept. 22 1892.
Tried and Acquitted.

Police Court 1 District. Affidavit—Larceny.

City and County of New York, } ss:

Julius C Gerville

of No. 21 10th Avenue Street, aged 37 years, occupation Inquiry Agent being duly sworn, deposes and says, that on the 11th day of August 189 2at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, and person in the night time, the following property, viz:

One Gold watch chain of the value of Forty Dollars & 00/100

the property of Deponent

and that this deponent has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen and carried away by John Gill (Crowley) for the reasons following to wit That about the hour of 10 o'clock P.M. on the aforesaid night deponent was riding in a horse line surface railroad car in West Street and had said chain attached to his vest to which was attached a watch, when said defendant came up to deponent and grabbed said chain from said vest and twisting the same from said watch ran away with the same and deponent and deponent followed him and caused him to be arrested and fully identifies him and charges him with the larceny aforesaid

Julius C. Gerville

Sworn to before me, this 1 day of August 189 2

Police Justice.

(1335)

Sec. 198—200.

/ District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

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

Question. What is your name?

Answer. John Gill

Question. How old are you?

Answer. 30 years.

Question. Where were you born?

Answer. United States

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

Answer. 23 West Street. 1 year

Question. What is your business or profession?

Answer. Labor

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 Gill

Taken before me this 17 *day of* August *189* 4

Police Justice.

138

Police Court---- District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Offense

BAILED,

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

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

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

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

Dated, ... 189

Magistrate.

Officer.

Precinct.

Witnesses

No. ..... Street.

No. ..... Street.

No. ..... Street.

RECEIVED AUG 29 1892 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 .....

.....

guilty thereof, I order that he be held to answer the same, and he be admitted to bail in the sum of Twenty-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, Aug 12 189 2 ..... *Police Justice.*

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

to bail to answer by the undertaking hereto annexed.

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

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

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

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

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

John Gill

The Grand Jury of the City and County of New York, by this indictment, accuse John Gill of the CRIME OF GRAND LARCENY in the first degree, committed as follows:

The said John Gill

late of the City of New York, in the County of New York aforesaid, on the 11th day of August in the year of our Lord one thousand eight hundred and ninety-two, in the night time of the said day, at the City and County aforesaid, with force and arms,

one chain of the value of forty dollars

of the goods, chattels and personal property of one Julius C. Gerville on the person of the said Julius C. Gerville then and there being found, from the person of the said Julius C. Gerville 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.

DeLancey Nicoll,
District Attorney

0355

BOX:
494

FOLDER:
4507

DESCRIPTION:
Gillis, Daniel

DATE:
09/14/92

4507

Witnesses:

Send for

James Kelly

Officer

Cor. James Lane & South

Stephen J. Briggs

North N. Y.

Weinburgh

First Commission

Counsel,

Filed 14 day of Sept 1892

Pleads,

THE PEOPLE

vs.

Daniel Gillis

Burglary in the [illegible] degree.
[Section 405, 528, 530, Penal Code.]

DE LANCEY NICOLL,
District Attorney.

Sept 20/92

Tried & Convicted of Burglary 1st degree

A TRUE BILL.

Foreman.

Sept 23/92

POOR QUALITY ORIGINAL

0356

Police Court— 8 District.

City and County of New York, } ss.:

Alexander Israel

of No. 200 Madison Street, aged 27 years,

occupation Grocer being duly sworn

deposes and says, that the premises No. 200 Madison Street, 7 Ward

in the City and County aforesaid the said being a Five story brick tenement house the ground or store floor

and which was occupied by deponent as a Grocery store and dwelling apartments

and in which there was at the time a human being, by name Deponent Celia Israel and Charles Gertner

were BURGLARIOUSLY entered by means of forcibly cutting the frame from the door leading into said premises from the Hallway

on the 18th day of August 188[illegible] in the Night time, and the following property feloniously taken, stolen, and carried away, viz:

One bottle of Cologne one Lebdscape and a quantity of Groceries and Mening apparell to the value of Over Two Hundred dollars

the property of Deponent.

and deponent further says, that he has great cause to believe, and does believe, that the aforesaid BURGLARY was committed and the aforesaid property taken, stolen and carried away by Daniel Gillen (now here) and two other persons now yet arrested.

for the reasons following, to wit: Deponent secured locked and bolted said premises at about the hour of 11 pm on said date. that about the hour of 1 deponent was awakened and found the defendant and two other persons in his place. that he found the door leading from the Hallway broken open and saw the defendant in the act of taking

Police Court, _____ District.

THE PEOPLE, &c.,
on the complaint of

vs.

1 _____
2 _____
3 _____
4 _____

Offence—BURGLARY.

Dated _____ 188

Magistrate. _____
Officer. _____
Clerk. _____

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

$ _____ to answer General Sessions.

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

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

Dated _____ 188 _____ *Police Justice.*

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

Dated _____ 188 _____ *Police Justice.*

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

Dated _____ 188 _____ *Police Justice.*

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

Dated _____ 188 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

Sworn to before me
this 18th Day of August 1892

[illegible]
Police Justice

Sec. 198—200.

3 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

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

Question. What is your name?

Answer. Daniel Gillen

Question. How old are you?

Answer. 18 yrs

Question. Where were you born?

Answer New York

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

Answer. 66 Columbia Place Brooklyn N.Y.

Question. What is your business or profession?

Answer. Driver

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

Answer. I am not guilty
Daniel Gillen

Taken before me this 6 *day of* May 1889

Police Justice.

BAILED,

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

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

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

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

Police Court, ... Division.

THE PEOPLE, &c., ON THE COMPLAINT OF

1 Chas Stanel 2 Wm Wagner 3 4 Wm Allen

Offense, Burglary

Dated, August 18 189 2

Buffalo Magistrate.

Officer. Precinct.

Witnesses: No. 207 Madison Street.

No. ..... Street.

No. ..... Street.

$ 1000 to answer.

RECEIVED AUG 22 1892 DISTRICT ATTORNEY'S OFFICE

101

1038

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

~~Dated,~~ August 18 189 2 ..... *Police Justice.*

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

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

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

Dated, ... *189* ..... *Police*

Gillis

Mr Jas Kelly Express
Cor Jones Lane & South St
Friday

stephen St
Mr Briggs
northcliff Tce
Kensburgh

Daniel Sell,

Hon. Recorder Smythe

New York City

Sell

Brooklyn Sept 22nd/92

Hon. Recorder Smyth
Dear Sir
The defendent Daniel Gillis was employed by me for a term of Two years and during that time I found him Steady & willing to work and of good moral Character.
Hoping this will Recive due Consideration
Yours Respectfully
S. D. Briggs

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Daniel Fyffe

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

Daniel Fyffe

of the CRIME OF BURGLARY in the first degree, committed as follows:

The said Daniel Fyffe,

late of the Seventh Ward of the City of New York, in the County of New York aforesaid, on the eighteenth day of August, in the year of our Lord one thousand eight hundred and ninety-two, in the night time of the same day, at the Ward, City and County aforesaid, the dwelling house of one Alexander Israel,

there situate, feloniously and burglariously did break into and enter, there being then and there a human being within the said dwelling house, with intent to commit some crime therein, to wit: the goods, chattels and personal property of the said Alexander Israel,

in the said dwelling house then and there being, then and there feloniously and burglariously to steal, take and carry away, the said Daniel Fyffe being then and there assisted by a confederate, actually present, whose name is to the Grand Jury aforesaid as yet unknown;

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

SECOND COUNT—

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

David Gillis

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

The said David Gillis,

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

one bottle of cologne of the value of one dollar, one telescope of the value of twenty five dollars, and a quantity of groceries (a more particular description whereof is to the Grand Jury aforesaid unknown) of the value of fifty dollars, and divers articles of clothing and wearing apparel, of a number and description to the Grand Jury aforesaid unknown, of the value of fifty dollars,

of the goods, chattels and personal property of one Alexander Israel,

in the dwelling house of the said Alexander Israel,

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

THIRD COUNT:

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

— Daniel Sullivan —

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

The said Daniel Sullivan,

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

one bottle of cologne of the value of one dollar, one telescope of the value of twenty five dollars, and a quantity of groceries (a more particular description whereof is to the Grand Jury aforesaid unknown) of the value of fifty dollars, and divers articles of clothing and wearing apparel, of a number and description to the Grand Jury aforesaid unknown, of the value of fifty dollars.

of the goods, chattels and personal property of one Alexander Israel,

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

unlawfully and unjustly did feloniously receive and have; the said

— Daniel Sullivan —

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

DE LANCEY NICOLL,
District Attorney.

0367

BOX:
494

FOLDER:
4507

DESCRIPTION:
Gleason, William

DATE:
09/23/92

4507

238

Witnesses:

First Grand Larceny
Not guilty first
Convict
Defft is tried
upon all

Counsel,

Filed day of 189

Pleads,

THE PEOPLE

vs.

William Gleason

Grand Larceny, Degree
(From the Person.)
[Sections 528, 531, Penal Code.]

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

Foreman.

Police Court 2 District. **Affidavit—Larceny.**

City and County of New York, } ss:

Matthew Mc Breen

of No. 446 West 55th Street, aged ..... years,

occupation Farmer being duly sworn,

deposes and says, that on the 16 day of September 189 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the day time, the following property, viz: a silver watch and fob

of the value of five dollars $5

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 William Gleason (now here)

deponent was in a crowd at 59th street and 8th avenue at the laying of the corner stone of the Columbus statue deponent felt his watch being taken out of his pocket and subsequently deponent is informed by Detective John Carey (now here) the said watch was found in possession of William Gleason (now here) who was defendant coming out of the crowd at the time said watch was taken

Matthew M Breen

Sworn to before me this 16 day of September 189 2

John Ryan Police Justice.

CITY AND COUNTY OF NEW YORK, } ss.

John Carey

aged ..... years, occupation Police Officer of No. 300 Mulberry Street, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of Matthew McBreen and that the facts stated therein on information of deponent are true of deponent's own knowledge.

Sworn to before me, this 17 *day of* September 1890

John Carey

John Ryan
Police Justice.

(3692)

(1335)

Sec. 198—200.

2 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

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

Question. What is your name?

Answer. William Gleason

Question. How old are you?

Answer. 35 years

Question. Where were you born?

Answer. US

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

Answer. 324 West 32nd St

Question. What is your business or profession?

Answer. Driver

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

Answer. I am not guilty

William Gleason

Taken before me this 7th *day of* [illegible] 189 4

[illegible] *Police Justice.*

0372

238

Police Court ... District.

1167
1894

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Marked A. Gibson
vs.
William Wallace

1 William Wallace
2
3
4

Offense Larceny

Dated, Sept 17th 189 2

John Ryan Magistrate.
Carey Officer.
C Precinct.

BAILED,

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

Witnesses

No. ..... Street.
No. ..... Street.
No. ..... Street.

$ 100 to answer

RECEIVED SEP 19 1892 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 Defendant

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

Dated, September 189 2 John Ryan Police Justice.

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

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

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

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

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 Gleason

The Grand Jury of the City and County of New York, by this indictment, accuse William Gleason of the CRIME OF GRAND LARCENY in the second degree, committed as follows:

The said William Gleason

late of the City of New York, in the County of New York aforesaid, on the 16th day of September in the year of our Lord one thousand eight hundred and ninety-two, in the day time of the said day, at the City and County aforesaid, with force and arms,

One watch of the value of five dollars

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

~~De Lancey Nicoll~~

~~District~~

SECOND COUNT—

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

William Gleason

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

The said William Gleason

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

one watch of the value of five dollars

of the goods, chattels and personal property of one Matthew McBreen

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

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

William Gleason

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

DE LANCEY NICOLL,
District Attorney.

0375

BOX:
494

FOLDER:
4507

DESCRIPTION:
Golasi, Nicola

DATE:
09/26/92

4507

MISSING
PAGE (S)

FILMED
AS FOUND

house of his brother Joseph Golasi, at number 15 Laight street, in this city, a bank-book in his name on the Citizens Savings Bank representing eighty-three dollars to his credit that on the 17th of August 1892, this prisoner presented the said bank-book to the Citizens Savings Bank, obtained the aforementioned amount of money, and appropriated the same to his own use. Edwin A. Lahn, assistant paying-teller of the said bank, informed the complainant, that on the day in question he had paid the aforesaid money to a person unknown to him, who satisfactorily had answered the questions he put to said person regarding the account. Complainant was also informed by his sister, Rosina Golasi, that this prisoner, had admitted to her in the presence of officer Thomas F. Kehoe, of the Eighth precinct, that he had taken the bank-book from the trunk and had obtained the money thereon.

Officer Kehoe, who made the arrest, corroborates the statement of the said Rosina Golasi, makes affidavit, that

previous to the arrest, he never heard of anything detrimental to the good character of this prisoner.

It appears that at the time he committed this crime this prisoner was a youth of 19 years, that it was his first offence; that since his incarceration in prison, full restitution has been made to his brother, who freely forgives the prisoner, because he believes, that when the crime was committed this prisoner didnot have sufficient intelligence to fully appreciate the nature of his act. The prisoner's mother, who appears to be a respectable and honest Italian woman, states in an affidavit, that her husband has been out of work a long time; that she depends for support, not only upon her husband, but upon her sons; that the son from whom the bank-book was stolen is about to get married; that she regards her son, the prisoner, as somewhat weak minded; that he now recognizes the error of his ways and promises to be a dutiful and obedient boy in the event of his being given an opportunity to wipe out the disgrace which he brought upon his family.

VI.

STATE OF NEW YORK.
Executive Chamber,
ALBANY.

Dec 1 1894

Sir:

Application for Executive clemency having been made on behalf of Nicholas Galassi who was convicted of Forgery 2d in the county of New York and sentenced Sept 30 1892 to imprisonment in the State Prison for the term of five years I am directed by the Governor respectfully to request that, in pursuance of Section 695 of the Code of Criminal Procedure, you will forward to him a concise statement of the facts of the case, together with your opinion of the merits of the application.

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

Very respectfully yours,

J. S. Williams,
Private Secretary.

Hon. John R. Fellows
District Attorney
New York

Grand Jury Room.

Indefinite

PEOPLE

vs.

Mola Golasi

Mr Talcott

Please call as soon as possible one of the witnesses is a bank teller & he is anxious to get back to his bank.

Jno. Gillasso

Edwin A. Lala

Rosina Gillasso

Jos Kehoe

District Attorney's Office.
City & County of
New York. Sept 23 1892

Received from the Dist. atty
receipt of J. Galass dated
Aug 14 1892 for $83. drawn
from the Citizens Savings Bank —
also receipt of J. Galass dated
Dec 1 1891 for $20. drawn from
said bank, to be produced
when required as evidence for
the people in the case v
People v Nicola Gallasso.

Citizens Savings Bank
by John W Purssons
atty

(1365)

Police Court— 1 District. **Affidavit—Larceny.**

City and County of New York, } ss.

Joseph Gillaso

of No. 15 Laight Street, aged 23 years,

occupation Stevedore being duly sworn,

deposes and says, that on the 16th day of September 1897 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the day time, the following property, viz:

Good and lawful money of the United States consisting of Bank notes and bills of the value of

Eighty three 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 Nicola Gillaso (now here) for the reasons following, to wit: On said day defendant visited a bank book with his name on the Citizens Savings Bank representing the aforesaid amount of money to his credit and deponent is informed by Rosina Gillaso his sister of 15 Laight Street that said defendant admitted and confessed to her in the presence of Thomas F. Kehoe a police officer of the 7th precinct police that he said defendant had taken the said bank book representing the aforesaid property from a trunk in said premises and on the 17th day of August 1897

Sworn to before me, this day of 188

Police Justice.

he took the said Cow back to the Citizens Savings Bank and obtained the aforesaid money on said book and appropriated the same to his own use. Deponent is further informed by Edwin A Cobb Assistant Paying Teller of the Citizens Savings Bank that on said day he paid of the aforesaid money to a person unknown to him who satisfactorily answered the questions Deponent to said person regarding the said account. Deponent therefore charges him with the larceny of the property aforesaid

Sworn to before me, this 19 day of September 189 2

H. M. Washington Police Justice.

Joseph his X mark Gillaro

CITY AND COUNTY OF NEW YORK, } ss.

Rosina Gillarso

aged 15 years, occupation Stenotea of No. 15 Spright Street, being duly sworn deposes and says, that he has heard read the foregoing affidavit of Joseph Gillarso and that the facts stated therein on information of deponent are true of deponents' own knowledge.

Sworn to before me, this 19 day of Sep 1893 } Rosie Galaser

[illegible]

Police Justice.

CITY AND COUNTY OF NEW YORK, } ss.

Thomas F. Kehoe

aged 32 years, occupation Peace officer of No. 5th Precinct Street, being duly sworn deposes and says, that he has heard read the foregoing affidavit of Joseph Gillarso and that the facts stated therein on information of deponent are true of deponents' own knowledge.

Sworn to before me, this 19 day of Sept 1893 } Thomas F. Kehoe

[illegible]

Police Justice.

CITY AND COUNTY OF NEW YORK, } ss.

Edwin A Lahne

aged 21 years, occupation Cost paying Teller of No. Citizens Savings Bank Bowery & Canal St Street, being duly sworn deposes and says, that he has heard read the foregoing affidavit of Joseph Gillanso and that the facts stated therein on information of deponent are true of deponents' own knowledge.

Sworn to before me, this 19 *day of* September 1895

Edwin A Lahne

Police Justice.

(1885)

Sec. 198—200.

1st District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

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

Question. What is your name?

Answer. Nicola Gillosso

Question. How old are you?

Answer. 19 years

Question. Where were you born?

Answer. Italy

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

Answer. 15 Taught Street. 1 month

Question. What is your business or profession?

Answer. Paper box maker.

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

Nicola Golasi

Taken before me this 19 *day of* September 1892

[illegible]

Police Justice.

280 1175

1334

Police Court--- 1 **District.**

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Joseph Gilasso
15 Laight St.
Nicola Gilasso
2
3
4

Offense Assault

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

Dated Sept 19 1892
McMahon Magistrate.
Kehoe Officer.
5 Precinct.
Witnesses Rosina Gilasso
No. 15 Laight Street.
Thomas F. Kehoe
No. 5th Precinct Street.
Edwin A. Lahm
No. Citizens Saving Bank Street.
13 Queen & Royal Sts
$ 1500 to answer G.S.

Complaint
Bill Issued Sept 23 1892
James Fallon 9/92

RECEIVED SEP 21 1892 POLICE OFFICE

Due 11/9/92

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 Rosina Gilasso

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, Sept 19 *189* 2 McMahon *Police Justice.*

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

Dated, *189* *Police Justice.*

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

Dated, *189* *Police Justice.*

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Nicola Golasi

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

— Nicola Golasi —

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

The said Nicola Golasi,

late of the City of New York, in the County of New York aforesaid, on the seventeenth day of August, — in the year of our Lord one thousand eight hundred and ninety- two, at the City and County aforesaid, with intent to defraud, feloniously did forge a certain instrument and writing, which said forged instrument and writing is as follows, that is to say:

"Book No. 178137 New York Wednesday 18 Aug 17 1892

Withdrawn from

The Citizens Savings Bank of the city of New York.

Eighty three ——— Dollars

№ 834 name, × J. Galass "

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

SECOND COUNT.

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

Nicola Golasi

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

The said Nicola Golasi,

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, with intent to defraud, did feloniously utter, dispose of and put off as true, a certain forged instrument and writing, which said forged instrument and writing is as follows, that is to say:

"Book No. 138 137 New York Wednesday 18 Aug 17 1892

Withdrawn from
The Citizens Savings Bank of the City of New York
Eighty three ——— Dr. Clara
#83 # Name, x J. Galasi "

the said Nicola Golasi

then and there well knowing the same to be forged, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

~~DE LANCEY NICOLL,~~
~~District Attorney.~~

Third COUNT:—

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

unlawfully and unjustly, and feloniously

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

The said Nicola Golasi,

late of the City of New York, in the County of New York aforesaid, on the seventeenth day of August, — in the year of our Lord one thousand eight hundred and ninety- two, at the City and County aforesaid, with force and arms, with intent to deprive and defraud a corporation known as the Citizens Savings Bank of the City of New York, with whom one J. Galass then had on deposit the sum of eighty three dollars, —

of the proper moneys, goods, chattels and personal property hereinafter mentioned, and of the use and benefit thereof, and to appropriate the same to his own use, did then and there feloniously, fraudulently and falsely pretend and represent to the said corporation, —

That he the said Nicola Golasi was the said J. Galass such depositor as aforesaid, and that the said J. Galass then desired to withdraw the said sum of eighty three dollars from the said Bank.

By color and by aid of which said false and fraudulent pretenses and representations, the said

— Nicola Golasi —

did then and there feloniously and fraudulently obtain from the possession of the said

corporation the sum of eighty three dollars in money, lawful money of the United States of America and of the value of eighty three dollars,

of the proper moneys, goods, chattels and personal property of the said corporation. —

with intent to deprive and defraud the said corporation —

of the same, and of the use and benefit thereof, and to appropriate the same to his own use.

Whereas, in truth and in fact, the said Nicola Golasi was not the said J. Golasi, and the said J. Golasi did not then desire to withdraw the said sum of eighty three dollars from the said Bank.

And Whereas, in truth and in fact, the pretenses and representations so made as aforesaid by the said Nicola Golasi —— to the said —— corporation —— was and were then and there in all respects utterly false and untrue, as he the said Nicola Golasi —— at the time of making the same then and there well knew;

And so the Grand Jury Aforesaid, do say that the said Nicola Golasi —— in the manner and form aforesaid and by the means aforesaid, the said proper moneys, goods, chattels and personal property of the said corporation —— then and there feloniously did STEAL, against the form of the statute in such case made and provided, and against the peace and dignity of the said people.

DE LANCEY NICOLL,
District Attorney.

0393

BOX:
494
FOLDER:
4507
DESCRIPTION:
Goldstein, Harris
DATE:
09/27/92

4507

Witnesses:

S. Goldman

Jeff Davis

309 Box 1198

Counsel,

Filed 27 day of Sept 1892

Pleads,

THE PEOPLE

vs.

Harris Solomon

[Section 496 Penal Code.]

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Foreman.

Part 3. Dec 6/92

Indictment quashed

27th Sep. 1892

Dec 6

R

POOR QUALITY ORIGINAL

0349

Police Court— 3rd District.

City and County of New York, } ss.:

Jacob Feldman

of No. 213 Delancy Street, aged 40 years,

occupation Cloak Maker being duly sworn

deposes and says, that the premises No. 57 Ridge Street, 13th Ward

in the City and County aforesaid the said being a 2nd floor of the Building 57 Ridge

and which was occupied by deponent as a Tailoring Shop,

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

were BURGLARIOUSLY entered by means of forcibly Parting the iron bars in the rear window of the said apartment.

on the 21 day of September 1892 in the Night time, and the following property feloniously taken, stolen, and carried away, viz:

Nine Jackets, of the Value of forty five dollars, and One trunk containing two Suits of Clothes, One Hat, One pair of Shoes & three Neckties together of the value thirty dollars in all of the value of seventy five dollars.

$75.00

the property of Mr. Weingarten & Levy Lunsky,

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

Harris Goldstein (Nowhere)

for the reasons following, to wit: that in the night September 20th 1892 left about 6 Oclock P.M. saw that the said iron bars were in order & and that the place was securely fastened that Sat about 7 Oclock A.M. September 21st 1892 deponent Inspected the said property and discovered the said apartment had been entered as aforesaid, deponent then notified the Police

Deponent is informed by Officer Ambrose Kennedy that he found a portion of the said property in the possession of the said defendant and which deponent fully identifies as the part of the stolen property and the property taken as afore said

Therefore deponent charges the said defendant with Burglariously entering the said premises and feloniously taking stealing and carrying away the said property and prays that he be held and dealt with according to law

Sworn to before me this 25th day of Sept 1892

his
Sidney X Feldman
mark

O'Hagan

Police Justice

Police Court, _____ District.

THE PEOPLE, &c.,
on the complaint of

vs.

1
2
3
4

Offence—BURGLARY.

Dated 188

Magistrate.
Officer.
Clerk.

Witnesses,

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

to answer General Sessions.

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

Dated _____ 188 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

CITY AND COUNTY OF NEW YORK, } ss.

1921

Ambrose W. Hussey

aged 32 years, occupation Police Officer of No. 12 Precinct, Street, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of Vladimir Wildman and that the facts stated therein on information of deponent are true of deponent's own knowledge.

Sworn to before me this Sept 25 *day of* 189 } Ambrose W. Hussey

J. Hogan *Police Justice.*

Sec. 198—200.

3 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss:

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

Question. What is your name?

Answer. Harris Goldstein

Question. How old are you?

Answer. 40 years

Question. Where were you born?

Answer. Russia

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

Answer. 37 Bowery St. 7 years

Question. What is your business or profession?

Answer. Tailor

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

Answer. I am not guilty

his
Harris x Goldstein
mark

Taken before me this 17 day of July 1897

Police Justice.

BAILED,

No. 1, by Oscar Greenhall

Residence 35 Lawson Street.

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

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

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

309

Police Court 3 District. 1199

THE PEOPLE, &c., ON THE COMPLAINT OF

Thomas Williams 233 E. 3rd Street

1 Thomas Golden

2 .....

3 .....

4 .....

Offense, Burglary

Dated, Apl 25 189 2

Hogan Magistrate.

Dudley F. Kane Officer.

12 Precinct.

Witnesses Call Officer

No. ..... Street.

No. ..... Street.

No. ..... Street.

$ 1000 to answer.

COMMITTED

Bonds 9/2

SEP 26 1892 DISTRICT ATTORNEY RECEIVED

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

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

Dated, Apl 25 *189* 2 ..... *Police Justice.*

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

to bail to answer by the undertaking hereto annexed.

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

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

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

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

~~Harris Goldstein~~
Officer Hussey.

(not under arrest)
Dougherty was arrested on suspicion after being let go at the Station House. I kept track of him. I followed him into Goldsteins Store I said "Mr Goldstein where are those sacks" He said "There are no sacks here" His wife closed the kitchen door. He said "Search the place" I said "I'll go in here (pointing to the kitchen) I'll search here". ~~He first said~~ He then said "I'll show you where the goods are" I found ~~the~~ a portion of the goods there then on the bed in the back room, the trunk there in the store I counted them and there were four sacks. I reported the case to Detective Shelvey. We went back and arrested Goldstein. The sacks were then in the trunk in the store.

Before I came back I asked him to tell me who ~~we~~ brought the goods he said he didn't know; one man brought them in, and three stood outside.

About two weeks after his arrest he said a man took 5 of the sacks across town.

Detective Shelvey.

I went with Officer Hussey to arrest Goldstein. I asked him and he said "A strange man left it there between 10 and 11 o'clock at night and wanted it left there till he called for it." I asked how the goods were removed from the trunk, and found in his back room. He made no answer. I took the sacks out of the trunk and counted them and said "where are the other five" He said "Thats all I have"

Officer Hussey

Since that time he told me it was Docherty left the stuff there (Docherty is known as a thief: and has been on the Island several times)

Isadore Feldman.

Can identify the goods taken out of Goldsteins store belong to him.

Levy Linsky

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Harris Goldstein

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

Harris Goldstein

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

The said Harris Goldstein

late of the 13th Ward of the City of New York, in the County of New York aforesaid, on the 21st day of September in the year of our Lord one thousand eight hundred and ninety-two, in the night time of the same day, at the Ward, City and County aforesaid, a certain building there situate, to wit, the shop of one Isadore Weldman

there situate, feloniously and burglariously did break into and enter, with intent to commit some crime therein, to wit: with intent the goods, chattels and personal property of ~~the said~~ one Levy Linsky in the said shop then and there being, then and there feloniously and burglariously to steal, take and carry away, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT—

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

Harris Goldstein

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

The said Harris Goldstein

late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the Ward, City and County aforesaid, in the night time of said day, with force and arms, nine jackets of the value of five dollars each, two coats of the value of six dollars each, two vests of the value of three dollars each, two pair of trowsers of the value of three dollars each pair, one hat of the value of three dollars, one pair of shoes of the value of four dollars, three neckties of the value of fifty cents each and one trunk of the value of five dollars

of the goods, chattels and personal property of one Levy Linsky

in the Shop of ~~the said~~, one Isadore Weldman

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

THIRD COUNT:

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

Harris Goldstein

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

The said Harris Goldstein

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,

the same goods, chattels and personal property described in the second count of this indictment

of the goods, chattels and personal property of Levy Linsky

by a certain person or persons to the Grand Jury aforesaid unknown, then lately before feloniously stolen from the said Levy Linsky

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

Harris Goldstein

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.

DE LANCEY NICOLL,
District Attorney.

0405

BOX:
494

FOLDER:
4507

DESCRIPTION:
Grafe, Ernest

DATE:
09/27/92

4507

Witnesses:

In Rule 303-118

Counsel. Stuart R. Dunn

Filed, 27 day of Sept 1892

Pleads, Not guilty

THE PEOPLE

vs.

Ernest Grafe

Nov 1/92

Bail Discharged

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

DE LANCEY NICOLL,

District Attorney.

Oct 24 Part One

A TRUE BILL.

Foreman.

Sept 27th 1892

In view of the
Closed with drawal
and being in doubt
about the guilty
knowledge of the
defendant I re-
commend dis-
charge on his own
recognizance
Oct 7/92 Jas W Osborne
Deputy

Frederick Vogel — 92 Ave A.

Graefe sent word by my boy to come around he had some nice birds. He asked me if I wanted buy nice Bob birds I said Yes. The boy said come in the back room, he then said now wait and I'll get the birds. He went outside in the yard, into the woodhouse and brought in about six birds. and altogether there were 14 birds. My boy 11 years of age, they all have little rings. I took one that had no ring. Graefe's boy said "I took that ring off". Graefe was in the bed in the next room. I took one pair of birds, they had rings on. Kept them one day. Bought them for $2. They looked sick, I sent them back. Lowell Christian 24 & 26 E 14th St, in an oyster house also saw the rings.

~~I caught the~~

I caught a bird on my roof, and sold Lowell Christian: he returned

him to Mr Newell or his watchman.
"I went around to Graefe and said
You must have let a lot of those
birds fly to day." He said
What birds" I said those
Robs" He said he didn't let
them fly. He got excited.
He told me the birds came
from 119th St on the west
side.

People vs
Graefe
Statements
Frederick Vogel

Darius E. Newell

On the 17th of August your stable was locked about 6 P.M. The door of the loft was broken open. From 80 to 100 birds were missing. About 3 weeks later I heard some of the birds were in Stanton St. went over with Officer Engerhausen 16th Precinct and saw one of the birds there. I paid a dollar for it, took it over and it flew in the loft. The asked him, the next night, where he got the birds. He said he got them from the 5th Street Store. I went with Detective to 5th Street I saw some of the birds in the window, The Store was locked. We waited for Graefe to come back. Asked him if he had any Bob pigeons he said Yes. The detective said they were stolen. Graefe said he didn't know that. He said they were sold to him by parties; he didn't know them by name only by sight. Took a bird with me, and told him not to sell any

of the birds. We met two nights and went looking for the parties. Couldn't find them. Graepe said wait about a week and I will find the parties. He brought back four of the birds and they flew into the loft. He said "they're your birds". He showed me all the birds in his store.

People
vs
Graepe
Statement
Darius E Newell

TO THE CHIEF CLERK.

Please send me the Papers in the Case of

PEOPLE

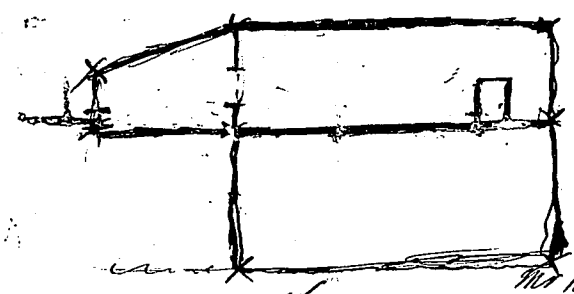
vs.

Ernest Graefe

Put on Part One
for Monday Oct 24/12
for Senator Rosch
HWS.
District Attorney.

Graefe. Mr. Newell.

806100 Stolen on Aug 17th from Coop 7 West 18th. Last saw pigeons on evening of 17th. Discovered loss on morning of 18th at 8. Pigeons were locked in room on north end of attic loft. On morning of 18th found door closed, but had been pried open by a jimmy.



Pigeon flew up from Mr Brandeis 146 Stanton St, store loft. Wm Clicker 546 E 5th St took the bird from Graefe's store to Stanton St & sold it.

Graefe brought five birds over to Sopher & they flew up to loft & Sopher said "they are yours".

New York General Sessions.

PEOPLE ON MY COMPLAINT,

VERSUS

Ernest Graff

As complainant in the above case, I beg to recommend the defendant to such leniency and clemency as the Court and District Attorney may see fit to show; but I expressly assert that my reasons for so doing are not controlled by any advantage to myself.

Louis Schwill

Police Court, 2 **District.**

City and County of New York, } ss.

of No. West 9 and Eleventh Avenue Street, aged 40 years, occupation Lumber Dealer being duly sworn, deposes and says, that on the 12 day of September 185 at the City of New York, in the County of New York, Ernest Gaffe (now here) did knowingly receive stolen property which had been wrongfully appropriated in such a manner as to constitute a larceny knowing the same to have been stolen in violation of Section 330 of the Penal Code of the State of New York

From the fact that on the 17th day of August deponent stable was broken into and a number of pigeons between eight and a hundred were stolen which were worth thirty dollars a pair and deponent is informed by Frederick Vogel of 1099 Avenue A that he saw a number of pigeons in the defendant store No 431 Fifth Street with bands on and known as barb pigeons, defendant afraid to buy a pair of said for two dollars and had taken said pair of pigeons and returned to defendant as they were sick looking deponent further says that he found five pigeons in the defendants possession at his store 431 Fifth Street which deponent identifies as his property and a portion of proceeds of said burglary

Sworn to before me this 18th day of Sept 1862

Davies E Newell

John Ryan

Police Justice

1877

CITY AND COUNTY OF NEW YORK, } ss.

aged 33 years, occupation Jewelry Case Maker of No. 99 Hester Street, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of Daniel C. Newell and that the facts stated therein on information of deponent are true of deponent's own knowledge.

Sworn to before me, this 16 day of Sept 1877

F. Vogel

John Ryan
Police Justice.

(1835)

Sec. 198—200.

2 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

Ernest Grafe 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. Ernest Grafe

Question. How old are you?

Answer. 30 years

Question. Where were you born?

Answer. Germany

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

Answer. 431 Eas 5 3 Months

Question. What is your business or profession?

Answer. Bird Store

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

Ernst Grafe

Taken before me this 1 day of Oct 189 [illegible]

[illegible] Police Justice.

BAILED,

No. 1, by Emanuel Schafer

Residence 50 Ludlow Street.

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

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

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

Police Court 3 District. 1185 1884

THE PEOPLE, &c. ON THE COMPLAINT OF Louis Schwartz 159 Ludlow St

Offense Receiving Stolen Goods

Dated Sept 16 1884

Magistrate Ryan

Officer Detectives Smyth & Ellis

Precinct 13

Witnesses All the Officers

No. Richard Vogel Street. No. 99 Ludlow St Street.

No. ..... Street. $ 1000 to answer Gen Sessions

Recd Sept 20 1884

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named Defendant guilty thereof, I order that he be held to answer the same, and he be admitted to bail in the sum of Ten Hundred Dollars, and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

Dated, Sept 16 189 John Ryan Police Justice.

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

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

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

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

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Ernest Grafe

The Grand Jury of the City and County of New York, by this indictment accuse Ernest Grafe of the CRIME OF RECEIVING STOLEN GOODS, committed as follows:

The said Ernest Grafe, late of the City of New York, in the County of New York aforesaid, on the 12th day of September in the year of our Lord one thousand eight hundred and ninety-two, at the City and County aforesaid, with force and arms,

five pigeons of the value of fifteen dollars each

of the goods, chattels and personal property of one Darius E. Newell

by ~~a~~ certain _____ persons to the Grand Jury aforesaid unknown, then lately before feloniously stolen, taken and carried away from the said Darius E. Newell

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

DE LANCEY NICOLL,
District Attorney.

0418

BOX:
494

FOLDER:
4507

DESCRIPTION:
Greenberg, David

DATE:
09/23/92

4507

Witnesses:

Sub Opra & compl

F. A. Sarachon
185 E. Broadway

Counsel,

Filed 23 day of Sept 1892

Pleads, Not Guilty

22 108 Henry St Jewelry

THE PEOPLE

vs.

David Greenberg

Grand Larceny, Degree 2

[Sections 528, 529, Penal Code.]

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

James Fallows

Foreman.

Sent 2 — Oct. 5, 1892

Tried and Convicted of petit Larceny

Entered Fr

Oct. 20/92

POOR QUALITY ORIGINAL

6149

COURT OF GENERAL SESSIONS OF THE PEACE,

CITY AND COUNTY OF NEW YORK.

THE PEOPLE, vs. DAVID GREENBERG.	--	Before HON. FREDERICK SMYTH, and a Jury.

TRIED OCTOBER 4TH, etc, 1892.

INDICTED FOR GRAND LARCENY IN THE SECOND DEGREE.

INDICTMENT FILED SEPTEMBER 23RD, 1892.

****

APPEARANCES:

ASSISTANT DISTRICT ATTORNEY H.W.MACDONA,

For THE PEOPLE.

A.H.SARASOHN, ESQ.,

For THE DEFENSE.

(Mr.Sullivan, of Blake & Sullivan, represented the defendant, in the absence of Mr.Sarasohn, at the beginning of the trial.)

JAMES OATS, testified that he was an officer of the Municipal Police, attached to the First Precinct. On the 18th of August he went to the store of Stern & Frank, Jewellers, at No. 10 Maiden Lane, in this City. Their factory is on the top floor, and the office is on the third floor. He, the witness, had a conversation with the members of the firm of Stern & Frank. In consequence of the conversation, the defendant was sent for, and came into the room from the factory above. He was in the employ of the firm. There were then present Mr. Frank, Mr. Stern, the witness and the defendant. There were others present but he, the witness, did not think they heard the conversation which followed. After the defendant entered the room, Mr. Frank stated that he had received an anonymous communication to the effect that the defendant had a lot of gold filings and ring moulds belonging to the firm, and that if the firm went to the defendant's residence,

at 108 Henry Street, they would be rewarded. This statement was made in the presence of the defendant. The defendant made no reply to Mr. Frank. He, the witness, then asked the defendant if it was true that he, the defendant, had any of the firm's property in his possession, and asked him if he had any objections to Mr. Frank going up to his, the defendant's, room, and searching his trunk, and he said no. And he, the witness, then said, "Have you got the key of that trunk?" And the defendant said, "Yes." Mr. Frank, the witness and the defendant went to the defendant's room, at 108 Henry Street, and the defendant took the keys out of his pocket and opened his room door. A search was made. Nothing was found in the defendant's trunk. He, the witness, then saw a box a little distance from under the side of the defendant's bed, and said, "What have you got under that bed?" The defendant said, "Nothing." The witness said, "Pull out that box," and the defendant pulled out the box. There were some tools, and one thing or another, in it, and, in taking them out, he took out a lot of these ring moulds. He, the witness, identified

some moulds shown to him in court, as those which were taken out of the box above referred to. He, the witness, asked Mr. Frank, after the ring moulds had been taken out of the box, "Do you identify all those?" And he answered, "Yes." The defendant also went to the drawer of a small table and took out a box of filings, and said, "Here is some more of your property." He said this to Mr. Frank, who identified the filings as belonging to his firm. He, the witness, asked Mr. Frank the value of it, and he said"$30. or $31." He, the witness, then said, "If that is the case, and you will make a complaint against this man, I will arrest him." The box produced in court and shown to the witness was in the same condition in which he found it, with the exception that he, the witness, put in it a piece of metal (indicating a piece in court) that he found in the drawer, in the defendant's room. The witness then arrested the defendant, and took him to the station-house. There he asked the defendant whether that was all the gold that he had taken, and the defendant replied that it was all that he had, and, at the same time, he denied that he had

taken any of the ring moulds. The defendant afterwards denied that he had taken any gold; said that he had bought it and the ring mould---the ring moulds from a man named Pinchard, who formerly worked for Mr. Frank. Mr. Frank also said that Pinchard formerly worked for him, but that he then worked in a jewelry store at the corner of Nassau and Fulton Streets. He, the witness, and Mr. Stern then called upon Pinchard and had a conversation with him but in the absence of the defendant. In

Cross-Examination,

the witness testified that he was sure that, at the time he had the conversation with the defendant, in regard to the ownership of the property in question, he, the defendant, admitted that the property belonged to Mr. Frank. The ring moulds were in a wooden box, under the defendant's bed. There was no cover on it, and it was not locked. There were also jeweller's tools and some small pipes---little brass pipes---in the box. He, the witness, knew that the defendant was a jeweller, but the defendant did not tell him so. The defendant did not tell him, the witness, in Henry

Street that the moulds, and also the tools in the box, belonged to him, the defendant. The defendant did not say that they were tools which he had made, and which he used in his employment as a jeweller. No conversation of the kind occurred. The witness did not ask the defendant to whom the other tools in the box belonged, but he, the witness, did ask Mr. Stern if any of the tools belonged to him, Mr. Stern, and he said that he could not tell, because there were so many alike. Previous to the defendant's making the admission above referred to, there was a conversation between him and Mr. Frank, in the presence of the witness, in a language that he, the witness, did not understand. It might have been Hebrew or German. Shortly after that conversation between Mr. Frank and the defendant, the latter confessed that the property belonged to Mr. Frank. The defendant said, "Those things belong to Mr. Frank," and he took the gold out of the drawer and gave it to him, and said, "There is some more of your property." The defendant went with him, the witness, willingly and opened the door for him.

****

MARTIN FRANK, one of the complainants, testified that he carried on business at No. 10 Maiden Lane. He knew the defendant. The defendant had been employed by him since February, 1890, and, previous to that, by Mr. Stern, when Mr. Stern carried on the business for several years alone. In August he, the witness, received a postal card, dated "Brooklyn", but unsigned. In consequence of the receipt of the postal card, officer Oats called upon him. Upon his arrival the defendant was summoned into the office of the firm. There were then present in said office, Mr. Stern, the witness, officer Oats and the defendant. Officer Oats told the defendant that he, the defendant, was accused of stealing gold and moulds, and asked him whether he was willing to go up to his, the defendant's, house; that if he had the property, he should make a clean breast of it; and, if he had not, he could well allow the officer, Mr. Frank and Mr. Stern to go up to his house and have his room searched. The defendant said all right; that those present could go up to his, the defendant's room with him. The witness, officer Oats, and the defendant then proceeded to the latter's house.

Upon arriving there the defendant opened the door, and told the witness to look and see whether he could find any of his, the witness's, property. First, the defendant opened the trunk, but nothing was found. Next, the witness looked under the table, and found the filings there under a lot of newspaper or rubbish, in a sort of drawer there---it was a regular workman's bench---a jeweller's bench. The defendant did not say anything, when the filings were discovered. The witness asked him whether they belonged to his firm, and the defendant said, "You have got it. Why don't you take it?" He, the witness, said, "I only want to take it if it belongs to us." The defendant replied, "Well, it belongs to you." There were a couple of boxes under the defendant's bed, and in one of them was found a lot of models belonging to the witness's firm. The witness then identified moulds and rings produced in court and shown to him, as the same property which he saw in the defendant's rooms, and which he identified as the property of his firm. He, the witness, then said to the defendant, "You admit that this belonged to us?" And the defendant answered,

"Yes"---the witness referring to the moulds and the gold. The defendant spoke German to him, the witness, who said, in English, "You understand English as well as I do, and why don't you talk English?" And the defendant said, "Well, yes; they belong to you." The officer said, "You admit that they belong to Stern & Frank?" And he said, "Yes," and the officer told us to come along, and we took the car and stopped at the station-house. The officer took with him the gold and the moulds. The witness testified that the value of the gold filings was about $25.; he could not tell the exact value, until they were refined, but he valued them at about $25. The value of the moulds, the actual cost of them to the firm was from about $1. to $2. apiece. There were 13 of them. In

Cross-Examination,

the witness testified that altogether the defendant had been in the employ of Mr. Stern and Stern & Frank, about four years. He, the witness, remembered that the day on which he called the defendant down in regard to the anonymous postal card was August 18th. When the defendant entered his, the witness's office,

on the day in question, he, the witness, did not speak to the defendant. Officer Oats spoke first, and asked the defendant, in English, whether he had any moulds in his room, and he, the defendant, did not say anything first. And then the officer said, "Will you let me go to your room and search there?" The defendant was not willing at first, but, afterwards, consented, and accompanied them direct to his room at 108 Henry Street. He, the witness, did not find there a regular workshop; he found a jeweller's bench there. The room was a bedroom. The witness's attention was first directed to a trunk, which the defendant opened for him. The witness searched the trunk, but found none of his property there. He, the witness had been in the jewelry business since 1886. During that time he had not handled a great deal of gold filings. He could not identify the filings much, but the clippings. All filings look alike, but the clippings do not. He identified a clipping, found among the filings alleged to have been stolen, as part of a piece of gold work done in the firm's shop. Subsequently the witness testi-

fied that the clipping was "exactly like his clipping"[11] but he would not swear that it was the identical piece, "for he did not tell me so", meaning that the defendant had confessed that the property did in fact belong to the firm. Filings are bought and sold by the weight---the pennyweight, depending upon the quality of the gold. There are different qualities of filings. The filings were produced in the manufacture of rings, in which his firm was engaged. The witness believed that there were about 40 pennyweights in the box shown him. The value of a pennyweight was 52 to 58 cents a pennyweight. After looking in the trunk, and finding nothing, he first found the filings. They were wrapped up in a piece of paper. They are not usually wrapped up in newspaper. The jeweller has a drawer which goes right over his lap, and the filings fall into this drawer. When the jeweller works the filings fall in this drawer, and in the center of the drawer there is a sieve, and they take a fine brush and brush the filings so that they come into the sieve, and in the sieve is a box with a spring in it, and that is where the filings are kept. He,

the witness, spoke to the defendant, in English, as soon as he found the filings. The defendant answered in German. He, the witness, said to the defendant, in English, "Do these belong to us?" The defendant answered in German, "I am in your hands. Why don't you take what you find?" The witness here gave the German words used by the defendant. He, the witness, said, in English, "You are not in my hands at all. If those filings do not belong to me, I would not take it. I will not take anything but what belongs to us." The witness then said to the defendant that the best thing for him to do would be to tell the truth. He, the witness, may have said this to the defendant in German, but he could not be sure. He might have repeated this two or three times. He, the witness, spoke to the defendant principally in English, and the defendant answered in German. The witness testified that he could not speak the Jewish language, and that he did not offer the defendant in German, any inducement to confess. He, the witness, did not say to the defendant, in German, "If you will tell me all about it, I wont do anything. If you say these things

are mine, I will not do anything to you. I will let you go easy." After the witness said to the defendant, "You are not in my hands at all," he, the defendant, voluntarily turned to the officer and said, "These things are Mr. Frank's." The witness testified that the moulds which he identified are worth $2. apiece. The witness also testified that some of the moulds shown him were not the property of his firm, but were copied from their moulds---from the design or pattern of their rings. The moulds are made of brass or composition. The value of the brass is very little, but the cost of the labor is $2. or $3. a day for each man that makes them. The witness swore that the moulds which he then held in his hand belonged to his firm. They missed moulds in the shop and he found them in the defendant's room, and the defendant admitted that they belonged to his firm. The original moulds or models in the witness's shop do not have a number on them. A design of the model is entered in a design book, kept by the firm, and a number is given to it in the book. None of the moulds have a number or mark engraved upon them---at least that has not been the prac-

tice for the last two years---since the witness went into business with Mr. Stern. The moulds are original moulds. Mr. Stern generally gives the workmen a pattern and they make several of them until he gets just what he wants, and he gives them a drawing on a paper, as a rule. He makes the drawing of a ring on paper and then he tells a man to make a mould out of brass or composition.

****

LOUIS STERN, testified that he was a jeweller, in partnership with Mr. Frank, the previous witness, at 10 Maiden Lane, in this city, and was charge of the workshop of the firm. The defendant was employed by his firm. Previous to the 18th of August last, he, the witness, very frequently missed from the workshop, at 10 Maiden Lane, casts or moulds of rings and gold. Subsequently to the 18th of August, last, and, at the First Precinct stationhouse, he identified moulds that were shown there in the presence of officer Oats. He, the witness, identified People's Exhibit 2 as the moulds that he identified in that police station as having been missed by him. He, the witness, did not know, except from hear-

say, where he got the moulds. In

Cross-Examination

the witness testified that Greenberg had been employed by him for about four years. When he, the witness, wanted a new ring made, sometimes he would make an intelligent explanation to a man, who would make a model, and he would file it until it came to the right thing, and sometimes the witness would make a design himself. The design is not always made on paper; nor is it made on fishbone. It is simply a copy, an impression, after the mould is finished---sometimes. "We model them and then we make the gold from them. We have a great many moulds in our establishment. I have been a jeweller for 25 years, and I conducted a factory ever since, and can recognize my work anywhere. We missed every mould there a year and a half ago, and we had to make others, and, gradually, we missed many." It is not a fact that, when he, the witness, gives a design to a workman, a copy to make a mould, he could make one or two or three for his own use. It is also not a fact that these moulds might have been made by any one in the shop, with his own brass, from the firm's moulds.

The brass belonged to the firm, and the witness was always in the factory to oversee all that was going on. He, the witness, never authorized the defendant to take any moulds or gold filings out of his shop.

****

THE DEFENSE.

ISRAEL STERNSEHR, testified that he was a jeweller in diamond mountings, meaning diamond rings---a manufacturing jeweller---doing business at 38 Maiden Lane. He knew the defendant three years. He knew the defendant's reputation for honesty and his character---"He is a very nice, good workman, and everybody knows him." He, the witness, had been in the jewelry business 17 years, and knew the process of making rings and moulds. Looking at the moulds, People's Exhibit 2, a person could identify them as his moulds. There is, however, no mark on them. He, the witness, had moulds in his place similar to the moulds in question. Some of the same moulds are also to be found in nearly every manufacturing jeweller's shop. He, the witness, had some of the "T" rings. If he, the witness, made a design for a ring or mould, he would be able to identify the

mould. If he makes a design for a mould, and the workman makes two or three or four, they are all just alike and one could not be distinguished from the other. He, the witness, identified four, including the T and Belcher rings, similar to rings he had in his shop. There is no difference between the four shown him in court and the four he has in his shop. Every manufacturing jeweller has a model of them. He, the witness, could not tell whether a certain mould, if shown to him, belonged to him. But if it was a special design---if somebody wanted a ring, and he, the witness, made a design for that person, and there was something peculiar about the design, and a mould was made according to that design, he, the witness, would be able to recognize that mould, if it was subsequently shown to him.

****

MAX FEIMAN, testified that he lived at 10 Eldridge Street, and was a jeweller. He had known David Greenberg for a couple of years, and knew his reputation for honesty. He is a jeweller by trade and an honest man,---is known as an honest man. He, the witness, had dealings with

the defendant, and had been to his house many times. The defendant used to work at night, making mountings for diamond settings. He, the witness, gave the defendant old gold to make settings for him for diamonds, many times. The defendant did nothing else. He, the witness, used to sell him old gold and gold filings. In making the settings he must file the gold, and also make filings.

****

ADOLPH EISENSTEIN, testified that he lived at 244 Monroe Street, and was a goldsmith. He knew the firm of Stern & Frank, and worked for them at the time that Greenberg was arrested. After the arrest, Mr. Stern spoke to him, the witness, about the case against the defendant. He said that he had found plenty of gold with the defendant. He said that he would give him, the witness, better work and higher wages if he, the witness, would only say that he was sitting near the defendant, and saw the defendant take the gold. He, the witness, answered, "I can't say so, because in court they might question me, and say 'Why didn't you say it before?

Why do you say it now, after he is arrested?'". He, the witness, left Mr. Stern then, because he could not testify against the defendant, as Mr. Stern desired. He, the witness, had never seen the defendant take any gold, and if he had seen him do so, he would have testified to it.

****

DAVID GREENBERG, the defendant, testified that he was 22 years of age, and formerly lived at 108 Henry Street. He had been in this country four and a half years, and had worked for Stern & Frank about four years. During the last six months he had not done work steadily for the firm, but had done work for himself, in his own home, at 108 Henry Street. He had fixed up a little workshop there, and took jobs---new and repairing. The gold that he needed in his own work he obtained from the filings which he made in making rings, and he also bought gold from Feiman, who had testified in his behalf. During the course of his employment by Stern & Frank, he had never taken gold filings from them. The filings that he used at his home were filings from his own

gold. He, the defendant, made, at his home, the articles included in People's Exhibit 2---the models. He, the defendant, never took models, moulds or rings from the firm of Stern & Frank while he worked for them. Ring-makers and workers on jewelry have models of their own, so that, when they seek a new position, they can show what they are able to do. The models in question he copied for that purpose. On the day that Mr. Stern called him from the factory to the office of the firm of Stern & Frank, at 10 Maiden Lane, the detective spoke to him first, and asked him for the keys of his trunk, and that they wanted to go to his, the defendant's, house and search the trunk. He, the defendant, said, "I am going myself home with him and show him everything." He went with the detective to his home, in Henry Street, and, when he arrived there, he gave the detective his keys. The detective first searched the trunk, but found nothing. He then saw the bench---a jeweller's bench---with all kinds of tools, and there was a piece of paper, and all the pieces of gold and filings of gold which he, the defendant, used to work with at home were there. The detective took them and the

models. Mr. Frank asked him who owned the things, and he, the defendant said that they belonged to him, the defendant---the models and the gold---and that the models he made at home. He showed Mr. Frank his business card, and stated that he had worked at home for a long time. He, the defendant, talked to Mr. Frank in the Jewish language. Mr. Frank said, "It is no use that you will say so. All the things belong to me, and I am going to arrest you". He, the defendant, denied that the property belonged to Mr. Frank. Mr. Frank then said, "I didn't thought that I will find here a bench in your room, and when I find it, it is no use talking about it. You must say at least that some of them is mine." He, the defendant, refused to do so. He, the defendant, then said, "What shall I say? All the things belong to me?" He further said, "I am now in your hands, and you can do anything with me." Then Mr. Frank said, "Well, say at least that one pennyweight belongs to me." He, the defendant, then said that he agreed to that. Mr. Frank also said, "I will not make you any trouble, and I will not prosecute you if you say that one pennyweight of this gold belongs to me"---

meaning him, Mr. Frank. He also said, "If you persist in saying that all belongs to you, you will be locked up." Mr. Frank did not insist, at that time, that all the models and things belonged to him, because he, the defendant, claimed them. This conversation was carried on in the Jewish language. Then he said,"I think you could talk English. Let the officer hear that." Then he said that I agreed that one pennyweight belonged to him, and he also said, "Well, say that in English, so that the officer cam hear it." He, the defendant, testified, "Well, I didn't want to say it in English, so as to let the officer hear that I confessed to taking one pennyweight, and I said, 'Well, as long as you don't make any trouble, I will say that I take one pennyweight; but as long as you make me any trouble, I will say that everything belongs to me. I will say the truth. I will say that everything belongs to me.'" When the Judge, at the Police Court, asked the defendant whether he was guilty or not guilty, he said that he was not guilty. He did not have counsel in the Police Court. The defendant testified that some of the 13 moulds or models were finished and some were

not finished. He, the defendant, was never before arrested. In

Cross-Examination,

the defendant testified that when Mr. Frank saw the property alleged to have been stolen, he first claimed the filings. He, the defendant, further testified that he made all the articles contained in the envelope, People's Exhibit 2, at his home, in Henry Street. He made them out of his head---from his own ideas. On one occasion Mr. Stern came to him, the defendant, and said that 10 pennyweights of gold were missing. He, the defendant said, "Through me nothing is missing". Then Mr. Stern went to other workmen and said that gold was missing. In

Re-Direct Examination

the defendant testified, "Since Christmas until the 18th of August I worked in the shop about six or eight weeks, and the balance of the time I worked home."

****

FRANK SHERMAN, testified that he lived at 2155 Madison Street, and was engaged in the jewelry business. He knew the defendant, and had often called at the defendant's house during the last three or four months, and was quite friendly with him. He, the witness, had seen the defendant working on moulds like those of People's Exhibit 2. The witness picked out three rings which he testified to have seen the defendant make. He, the witness, was a working jeweller, and understood about the making of the rings in question.

****

REBUTTAL.

LOUIS STERN, being recalled, testified that he knew Eisenstein, a witness who testified on behalf of the defendant. Eisenstein had worked for him three or four weeks. He, the witness, had never asked Eisenstein to testify against the defendant, and every word uttered by the said Eisenstein, in this respect, was untrue. Previous to August 18th, he had frequent conversations with the defendant, in his, the witness's shop, at 10 Maiden Lane, regarding lost filings. Three or four days previous to the 18th of August, he, the witness, weighed out particularly the gold that the defendant was to work with. Just previous to the defendant's arrest, he, the witness, took back the filings from the defendant's desk. He, the witness, kept a record of the gold that he had given to the defendant. The defendant returned to the witness certain rings or finished work,

after he, the witness, had given the defendant the gold just mentioned. The witness weighed the articles returned and the filings found in the bottom of the defendant's bench, and found that the articles returned and the filings, together, weighed more than the gold that he, the witness, had given the defendant to work with. The gold given to the defendant was 14 karats, and the filings found in the bench, after the articles had been made, when tested, were not quite 10 karats fine. He, the witness, found four pennyweights more with the filings returned. In

Cross-Examination,

the witness testified that on the first occasion, he weighed the filings about six days before the receipt of the anonymous postal card. He did nothing, until he received the anonymous postal card, because he wanted to be certain of the defendant's guilt, before taking action. He, the witness, weighed gold, specially, on three different occasions, in order to ascertain whether or not the defendant was dishonest, before the receipt of the postal card. He, the witness, upon looking at

People's Exhibit 2, testified, being asked whether they were ring moulds or models, that they were models---that some of them were models; that he identified every one of the models, and had a fac-simile in his pocket at that time; and that they could not be made without the impression or design that he, the witness, had in his pocket. He, the witness, never employs a man who shows a model. The models belong to the proprietor. In deciding whether or not a man is a competent workman, he, the witness, gives him a fair trial, and if his work is satisfactory, he keeps him. He, the witness, makes models occasionally. In

Re-Direct Examination,

the witness testified that he was present in the station-house when the defendant was arrested and brought there. The defendant told him, the witness, that part of the stolen property he had bought from Pinchard. In

Re-Cross Examination,

the witness testified that the defendant said that he bought everything from Pinchard---the rings, models and moulds.

****

MARTIN FRANK, being recalled, testified that, at the defendant's room, at 108 Henry Street, he addressed the defendant in English and the defendant answered him in German, and not in the Jewish Language. At the station-house the defendant said that he bought the property designated People's Exhibit 2, from a man named Pinchard, who worked at the same time in his, the witness's shop. In

Cross-Examination,

the witness testified that sometimes the defendant made models and sometimes jewelry. He, the witness, was a Hebrew, and understood the German , but not the Jewish language. In answer to a question of a Juror, "Is he capable of making models privately?" The witness said, "Well, I could not tell you that."

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COURT OF GENERAL SESSIONS

The People, etc.,

against

William Busby

City and County of New York ss:

~~Otto Pullick of #179 Ninth Av. real estate broker~~. P. Collins of #324 East 35th St. coal merchant P.Larney of #325 East 38th St. contractor, and C.Gallagher of #316 East 37th St. contractor, being duly and severally sworn say and each for himself says that he is acquainted with the above named defendant William Busby, and has known the said William Busby from infancy. That he is a young man who has heretofore borne an unblemished character, and his reputation in the neighborhood in which he has resided is good.

Sworn to before me this sixth day of October, 1892.

P. Collins

P. Larney

C. Gallagher

Louis McGeyes
Notary Public
New York County.

COURT OF GENERAL SESSIONS

The People, etc.,

against

William Busby.

City and County of New York ss:

John Hatton being duly sworn deposes and says that he is a Police Sergeant attached to the 21st Precinct in this City; that he knows the defendant William Busby, that he has known him from infancy. That he resides in the same neighborhood with him and has seen him almost daily, and that his character and reputation is good.

John Hatton

Sworn to before me this
sixth day of October, 1892.

Louis A. Dyer
Notary Public
New York County.

COURT OF GENERAL SESSIONS

The People, etc.,

against

William Busby

City and County of New York ss:

H.Feld of #697 Second Av., furniture dealer by occupation being duly sworn says that he has known the deferdant for a period of three years, and that his character is good.

Sworn to before me this

sixth day of October, 1892. H. Feld

Lorado M. Geyer
Notary Public,

New York County.

COURT OF GENERAL SESSIONS

The People, etc.,
against
William Busby.

City and County of New York ss:

H.Fedden of #345 East 37th St., grocer, being duly sworn says that he has known the defendant for a period of ten years and that his reputation in the community where he resided is good. Henry Fedden

Sworn to before me this
sixth day of October, 1892

Louis H. Geyer
Notary Public,
New York County.

N.Y.COURT OF GENERAL SESSIONS

The People, etc.,

against

William Busby

A F F I D A V I T S.

0454

Police Court 1st District. Affidavit—Larceny.

City and County of New York, } ss:

Louis Stern

of No. 10 Maiden Lane Street, aged 39 years, occupation Jeweler, being duly sworn, deposes and says, that on the 15th day of August 189 ~~at~~ the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the day time, the following property, viz:

A quantity of Gold filings and 11 Ring Purposes together of the value of Thirty Dollars

the property of Deponent.

and that this deponent has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen and carried away by David Greenberg (now here) for the reasons to wit at said date defendant was with the employ of deponent as assayer the missed said property and he accused defendant of having stolen the same and defendant admitted and confessed to him he had said property at his house and deponent informed by James Orts of the 1st Precinct police that he arrested defendant and found said property in defendants rooms and deponent fully identifies the same as being his and charges him with the larceny thereof.

Louis Stern

Sworn to before me, this 1st day of Sept 189

Police Justice.

(1335)

Sec. 198—200.

1 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

David Greenberg 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. David Greenberg

Question. How old are you?

Answer. 22 years.

Question. Where were you born?

Answer. Russia

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

Answer. 108 Henry Street 1 year

Question. What is your business or profession?

Answer. Jeweller.

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

D. Greenberg

Taken before me this 1 *day of* [illegible] 189[illegible]

[illegible]

Police Justice.

0457

POOR QUALITY ORIGINAL

251 1049

Police Court--- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Louis Stern
10 Mariner Lane

David Greenberg

2

3

4

Offense

Dated, August 8 189

Gridley Magistrate.

Kate Fare Officer.

14 Precinct.

Witnesses Abraham Leonhard
Carl L. Grabowski

No. 100 Barrow Street.

Martin Murphy

No. 10 Mariner Lane Street.

No. Street.

$ 500 to answer

Bailed

BAILED,

No. 1, by Cash deposit

Residence Albany Street.

No. 2, by 185 E Divisy

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

RECEIVED AUG 22 189 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 David Greenberg

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 8 189 Police Justice.

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

Dated, 189 Police Justice.

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

Dated, 189 Police Justice.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

David Greenberg

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

The said David Greenberg

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

a quantity of gold fillings (a more particular description whereof is to the Grand Jury aforesaid unknown) of the value of twenty dollars, and eleven ring moulds of the value of two dollars each

of the goods, chattels and personal property of one Louis Stern

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

SECOND COUNT—

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

David Greenberg

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

The said David Greenberg

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

a quantity of gold fillings (a more particular description whereof is to the Grand Jury aforesaid unknown) of the value of twenty dollars, and eleven ring moulds of the value of two dollars each

of the goods, chattels and personal property of one Louis Stern

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

unlawfully and unjustly did feloniously receive and have; the said

David Greenberg

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

DE LANCEY NICOLL,
District Attorney.

0460

BOX:
494
FOLDER:
4507
DESCRIPTION:
Grossman, Herman
DATE:
09/07/92

4507

No 13

Witnesses:

Counsel,

Filed 7 day of Sept 1892

Pleads, Not guilty

THE PEOPLE

18
167 Essex-st
clerk

vs.

Herman Grossman

Grand Larceny, Degree.
[Sections 528, 531 Penal Code.]

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

James Tarlock

Foreman.

Part 3, Sept 12/92
Pleads G. L. 2d deg
Eb Leffy

(1865)

Police Court— 3 District. **Affidavit—Larceny.**

City and County of New York, } ss.

Max Whitehead

of No. 327 Canal Street, aged 30 years, occupation Manufacturer of cloak being duly sworn, deposes and says, that on the 31st day of May 1892 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the day time, the following property, viz:

About One hundred and Twenty five dollars in lawful money of the United States and various articles and trinkets of the value of about Fifteen 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 Herman Grossman (now here) for the reason that said property was in a drawer in the above premises while deponent was absent a few minutes said property was taken, stolen and carried away. The defendant was in deponents employ as an office boy and deponent had left him in the office to care for it and when deponent returned he discovered that the defendant had departed without reason or explanation and never returned

Sworn to before me, this 1st day of June 1892

Police Justice

Therefore affiant charges the defendant with the larceny of said property.

Sworn to before me this 2nd August 1892

Max Whitstead
Police Justice

Sec. 198—200.

3 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss:

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

Question. What is your name?

Answer. Herman Grossman

Question. How old are you?

Answer. 18 years

Question. Where were you born?

Answer U.S.

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

Answer. 167 Essex St. 2 years

Question. What is your business or profession?

Answer. Clerk

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

Answer. I ~~[illegible]~~ have nothing to say at present

H Grossman

Taken before me this 3 *day of* August *189*8

[illegible]

Police Justice.

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

Max Whitman 327 Grand St.

Herman Foreman

1040

2 .....

3 .....

4 .....

Offense, Manslaughter

Dated, Aug 31 1892

Magistrate.

Officer.

Precinct.

Witnesses

No. ..... Street.

No. ..... Street.

No. ..... Street.

to answer.

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named defendant *guilty thereof, I order that he be held to answer the same, and he be admitted to bail in the sum of* 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, Aug 31 *189* 2 ..... *Police Justice.*

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

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

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

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

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Herman Grossman

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

The said Herman Grossman late of the City of New York, in the County of New York aforesaid, on the 31st day of May in the year of our Lord one thousand eight hundred and ninety-two, at the City and County aforesaid, [redacted]e and arms, the sum of one hundred and twenty-five dollars in money, lawful money of the United States of America, and of the value of one hundred and twenty-five dollars, and divers other goods, chattels and personal property, a more particular description whereof is to the Grand Jury aforesaid unknown, of the value of fifteen dollars

of the goods, chattels and personal property of one Max Whitehead

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

De Lancey Nicoll,
District Attorney.

0467

BOX:
494

FOLDER:
4507

DESCRIPTION:
Guillot, Gustave

DATE:
09/14/92

4507

Witnesses:

H. McAdam
28 P
Charles G West
Pier 42 N R

The complainant in this case, and without whose testimony no conviction can be had, has taken up his residence in France, and cannot be brought within the jurisdiction. By communication duly authenticated before the American Consul at Paris, he informs me that his complaint was under a mistake, that the defendant is innocent of the charges against him and requesting that he be not prosecuted therefor. In view of these facts, I am convinced that no successful prosecution can be had upon this indictment and I therefore recommend its dismissal.

N.Y. Feby 13th 1893

DeLancey Nicoll
District Attorney

---

111 / 1100

Indorsed

A. L. Green
12 Pt Bdwy

Counsel,

Filed 14 day of Sept 1892

Pleads, Not guilty

THE PEOPLE

vs.

B

Gustave Guillot

Grand Larceny, Second Degree.
[Sections 528, 531, Penal Code.]

DE LANCEY NICOLL,
District Attorney.

Feby 14/93

Indictment Dismissed

A TRUE BILL.

James Talcott
Foreman.

Dismissed

G.S.B.

Oct 20th
Part I
M.O.

0468

Police Court 2 District. **Affidavit—Larceny.**

City and County of New York, } ss:

James McAdam

of No. 28th Precinct Street, aged 53 years,

occupation Detective being duly sworn,

deposes and says, that on the 9th day of September, 1892 at the City of New York in the County of New York, was feloniously taken, stolen and carried away from the possession of ~~Informant~~ Nicholas Notovitch in the night time, the following property, viz:

One hundred and twenty five dollars in lawful money of the United states.

$125

the property of Nicholas Notovitch

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 Gustave Guillot (now lay under the following circumstances. Deponent was stationed at the gate of the pier of the French steamship Line at the foot of Morton street North River, and the said Nicholas Notovitch was a passenger on the steamship La Touraine which has since sailed for Cherbourg France, about the hour of half past three O'clock P.M. Deponent saw the defendant running up the dock towards the gate with the crowd after him and the said Notovitch was in the crowd and then and there the said Notovitch accused the defendant of stealing the said money out of his room on the said steamship and the said Notovitch identified the bank notes

Sworn to before me this day of 189 Police Justice.

and deponent then and there searched the defendant and deponent found in the defendant pocket a roll of bills, the same denomination as described by the said Notovitch, and which said Notovitch then and there identified as his property which had been stolen from him by the defendant a few minutes previously, and said Notovitch called upon deponent to arrest and detain defendant for the larceny of said property. The said Notovitch was in company of his invalid wife who was a passenger on said steamer, so that said Notovitch is unable to appear and prosecute said charge. Deponent therefore asks that defendant be held to answer said charge.

James McAdam

Sworn to before me this
30 day of September 1912
[illegible]
Police Justice

(1885)

Sec. 198–200.

2 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

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

Question. What is your name?

Answer. Gustave Guillot

Question. How old are you?

Answer. 30 years

Question. Where were you born?

Answer. France

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

Answer. 11 Park Avenue.

Question. What is your business or profession?

Answer. Agent

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

C. Guillot

Taken before me this 7 *day of* Sept 1899

Police Justice.

0472

BAILED,

No. 1, by Benjamin Seidel

Residence 173 Ludlow St. Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Police Court 1 — 1084 — District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

James H. Adams

28 Pct. Police

Sylvain Guillot

2

3

4

Offense Larceny felony

Dated, Sept 3 1892

W. White Magistrate.

McCadden Officer.

28 Precinct.

Witnesses Charles E. West

No. 42 M. R. Street.

Patrick Reilly

No. Street.

Reilly

No. Street.

$1000 to answer

Bail

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named Sylvain Guillot guilty thereof, I order that he be held to answer the same, and he be admitted to bail in the sum of One Hundred Dollars, and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

Dated, Sept 3 189 2 W. White Police Justice.

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

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

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

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

Hall Esq. Monday, September 12 - 189[illegible]
Dist Atty - City [illegible]

Dear Sir:-

Referring to the case of The People vs. [illegible] Gillespie, I respectfully ask that you accord me the privilege of an interview, which, I have no doubt, will redound to our mutual benefit -

Whilst I am aware this is not strictly in accordance with established proceedings, but having learned that you are just to both innocent and guilty, I earnestly entreat as a matter of mercy and justice combined that for the following pertinent reasons, my request be complied with -

In the police court, not understanding the law of this country, I learned that I unintentionally waived examination; a lawyer called on me in Jefferson Market Police Court, and I engaged him as I thought to conduct my examination - You can judge of my surprise when I learned that I waived my right to an inquiry into the charges made against me - I then engaged another attorney to form a writ of habeas corpus, and I

is taken to the Supreme Court; and last Saturday, Judge Beach denied a motion for my discharge —

It is certainly an injustice to me, and a hardship for my wife, to compel me to remain in jail, until the Grand Jury acts on my case, and my desire for the interview with you, is that you may pass upon the evidence that I am prepared to submit to you, showing the utter falsity and my entire innocence of the charge on which I am held. — I can bring forward a number of responsible citizens of this city, to testify to my character and their personal knowledge of my innocence, — and I sincerely trust that you will allow me to lay my case before you in its proper light, as I am perfectly willing to do, and abide by your decision —

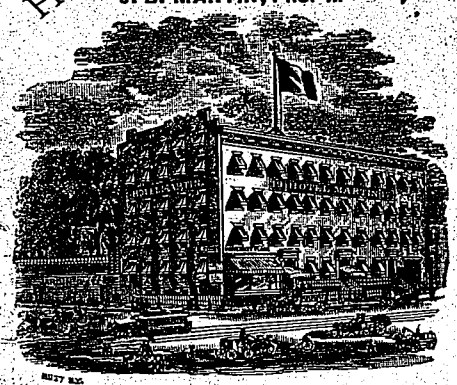
Very Respectfully Yours

Chas Millot

46 Survey of PK —
Recommended with Mr Wolff
Feb 16 + 17 84

HOTEL MARTIN,

J. B. MARTIN, PROP'R.



UNIVERSITY PLACE,

NEW YORK.

Oct 20/92

Mr Osborne District Attorney
City

Dear Sir

I have received a Telegram to start for Chicago at once, please have that case postponed for one month

and Oblige
Yours Truly
N. Notowitz.

To Mr Osborne
ass. attorney.
New-York.

Examination
L. 19 Nov. 1897
V. O.

Sir,

I have the honour to inform you that Mr Gustave Guillot who was arrested in the Transatlantic Dock in the night of the second to the third of September and who seemed to be the thief who stole 125 dollars in the cabin I occupied on board of the steamer "La Touraine", is innocent. The real thief remained on board of the steamer and finds himself actually in Italy. It is an Italian woman. He wrote me a letter in which he begged my pardon and owned to have committed the rob.

Seeing the error made concerning M. Gustave Guillot, I pray you, to leave off kindly the proceedings against this gentleman and to render him the money seized upon him by his apprehension.

I recognize my error and I am very sorry to have been the cause of an unjust law-suit.

Sir

your most obedient servant

Nicolas Notovitch

Rue Robert Etienne

Paris

Consulate General of the United States of America for France, Paris.

I do Hereby certify that on the Seventeenth Day of December One Thousand Eight Hundred and ninety Two before me the undersigned Robt M Hooper Vice-Consul General of the United States of America, at Paris, in France, personnally appeared before me in the City of Paris, France Nicolas Notovitch

personnally to me known and known to me to be the identical person described in whose name is subscribed to and who executed the within instrument and he acknowledged to me that he executed the same freely at voluntarily for the uses and purposes therein mentioned.

In Witness Whereof I have hereunto set my Hand and Official Seal at Paris, France, the day and Year above written.

Robt M Hooper

Vice-Consul General of the United States of America at Paris, France

505

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK

THE PEOPLE OF THE STATE OF NEW YORK

against

Gustave Gillet

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

— Gustave Gillet —

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

The said Gustave Gillet,

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

the sum of one hundred and twenty five dollars in money, lawful money of the United States of America, and of the value of one hundred and twenty five dollars,

of the goods, chattels and personal property of one Nicholas McKoitch,

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.

Nathaniel Nicoll
District Attorney