

0226

BOX:

399

FOLDER:

3708

DESCRIPTION:

Hahn, Henry

DATE:

06/23/90



3708

Witnesses:

Off. Carroll

Proof of death of defendant
having been filed herein
I recommend the formal
disposal of this indictment,
Oct 9, 1890

Vernon M. Davis.

Asst.

Counsel,

Filed

day of

June 18 90

at

W. J. Kelly - 24

THE PEOPLE

vs.

B

Henry Stalder

VIOLATION OF EXCISE LAW

(Selling on Sunday, Etc.)
III Rev. Stat. (7th Edition), page 1883, Sec. 21 and
page 1889, Sec. 33.

JOHN R. FELLOWS,

District Attorney.

A TRUE BILL.

Charles H. Hagan
Oct. 8 1890 Foreman.
On recommendation of Dist. Atty.
indict dis. R. B. M.

POOR QUALITY
ORIGINAL

0227

POOR QUALITY
ORIGINAL

0228

New York, Oct 8, 1890

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

COUNTY OF NEW YORK.

STATE OF NEW YORK.

CITY OF NEW YORK.

CERTIFICATE AND RECORD OF DEATH

No. of Certificate,

28343

Henry Hahn

This is to certify that I, Daniel Haulcy, Coroner, in and for
the City and County of New York, have, this 27th day of August, 1890, viewed
the body of Henry Hahn found at New York
Hospital in the Ward of said city and county; that I have held an inquest
upon the said body, and that the verdict of the jurors is that he came to his death by

Inquest pending

Daniel Haulcy, Coroner.

I hereby certify that I have viewed the body of the deceased, and from ex
and evidence, that deceased died on the 27th day
of August, 1890, at 11:40 AM, and that the cause of his death was

Hemorrhagic Pancreatitis

Place of Burial, Lutheran

Date of Burial, Aug. 29, 1890

Undertaker, John Roth's Son

Residence, 393 7th Ave

P. E. Donlin, M. D.
Medical Attendant at Inquest.

| Date of Death. | Name. | Age. | Color. | Single, Married or Widowed. | Occupation. | Place of Birth. | How long in U.S. if foreign born. | How long resident in New York City. | Father's Name. | Father's Birthplace. | Mother's Name. | Mother's Birthplace. | Place of Death. | Last place of Residence. | Class of Dwelling (A tenement being a house occupied by more than two families). | Direct cause of Death. | Indirect cause of Death. | Date of Record. |
|----------------|------------|-----------------------|--------|--------------------------------|-------------|-----------------|---|---|-------------------|-------------------------|-------------------|-------------------------|--------------------|-----------------------------|--|---------------------------|-----------------------------|-----------------|
| Aug. 27, 1890 | Henry Hahn | 31 yrs, 5 mos, 9 days | White | Widowed | Expressman | Mo S | | Mo S | Henry Hahn | Germany | Augusta | Germany | New York Hospital | 407 6th Ave | | No disease stated | | Aug. 28, 1890. |

A True Copy.

C. E. Hume

Chief Clerk.

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

POOR QUALITY
ORIGINAL

0229

Court of General Sessions.

-----X

The People &c.

vs.

Henry Hahn

-----X-

City and County of New York, SS:

Herman Hubener, being duly sworn deposes and says, that he resides at 127 West 24th Street in this city; that he was well acquainted with Henry Hahn, the defendant herein; he being his bondsman in the above entitled action; that the reason deponent cannot produce the defendant Henry Hahn for trial is that said Henry Hahn died on the 27th day of August, 1890, as appears by the certificate of death hereto annexed; that deponent saw the said Henry Hahn dead on said 27th day of August 1890, and knows him to be the identical person mentioned in the indictment found on the 23rd day of June 1890, for a violation of the Excise Law.

Wherefore, deponent prays that the bond given by him for said deceased be discharged and the indictment herein be dismissed.

Sworn to before me this *Herman Hubener*
8th day of October, 1890.

Henry Herzbach
Notary Public
N. Y. Co.

POOR QUALITY
ORIGINAL

0230

Court of General Sessions

People

vs.

Henry Mahan

Affidavit

POOR QUALITY
ORIGINAL

0231

Court of General Sessions, PART 3

THE PEOPLE

vs.

Henry Hahn

INDICTMENT

For

To

M Herman Hubener
No. 127 W 24th Street.

The indictment against the above-named defendant for whose appearance you are bound, has been placed upon the Calendar for Trial at the Court of GENERAL SESSIONS of the Peace, at the Sessions Building, adjoining the New Court House, in the Park of the said City, on the 8th day of instant, at eleven o'clock in the forenoon.

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

JOHN R. FELLOWS,

District Attorney.

**POOR QUALITY
ORIGINAL**

0232

127. 7/4 24

POOR QUALITY
ORIGINAL

0233

Excise Violation—Selling on Sunday.

POLICE COURT— 2 DISTRICT.

City and County } ss.
of New York,

of No. 19 President Police Street,
of the City of New York, being duly sworn, deposes and says, that on SUNDAY the 12 day
of August 1887, in the City of New York, in the County of New York, at
premises No. 103 West 24 Street,

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

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

Sworn to before me, this 13 day
of August 1887
J. M. Platten Police Justice.

John W. Barrow

POOR QUALITY
ORIGINAL

0234

Sec. 193-200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Henry Hahn being duly examined before the under-
signed according to law, on the annexed charge; and being informed that it is *h* right to
make a statement in relation to the charge against *h*; that the statement is designed to
enable *h* if he see fit to answer the charge and explain the facts alleged against *h*
that *h* 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. *Henry Hahn*

Question. How old are you?

Answer. *29 years.*

Question. Where were you born?

Answer. *New York*

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

Answer. *103 West 24th* *18 years.*

Question. What is your business or profession?

Answer. *Liquor.*

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*
Henry Hahn

Taken before me this

day of *August* 188*8*

John McCann
Police Justice.

POOR QUALITY ORIGINAL

0235

BAILED,

No. 1, by Herman Hakenen
Residence 127 West 24th St.

No. 2, by _____
Residence _____

No. 3, by _____
Residence _____

No. 4, by _____
Residence _____

Police Court... 2 District. 1287

THE PEOPLE, &c.,
ON THE COMPLAINT OF

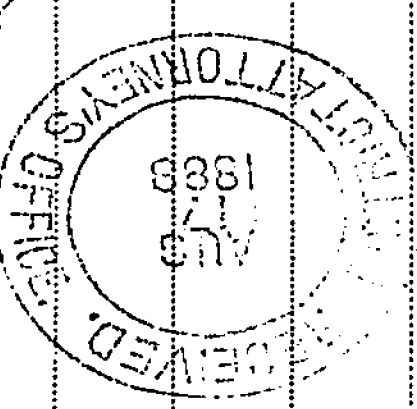
John H. Connell
Henry Sturges

1 _____
2 _____
3 _____
4 _____

Office W. A. ...

Dated August 13 1888

Connell Magistrate.
31 Precinct.



Witnesses

No. _____ Street _____

No. _____ Street _____

No. _____ Street _____

\$ 100 to answer 64

Bailed

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 August 13 1888 W. A. ... Police Justice.

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

Dated August 13 1888 W. A. ... 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.

POOR QUALITY
ORIGINAL

0236

Court of General Sessions of the Peace,
OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Henry Hahn

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

The said

Henry Hahn

twelfth day of *August* in the year of our Lord one thousand eight hundred and *Eighty Eight*, at the City and County aforesaid, the same being the first day of the week, commonly called and known as Sunday, with force and arms, certain intoxicating liquors and certain wines, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain intoxicating liquor to the Grand Jury aforesaid unknown, unlawfully did sell as a beverage to one

John W. Carroll

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

SECOND COUNT—

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

Henry Hahn

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

The said

Henry Hahn

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

JOHN R. FELLOWS,

District Attorney.

0237

BOX:

399

FOLDER:

3708

DESCRIPTION:

Hain, John C.

DATE:

06/03/90



3708

0238

BOX:

399

FOLDER:

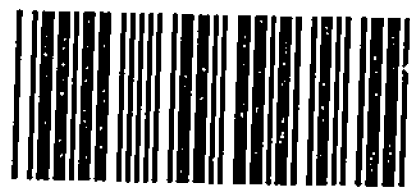
3708

DESCRIPTION:

Hopkins, Henry E.

DATE:

06/03/90



3708

POOR QUALITY
ORIGINAL

0239

Witnesses:

Matilda Meyer
Officer Cary

But as to
Hopkins freed
at \$1000

James 8/9

John 2

Produce of land
of 100 acres

500 4 yrs
James 9/9

H. P. A. Moore
261 Broadway

Counsel,

Filed
May 6th 1890
Plends
C. Moore

THE PEOPLE

John C. Ham

and
Henry E. Hopkins

JOHN R. FELLOWS,
District Attorney.

A TRUE BILL
Son of

Produce of land

of 100 acres
of 100 acres

Grand Larceny second degree.
[Sections 528, 531, 532 Penal Code].

The State having used Left Ham to secure the conviction
of Left Hopkins which conviction has resulted in much
good in rectifying the legal profession of one that has
disgraced it. The facts as brought out show that
Ham was instigated to commit the offense by Left
Hopkins. I therefore recommend that sentence be
suspended as to Ham and he be allowed to go on
his own recognizance

June 19th 1891

Washburne Lyman
deputy Dist Atty

POOR QUALITY
ORIGINAL

0240

THE PEOPLE

vs.

HENRY E. HOPKINS.

COURT OF GENERAL SESSIONS, PART I.

BEFORE JUDGE COWING.

Friday, June 5, 1891.

Jointly indicted with JOHN C. HAM.

Indictment for grand larceny in the second degree.

Asst. Dist. Atty . Lynn for the People.

Messrs. Abbett & Wade for the Defendant.

A Jury was empanelled and sworn.

Mr. Lynn opened the case for the People.

JOHN C. HAM. sworn and examined.

By Mr. Lynn. Q. Ham, what is your business, what do you work at?

A. Steam and gas fitter.

Q. How old are you? A. Twent -seven years old.

Q. And have you always lived in this city? A. Ever since I was two or three years old.

Q. I am going to ask you some questions that are rather pointed ones and ones that will probably reflect a good deal on you and I want you to tell me the truth, the whole truth and nothing but the truth ---- you have been arrested before, haven't you? A. Yes sir..

Q. Tell me what you were arrested for? A. Arrested on a charge of larceny, not in this city though.

Q. Where was that? A. Baltimore.

Q. Were you tried for that? A. No sir.

Q. Were you acquitted? A. Yes sir.

Q. When were you arrested before that. if you were?

A. Never, that is the only time I was ever arrested.

Q. Except this occasion? A. Yes sir.

Q. You were discharged for that offence in Baltimore, were you?

**POOR QUALITY
ORIGINAL**

0241

A. I presume so, I was let go.

Q. You were not in prison? A. No sir.

Q. Tell me if you will have you ever been charged with any other crimes beside this larceny you have spoken of and the one that is on trial? A. Well, I believe the defendant's lawyer charged me with a few crimes.

Q. Tell me what it is, tell them all? A. Something in regard to a forgery on my father, I believe.

Q. Tell us about that? A. My father was out of town, it was an understood arrangement that I should get some money and through him and another man I got it, I cashed a check.

Q. You did endorse your father's name and did you get the money? A. Yes sir.

Q. See if you can think of something else that you have done bad in your life, I want you to stir yourself all up now?

A. I do not know anything really bad I ever done in my life.

Q. You have done the usual boys tricks through your life, fighting and everything else? A. Yes sir.

Q. How long have you known this defendant Hopkins?

A. In the neighborhood of two years.

Q. Where did you first get acquainted with him?

A. The first time that I met him was I believe in his office, if I am not mistaken.

Q. Where was his office? A. I think it was Broadway and Reade Street, I am not positive whether that is the first place or not.

Q. What was the occasion of your first acquaintance with him?

A. I was with a man named Besant, he had business with him, he introduced me to him.

**POOR QUALITY
ORIGINAL**

0242

- Q. That was about two years ago? A. O no, not as long as that, that is about in the neighborhood of a year and a half ago.
- Q. And your acquaintance then continued down to this occurrence, did it? A. Yes sir, on and off.
- Q. And did you see him on the day that this subject matter began of this larceny? A. Yes sir.
- Q. That was what, the 2nd day of May, 1890? A. The 22nd.
- Q. Last year? A. Yes sir.
- Q. Where did you meet him that day? A. I met him in the neighborhood of Warren Street and Broadway, Park Place and Broadway, somewhere in that neighborhood on Broadway.
- Q. Did you meet him accidentally? A. Yes sir, accidentally.
- Q. Were you working at that time? A. No, I was not.
- Q. You were not working you think, tell the truth?
A. No sir.

Counsel: I object to these interjectional remarks.

The Court: Telling the witness to tell the truth?

Counsel: I object to that.

The Court: I will allow it.

Counsel: It is swung in as a make-weight.

Mr. Lynn: No sir, it is not.

- Q. Have you ever talked with me in your life? A. Never, no sir.
- Q. You were not working, you met him about what time of day was it? A. It was the noon hour, twelve or one.
- Q. What did you do? A. We had several drinks in Broadway and two or three places in the neighborhood there and then we went uptown, up to my house.

**POOR QUALITY
ORIGINAL**

0243

- Q. Where was your house? A. 127 Greenwich Avenue.
- Q. On the way uptown did you have any conversation with him?
A. He spoke about money affairs; we spent what money we had and he spoke about obtaining some, he asked whether I could obtain money from Mrs. Meyer.
- Q. He asked you if Mrs. Meyer owed you some money and you said she did not owe you anything? A. Yes sir.
- Q. Do you know Mrs. Meyer? A. Yes sir, I had been doing work.
- Q. Fixing pipes and other things? A. Yes sir.
- Q. When you said she did not owe you anything what did he say?
A. He wanted to know if there was not some way we could get some.
- Q. What did you say? A. I told him none that I knew of, and he says, "supposing we go up to Mrs. Meyer's and try to get some, maybe she will let you have some.
- Q. What did you say? A. I said it would be no use; he wanted to know if we could not get something that would be equal to money. So I said I would not do that, if I did I would spoil my prospects with this woman and lose my work.
- Q. Did he mention anything that you might get besides money from Mrs. Meyer, anything equal to money? A. He said, "you might possibly get something we can dispose of and get money some way."
- Q. What did you say then? A. Well, I said I would try.
- Q. What did he say? A. We had gone to my house at that time, we were at the house.
- Q. Both of you went to your house? A. Yes sir.
- Q. And remained there some little while? A. About ten minutes I guess.

**POOR QUALITY
ORIGINAL**

0244

- Q. You came out? A. Yes sir.
- Q. Your house was on Grenwich Avenue? A. Yes sir, near 13th Street.
- Q. That is how many blocks from Mrs. Meyer's? A. Three.
- Q. After you came out what conversation did you have between you tell what he said and what you said? A. It was understood we would go over and go in the house and he would pull the basement bell after I got in.
- Q. You were to go to Mrs. Meyer's house and he was to pull the basement bell while you were in the house? A. Yes sir.
- Q. Did he explain or did you explain in what way you were to do this thing? A. No, it was a sort of mutual arrangement between both of us.
- Q. What did he say if he said anything, about going to the basement bell, what was that, continue? A. So as to attract the attention of whoever might possibly be in the basement so that they would let me alone upstairs.
- Q. You were to go up the stoop, pull the bell and get in the house? A. Yes sir.
- Q. And after you were in he was to go to the basement bell and pull it to attract attention of anyone in the house to the basement, is that it and then let you go up?
A. Yes sir.
- Q. Did you go to Mrs. Meyer's house? A. Yes sir, I went to the house, went to the basement and the servant girl let me in, I went upstairs.
- Q. What was said to the servant girl? A. I told her I was going in to do some repairing.
- Q. Did she admit you? A. Yes sir.
- Q. Then what did you do? A. I went right immediately upstairs.

**POOR QUALITY
ORIGINAL**

0245

- Q. How far up, the first or second floor? A The second floor.
- Q. What did you do after you got up there? A. I went in the room, between the front and back room where the sacques were; they were hanging in the passageway, they were not in the closet.
- Q. The passageway between the front and back room?
A. Yes sir.
- Q. What did you do? A. I took the two sacques and came down stairs.
- Q. Did you take anything else beside the two sacques?
A. That was all.
- Q. Was there an overcoat? A. That was on the rack in the lower hall.
- Q. You took the two sacques in this passageway and you came down stairs? A. Yes sir.
- Q. While you were upstairs did you hear the bell ring?
A. Yes sir, when I was going up I heard the bell ring before I got upstairs.
- Q. After you got your two sacques you started down stairs, did you? A. Yes sir.
- Q. What did you do when you reached the hall, the first floor?
A. I took the overcoat off the rack and put the two sacques inside the overcoat.
- Q. Was it a man's overcoat? A. Yes sir.
- Q. You wrapped the two sacques inside? A. Yes sir.
- Q. Then what did you do? A. Then I went out of the front door.
- Q. Did you see the defendant? A. He just left the basement, he was in front of the house standing below.

**POOR QUALITY
ORIGINAL**

0246

- Q. He was standing in front of the house? A. The house below.
- Q. Did you go away with him? A. Yes sir.
- Q. What did you say? A. I said, "comeahead, I have got it", handing him the package and we walked together.
- Q. Did you say to him what you had got? A. No sir, I did not mention .
- Q. What did you give him then? A. I gave him two sacques and the overcoat.
- Q. How far have you got away from the house then?
A. I guess three or four doors.
- Q. You turned the coat and the two sacques over to him?
A. Yes sir.
- Q. What did you do after that. A. We walked to Seventh Avenue and through Seventh Avenue to 14th Street.
- Q. You are on 14th Street now? A. Yes sir.
- Q. Mrs. Meyer's house is between 6th and 7th Avenues?
A. Yes sir.
- Q. You walked a little way? A. Just from 14th to 13th Street.
- Q. On 7th Avenue? A. Yes sir, then we walked through 13th Street to the corner of Horatio and Grenwich Avenue facing 13th Street.
- Q. Was he carrying the bundle all this time? A. I am not positive, I think I took the bundle in 13th Street back, that I wont say positively.
- Q. You reached the corner of Horatio Street and Grenwich Avenue
A. Yes sir.
- Q. What did you do there? A. We went into the saloon and divided up the bundles.

**POOR QUALITY
ORIGINAL**

0247

- Q. How did you divide, did you give him the two sacques and keep the coat. A. I kept the coat and one sacque and the other sacque was wrapped up in a piece of paper.
- Q. This was in May wasn't it, when the sacques were taken? A. Yes sir, it was on the 22nd day of May.
- Q. Were one of these wraps wrapped up when you took it? A. No sir.
- Q. They were loose? A. Yes sir.
- Q. Where did you wrap the sacques up in paper? A. In a saloon corner of Horatio Street I wrapped up the sacque for him.
- Q. You handed it to him? A. Yes sir.
- Q. Did you wrap up your overcoat? A. No sir, I carried it on my arm.
- Q. What did you do? A. We went from there to Fox's pawn shop on Eighth Avenue near 14th Street, he went in and pawned the sacque.
- Q. In Fox's pawn shop on 8th Avenue near 14th Street? A. Yes sir.
- Q. Did you go in with him? A. No sir.
- Q. You remained outside? A. Yes sir..
- Q. When he came out he had pawned the sacque, had he? A. Yes sir, he had pawned the sacque.
- Q. Did he state to you how much he got on the sacque? A. Yes sir, twenty-five dollars.
- Q. What did he do with the money, did he split it up with you or did he keep it at that time? A. I think he kept it, I would not say positively, I was pretty well under the influence of liquor, I might possibly have got some, that I cannot say, I am not sure about that.

**POOR QUALITY
ORIGINAL**

0248

- Q. You do remember him saying to you he got twenty-five dollars?
A. Yes sir, he got twenty-five dollars.
- Q. You had your bundle, the overcoat and the sacque?
A. Yes sir.
- Q. Did he remain with you?
A. Yes sir, we walked together up to 8th Avenue, McAleenan's pawn shop near 20th Street and 8th Avenue.
- Q. What did you do there?
A. I went in there and pledged the overcoat and sacque.
- Q. Did he go in with you?
A. No sir.
- Q. You left him outside this time?
A. Yes sir.
- Q. And what did you get as pledge for that?
A. I got twenty-five dollars on the sacque and four dollars on the overcoat I believe.
- Q. That is twenty-nine dollars?
A. Yes sir.
- Q. Then you came out, did you?
A. Yes sir.
- Q. Was he outside?
A. He was on the other side of 20th Street between 20th and 21st Streets.
- Q. On the 8th Avenue side?
A. Yes sir.
- Q. McAleenan's is about three houses from the corner on the south side of 20th Street?
A. Yes sir.
- Q. You saw him?
A. Yes sir.
- Q. What took place after you got out?
A. We walked up 21st Street.
- Q. Did he say anything to you that you recollect, did he ask you how much you got on the things or was any remark made when you came out of the pawn shop?
A. Yes sir, I passed the remark that we were going to get arrested, I seen the detectives in front of McAleenan's when I came out of it.
- By the Court. Q. You said to the defendant, "we are going to be

**POOR QUALITY
ORIGINAL**

0249

arrested?"

A. Yes sir.

By District Attorney. Q. The two of you were together, you walked up the Avenue, did you? A. Walked to 21st Street about half a block.

Q. Then what took place? A. We crossed the street to the west side, we were on the east side.

Q. You crossed between the block? A. No, on the corner.

Q. On the curb line? A. Yes sir.

Q. You crossed over? A. Yes sir.

Q. You were on the northwest corner, the uptown corner, the west side of the street, on 8th Avenue and 21st Street?

A. Yes sir.

Q. What took place over there? A. Detectives Lavin and Logan came along and arrested us, we were both together but Hopkins walked ahead.

Q. Logan and Lavin came up to you, what did they say?

Objected to.

By the Court. Q. What did these detectives say to you in the presence and hearing of the prisoner?

By District Attorney. Q. You were together when they came up to you? A. Yes sir.

Q. They said something? A. Yes sir, Detective Logan told Detective Lavin to hold me and he would go ahead for the other fellow.

Q. Hopkins walked on? A. Yes sir, Detective Logan went after him.

Counsel: I move to strike that out.

The Court: Strike it out.

By District Attorney. Q. You were arrested? A. Yes sir.

Q. You were taken to the Station House, weren't you?

**POOR QUALITY
ORIGINAL**

0250

A. Yes sir.

Q. When did you next see Hopkins?
him here.

A. Not until I seen

By the Court. Q. Not until you saw him in this court-room?

A. Yes sir.

By District Attorney. Q. Did you make restitution in this matter
so far as you could, Mr. Ham?

Objected to. Objection sustained.

A. Yes sir.

District Attorney: I will withdraw the question.

CROSS EXAMINED by MR. ABBETT.

Q. You were jointly indicted with Hopkins in this case, were
you not? A. I believe so, I do not know.

Q. Don't you know? A. According to what I have heard it
was a joint indictment.

Q. Don't you know that you were called up here this morning to
plead with him on the indictment? A. Yes sir.

Q. Haven't you been in Court twenty times before when this case
was on the calendar? A. Not as many as that.

Q. On the charge of John C. Ham and H.E. Hopkins?

A. Not as many as that.

Q. A dozen? A. Possibly a dozen.

Q. Did not you know all that time you were jointly indicted?

A. Yes sir, I did not understand the definition how you
read it.

Q. You know you were indicted for the same offence?

A. Yes sir, I know that.

Q. You say that after you had gone to Mrs. Meyer's and stolen
this property, two sacques and the overcoat and taken them
out with you and gone away, that after you had gone with

Hopkins, as you say, first to the saloon, then to Fox's and then to McAleenan's, that when you came out of McAleenan's you said to him you were going to be arrested because you saw the detective?

A. Yes sir.

Q. Did you so testify

A. Yes sir, I did.

Q. That is true, is it?

A. That is true.

Q. How did you suppose that you were going to be arrested because you were walking out of a pawn broker's?

A. Because I knew I was guilty of what I had taken, I know that the men at the window were detectives.

Q. How long a time was there between the larceny at Mrs. Meyers house on 14th Street and the time you were at McAleenan's, what length of time?

A. I should think it was somewhere in the neighborhood of an hour or an hour and a half, I could not say positively.

Q. You came out of McAleenan's alone?

A. Yes sir.

Q. You said, "we are going to be arrested", did you?

A. Not then, after I joined Hopkins on the block above.

Q. You said, "we are going to be arrested" after you joined him?

A. Yes sir.

Q. Simply because you were coming out of that pawn shop?

A. No, because I was guilty of a crime, I knew that was why.

Q. What made you believe that the detective knew of this crime or knew of your connection with it in any earthly way?

A. I did not, only I surmised it more than anything else.

Q. You said, "we are going to be arrested"?

A. Yes sir.

Q. And they arrested you?

A. They arrested both of us, we were both placed under arrest on the corner; they went

and brought him back to where I stood.

Q. Do you say he had arrested Hopkins? A. No sir, he was not locked up, he was brought back to where I stood.

Q. By whom? A. By Detective Logan; they asked me if I knew him; I said yes, that he was Hopkins, the lawyer.

Q. Was he arrested or not, was he taken to the Station House? A. No sir, he was not.

Q. When was he arrested on this charge, if you know? A. I could not say.

Q. Was he for months afterwards? A. A few months after I guess, three or four months after, somewhere in that neighborhood, I do not know the date, I could not say what month it was even.

Q. Did you understand the Counsel for the people to invite you to tell this Jury all the circumstances in your life that were questionable? A. Yes sir.

Q. You so understood? A. Yes sir.

Q. And did you so tell them? A. Any great crime that I ever committed, yes sir.

Q. Have you told them all? A. All that amounted to anything.

Q. Let me see if I cannot refresh your recollection.

District Attorney: Tell him all.

By Counsel. Q. Do not interfere, we have had this extreme generosity, we will see if we cannot assist you. Did you not steal from Mrs. Meyer's house or from her store flowers and things before the occasion of this larceny of May 22nd of last year?

A. No sir, I did not.

Q. That is so? A. That is so.

Q. That is true? A. Yes sir.

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ORIGINAL**

0253

Q. Did you not forge your father's name? A. Yes sir, I admit that.

Q. One minute, I am not through, forge your father's name to a note without his consent in his absence and without his knowledge? A. Possibly I might have done that.

Q. Did you not so testify on the former trial of this case? A. I testified that I forged my father's name, yes.

Q. Without his consent or knowledge? A. Yes.

Q. You got money upon that forged note, didn't you?

A. Yes.

Q. You wrote a letter to the man holding that forged note and asking indulgence and admitted that fact, didn't you?

A. I did, yes sir.

Q. This letter that you speak of confessing this forgery was written to Jabez Burns, wasn't it? A. Yes sir.

Q. That is the letter, isn't it, signed by you?

(Letter shown). Is that your signature, look at your signature? A. Yes sir.

Counsel: I offer that in evidence.

District Attorney: No objection.

It was marked Defendant's Exhibit A.

By Counsel. Q. What other forgeries have you committed?

A. None as I know of, forgery.

Q. You got the money on this note where you forged your father's name, didn't you? A. Yes sir.

Q. Did not you forge your father's name to checks when you were in Philadelphia without his consent or knowledge?

A. I did yes, but it was with his knowledge, he knew it.

Q. He knew it after he found it out, didn't he?

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A Yes sir.

Q. But he did not know it when you did it? A. No sir, not at the time.

Q. How many of those checks did you forge in Philadelphia in the name of your father? A I do not know, I could not say.

Q. When did you first begin indulging in this business of theft?

A. I never did indulge in it.

Q. How often have you indulged and during what time?

A. Very seldom, it is something I never made a practice of, I might have done it when I was under the influence of liquor, done some foolish thing like that.

Q. How often have you done it? A. I could not say, I am not sure.

Q. You could not say? A. No sir.

Q. Can you think of any other forgery you have committed?

A. I do not know of any forgery I committed; I know of a young fellow that wanted to be proposed into a society that I belonged to, he wished a receipt for his money and I gave him one, signing the man's name, I think my initials is underneath, if I am not mistaken.

Q. I think you are mistaken about that? A. Possibly.

Q. Just look at that piece of paper and see if that is not the receipt signed in the name of John Tasker, delegate, that you signed without his knowledge or consent? A. Yes sir, that is it.

Couns31: I offer that in evidence.

District Attorney: No objection.

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It was marked Defendant's Exhibit B.

By Counsel.Q. You got the three dollars from him, didn't you, when you gave him that receipt? A. Yes sir.

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**POOR QUALITY
ORIGINAL**

0255

Q. You forged the name of John Tasker to it, didn't you?

A. Yes sir, I will admit that.

Q. It reads in this way: "New York, January 26, 1891.

Received from John C. Ham the sum of three dollars for the initiation of William Freeland in Enterprise Association of the Steam Fitters of New York. New York, John Tasker, delegate, three dollars." You wrote all that?

A. Certainly, I admit I wrote it.

Q. You got the money from him? A. Yes sir.

Q. Signed Tasker's name without his knowledge? A. Yes sir.

Q. You did not propose him? A. He was proposed, I gave his name to a member of that Society to propose, I did not have entrance to the room.

Q. Was he ever proposed? A. That I cannot say, I never obtained entrance to the room.

Q. You put the three dollars in your pocket and spent it?

A. Yes sir.

Q. You lied to him about it afterwards? A. No, I did not.

Q. Did not you write that postal card for the purpose of delaying that man coming over so he should not find out you had robbed him?

Objected to.

A. That is the way that I understood when I wrote the postal card.

Q. Did you write the postal card? A. Yes sir.

Q. Answer the rest of my question, please?

Objected to.

By the Court. Q. Did you send it for the purpose of deceiving him?

A. No sir.

By Counsel. Q. "Monday, March 2, 1891. Friend Billy; Just received notice there would be no examination take place

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to-night on account of business in regard to striking in business. Will notify you when to come over. John C. Ham."

Directed to William Freeland, 151 Bright St. Jersey City, N. J.

You sent him that card to keep him away, didn't you?

A. No sir, I did not.

Q. This receipt is dated away in January 26th?

A. February, isn't it?

Q. We will call it February and this is dated March 2, 1891, the same year; what was your purpose explained in that postal card for telling him not to come over? A. He had been in the habit of coming to my house, I put him through an examination he had to go through to become a member of that Association; he was to meet me that Monday night to go to the meeting; I heard that day through the man I told to propose him as a member that there would be no cases come up that night for examination, I notified him by postal card and that is the postal card you have there.

Q. You do not know whether he was proposed or not, do you?

A. Only from what this friend of mine that is a member of the Society says here

Q. Did he say he did propose him? A. He said he was going to.

Q. You do not know whether he was ever proposed or not, do you?

A. No sir, I do not.

Q. Look at that paper and see if that is your signature; you need not read the document (paper shown).

A. Yes sir.

Counsel: I offer that in evidence.

District Attorney: No objection.

The paper was marked Defendant's Exhibit C and the

**POOR QUALITY
ORIGINAL**

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postal card marked Defendant's Exhibit D.

By Counsel. Q. That was sent to this man Freeland, wasn't it?

A. Yes sir.

Q. Of course the statement that you paid that money was untrue?

A. It was, Not in this way, I said I had him proposed,
I did not say that I proposed him.

Q. It reads here, "I paid three dollars for you and being a
little short I would like to get it."

A. I did not pay three dollars for him.

Q. You did not pay it at all? A. No sir.

Q. That was untrue? A. No, the testimony in regard to
having him proposed is true.

Q. I will read it again, "I paid three dollars for you and being
a little short I would like to get it", you did not pay the
three dollars? A. No sir.

Q. And yet you asked him here to repay you money you never paid
for him? A. That money I was to pay the next night,
that Monday night.

Q. You know that is larceny, obtaining money under false repre-
sentation? A. That was no false representation;
that money was to be paid the following Monday night.

Q. Why did you lie and say, "I paid it, make it good to me, I
am a little short, why did you do that if it was untrue?

A. I do not know I done that.

Q. You did it to get the three dollars, didn't you?

A. Yes sir.

Q. You know that is larceny, don't you?

Objected to.

Q. Come back to the forgery, is that all the forgeries we have
gone through, are those the only forgeries you committed?

**POOR QUALITY
ORIGINAL**

0258

- Q. Perhaps I can refresh your recollection, did not you in the matter of obtaining some diamonds forge an order in the name of Mrs. Barclay or Mrs. Mackay? A. No sir.
- Q. You never did? A. No sir.
- Q. Sure about that? A. Sure.
- Q. Wasn't that case settled? A. That I do not know.
- Q. And did not you consult counsel about it? A. No sir.
- Q. Never did? A. No sir.
- Q. Sure about that? A. I am sure of it, yes sir.
- Q. Did you ever obtain diamonds by exchange or any way from Mrs. Mackay or Mrs. Barclay? A. No sir, I never did.
- Q. You are sure of that? A. I am sure I never did.
- Q. Do you know Mrs. Rena Reed of Coney Island? A. Yes sir.
- Q. How long have you known her? A. About three months, I guess three or four, somewhere in that neighborhood.
- Q. You have been doing work in her place? A. Yes sir, at Coney Island.
- Q. When did you do any work there? A. Up to within the day before I came back here, I got back here a week ago Tuesday.
- Q. About Tuesday last? A. A week from Tuesday.
- Q. You were out on bail up to Tuesday last, weren't you?
A. Yes sir.
- Q. And have only been surrendered by your bondsman in the Tombs since Tuesday of last week? A. Yes sir.
- Q. Hopkins has been in the Tombs right along, has he not?
A. Yes sir.
- Q. You testified against him in the former trial, didn't you?
A. Yes sir.

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ORIGINAL**

0259

- Q. You pleaded to the indictment this morning here, didn't you?
A. Yes sir.
- Q. What did you plead? A. Guilty.
- Q. Of what? A. Of grand larceny in the second degree.
- Q. You knew then that you were going to be State's evidence?
A. I did not.
- Q. You did not know that? A. No sir, not at the time.
- Q. You did not know it when you were brought down after recess, did you? A. When I came out that last time I made up my mind to.
- Q. You had no understanding with anybody? A. No understanding at all.
- Q. Not even with Mr. Swan who advised you to plead?
A. No sir.
- Q. Your testimony is perfectly disinterested in the case?
A. Yes sir.
- Q. You were trying to help out the people and do good?
A. No sir, I am doing it to see what leniency I might possibly get from it, if there is any connected with it.
- Q. You do expect leniency? A. None at all only the leniency of the Judge in his sentencing me, that is all.
- Q. Who have you talked with about your testimony in this trial, anybody? A. I do not quite understand the question.
- Q. Have you discussed with anybody the testimony you were to give here to-day? A. No sir.
- Q. Not at all? A. No sir.
- Q. Talked with no one at all about it? A. No sir.
- Q. You have not consulted with the District Attorney at all or anybody? A. No sir.
- Q. You were a witness in the trial of this case before, weren't

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you?

A. Yes sir.

Q. Did not you discuss your testimony with Mr. Townsend, the assistant District Attorney? A. Not the testimony I was to give, no sir.

Q. Did not you discuss the facts of this case with him?

A. Do you mean here?

Q. I mean upstairs in his office and in my presence?

A. Not in the office, I did in the court-room.

Q. Right before me, didn't you? A. Yes sir.

Q. You went over the case with him fully? A. Yes sir.

Q. By the way, did not you make a sworn statement shortly after you were arrested and indicted in the District Attorney's office?

A. No sir, I did not.

Q. Was there not a written statement made and sworn to by you then and there? A. No sir.

Q. There was not? A. No sir.

Q. Did not you make a statement which was committed to writing shortly after your arrest; and when you were attended by your bondsman in the District Attorney's office? A. No sir.

Q. That you are sure of? A. I am positive.

Q. Where does your bondsman live? A. Morris Dock.

Q. What is his name? A. Samuel Barclay.

Q. And you were arrested and Hopkins walked away?

A. Yes sir.

Q. He did not run away as fast as his legs could carry him?

A. No, he did not run

Q. Then the District Attorney in his somewhat florid opening was wrong about that excessive speed as to how he walked?

A. He walked away, yes sir.

Q. And when the officer invited him to come back he came back,

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didn't he?

A. The officer brought him back, I

don't know whether he invited him.

Q. He came back?

A. The officer asked me if I knew the man.

Q. Did not the officer let him walk away without objection?

A. Yes sir.

Q. And he was not arrested?

A. No sir.

Q. When after your arrest on May 22, 1890, did you tell any living soul that Henry E. Hopkins had anything to do with this larceny?

A. I do not know, I could not say.

Q. Do not tell us about somebody that is dead but somebody that is now living that you told it to and how long after May 22, 1890?

A. I do not know that I told anybody.

Q. You do not know that you told anybody?

A. Possibly not.

Q. You were out on bail?

A. Yes sir.

Q. Moving around freely?

A. Working all the time.

Q. Were you working all the time?

A. Yes sir.

Q. You are not sure about that?

A. Sure, right after it.

Q. Had you been working regularly before this larceny of Mrs. Meyer's?

A. Pretty regularly, yes, on and off.

Q. Did not you owe rent?

A. Yes sir.

Q. Were not you threatened with dispossess the morning you say you were seduced by Hopkins?

A. No sir, at that

time I was not, I do not say I was misled in the case.

Q. You did not tell anybody then that Hopkins had anything to do with that?

A. Not that I know of.

Q. Notwithstanding that you had been indicted for it and was under bonds, you can't think of anybody at all?

A. No sir, I cannot.

**POOR QUALITY
ORIGINAL**

0262

Q. You were living at home weren't you, with your wife?

A. Yes sir.

Q. Did not even tell her?

A. I do not think that I

told her exactly, I might possibly have, I would not say positively.

Q. Don't you remember that on the former trial of this case you testified you did not tell her till six months afterwards?

A. Possibly so, I do not deny that.

Q. It did not come into your head to tell any living soul that Henry Hopkins had anything to do with the larceny until a few months after?

A. I do not recollect saying that.

Q. Did you ever hint to any living soul that Hopkins had any relation to this matter until you were confronted with this trial?

A. I cannot say.

Q. When you were confronted with the trial and when it came your turn to face the music, who did you go to?

A. Who did I go to?

Q. Yes, who did you go to?

A. I do not know as I went to

anybody, my bondsman notified me.

Q. Did not you go to anybody connected with the District Attorney's office?

A. Not that I know of.

Q. Did not you go to William VonGerichten?

A. I did not,

not about the case.

Q. He is a friend of yours?

A. Yes sir.

Q. He is an old schoolmate?

A. Yes sir.

Q. Did not your mother used to work in this building?

A. No sir.

Q. Your wife's mother?

A. She did, yes sir.

Q. She was an attache employed here in this building, wasn't she?

A. Yes sir.

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Q. You were an old schoolmate of William Von Gerichten?

A. Yes sir.

Q. You went to him? A. Yes sir.

Q. But you were very careful not to say anything about this case.

A. I do not believe the case was ever mentioned to him.

Q. And the reason you came down to the District Attorney's office and saw your old friend Von Gerichten was to talk about anything except this particular case that you were involved in?

A. I do not know as I came down here particularly.

Q. It was in this building you met him? A. No sir.

Q. Wasn't your friend William von Gerichten at the station house when you were arrested on Eighth Avenue near 17th Street?

A. A couple of days after, yes sir.

Q. You saw him there, didn't you? A. Yes sir, I seen him there.

Q. You did not tell him then that Hopkins had anything to do with that, did you? A. No sir.

Q. What was William VonGerichten in the District Attorney's office? A. I could not tell you exactly, I always thought he was a clerk.

Q. He was connected with the office? A. Yes, he was connected with the office.

Q. Haven't you boasted that you could not go up, that you had enough political power to get through and you would put this thing on Hopkins? A. No sir.

Q. Have you not boasted that to Mrs. Meyers now in Court?

A. No sir, I never did.

Q. You have not? A. No sir.

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ORIGINAL**

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Q. Haven't you boasted it to others now in court?

A. No sir.

Q. Sure about that?

A. Yes sir, sure.

Q. Did not you state to Officers Logan and Lavin that Hopkins had nothing to do with this matter at the time of the arrest?

A. I did, yes --- no, I will tell you how it was.

Q. Did you, yes or no, then you can explain?

A. No to that question.

Q. You say no to that?

A. Yes sir.

Q. You did not say that, you did not tell them that Hopkins had nothing to do with it?

A. That is what I answered he says, "has this man anything to do with this?" I said, no.

Q. That was the time?

A. That was the time, yes sir.

Q. You did not tell any living soul for months afterwards anything in relation to that?

A. Not that I know of, I would not say positively.

Q. Did not Hopkins give you money on the morning of the day that you say this occurred?

A. No sir.

Q. Had not he been your attorney?

A. No sir, he had not,

I consulted him about -----

Q. You had consulted him about legal matters?

A. Yes sir.

Q. Besant was your employer, wasn't he?

A. On and off.

Q. Hopkins was attorney for Besant, wasn't he?

A. Yes sir, he was.

Q. YOU know he has drawn up contracts and done legal business for Besant?

A. No, I did not.

Q. Did not your acquaintance arise from the connection of Hopkins as attorney for Besant, a contractor?

A. Yes sir.

Q. That is the way you knew each other?

A. Yes sir.

Q. You were nearly of the same age?

A. Yes sir.

Q. You were on social terms for a year or a year and a half?

A. Yes sir.

Q. Had not you been dispossessed just before this occurrence of May 22?

A. No sir.

Q. You had been served with a process? A No sir.

Q. You were threatened? A. No sir.

Q. You testified a while ago that you were threatened to be dispossessed, you testified to that, didn't you?

A. I was not threatened.

Q. Were not you threatened with dispossession before May 22 for non-payment of rent? A. No sir.

Q. Had you paid the May rent on the 22nd of May, 1890?

A No sir.

Q Hopkins wanted the money and you did not, although you did not pay the rent, is that so? A. No, I did not say that.

Q I thought you testified in chief that Hopkins said he wanted some money and suggested how it could be gotten by the ingenious process of larceny? A. Yes sir; I did not say that I did not want any.

Q. You did not say that you did not? A. No sir.

Q. You did this partly for your own pocket? A. Yes sir, as much as his, certainly.

Q. You desried to get some for yourself, didn't you?

A. Yes sir.

Q. Do you know of any living soul, I do not care to hear about anybody who has died between May 22, 1890, and now but do you know of any living man, woman or child that saw Hopkins with you on the morning of May 22, or during the afternoon?

A. Yes sir.

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Q. At Mrs. Meyer's house going west on 14th Street to 7th Ave. and going south on 7th Avenue to 13th Street and going west on 13th Street to this saloon at Horatio Street and Greenwich Avenue and thence up as far as 16th Street and 8th Avenue, do you know of any living soul that saw you go?

A. On the street?

Q. Yes? A. I cannot say that I do.

Q. Anywhere on that route up to the time of the McAleenan incident? A. Yes sir.

Q. Who was it? A. He was at my house.

By the Court Q. Do you know of anybody that saw you and Hopkins together during that route? A. No sir.

By Counsel. Q. You do not know anybody, do you? A. No sir.

Q. Are you known in this saloon? A. No sir.

Q. Don't you live on Greenwich Avenue? A. I did live on Greenwich Avenue.

Q. How far away from the saloon? A. The next door.

Q. Were you in the habit of going to and from that saloon?

A. No sir, I never was a frequenter of one saloon, I used to stop there occasionally.

Q. Did you know the bartender or the man who kept the place?

A. No sir.

Q. Where were those goods divided? A. In the box.

Q. Was there a man in the bar? A. Yes sir.

Q. Is he still living? A. I could not say.

Q. Have you seen him since? A. Last winter he was there.

Q. You made no effort to bring him to trial? A. No sir, I have not made any effort to bring anybody.

Q. You do not know whether he saw anybody with you or not or who it was, do you? A. No, I do not.

**POOR QUALITY
ORIGINAL**

0267

- Q. How long ago was it when you first started in to commit larceny? A. I do not know, sir.
- Q. When was the last larceny that you committed, if you can recall the incident? A. The last that I know of is what you have reference to, the loss of that note, if you call it a larceny.
- Q. Don't you recall anything later than the charge in this indictment and these notes, let me refresh your recollection, did you not within a couple of weeks or so obtain from Mrs. Rena Reed of Coney Island the sum of fifteen dollars upon the representation that you there would release your goods, your tools of trade from pawn? A. No sir.
- Q. You did not do that? A. No sir.
- Q. Or about that sum? A. No sir --- six dollars.
- Q. You obtained six dollars from her? A. Yes sir.
- Q. To release your goods from pawn, your tools? A. Yes sir.
- Q. And she was to retain a lien upon those tools until you paid her or it was paid, is that true? A. Yes sir.
- Q. Did not you deliberately go and sell those goods for five dollars to William or Joseph Simpson of Coney Island? and put the money in your pocket? A. No sir, the goods were not sold.
- Q. Is that so, yes or no? A. NO.
- Q. You are sure of that? A. Positive.
- Q. You know Mrs. Reed when you see her, don't you?
- A. I do, yes sir.
- Q. Did you see her in Court this morning? A. Yes sir, I seen her here to-day.
- Q. You think she is wrong about that? A. I am positive she is wrong.

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ORIGINAL**

0258

- Q. Then that is not the latest, can you recollect any other incident of larceny? A. NO.
- Q. Now let me recall your mind to another matter, had not Mrs. Reed an earthern ware closet purchased and paid for by her and in her possession of the value of about fifteen dollars, and did you not when working for her, fixing the closet, deliberately take that earthernware closet and exchange it for an iron closet with Simpson of Coney Island, the iron closet being worth about two dollars? A. No sir, she never had a closet.
- Q. That is sp? A. Yes sir, that is so.
- Q. You did not do that? A. No sir.
- Q. You did not do it within a few days? A. No sir; she did not have a closet worth fifteen dollars to start with, the best closet she had cost her only three dollars, I bought everything for her.
- Q. Can you get an earthernware closet for three dollars? A. Yes sir, I bought it second hand for her.
- Q. In this Baltimore incident weren't you indicted? A. I do not know .
- Q. Don't you know you left the very day you were indicted and have not gone there since? A. That I do not know, I do not know nothing about that at all.
- Q. What was the charge? A. Grand Larceny.
- Q. Under what name were you arrested there? A. Ham.
- Q. Your own name? A. I think so, I would not say positively.
- Q. Did not you give another name? A. I do not think I did, I might possibly, my memory is not over two or three inches long, a very poor memory.

**POOR QUALITY
ORIGINAL**

0269

Q. You were arrested with somebody else, weren't you?

A. Yes sir.

Q. And the other man was committed for three years, wasn't he,
to prison?

A. I think so.

By Dist. Atty. Q. When you testified on the former trial that has
been alluded to, had you pleaded guilty then?

A. No sir.

BENJAMIN FOX, sworn and examined.

By District Attorney. Q. Mr. Fox, you are a pawn broker in this
city?

A. Yes sir.

Q. Where is your place of business? A. No. 72 Eighth Ave ,
two or three doors from 14th Street, between Greenwich Avenue
and 14th Street.

Q. Were you in your place of business on the 22nd of May, 1890?

A. Yes sir.

Q. Did you receive a sacque or sacques on that day?

A. I did, sir.

Q. How many did you receive? A. How many I could not tel
you but I received a sacque that afterwards arose in question.

Q. You received a sacque? A. Yes sir.

Q. Have you got your book with you? A. I have not.

Q. Do you recollect what you paid as pledge on that sacque?

A. Yes sir, twenty-five dollars.

Q. What kind of a sacque was it? A. A sealskinsacque,
trimmed with astrakan.

Q. Has the time of year, some months ago, prevented you from
being able to identify -----

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Q. Do you believe now at this late day Mr. Fox, are you able to identify the person who pawned it, yes or no?

A. Not on my oath.

Q. Not on your oath? A. No sir.

Q. You know a sacque was pawned? A. Yes sir.

Q. You paid twenty-five dollars on it? A. Twenty-five dollars.

By Counsel. Q. You do not know to whom you paid it?

A. I know it was a man.

HANNAH HOWARD, sworn and examined.

By Mr. Lynn. Q. Hannah, where do you live now?

A. I am living up in 29th Street.

Q. Did you work for Mrs. Meyer on May of last year?

A. Yes sir .

Q. What did you work at, as a servant? A. Yes sir.

Q. Were you there the day that a young man called about fixing some plumbing work? A. Yes sir.

Q. Was that the young man that was on the stand as a witness?

A. Yes sir.

Q. Did you open the door for him? A Yes sir.

Q. What did he say, Hannah?

Objected to. Objection sustained.

Q. You opened the door, did you? A, Yes sir, I opened the gate.

Q. Did you let him in? A. Yes sir.

Q. And did he go upstairs? A. Yes sir.

Q. What did you do, Hannah? A I turned into my kitchen.

31Q. Did you go down stairs?

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Objected to. Objection overruled. Exception.

By the Court. Q. You opened the door for Ham that day; what did you do? A. I went back to the kitchen.

By Mr. Lynn. Q. Did you hear the bell ring? A. Yes sir, I did.

Q. Who did you see at the door when you heard the bell ring, what bell was it first? A. The basement bell.

Counsel: We except to all this.

The Court: I will allow you an exception.

Q. What did you do then? A. I went to the gate.

Q. You went to the door where the bell was rung? A. Yes sir.

By Mr. Lynn Q. Whom did you see, Hannah? A. Well, I could not exactly tell, it was a man wanted to come in and I did not let him in.

Q. Are you able now, Hannah, to identify him? A. I do not know sir, I could not identify him.

Q. Did he have a beard on?

Objected to.

Q. Had he a clean face if you recollect?

Objected to.

A. He had a beard on him, I do not know how much.

Q. Let the defendant stand up, do you recollect whether that was the man or not? A. Well, I do not say it is the man but it looks very much like him, I could not identify him.

Q. In looking at the defendant you say he looks like the man who rang the basement bell but you are not sure, is that it? A. Yes sir.

By Counsel. Q. You are not willing to say upon oath that this is the man that came to that door, are you? A. I am not willing to say but it looks like him.

Monday, June 8, 1891.

MATILDA MEYER, sworn and examined.

By Mr. Lynn. Q. Mrs. Meyer, you live where?

A. I live at 149 West 14th Street.

Q. In this city

A. In this city, yes sir.

Q. Did you live there on the 22nd of May, 1890, last year?

A. Yes sir.

Q. Do you know the two sacques and overcoat that have been testified to here?

A. Yes sir.

Q. Do you know what kind of sacques they were?

A. Sealskin sacques, new sealskin sacques.

Q. Do you know what they were worth?

A. Yes sir.

Q. What were they worth?

A. They were worth about two hundred and fifty dollars apiece; I paid seventy-five dollars and eighty-five dollars apiece for them at a sale.

Q. You bought them at a sale and you bought them for seventy-five and eighty-five dollars respectively?

A. Yes sir.

Q. Were they your property?
belongs to my daughter.

A. One was mine and one

Q. How about the overcoat?

A. It belonged to my son.

Q. Do you know the value of that?

A. About twenty dollars.

Q. Do you know the defendant Ham that is jointly indicted with Hopkins the defendant?

A. Yes sir.

Q. You have seen him at your house?

A. I have.

Q. In what capacity?

A. Ham was a plumber and also a stone cutter, he done work for the outside of my house.

Q. You have seen him at the house there?

A. Yes, and he

done gas fitting.

Q. Do you know this defendant Hopkins, or have you ever seen him?

A. Yes sir.

Q. Have you ever seen him at your house? A. Yes sir.

Q. When did you learn of the taking of those sacques that have been testified to here, when did you first know about it?

A. The same night I missed them when they were taken.

Q. Where were the two sacques when you last saw them?

A. They were over the parlor, I don't know whether you would call it the second floor, between the front and back room, they were hanging there.

Q. They were hanging in the passageway between the front and back room? A. Yes sir.

Q. Where was the overcoat? A. In the hall down stairs.

Q. You missed them you say the same day? A. The same night about ten o'clock I missed them.

Q. What did you do if anything that night? A. I went out to Detective Henley and I told him whom I suspected.

Q. Did you go with him anywhere? A. I do not know.

Q. The next day did you do anything? A. I went with him to Jefferson Market.

Q. Did you see any property there? A. No sir.

Q. When did you see your property for the first time?

A. I seen it the day after they were stolen at the pawn broker's.

Q. What pawn broker's, if you recollect which one, Fox or McAleenan?

A. Fox's I seen one coat, I believe it was mine and at McAleenan's or in the station house I could not tell you which, I seen the other.

Q. But you saw one at Fox's and you do not know whether you saw the other sacque at the station house or at McAleenan's.

A. I think it was McAleenan's.

Q. You have seen Mr. Fox here? A. Yes sir.

Q. That is the man you saw the sacque with? A. Yes sir.

Q. Did you recognize them to be your property?

A. Yes sir.

Q. After you saw your goods at the station house or at the pawn broker's that you have testified to, what next did you do, you made a complaint in this case? A. I made a complaint that morning, and the morning I made the complaint the judge in Jefferson Market said there was a man arrested.

Q. Never mind what the judge said. A. That is all I can tell you before I found the sacques.

Q. When did you first see the defendant Hopkins after that if you saw him at all. A. I seen him in Court.

Q. How long after, was it the next morning?

A. O no, some months after that.

Q. It was some months before you saw Hopkins?

A. Some months before I seen Hopkins.

Q. That is about all that you know about this case, is it not?

A. I seen Ham the next morning.

Q. I mean in reference to Hopkins here?

A. Hopkins, I seen him some months after in Court.

CROSS EXAMINED.

By Counsel. Q. Mrs. Meyer, if you can remember when before the date of the larceny of your goods had you seen Hopkins?

A. I seen him either March or April, they were

building the steps of my house.

Q. What was the date of this larceny? A. The 22nd I believe of May, 1890.

Q. Then it had been something like a month before that or probably more that you had seen Hopkins?

A. O yes.

Q. It had been fully that length of time? A. Yes sir.

Q. You were not at home the day the larceny was committed?

A. No sir.

Q. You did not see anyone there at the house?

A. No sir.

Q. You have no personal knowledge yourself as to who was at the house that day, have you? A. Only what the girl told me.

Q. You yourself don't know anything about who was there that day? A. No sir.

Q. At the time that Hopkins was at your house the month or six weeks before that you speak of he was there be a business appointment by yourself or husband, was he not?

A. He was there to see about the steps, he made a contract for the stone steps.

Q. He was there drawing a contract for your husband, was he not? A. He drew the contract at the store.

Q. He was there on a business appointment at that time?

A. Yes sir.

Q. Mrs. Meyer, since the complaint in this case has been made from that time up to this you have been repeatedly importuned, have you not, to withdraw the charge against Ham?

A. Yes sir.

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ORIGINAL**

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Mr. Lynn: I do not know that that is material.

The Court: How is it material, Counsellor?

Counsel: I would like to show who the parties were that importuned this woman to withdraw the complaint as against Ham in order that this prosecution might be forcibly pushed against Hopkins. I propose to show that there has been an animus from the beginning to convict Hopkins at all hazards whether guilty or innocent. We believe that there has been a conspiracy to do so and we believe if the bars are let down we can show the conspiracy.

Mr. Lynn: I withdraw the objection, Mrs. Meyer tell all that you know.

By Counsel. Q. Can you remember who the parties were who importuned you to withdraw the complaint against Ham?

A. Ham's wife.

Q. Who else? A. Besant.

Q. Did you or did you not at one time sign a withdrawal as to Mr. Ham? A. Yes sir.

Q. Who asked you to do that? A. Besant, a stone cutter, the one who made the stairs for me.

Q. Is that the one that you signed? (Showing paper to witness)

A. Yes sir, that is the one that I signed.

Q. Did you sign more than one? A. Maybe, I do not remember, I did not want to be bothered.

Q. Were you during the summer, May, June, July and August acquainted with anyone who was a clerk in the District Attorney's office at that time? A. I am acquainted with a good many.

Q. Did you meet anyone or talk with anyone in regard to this case who was there a clerk in the District Attorney's

office? A. Maybe.

Q. Do you remember, Mrs. Meyer? A. I do not remember any particular one.

Q. Are you acquainted with William VonGerichten?

A. Slightly, yes sir.

Q. Did you ever talk with him about this matter?

A. Yes sir.

Q. Did he ask you to withdraw this complaint?

A. Yes sir.

Q. As to Ham alone? A. Yes sir, as to Ham, I do not know if it was Ham alone, I could not tell you.

Q. Was it not for Ham you signed the withdrawal?

A. I think so, I will not be positive.

Q. It was at his request you signed this withdrawal?

A. It may be, I could not tell you for sure.

Q. Can you recollect anyone else who asked you to withdraw it?

A. No.

Q. Are you acquainted with Officer Carey? A. Yes sir.

Q. Have you talked with him in regard to this matter?

A. Certainly.

Q. A number of times? A. Yes sir.

Q. Did he not ask you to withdraw as to Ham? A. No sir.

Q. But he insisted on a vigorous prosecution as to Hopkins, did he not? A. Not at all.

Q. At the time that you went with the officer to Jefferson Market court the next morning, you then discovered that your goods were in pawn, did you not? A. No sir.

Q. When was the first time that you discovered they were in pawn shops? A. After I seen the prisoner.

**POOR QUALITY
ORIGINAL**

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Q. Was there any goods recovered at that time except the f
goods that were stolen on that day? A. No sir.

Q. Did you see any pawn tickets after of any of your goods?
A. Not that day.

Q. Did you afterwards? A. Yes sir.

Q. Who had them? A. The officer.

Q. Where did he sy he got those pawn tickets?
A. From Ham.

Q. They were for goods that had been stolen previously to that
from your house, were they not? A. I suspect so.

Q. They were for goods belonging to you? A. I did not
see them.

Q. Did you get them afterwards? A No sir.

Q. Have you had any conversation with Ham himself since his
arrest and while he was out of bail? A. Yes sir.

Q. Did he ever at that time say to you that if you would not
sign a withdrawal you could not convict him, that his pull
was too strong? A. No sir.

Q Did he say that his influence here was sufficient to pre-
vent him being convicted? A. No sir.

By Mr. Lynn. Q This Besant that you speak of as having asked you
to sign a withdrawal for Mr. Ham is the same Besant that
this defendant drew a contract for? A. Yes sir.

Q. And is he the same Besant that put the defendant out of
your house one day on 14th Street? A. Yes sir.

Counsel: I object.

Q. Do you understand that Besant put Mr. Hopkins out of your
house? A. Yes sir.

Q. When? A. He said at one time when he was working---

- Q. When was it? A. I do not remember.
- Q. Did you see him do it? A. No sir.
- Q. Then you do not know? A. Why certainly I know what my girls told me.
- Q. That is all you know? A. Yes sir.

Counsel: I move to strike it out.

The Court: Yes, strike it out.

By Mr. Lynn. Q. Did you see him hanging around the house?

Objected to.

A Yes sir.

PATRICK LAVIN, sworn and examined.

By Mr. Lynn. Q. Lavin, are you a police officer of this city?

A. Yes sir.

- Q. Connected with what precinct? A. The 16th precinct.
- Q. Were you the officer that made the arrest of the defendant Ham on the 22nd of May last? A. I was, sir.
- Q. Where did you make the arrest? A I made the arrest at 21st Street and Eighth Avenue.
- Q. Is that near Mr. McAleenan's pawn broker's shop?
- A. A little over a block away from the shop.
- Q. He is on 20th Street and Eighth Avenue.
- A. Between 19th and 20th Streets.
- Q. Did you see the defendant Hopkins that day, Officer?
- A. I did, sir.
- Q. Where did you see him? A. He connected with Ham at 21st Street and Eighth Avenue after he left the pawn shop.

POOR QUALITY
ORIGINAL

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Q. Was your attention attracted to Ham or to Hopkins first?

A. To Ham.

Q. When was that? A After he immediately left the pawn shop.

Q. Did you see him go in? A. No sir, I did not see him go in.

Q. You saw him come out? A. Yes sir.

Q. And then you followed him until he reached 21st Street, is that it? A. I followed him to see what he would do and where he would go.

Q. What corner of 21st Street did he meet Hopkins at?

A. He met him on the northwest corner.

By the court Q. Of 21st Street and what Avenue?

A. Eighth Avenue.

By Mr Lynn Q Were you on the same side of the street?

A. I crossed over from the east to the west side, on the same side of the street.

Q. They met on the corner? A. Yes, met him on the corner.

Q Did they stand there or continue to walk? A . Yes sir, a few seconds, they just met and said a few words, not probably over half a minute.

Q. They were in company? A. Yes sir.

Q. What did you do, Officer, then? A. I arrested ~~the~~ Ham and Hopkins kept going on up the Avenue.

Q. What did you say when you went up to Ham when Hopkins was there, when you first went up to the two of them and Hopkins was there, what did you say to Ham, Officer, if you recollect? A. I asked him who was the sacque belonging to he pawned and pledged in McAleenan's.

Q. Hopkins was there then when you asked him that?

A. They stopped, they moved on before I came to them.

By the court. Q. Did Hopkins hear the conversation you had with Ham?

A. I do not think he did hear the conversation, I arrested Ham, Hopkins did not stop.

Q. He continued his way up? A. He kept on his way up.

Q. You took Ham to the Station House? A. Yes sir.

Q. After you had disposed of Ham what did you do, did you go anywhere after that? A. I went to Ham's house.

Q. Where was that? A. I think it was 127 Greenwich Ave.

Q. Whom did you see there, Officer? A. I seen Hopkins there.

Q. You saw the defendant Hopkins there with Mrs. Ham in her room? A. Yes sir.

Q. How long was that about, from the time that Hopkins walked ahead of you and Ham on Eighth Avenue up to the time you entered the house? A. It could not be over twenty minutes or half an hour.

Q. Did you say anything to either of them there? A. I asked Mrs. Ham -----

Q. Was Hopkins there then? A. Yes sir, he was sitting on a chair.

Q. In the same room with you? A. In the same room.

Q. What did you say to Mrs. Ham? A. I asked Mrs. Ham if she had given her husband a sacque to pledge. She said she did.

Q. And what did you say? A. I told her she had better come to the Station House to identify it if it was her sacque, that Ham was arrested, her husband.

- Q. What did she say or what did the defendant say if he said anything? A. He says. "Lavin, you made a grand mistake, what belongs to the wife belongs to the husband." I said, "if it belongs to her it is all right."
- Q. The defendant said, "you have made a grand mistake."
- A. Yes sir, he says, "what belongs to the wife belongs to the husband."
- Q. You replied that if that was so -----
- A. Her husband was all right if it was so.
- Q. What did you do after that, Officer. did Mrs. Ham go to the station house with you? A. She did, she came immediately after I notified her to the Station House.
- Q. Did the defendant Hopkins accompany her there?
- A. No sir, he did not come to the Station House.
- Q. When did you next see Hopkins? A. I guess it must be three months after, three or four months probably.
- Q. Was it you that made the arrest of Hopkins?
- A. He was arrested by one of the central office detectives.
- Q. You did not make the arrest? A. No sir.
- Q. From the point that you first saw Ham join Hopkins you were on the other side of the street, were you not?
- A. I was on the east side of the street and Hopkins was on the east side, he crossed over.
- Q. Following Ham? A. Ham crossed over from the east to the west side on the middle of the block between 20th and 21st Street and Hopkins crossed over on the corner of 21st Street directly across but connected with Ham on the northwest corner.

- Q. So they met each other? A. Yes sir.
- Q. Could you see whether they were making any signs of speech to one another? A. O, they spoke to each other on the corner.
- Q. And then continued to walk after that a few seconds until you overtook them? A. I overtook and arrested Ham.

By the court. Q As I understand Hopkins was opposite the pawn shop where Ham had gone in to pledge the sacque?

A. No, the pawn shop is on the east side.

- Q. How far was he from the pawn shop where Ham went in with the sacque? A. About a block.
- Q. When Ham came out he joined Hopkins? A. Yes sir.
- Q. There they had some conversation and Hopkins went on and you arrested Ham? A. Yes sir.

CROSS EXAMINED by Mr. Abbett.

- Q. Where were you when you saw Ham enter McAleenan's pawn shop? A. I did not see him enter.
- Q. What first called your attention to Ham? A. Detective Logan had some information about this sacque.
- Q. And he had told you what? A. He told me to follow Ham and see where he went and what he done and to arrest him.
- Q. About what hour in the day did you receive your information from Detective Logan? A. Probably it might be one o'clock, maybe something about that, it might be two, I would not be positive.
- Q. It might be as late as two o'clock? A. Yes sir.

**POOR QUALITY
ORIGINAL**

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- Q. About what time was it when you first saw Ham?
A. About the same time.
- Q. Where had you met Detective Logan?
A. 20th Street and 8th Avenue.
- Q. In the immediate neighborhood?
A. Yes sir.
- Q. Within a few doors of McAleenan's?
A. Yes sir.
- Q. And that was on the east side?
A. On the eastside.
- Q. Then you naturally looked around for the pawn shops, didn't you, what first directed your attention to him, did you know him?
A. No sir, Logan had some information in regard to the sacque.
- Q. Did you know Ham?
A. No sir, I never knew Ham.
- Q. Not by description in any way?
A. No sir.
- Q. What directed your attention to Ham when he came out of McAleenan's?
A. Detective Logan had some information that he was pledging a sacque that was not right, I did not see Ham to my knowledge before.
- Q. You did not know who he was or what he was like?
A. No sir.
- Q. Did you see Hopkins before you saw Ham?
A. No sir, I did not.
- Q. When did you first see Hopkins?
A. I seen him probably before he connected with Ham on the east side of the avenue, before he met him.
- Q. You saw him when, just after you had followed Ham, was that it?
A. Yes sir.
- Q. Where was Hopkins then?
A. He was on the east side of the avenue.
- Q. Where?
A. On 21st Street.

**POOR QUALITY
ORIGINAL**

0285

- Q. Between 20th and 21st Streets? A I think it was on the corner near 21st Street.
- Q. Was he standing? A. He was standing.
- Q. What did he do there? A. He crossed over and met Ham on the corner of 21st Street.
- Q. He crossed the street? A. Yes sir.
- Q. Had Ham crossed before? A. He had, sir.
- Q. Where, at what point? A. Between 20th and 21st Streets, about the middle of the block, he crossed diagonally across the avenue.
- Q. This was right in mid-day, perfectly clear?
- A. Yes sir.
- Q. And a man standing at the corner of 8th Avenue and 21st Street would naturally recognize a friend who crossed the Avenue near him? A. O yes.
- Q. Then you say after Ham crossed the Avenue between 20th and 21st Streets, Hopkins crossed 21st Street diagonally to the northwest corner, is that right? A. He crossed over, Hopkins did not cross over, he was near 21st Street, he simply crossed over.
- Q. And when he got across the street Ham came up to him?
- A. They both met there.
- Q. Did they meet by each walking? A. Yes, I think they met closely.
- Q. They were there half a minute? A. It might be a minute, I cannot say.
- Q. You did not hear what they said? A. No sir, I did not.
- Q. At the time that you arrested Ham was Hopkins then present?
- A. He was, they were walking along, they were both together.

**POOR QUALITY
ORIGINAL**

0286

Q. And he knew that Ham was arrested, didn't he?

A. O yes, I suppose he did.

Q. Did you hear Ham request Hopkins to inform his wife?

A. No sir, I did not.

Q. But they had some talk after the arrest, didn't they?

A. No sir.

Q. None at all ----- are you sure of that?

A. Logan brought Hopkins back and he asked Ham if he knew him; he said, "Lawyer Hopkins." Logan then brought Hopkins back where he held Ham and Logan said, "do you know this man?" He said, "yes, that is Lawyer Hopkins."

Q. You arrested Ham? A. Yes sir, and took him to the Station House.

Q. And did not arrest Hopkins? A. No sir, I did not.

Q. Nor Logan did not arrest him? A. No sir.

By the Court. Q. Ham said he knew Hopkins? A. Yes sir, he said it was lawyer Hopkins.

By Counsel Q. Did you know where Hopkins lived? A. He lived uptown in 38th Street.

Q. You knew Hopkins? A. I knew him three or four years.

Q. When you say that Hopkins connected with Ham, you mean that he crossed the street and met him at that corner?

A. That is what I mean.

Q. They were both walking about meeting each other and had some talk? A. Yes sir.

Q. Let me refresh your memory; you testified before in the former trial, Officer, do you recollect testifying then and is it not true that when Ham was asked on the return of Hopkins with Officer Logan, when Ham was asked whether

POOR QUALITY
ORIGINAL

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Hopkins had anything to do with this, do you recollect Ham answered that Hopkins had nothing to do with it and knew nothing about it? A. Do you mean at the Station House?

Q. No, I mean on the street? A. No, I think he said he had nothing to do with it, I forget now.

Q. I did not hear your last answer, Officer? A. I know Logan brought him back and he asked him, "who is this man? And Ham said it was lawyer Hopkins.

Q. You saw no occasion to arrest Hopkins at that time? A. No sir, we had no evidence against him.

Q. There was nothing at all as far as you knew? A. Well, we were suspicious of him when we brought him back, that he was connected with Ham; we did not have no direct evidence against him.

Q. You let him go? A. Yessir.

Q. And the only ground of your suspicion was that he had happened to meet Ham at that corner, is not that true?

A. That is true, yes sir.

Q. In your former testimony you thought it was probably about three o'clock when you met Hopkins, you are not clear as to the hour? A. It has been a good while, I forget, Mr. Abbett; it was in the afternoon.

Q. There was still a bright light? A. O yes.

Q. When you first saw Ham, Officer, he was alone A. Yes sir

Q. When you first saw Hopkins he was alone? A. Yes sir.

Q. Allow me to refresh your recollection by reading from the testimony on a former trial. "By Mr. Townsend. Q. Who was with Hopkins if anybody when you first saw him? A. Ham was

POOR QUALITY
ORIGINAL

0288

iwith him. Q. This man did not see Ham? A. Yes sir.

Q. What were they doing? A. They simply came out of 21st Street, they were walking up towards 8th Avenue. By the Court. Q. Walking towards 8th Avenue? A. Yes sir, up 8th Avenue." Do you recollect so testifying?

A. I suppose if it is there I testified in that fashion.

Q. Ham stated to you, did he not, Officer, at the time of the arrest with Hopkins then present that the seal sacque belonged to his (Ham's) wife, did he not? A. He said when I arrested him that it belonged to his wife, Hopkins moved on.

Q Hopkins was present at that time, was he not, at the time of the arrest? A. Hopkins moved on up the avenue.

Q. Hopkins was there when you arrested him? A. O yes, he was in company with him.

Q. He was there about that time? A. Yes sir.

Q. You do not know whether Hopkins heard it or moved away before that? A. I can't say whether he heard it or not.

Q. It was almost instantaneous, was it not? A. Yes sir.

By Mr. Lynn. Q. You did tell me that he had moved off when you arrested him? A. As soon as I arrested Ham Hopkins moved off.

Q. It was after Hopkins moved off that you asked him about the sacque? A. Yes sir.

By Counsel. Q When Hopkins moved up the avenue did he run as fast as his legs could carry him? A. No sir.

Q. Or did he walk quietly? A. He walked.

Q. Where is the Station House? A. 20th St. and 8th Ave.

**POOR QUALITY
ORIGINAL**

0289

GEORGE LOGAN, sworn and examined.

- By Mr. Lynn Q. You are a police officer? A Yes sir.
- Q. Connected with what precinct? A. The 10th at the present time.
- Q. The 16th was it on May 22nd last? A. Yes sir.
- Q. Are you the officer referred to by Officer Lavin?
A. Yes sir.
- Q. And were you on 8th Avenue on the day in question, the 22nd of May, 1890? A. Yes sir.
- Q. At what point of the avenue was your attention first called to this case here in Court? A. I was notified by one of the pawn broker's that there was a man -- ---
- Q. You received information from the pawn broker?
A. Yes sir.
- Q. Was it the pawn broker at 21st Street? A. No sir.
- Q. What pawn broker was it? A. McAleenan in 8th Avenue right near 20th Street.
- Q. After you received some information from the pawn broker what did you do? A. I went down and I saw Ham coming out of the pawn shop and he was pointed out to me as the man.
- Q. The same pawn shop that you had already received some information concerning that he had been in? A. Yes sir.
- Q. You saw him come out? A Yes sir.
- Q. Then what did you do, Officer? A. Lavin and I went together and I told Lavin to follow Ham.
- Q. Lavin was with you at that time? A. Yes sir.
- Q. You made some statement to Lavin concerning Ham, did you?
A. Yes sir.

POOR QUALITY
ORIGINAL

0290

Q. What did you both do then? A. We both followed Ham up the avenue.

Q. How far did you follow him up? A. As far as 21st Street.

Q. McAleenan is on the east side of 8th Avenue near 20th St.
A. Just below 20th Street.

Q. He walked up the east side, did he? A. Yes sir.

Q. Were you on the east side at that time? A. Yes sir.

Q. You followed him up, how far did he go up on the east side of 8th Avenue? A. About the middle of the block.

Q. That is between 20th and 21st Streets? A. Yes sir.

Q. Still on the east side, was he? A. Yes sir.

Q. Then what did he do? A. He crossed over on the west side of the avenue.

Q. Up the middle of the block? A. Yes sir, walked up 21st Street and when he got to the northwest corner of 21st Street and 8th Avenue he met Lawyer Hopkins.

Q. Did you see what direction if any Hopkins came from?
A. I think he crossed from the east side to the west side of the avenue.

Q. Did you see them meet there at that corner?
A. Yes sir.

Q. How many feet were you south of them? A. Maybe one hundred and seventy-five.

By the court. Q. You say the northwest corner of 21st Street and 8th Avenue? A. Yes sir.

By Mr. Lynn. Q. You were about the middle of the block, had you crossed over at that time? A. No sir, I crossed over on the east side.

Q. Following the line Ham had gone? A. Yes sir.

Q. When you reached the west side and looked up you saw Ham and Hopkins together on the corner? A. Yes sir.

Q. Did they stand on the corner or did they start off in any direction? A. They stood about half a minute I guess, about long enough to speak three or four words together.

Q. In apparent conversation A. Yes sir.

Q. And then what did they do? A. I think lawyer Hopkins saw me and knew me and they parted.

Q Does he know you? A. O yes.

Counsel: I object to that and ask that that be stricken out.

By the court. Q. He does know you, as matter of fact?

. Yes sir, I think he saw me but he knew me.

Q. Did he look at you? A. Yes sir, he was looking in the direction I was in.

By Mr. Lynn. Q. And then moved away? A. And then moved on.

Q. How long have you known Hopkins, Officer? A. About two years I guess or a year and a half, in that neighborhood.

Q. Did they both move off together from that corner?

A I could not say which way they both moved, but Hopkins moved when he -----

Q. Had you overtaken them? A. As they parted I told Officer Lavin ----- I went after Hopkins.

Q. You went after Hopkins? A. Yes sir.

Q. Where did you reach Hopkins? A. I got him about fifty feet from the corner of 8th Avenue and 21st Street, looking in a window.

Q. And had Lavin arrested Ham at that time? A. Yes, he had Ham in charge at that time.

Q. Did Lavin arrest Ham before you got Hopkins?

A. I told him to.

Q. Did he, as matter of fact? A. Yes sir, he had him in charge at that time.

Q. So that Ham was arrested nearer the corner of 21st Street than what Hopkins was? A. Yes sir.

Q. You moved up further and found him in front of the window? A. Yes sir.

Q. Do you remember what kind of a window it was?

A. Of a dry goods store.

Q. He was looking into a dry goods store? A. Yes sir.

Q. What did you say to him? A. I did not know it was him first, he had his back to me; when he was looking in the window I turned him around, I saw it was Lawyer Hopkins. I said, "who is that man you spoke to.

Q. Did he have this full beard that he has on now?

A. I think he had a moustache.

Q. What did you say to him? A. I asked him who was that man he spoke to and he said, I did not speak to anybody."

Q. He said he had not spoken to anybody? A. Yes sir.

Q. What else did you say to him? A. I called Officer Lavin with Ham back. "Who is this man?" He said, "Lawyer Hopkins." "Were you just talking to him?" He said, "yes"

Q. First you asked Hopkins if he had been talking to that man and he said no? A. Yes sir.

Q. Then you took Hopkins back to where Ham and Lavin were?

A. Yes sir.

Q. You asked Ham if he knew this man, whether he had been talking to him or not? A. Yes sir.

Q. Did Ham say anything? A. He said it was lawyer

Hopkins and he had been talking to him.

Q. What did you say then? A. That was all, I did not say anything to Ham any more.

Q. Did you arrest Hopkins then? A. NO.

Q. Can you give any reason why? A. The only reason was, I did not know there had been a crime committed.

Q. You were ignorant of his having any connection with this case at that time? A. Yes sir, at that time and another reason I knew Lawyer Hopkins was -----

Objected to. Objection sustained.

Q. You allowed Hopkins to go then, did you? A. Yes sir.

Q. He did not go to the Station House with Ham and Lavin, did he? A. No sir.

Q. He did not go around to make any inquiries about him? A. No sir.

Q. Nor did you see him that day again, did you? A. No sir.

Q. Did you go to the house with Officer Lavin at the time he went to Mrs. Ham's house? A. No sir.

CROSS EXAMINED by Mr. Abbett.

Q. Officer, I understand you to say that you saw Ham and Hopkins together at the northwest corner of 8th Avenue and 21st Street? A. Yes sir.

Q. Were they standing or walking? A. They stood about half a minute.

Q. They had met at that point? A. Yes sir.

Q. You say that Ham looked in your direction and then went away? A. I said Hopkins looked.

- Q. I mean Hopkins? A. Yes sir.
- Q. Did he walk or run? A. No sir, he walked.
- Q. How many feet did he go from the point where he had left Ham? A. Maybe fifty or seventy-five feet.
- Q. About fifty or seventy-five feet, that is he went two or three doors? A. Yes sir, two or three doors away.
- Q. And stopped in front of a window? A. Yes sir, stopped in front of a window.
- Q. Perfectly in view from the sidewalk? A. Yes sir.
- Q. You had him in sight all the time? A. Yes sir, all the time.
- Q. Can you tell us any movement or effort he made to secrete or conceal himself between the corner of 8th Avenue and 21st Street and this front of the dry goods store?
A. He had not made any at all.
- Q. When you went up to Hopkins you asked him to come back to the corner? A. I asked him who was that man he was talking to.
- Q. Did not you ask him to go back to the corner?
A. Certainly, I brought him back to the corner.
- Q. Did you arrest him? A. No sir.
- Q. What did you say to him? A. I said, "come back until I see who you were talking to."
- Q. You went back to the corner of 21st Street and 8th Avenue where Officer Lavin and Ham were? A. Yes sir.
- Q. Did not Hopkins walk down the entire block from 21st Street and 8th Avenue to 8th Avenue and 20th Street all the way down? A. Yes sir, he did.
- Q. You went to the Station House on 20th Street?

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A. Yes sir.

Q. And he went somewhere else?

A. Yes sir, somewhere else.

Q. You let him go?

A. I let him go.

Q. You knew of no reason to arrest him at that time, did you?

A. No sir.

Q. Do you recollect, Officer, that at that time when you were together on the avenue, after you had returned to Ham and Officer Lavin, that Ham gave you and Lawyer Hopkins a card with his name and his house address on it?

A. No sir.

Q. Sure of that.

A. I do not remember it.

Q. Did Ham give you a business card?

A. I do not re-

member him giving me anything at all.

Q. You do not recollect it?

A. No sir.

Q. Did you know then where Ham lived?

A. No sir.

Q. But you had seen Hopkins?

A. I seen Hopkins.

Q. And have known him for a year, haven't you?

A. Yes sir.

Q. Were you present when Ham was searched?

A. Yes sir.

Q. What was found on Ham's person.

A. \$28.50 and two

pawn tickets.

Q. Then he had two pawn tickets and \$28.50?

A. Yes sir.

Q. When you saw Ham and Hopkins together when they met as far as you know for the first time, at 8th Avenue and 21st St., did you see Hopkins or Ham pass anything each to the other?

A. No sir.

Q. No indication of that?

A. No sir.

Q. Simply a meeting and an apparent conversation?

A. That was all.

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Q. You were walking up with both of them in sight?

A. Yes sir.

Q. They were standing?

A. Yes sir.

BENJAMIN FOX recalled by Mr. Lynn.

Q. Mr. Fox, is that the book shown you that you kept the entries in of your pledges received on the 21st of May last?

A. It is.

Q. You have already testified that a sacque was pledged that day, please point out what memorandum if any is made on that book of a sacque pledged that day?

A. It begins,

"Thursday, May 22, 1890; No. 19898, pledged under the name of Smith, No. 239 14th Street, fur sacque."

Q. I want to ask you whether or not that is the man that pawned that fur sacque. (Pointing to Ham.)

Objected to as immaterial.

Objection overruled.

Exception.

By the Court. Q. The other prisoner (Ham) did he pawn that sacque?

A. No sir, he did not.

KITTY HAM, sworn and examined.

By Mr. Lynn. Q. You are a married lady and you are the wife of this defendant John C. Ham?

A. Yes sir.

Q. Do you remember the 22nd of May, 1890?

A. Yes sir.

Q. Where were you living at that time?

A. No. 127 Greenwich Avenue.

Q. Did you see the defendant Hopkins on that day?

A. Yes sir.

Q. About what time of day was it that you saw him if you recollect?

A. Some time in the afternoon.

Q. It was daylight, was it? A. Yes sir.

Q. Did he come to your house? A. Yes sir.

Q. What did he say to you when he came in first?

A. He and my husband came in first together and I noticed at the time that my husband had been drinking a little, I tried to get my husband to lie down but Mr. Hopkins spoke up and said, "hurry up and come out with me if you intend to."

Q. Hopkins and he had come in and you noticed that your husband was somewhat under the influence of liquor and you tried to prevail upon him to stay in? A. Yes sir.

Q. Hopkins says, "come on with me", and did your husband go out with him? A. Yes sir.

Q. How long was it after that that you saw Hopkins if you saw him at all? A. It was about two or three hours.

Q. Did he come to your house? A. Yes sir.

Q. What did he say to you when he came in? A. He came to my house.

Q. The same day, wasn't it? A. Yes sir.

Q. What did he say when he came in? A. He came in alone and he sat down by the window and I said, "where is John?" (Meaning my husband.) And Mr. Hopkins answered me and said, "I will tell you where your husband is, he is at the 20th Street station house and if you go up there and give a correct description of the sacque which I will give you a description of, your husband will be home to-night and everything will be all right." He then gave me a description of the sealskin sacque, and he said, "you will

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have no trouble to claim it as the sacque is for a person about your build." I then said, "do you suppose I will get in any trouble by going up and claiming the sacque as mine?" He said, "if you go up and do exactly as I tell you to do, you will have no trouble whatever." I was crying at the time and he said, "don't be crying, Mrs. Ham, as the officer will be here in one minute and it will not do for him to see you crying." Just then Officer Lavin or Logan, I am not sure of the name, came in and said -----

Q. Before Logan comes in did he tell you what kind of a sacque it was? A. Yes sir, he gave me a description of the sacque.

Q. Tell us the description that he gave? A. He said it was a seal sacque trimmed with astrakan, double breasted, with a rolling collar and he said it would come a little below my waist --- a short seal sacque. I asked him about the lining of the sacque. He said it had brown satin lining or silk lining, the lining I am not positive about.

Q. Did he tell you at that time or before that anything about whose sacque it was or where it came from?

A. No sir, he did not.

Q. He just told you that your husband was in the Station House.

A. Yes sir.

Q. What did you say you would do after he asked you to do all this thing? A. I said I would go up and claim the sacque.

Q. You spoke about getting into trouble? A. Yes sir.

Q. What did you say? A. I said, "do you suppose they will do anything to me?" And he answered and said, "if you do everything I have told you to do, you can't get in any

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trouble, as the sacque is for a person about your build, you will have no trouble to claim it."

Q. Was that all was said at that time before Officer Lavin came in?

A. Yes sir.

Q. You dried up your tears, did you?

A. No sir, I was crying when the detective came in and the detective asked me if I had lost anything and I said yes, looking over to Mr. Hopkins at first to see if he would say anything and he shook his head yes, and I answered the detective. I told him yes, I had lost a seal sacque. He said, "Mrs. Ham, you can have your property by going up to the 16th precinct and giving a correct description of the sacque." I then told the officer that I would go up, the officer left.

Q. Did you go up with the officer?

A. No sir.

Q. You went up after, did you?

A. Yes sir.

Q. After the officer went out what did Hopkins say?

A. Hopkins said -----I says, "will I go up to the Station House now?" And he said, "yes, you did right in claiming it as yours and you will have no further trouble." I got ready and started for the Station House.

Q. What did he do, did you go out together?

A. I went in to my room and dressed myself and when I came out of my bedroom Hopkins was standing up; he said, "well, I guess I will go back." I said, "please come up to the Station House with me." I told him I was so nervous I was afraid I would break down and could not say all he had told me to say.

Q. What did he say when you said to him, "come up to the station house"?

A. We then started down stairs and at my front door the entrance to the hall he halted and he

said, "now Mrs. Ham, you had better hurry." I said, "wont you walk up to the Station House door?" We started to walk up 8th Avenue and when we got as far as 16th Street Mr. Hopkins says, "I wont go any further, I will meet you here when you come back from the Station House."

Q. Where is the Sation House, if you know?

A. In 20th Street between 7th and 8th Avenue.

Q. This was at 16th Street and 8th Avenue where he left you?

A. Yes sir.

Q. You did do as he told you,, didn't you? A. Yes sir.

CROSS EXAMINED.

By Mr. Abbett. Q. You were examined before Mrs. Ham, on a former trial on April of this year? A. Yes sir.

Q. Was your memory as good then as it is now about these occurrences? A. I said pretty near all I have said, I said then pretty near what I have said to-day.

Q. I asked if your memory was as good on April 2, 1891, as to these occurrences? A. No sir, more has come to me since then.

Q. You remember better now than you did in April?

A. Yes sir.

Q. You remember better now? A. At the time I was called as a witness before I just arose from a sick bed and I had no mind hardly of my own, I was very much upset.

Q. Have you talked with anybody about your testimony since?

A. No sir.

Q. Not a living soul? A. Not a living soul.

Q. Sure of that? A. Yes sir, sure of that.

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- Q. What time of day was it when Hopkins first came to you on the 22nd of May, 1890? A. Sometime in the afternoon, the exact time I could not say, it was sometime after the dinner hour, around one o'clock.
- Q. How long was he there? A. He was there about from half to three-quarters of an hour, I should judge.
- Q. About what hour was it when you saw him again that afternoon? A. Sometime around two or three o'clock, I am not positive about it.
- Q. Was your husband working regularly at that time? A. At that time he was not working.
- Q. Had he for weeks previously? A. He had been doing a little for a gentleman up in Morris Dock.
- Q. He was not working regularly? A. Not for any boss.
- Q. This gentleman at Morris Dock is a relative of his, isn't he? A. No sir.
- Q. He is your uncle? A. Yes sir.
- Q. He was doing odd jobs was he? A. Yes sir.
- Q. But not regularly at work? A. No sir.
- Q. How long before this 22nd of April had he been out of continuous employment? A. He had been working for Mrs. Meyer in May.
- Q. I mean at continuous employment, day by day, how long before April 2nd was that? A. He worked for Mrs. Meyer up until a few days of his arrest, I could not tell you.
- Q. How long had he been at Mrs. Meyer's? A. That I could not say
- Q. Don't you know for more than a year before this arrest that he had not been working regularly? A. I do not

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remember whether he worked regularly or not.

Q. You say that he was under the influence of liquor on this day when he came in with Hopkins? A. Yes sir.

Q. Had not you seen him under the influence of liquor scores and scores of times before? A. I have seen him under the influence of liquor perhaps a dozen of times before.

Q. Had he provided for his family? A. Yes sir, he had.

Q. Were not you served with a dispossession? A. No sir.

Q. Were not you notified of a dispossession? A. No sir.

Q. Did he pay his rent? A. He did.

Q. Did not you go to people to borrow money because he did not provide for you? A. No sir, I did not.

By Mr. Lynn. Q. Don't be ashamed of your poverty? A. No sir, I did not at the time he speaks of.

By Counsel Q. Did not you go to borrow money of James Reilly? A. Not for rent, no sir.

Q. For household expenses? A. No sir.

Q. What did you want to borrow it for? A. That is my personal affairs.

Q. But you did go there? A. I did go there.

Q. You went to Franklin shortly before this to get money? A. Yes sir, not before, afterward.

Q. Before this you had gone to Reilly? A. No sir, not before.

Q. Had not you gone to others beside Reilly and Franklin? A. No sir.

Q. Had Ham really provided for you for a year previous? A. Yes, he had.

Q. You have been separated from your husband, haven't you? A. Never in my life.

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- Q. Did not you live in Mrs. Tracy's house after your separation from your husband? A. No sir.
- Q. Sure of that? A. Sure of that.
- Q. Did you ever see Hopkins in your house previous to the 22nd of May, 1890? A. Yes sir.
- Q. How often? A. Different times, that I could not say.
- Q. How many times about? A. Twenty or thirty.
- Q. How long before was it? A. Before the arrest?
- Q. Yes, A. He had been coming there about three months I guess before the arrest.
- Q. You knew that Mr. Ham and he had business together, didn't you? A. No sir, I did not.
- Q. Do you know Mrs. Tracy? A. Yes sir.
- Q. Do you know Mr. Patrick Tracy? A. Yes sir.
- Q. Isn't Mr. Patrick Tracy a particular and intimate friend of your husband? A. Yes sir.
- Q. He was at the house very frequently? A. Yes sir.
- Q. Was he there that 22nd day of May that you recollect? A. No sir, he was not.
- Q. Describe the appearance of Patrick Tracy, his personal appearance, build and so on? A. He is a medium sized built man with a moustache and a scar on his face, a little powder mark.
- Q. What was his complexion, light or dark? A. Well, it is light.
- Q. Similar to Mr. Hopkins? A. No sir.
- Q. What was it? A. He is not as fair as Hopkins.
- Q. Darker? A. Yes sir.

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- Q. As to complexion or as to hair or both? A. Both hair and moustache.
- Q. Was one of his arms partly injured, incapable of free movement? A. His hand was I believe, I believe one of his hands was.
- Q. He was very intimate with your husband? A. Yes sir.
- Q. Do you know his handwriting. if you see it?
A. No sir.
- Q. Have you seen it before? A. No sir, I could not swear it is his handwriting.
- Q. Have you seen his handwriting several times, notes and so on? A. No, I do not think I have, I am not sure about his handwriting.
- Q. Do you recollect that you had seen notes from him, writing or something of the kind? A. No sir.
- Q. Look at defendant's Exhibit A, is that your husband's writing? A. Yes sir, this part here, the signature.
- Q. Is all that in your husband's handwriting, the whole note or isn't the body of the note in the handwriting of Mr. Tracy ? A. The body of the note is in my husband's handwriting.
- Q. How about the signature? A. Will you allow me to look at the signature.
- Q. Where did you reside on March 3, 1890?
A. I resided at 127 Greenwich Avenue.
- Q. And this note is signed John C. Ham, 69 Carmine Street, care of Mrs. Tracy, that is where Patrick Tracy lives with his mother isn't it, 69 Carmine Street? A. Yes sir.
Excuse me, what date did you say?

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- Q. March 3, 1890? A. I was living at 69 Carmine St.
- Q. Living with Mrs. Tracy? A. Yes sir.
- Q. Was your husband there with you? A. Yes sir.
- Q. I read from your examination on the former trial, referring to the second visit of Hopkins to your house about three o'clock on the afternoon of the 22nd of May, 1890: Q. Where did you see Hopkins? A. At my house. Q. Did you have any conversation with him? A. Yes sir. Q. Tell the conversation as near as you can? A. He returned to my house alone and told me that my husband had been arrested and was up in the 20th Street station house and if I would go up and claim the sealskin sacque that my husband would get out that afternoon, and I was talking to him when the detective came in my house and informed me that my husband was arrested and asked me if I had lost anything." Do you remember so testifying? A. Yes sir.
- Q. Do you also recollect that on the former trial that you did not testify as you have done to-day that Hopkins described this sacque to you and went through all this elaborate conversation you have detailed here but which you did not testify then, do you remember that? A. No sir.
- Q. You did not testify before as you have to-day, did you? as to the description of the sacque? A. No sir.
- Q. Your husband was liberated on bail, was he not? A. Yes sir.
- Q. And was on bail after his arrest about the 22nd of May, 1890, up to within a week or two? A. Yes sir.
- Q. He has been home with you all this time? A. Yes sir.
- Q. You have met him here in Court during this trial?

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- Q. Haven't you had conversations with your husband about the facts and circumstances connected with this case during that year? A. No sir.
- Q. Not a word? A. No sir, nothing further than what I knew about Mr. Hopkins.
- Q. But you have, in talking this matter over with your husband? A. I have, yes sir.
- Q. When? A. At different times.
- Q. Your husband testified on the last trial in this case, did he not, and you were then present? A. Yes sir.
- Q. He was then on bail at the last trial? A. No sir, he was a prisoner.
- Q. Was he on bail when this case was tried before on April 2? A. On April 2nd, yes sir.
- Q. I did not mean Friday last ----- haven't you talked with him in Court about this case? A. No sir.
- Q. Nor at home? A. At home I have, yes sir.
- Q. When? A. At different times.
- Q. How late? A. I spoke to him and asked him what he thought the result would be, what he thought he would get.
- Q. Did you talk about your evidence in the case, what you knew about it? A. No sir.
- Q. Did not even tell him what you knew, did you?
A. I told him all that Hopkins had said to me on the day that he called at my house.
- Q. Had you told him that before the last trial on April 2nd? A. Yes sir.
- Q. All that you said to-day you told him previous to April 2nd? A. No sir, not all that I had said to-day.

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- Q. You did not up to April 2, 1890, tell your husband all that you knew about this thing during the whole of the year, did you?
- A. I told my husband what I said before when I was in Court.
- Q. But you did not tell him what you said to-day?
- A. I have not had any conversation with him to tell him.
- Q. Did you tell him what you had testified here to-day before April 2, 1890?
- A. I told him all about Mr. Hopkins coming to my house and telling me everything that I have told to-day in Court.
- Q. Did you do that before April 2nd last?
- A. Yes sir, before April 2nd last.
- Q. Told him all about it?
- A. Yes sir.
- Q. And yet you were not asked about that, were you?
- A. No sir, I was not asked about it.
- Q. When you came to testify you did not testify except as I read here about his conversation with you at the house?
- A. I testified to all I could think of at the time.
- Q. Did you testify anything more than I have read to you from this examination as to the conversation in your house on that afternoon when Hopkins came and told you your husband was arrested, etc.?
- A. No sir, I guess I did not.
- Q. Did you testify anything more than what is in these official notes?
- A. Only what I have testified to to-day, no sir.
- Q. And yet your husband knew all about it and you told him all about it?
- A. Yes sir.
- Q. Nobody asked you about the detail that you have gone into to-day?
- A. No sir.

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- Q. You have not told anybody since April 2nd except your husband?
A. No sir.
- Q. So that all this is fresh, came up to your recollection since April 2nd, 1890, as far as his testimony is concerned?
A. Yes sir.
- Q. Your mother was formerly employed in this building wasn't she, as a cleaner?
A. NO.
- Q. Where?
A. In the County Clerk's office.
- Q. You were sometimes around here, weren't you?
A. No sir.
- Q. You knew some of those connected with the District Attorney's office, you were acquainted with them?
A. Yes sir, I knew one gentleman.
- Q. That is Mr. Von Gerichten?
A. Yes sir.
- Q. Have you not made a personal solicitation for the withdrawal of the case against your husband?
A. No sir.
- Q. Not to anyone?
A. No sir.
- Q. Have not seen any of the District Attorneys about that?
A. No sir.
- Q. Not at all or anybody else?
A. No sir.
- Q. And did not know at the time that there was a withdrawal attempted to be got, did you?
A. I knew that there was a paper sent to me by Hopkins' father with writing on it asking Mrs. Meyer to sign a withdrawal for my husband and Henry E. Hopkins, and the paper was brought to me by Patrick Tracy from Mr. Hopkins's father.
- Q. How did you know whether it came from Hopkins or not if Patrick Tracy brought it to you?
A. He told me so, I have only his word.
- Q. That is what Tracy told you?
A. Yes sir.
- Q. He was a friend was he not, Tracy?
A. He was a

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friend of my husband. .

Q. A friend of yours? A No sir, he was no friend of mine, I did not make my husband's friends my friends.

Q. Did not you say you were social and intimate with him?

A. No sir, I said I knew him.

Q. How long were you in his mother's house? A. About two or three weeks.

Q. Wasn't it two months? A. No sir, it was not.

Q. Did you hear Mrs. Meyer testify here this morning?

A. Yes sir.

Q. Did you hear her testify that she signed a withdrawal in behalf of your husband at your personal solicitation?

A. Yes sir.

Q. Then when she said that she was telling that which was not true?

A. Yes sir, she never signed a paper for me.

Q. Do you remember going to the book-keeper of James Reilly and asking him to request Mr. Reilly not to testify against Mr.

Ham, your husband?

A. No sir, I never did that.

Q. Never did that?

A. No sir.

Q. Sure of that?

A. Sure of it.

Q. You never asked Mr. Reilly or Mr. Franklin or the book-keeper of Mr Reilly anything of that kind?

A. No sir.

Q. Nor anybody else, did you?

A. No sir.

Q. You did not ask Mrs. Reed on Friday morning last in this court room within that enclosure, you did not ask her that?

A. No sir.

Q. Did you converse with Mrs. Reed?

A. Yes sir, about

five minutes.

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Q. You did not converse about this case? A. No sir, I did not.

Q. Was it about the weather? A. No sir, it was not about the weather, it was about her place of business; I asked her what she had been subpoenaed for and she said she did not know, that is all I said to her about the case.

Q. And that is all she said to you about it? A. Yes sir.

Q. She did not tell you what she had been subpoenaed for?

A. She did not.

Q. She did not answer your question, did she?

A. No sir, she did not.

JOHN CAREY, sworn and examined.

By Mr. Lynn. Q. You are a police officer of the 16th precinct?

A. Yes sir.

Q. You have had some little to do with this case?

A. A little.

Q. Are you the officer that went to McAleenan's pawn broker shop on 8th Avenue and took a sacque from it, the property of Mrs. Meyer?

A. Yes sir.

Q. Did you see that sacque? A. I did, sir.

Q. Can you give me a description as well as a man can of a lady's sacque, what kind of a sacque was it?

A. It was a sealskin sacque, what they call, and a piece of brown lining.

Q. How was it trimmed? A. It had an astrakan collar down here in front.

Q. That was the sacque that was in McAleenan's on 8th Avenue?

A. Yes sir.

By Counsel. Q. You heard the testimony of Mrs. Ham describing this same sacque, didn't you, this morning, a few minutes ago?

A. I heard part of it, I could not hear all she said where I sat.

Mr. Lynn: That is the Peoples' case.

The Case for the Defence.

Mr. Abbett: I move your Honor, to advise the Jury to acquit upon the ground that the prosecution as far as the circumstances of the larceny are concerned ----- the evidence to prove the larceny depends first upon the testimony of particeps criminus, accomplices avowedly as the testimony now stands of John C. Ham, and that is not corroborated in any material fact.

He is not corroborated but on the contrary he is contradicted by the testimony of the other witnesses for the prosecution. I also move your Honor to direct an acquittal on the further ground that the witness Ham stands not only discredited as an accomplice in the eye of the law requiring corroboration but he is discredited and made a party showing his interest in his testimony in this, that he expects leniency for the testimony that is here given.

The Court: It is a question for the Jury, I will deny your motion Mr. Abbett, and give you an exception.

Mr. Abbett: We will take an exception.

Mr. Wade opened the case for the Defendant.

Mr. Abbett: I would like to have Mrs. Rena Reed called, we have her regularly subpoenaed, she is at Coney Island.

Mr. Lynn: What do you want to prove by her?

Mr. Abbett: We propose to prove by her about some ten days ago

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Ham obtained fifteen dollars from her to recover his tools from some place in pawn, and that the tools he had in her keeping and he thereupon went and sold them, he denied that on the stand.

Mr. Lynn: I will admit that.

Mr. Abbett: And that the same witness would prove in the exchanging of these closets one was fifteen dollars that she paid for it and that he exchanged it for an iron one by the name of Simpson at Coney Island worth two dollars, will you admit that?

Mr. Lynn: Yes, make him as bad as you like.

Mr. Abbett: If they will admit that, that is the contradiction of testimony we want.

JAMES REILLY, sworn and examined.

By Mr. Wade. Q. Where do you reside, Mr. Reilly?

A. I reside 66 South Fourth Street, Brooklyn.

Q. What is your business?

A. Plumbing and steam-fitting.

Q. Where is your place of business?

West Street.

A. No. 229 and 231

Q. How long have you been in that business?

A. Since 1867.

Q. How long have you lived in the city of New York?

A. Forty-five years.

Q. Do you know one John C. Ham?

A. Yes sir.

Q. Was he ever in your employ?

A. Yes sir.

Q. How long?

A. From August until September, 1890.

Q. What was that employment, Mr. Reilly?

A. Steam fitting.

Q. Where?

A. I employed him at the foot of 60th Street

on a large elevator building.

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Q. While he was in your employ at that place was anything stolen from you?

A. Yes sir, there was.

The Court: Do you want to prove that Ham is a thief ----- don't you think it is a waste of time?

Mr. Lynn: I think I proved that myself.

By Counsel. Q. Do you know from your own knowledge of Ham as having

been in your employ and your acquaintance with him and his general reputation, what would you say as to his character with regard to truth and veracity?

A. Well, I should say it was very bad.

Q. Would you believe him on oath?

A. No sir.

JOHN TASKER, sworn and examined.

By Mr. Wade. Q. What is your business?
steam fitter.

A. Journeyman

Q. How long have you lived in New York?

A. All my life.

Q. Do you know one John C. Ham?

A. I do.

Q. What will you say in regard to his truth and veracity?

A. Not much, I cannot say much.

Q. Do you know his reputation?

A. I know it not to be good.

Q. Then you would not believe him on oath, would you?

A. No sir.

Counsel was calling another witness.

The Court: Is it on the same subject?

Mr. Abbett: Yes sir, we have a very choice assortment of witnesses on that point but I suppose it is cumulative.

HENRY E. HOPKINS, sworn and examined.

By Mr. Wade. Q. Hopkins, where were you born? AA. In the
State of Rhode Island.

Q. How long have you lived in New York? A. I have lived
in New York city thirty-four years.

Q. What is your business or profession. A. Lawyer.

Q. Are you acquainted with John C. Ham? A. I am.

Q. How did you come to know him? A. He came with one
William N. Besant, a client of mine following the business of
a contractor. He requested me to begin a suit for him.

The Court: We do not want that.

By Counsel. Q. How long was this man Ham in Besant's employ, or do
you know? A. I could not tell you whether he was or
not.

Q. You were in Besant's employ as Counsel? A. I was.

Q. You were then Counsel for one Besant? A. Yes sir.

Q. You have heard the testimony that has been given here upon
the witness stand, have you not? A. I have.

Q. Will you commence on the 22nd day of May when this larceny is
said to have occurred and tell the Jury your story of what
occurred on that day as near as you can remember in regard to
yourself? A. On the morning of the 22 nd of

May while coming uptown from the broker's office where I had
been to dispose of some bonds, Mr. John C. Ham I saw between
the Mayor's office and the Post Office. I went to the
Mayor's marshall office on some business and then into the
clerk's office of the City Court to examine the general cal-
endar at the request of Mr. Besant to see what the cases were
in which I was interested. From thence I went up as far

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as Reid Street I think. I was in Ham's company as far as that. On the way up he told me that he was about to be dispossessed for the non-payment of his rent, that his wife and family had nothing to eat, and I said, "I am sorry for you but you had ought to do something." He at that time was somewhat apparently under the influence of sorrow or something, feeling bad. I was talking with Mr. Besant about some signs being printed and Ham made the remark and he said, "I have a friend who owes me money and who is a sign painter, if you give me that money I will get the man to do the work and I will use that money for the support of my family."

I put my hand in my pocket and I gave him the sum of two dollars and on the way up I gave him the sum of eighty cents, I know that was all that I had in change. I had between forty and fifty dollars in my pocket at the time that I had gotten that morning and the night previous. I went from there to Chambers Street, I left Ham, I don't know where he went, I saw nothing further of him until that afternoon, I saw him I should judge about four o'clock, between three and four, I having business disposing of a large amount of paints which a client of ours had placed in our possession, dry colors, upon which a mortgage of a thousand dollars had been foreclosed, she wishing to recover the amount of money she had loaned, and requesting me to sell them. There was an invoice of twenty-seven hundred dollars and she stated that all over the sum of a thousand dollars she was perfectly willing to divide. The goods being imported paints and invoiced at twenty-seven hundred dollars, I saw a fair margin to make some money; I am not above making money honestly.

I went to several parties after leaving Ham, I took the car

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and rode right up to I think it was 28th Street and 7th Ave.

I talked with some parties in there relative to the paint, they told me that they were too dear, some of them being worth I think it is eight dollars a pound, but that some parties dealing in paints would possibly buy them and also that silk manufacturers would buy them. I knew of a place just opening between 23rd and 24th Streets on the east side of 8th Avenue a new store, I went there. I asked them if they would buy them, they told me no, it was almost out of their line, they got their colors mixed, but there was a large store corner of 21st Street and 8th Avenue which had been there for a year, I went down to 21st Street and 8th Avenue and went into the store on the southeast corner of 21st St. and 8th Avenue which is a large paint store which I remembered a number of years, I have been in there. In there I saw a gentleman and asked him; he said, "we cannot use them. in fact we do not want them, they are artist frescoe colors." He at that time was waiting on some person and he had got but one or two words with him when he told me.

From thence as I went out of the store, I saw John C. Ham, whom I had not seen for hours before that, whom I had left at Chambers Street on my way to the cars to go uptown. I said, "well, John, how are you?" That was all that I said to the man. I left him and walked on some twenty-five or thirty feet, possibly a little more, to I think Owen Jones' dry goods store where I saw in the window some underwear and some shirts and the prices marked on them. I intended to buy some underwear, not at that present moment but at some future time. I looked in the window and remained there probably two or three minutes, Mr. Logan came up and put his

hand on my shoulder and he says, "I would like to see you a moment." I says, "what about?" He says, "there is a man back here and I want to see you about him." I says, "all right." He says, "do you know this man?" I says, "in a business way yes." He said to Ham, "do you know this man?" He said, "yes, I know him, he has been my counsel." On the way to Ham I said to Mr. Logan, "what is it?" He says "Officer Lavin has a man for stealing a sealskin sacque."

I saw Ham and I said to him, "what is this, what have you been doing?" He says, "they accuse me of stealing my wife's sacque, I have been pledging it." I says, "well, if such is the case, if your wife identifies this sacque, why surely you will get out of it, I will tell your wife and she will come up here and identify it." He says, "all right"; I walked from between 21st and 22nd Street on the west side of 8th Avenue to the southwest corner of 20th Street and 8th Avenue in company with Officers Lavin and Carey and John C. Ham, I left them on the corner. I took the car there and rode to Ham's house, I told his wife, I said to his wife, "your husband has been arrested." She says "for what?" I says, "he said he has pawned your sacque, go up and identify your goods and if such be the case he will get out." That, gentlemen, is all my connection with Ham entirely.

Q. Now Hopkins, you was not at Ham's house that morning?

A. I was not at Ham's house that morning.

Q. You made no bargain with Ham with regard to getting any stuff from any place, did you?

A. Why, certainly not.

Q. You was not at Mrs. Meyer's house that morning?

A. No sir, nor had I been to Mrs. Meyer's since the latter part of April, I think about the 22nd, when I had

finished drawing some contracts for her husband and Mr. William N. Besant.

Q. At that time when you was drawing those contracts did Mrs. Meyer see you and the balance of the members of that family?

A. I suppose they did, I went to the house and examined the house in company with Mr. Besant, I drew one of the contracts in Mr. Meyer's store on the 14th Street between Fifth and Sixth Avenues.

Q. Then Meyer's family was reasonably well acquainted with you?

A. They were.

Q. You think any member of the family that would have seen you would have recognized you?

A. I do, decidedly, and

so would the help.

Q. When you went back to see Mrs. Ham be request of Mr. Ham, when you went to their house to tell her that Ham was arrested, did you pretend to give any description of this sacque?

A. I gave no description because I knew nothing of the sacque, I never had seen the sacque, I knew nothing of it, I gave no description at all.

Q. You had no time for Ham to give you a description of it?

A. I had no conversation with him except such as was in the officer's presence and as for those collars that turn up and turn down, I don't know anything about it, I could not describe ladies' things.

Q. Have you got the entire use of both of your arms?

A. No sir, decidedly not nor for years have I had the use of my right hand, I cannot move that hand, I have to use the other hand.

Q. Did you carry two sealskin coats and an overcoat up two or three blocks?

A. I could not carry three pounds in

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my right hand without pulling my arm possibly from my body.

I have none of the muscles here (pointing to the arm), and there is nothing but the bone here.

Q. How long have you suffered with the deafness in your ears as you do now? A. Since December, 1876.

Q. Hopkins, do you know a man named Tracy? A. I do.

Q. Can you describe him to me? A. He is a man about my size, high forehead, moustache, light complexion, light eyes and probably thirty-three or thirty-four years of age.

Q. Do you know whether or not that he was a friend and acquaintance of Ham's? A. I know he was.

Q. Do you know where that man is now? A. I have not seen him for over a year or for about a year.

Q. Does he resemble you to a certain extent in personal appearance? A. One moment, please, I saw him once here in this court-room this Tracy.

Q. Does he resemble you in size and appearance? A. He does very much.

Q. Do you know whether or not one of his hands or arms was affected? A. I believe from the hand down there is something the matter with one of his hands.

Q. Which one, do you know? A. I could not tell you.

Q. Hopkins, is that a sample of the paints you had with you that morning? (Showing a sample of paints to witness.)

A. Yes, that is the samples of them.

Q. And who was your client? A. Mrs. Bemis whose place of business is in Walker Street, I think.

Q. What has been your general health for the last four or five months? A. For the past five years, that is since 1884 it has been very bad indeed; I have had surgical

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operations performed on me; four months ago I was at the point of death, lying in prison on account of this charge, I am as innocent as any man in the world.

CROSS EXAMINED.

By Mr. Lynn. Q. You can walk, can't you? A. I can, thank God for that.

Q. You can talk? A. Evidently.

Q. Did you have that beard on a year ago? A. I did, sir, at that time.

Q. As full as it is now? A. I think more so.

Q. When were you arrested? A. I think it was on the 30th of September last.

Q. Then you have not been a year in jail; as your counsel stated have you? A. Eight months and better.

Q. You heard your Counsel state you had been over a year in jail. A. I did not.

Q. Where were you between the 22nd of May and last September?

A. In New York city and State and I think in the neighborhood of two days or part of one day at least in the State of New Jersey.

Q. How long were you out of New York city between May 22nd and the 10th of September? A. Two months, possibly a little longer.

Q. What were you out of the city for? A. I went to the country for my health to try and regain it part of the time.

Q. When did you go to the country? A. Part of the time in Babylon, Long Island, and part of the time I went up to Buffalo.

Q. Were you arrested in Buffalo on this charge?

A. I was arrested in Buffalo on this charge.

Q. That is, while you were on your summer vacation?

A. Not exactly while I was on my summer vacation.

Q. How long do you know Ham?

A. Since a year ago last

November, the latter part of November.

Q. Through Mr. Besant?

A. Through Mr. Besant.

Q. He is here, is he not?

A. I do not know whether he is or not. I do not see him here in the court-room.

Q. Mr. Besant is not here do you think?

A. I do not know

that he is.

Q. What is the name of the man on the corner of 21st Street and 8th Avenue, the paint store?

A. Upon my word I could

not tell you.

Q. Is he here?

A. I do not know, sir; no sir, I do not think he is because it is a hard thing for a man to remember a year ago.

Q. I have not asked you the reasons?

A. I know but I am

telling you.

Q. What is the name of the man on 23rd Street and 8th Avenue?

A. I could not tell you, the store is there.

Q. You could carry the sample of paints that day, could not you,

A. No sir, I could not carry it nor did I carry it,

but I carried some samples in my pocket.

Q. Then you did not have these with you that day?

A. Samples in my pocket, some of them.

Q. You carried all the samples in your pocket?

A. I said some of them, if you please.

Q. You were selling paints?

A. I was endeavoring to dis-

pose of those paints.

Q. And that is part of your duties as a lawyer in fixing up this

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case.

Objected to.

By the Court. Q. Beside practicing law you sold paints?

A. This is the first time I have ever undertaken it

By Mr. Lynn. Q. But you did not have the samples with you?

A. Not all of those.

Q. But you had a few in your pocket?
samples.

A. I had some

Q. Did you show the officer the samples?
required to, there was nothing in the world that needed it.

A. I was not

Q. Did you? A. No sir.

Q. Did you tell the officer? A. I did, sir.

Q. Which officer did you tell? A. I told Officer Logan
and he went into the store afterward.

Q. Did you go in with him? A. I went in with him, he
spoke to the man that was there and that is all I know.

Q. What did he say to the young man? A. He said, was
this young man in here?" And the man made some reply, I
think he said, "some five minutes ago."

Q. What did Lavin say to the man? A. Lavin said nothing.

Q. Which one was it? A. Logan.

Q. What did Logan say? A. He said, "was this man in
here?" I told Officer Logan when the officer said to me,
"where were you?" I said, "I just came out of this paint
store", and he went in there to verify my statement and let
me go; there was nothing against me.

Q. Did not you tell Logan you were in that store?

A. I told Logan I was there the night before to sell
some paints.

Q. You did not show him a sample? A. No sir, it was

not necessary.

Q. That was some two or three hours after you left Ham down town?

A. O yes, longer than that.

Q. You did not go to Mrs. Ham's house?

A. I did not go to Mrs. Ham's house nor was I anywhere near Mrs. Ham's except in the afternoon after Ham's arrest.

Q. You went to Mrs. Ham's house on that day?

A. I did, sir.

Q. What time of day was it?

A. I told you after three o'clock and after his arrest.

Q. Did you go to the station house that day?

A. I did not.

Q. You knew he was arrested?

A. I did, sir.

Q. Did you know what he was arrested for?

A. I knew what he was accused of but I did not know of my own knowledge what he was arrested for.

Q. Where did you hear of the accusation?

A. I heard of the accusation from Officer Logan on the corner.

Q. Had he been arrested before you met him or after you met him?

A. He had been arrested possibly half a minute after I met him, after I left him.

Q. And he was arrested while you were standing there, was he?

A. No sir, by no manner of means, possibly half a minute after I had walked up to Owen Jones's store, I had walked up and was looking in that window.

Q. The officer then is mistaken when he says that you were standing on the corner when he came up and put him under arrest and that you moved forward from him?

Objected to because it is not according to the testimony.

By the Court. Q. You had gotten away before Ham was arrested?

A. Yes sir, I was the length of this room away before

84 Ham was arrested.

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The Court: I will allow the question to be asked.

Counsel: I will take an exception.

Mr. Lynn: I will withdraw the question.

Q. And then you did stand in front of the window?

A. I stood in front of the window.

Q. You did think of buying some underwear? A. I had my attention drawn to it.

Q. It was while you were thinking of buying underwear, after you were trying to sell paints that Officer Logan came up?

A. Yes sir, Officer Logan came up.

Q. Your name is Hopkins, isn't it? A. It is.

Q. You are sure about that? A. Pretty close to it, I was admitted to the bar under that name, my step-father's name, and I have retained it for years, he married my mother in 1858.

Q. You told us about some bonds that day, you negotiated some bonds? A. Yes sir, I did not say that I negotiated them, I offered them for sale.

Q. You were negotiating some bonds? A. Yes sir.

Q. I want to know about that, what was the banker's office you took them to? A. It was not to a banker's office, it was to a broker's, 171 Broadway.

Q. What were the bonds? A. It was some bonds of the United States Building Loan and Trust Company, I think, to the best of my knowledge, 160 Broadway, it was fully paid up

Q. What was his name? A. Mr. Johnson was one of the broker's.

Q. Is Mr. Johnson here? I could not tell you, I have not been out of the Tombs.

Q. I ask you if Mr. Johnson is here or not? A. I have not

seen him, I do not know, I cannot tell you.

Q. Then you met your paint client after that? A. No sir.

Q. You went somewhere about the paint I understood you to say.

A. No sir, I came up this way and I met Ham between the Post Office and the Mayor's office, I met Ham in company with Mr. Besant.

Q. Will you tell us something more about that paint matter than you have told us in your direct examination?

A. I told you plainly all that I can tell you ---- the mortgage had been foreclosed.

Q. What is the name of the woman or the man? A. Mrs. Bemis.

Q. These paints were hers, were they? A. They were hers.

Q. You were going to sell them for her? A. For her.

Q. Where did you meet her that day? A. I did not meet her at all that day.

Q. After you had been to the broker's office about these bonds of the United States Trust Company you refer to, you took it into your head to dispose of paints that day, that is true?

A. Yes sir, that is true, I undertook to dispose of paints.

Q. Where did you meet Ham? A. Between the Post Office and the Mayor's office or the City Hall building.

Q. You were not at Mrs. Ham's then at noontime about one o'clock.

A. No sir, nowhere near it.

Q. She is mistaken, is she? A. Positively she is mistaken.

Q. And is the officer mistaken when he testifies that you told him when he made the arrest of you that you had not spoken to that man ever, to Ham? A. He never asked me that question.

Q. I say he is mistaken? A. As to that identical question.

Q. And he is also mistaken as to your crossing over and standing on the corner and talking with Ham for about half a minute, is he?

A. So far as the matter of time in concerned, thirty seconds is but a short time; I walked over and said, "how are you, Ham?" I did not stay half a minute with Ham, I had no business with him, I went on about my business for I had other places to go to.

Q. But you did for a time go to Mrs. Ham's house after the arrest?

A. As I would for anyone in trouble.

Q. You did not have time to go to the Station House, did you, to make inquiries about what the charge was?

A. I did not.

Q. Did you appear for Besant and his wife at the time they were arrested for stealing furniture?

A. I did not, nor did I ever know that they were arrested for stealing furniture.

Q. I want to know whether or not you were associated with Lyman C. Setell who was in that case?

A. Lyman Settell?

Q. Yes sir ?

A. Never in my life have I been associated with him in any case whatsoever.

Q. Do you know him?

A. Yes sir, I know Lyman Setell.

Q. Who is he?

Objected to. Objection overruled.

A. He is a lawyer I think in the Moss Building ---- in fact I was opposed to Mr. Settell in one matter.

By the court. Q. He is a lawyer in the Moss Building?

A. Yes sir.

By Mr. Lynn Q. Do you remember one Ella Wheeler?

A. I do re-

member Ella Wheeler, yes sir.

Q. A married lady?

A. I could not tell you.

Q. Did you appear for her?

A. I did, sir.

Q. How much of that paint did you sell that day?

A. I sold none.

Q. Did not get an order?

A. I did not get an order.

Q. Is there anyone here to-day in this Court that you exhibited those samples to between one and three o'clock that day that is in business in this city?

A. That is something I could not tell you for I have not been out of the Tombs.

Q. You know what subpoenas are?

A. There have been gentlemen on this stand whom I never laid my eyes on in my life, Mr. Tasker I never saw in my life, I do not know who the witnesses in my case are.

By the Court. Q. When did you find out what Ham was arrested for?

A. I found out when he was in the officer's charge and after I had gone back from the window that I was looking in and met him in the company of Officer Lavin, till then I did not know what he was arrested for.

Q. Did the officer tell you what he was arrested for?

A. Yes sir, Officer Logan said he had pledged a sacque and then Ham said in the presence of the officer and in my presence after I went back, "why, I am arrested for pawning my wife's sacque." I said, "if it is your wife's, I will go and tell her and let her come up and identify it and that will be the last of it; Officer Lavin said the same thing; he said, yes; and I went then immediately down.

William N. Pooley sworn and examined.

By Mr. Wade. Q. What is your business, Mr. Pooley?

A. Real estate and insurance.

Q. How long have you been in that business?

A. About twenty-one years.

Q. How long have you lived in New York? A. About twenty-five years or a little more, going up and down from Yonkers where I live.

Q. Do you know the defendant in this case, Harry E. Hopkins?

A. I have known him about ten or twelve years.

Q. Do you know other people that know him? A. Yes sir, I know a great many people that know him.

Q. During that time what has been his reputation as being an honest and upright man? A. He had business with me, I employed him, I heard it very good always.

Q. Always heard it good? A. Yes sir, nothing derogatory.

Q. Always heard him spoken of as an honest man? A. Yes sir, by his own family and others.

CROSS EXAMINED.

By Mr. Lynn. Q. You never heard of any other charges against him but this? A. I never heard of any others, no sir.

Q. How many people do you know who know Hopkins?

A. Why, I think some eight, ten or fifteen people.

Q. Those are largely in your own circle? A. No, one was a customer who was in Dr. Otis's house.

Q. When you say that you know him to be honest and all that,, do you want to swear --- it is only in your limited sense, those twelve or fifteen people that you have heard from?

A. He collected some money for me in some dispossess cases in Court.

Q. In that way you have gained your knowledge? A. Yes sir, part of my knowledge.

Q. Do not know about this transaction from May down to September.

A. Did not know until I was subpoenaed by his father,

the old gentleman ,

Q. Not his father, A. I have always understood so, his
step-father, I do not know which, I know his father and
mother and family.

GEORGE A. HOOPER, sworn and examined.

By Mr. Wade. Q. Mr. Hooper, are you acquainted with Henry E. Hopkins
the defendant in this case? A. I am.

Q. How long have you known him? A. I think between
sixteen and seventeen years, something over sixteen.

Q. What has been his general reputation for being an honest and
upright man since you have known him?

A. So far as I have heard, good.

By Mr. Lynn. Q. How long have you lived in this city?

A. I never have lived in this city.

Q. I mean don't you do business here? A. Yes sir.

Q. You are a lawyer, aren't you? A. I am.

Q. How long have you practiced in this city? A. About
three years, less than four.

Q. Where did you practice before that? A. Suffolk County.

Q. Except those three years then you know very little about Mr.
Hopkins' professional life in New York City?

A. In New York city I knew him but not as intimately
as I did before I came to New York city, I knew him more
intimately in Suffolk County.

By Counsel. Q. Then the old gentleman, Mr. Hopkins here, and his
family formerly lived in Babylon? A. They did, in the
same township.

Q. In the same town you did? A. Yes sir.

- Q. Practicing law? A. Both of them.
- Q. You knew them intimately at that time, did you not?
- A. Yes sir.
- Q. There is where you knew young Hopkins? A. More intimately then than later.

PETER H. HOPKINS, sworn and examined.

By Mr. Wade. Q. Mr. Hopkins, how long have you lived in the city of New York? A. All my life with the exception of about three years, between three and four years that I lived in New Jersey, Plainfield.

Q. That life has been spent between Babylon, L.I. and this city

A. No sir, I was at Peekskill, I was born in Peekskill and my young days were spent at Peekskill.

Q. How long have you known the defendant in this case?

A. Ever since he was eight or nine years of age.

Q. How old are you? A. I am in my seventieth year.

Q. You are the step-father of the defendant here at the bar, are you?

A. I am.

Q. How much of the time, Mr. Hopkins, has he been with you and lived at home? A. Well, with the exception at times altogether of perhaps six or seven years.

Q. He has been connected in business with you more or less, has he not? A. Yes sir, he was in my office until he was admitted.

Q. What is your business or profession? A. Until five or six years ago I was a practicing attorney at law.

Q. Then you knew a great many people who know Harry Hopkins, the defendant, don't you? A. I do.

Q. During all those years until this time you might say, what has been his reputation as being a straightforward and honest young man in his dealings? A. His reputation was good.

Q. You have had occasion to watch over him and know him and have known his business relations, have you? A. I have.

By Mr. Lynn. Q. Is your name Hopkins? A. My name is Hopkins.

Q. You are his step-father? A. I am his step-father.

Q. Was his name Hopkins before? A. No sir.

Q. What was it? A. It was Henry, I will tell you in the meantime -----

By Counsel. Q. Corey was it? A. Henry E. Corey.

Q. He adopted his name Harry E. Hopkins when he went with you when he was eight years old? A. He took my name.

Q. When you married his mother? A. Yes sir.

Q. He has always borne that name since? A. Yes sir, as far as I know.

Mr. Wade: That is our case.

Mr. Lynn: The People rest, your Honor.

The Jury rendered a verdict of guilty of grand larceny in the second degree.

POOR QUALITY
ORIGINAL

0332

Testimony in the
case of
Henry & Hopkins
filed June
1891

POOR QUALITY
ORIGINAL

0333

Police Court 2

District.

Affidavit—Larceny.

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

Matilda Meyer

of No. 149 West 14th

Street, aged 47 years,

occupation Married

being duly sworn

deposes and says, that on the 2^d day of May 1888 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:

Two seal skin
sacques and one overcoat, together
of the value of one hundred and
fifty dollars (\$150—)

the property of deponent and her son,

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 C. Ham (now here) and
one Henry E. Hopkins, (not arrested),
under the following circumstances. The
said sacques were hanging in a passage
way on the floor above the parlor,
and the said overcoat was on a hat rack
on the parlor floor. The defendant Ham
had worked in the house and was
familiar with the premises. Deponent is
informed by Hannah Howard, her servant,
that on said date, while deponent was
absent the said Ham obtained per-
mission from her to enter the said
house under pretense that he had
been sent to fix a ^{gas} leak; that the
defendant Hopkins came to said house

Sworn to before me, this

188

day

Police Justice.

while said Ham was there and pretended to be a contractor for repairing the house and sought to gain admission but was refused admission by the said Hannah Howard; that the defendant Ham subsequently left the said house by the front door without being seen by the said Hannah Howard on his way out; that the defendant Ham was the only person who could have stolen the said property at that time. Defendant is further informed by Policeman George Logan of the 16th Precinct; that about two hours after the said property was stolen he saw the defendant Ham leaving a pawn shop at No 19 & Eighth Avenue, and the said Ham went directly to the vicinity of 21st Street and 8th Avenue and there met the defendant Hopkins. Subsequently the defendant John C Ham was arrested, charged with said larceny and Policeman John Carey now here and Policeman George Logan were present when the defendant Ham was searched, and when a number of pawn tickets were found upon him representing the said stolen property, and the defendant Ham then and there admitted and confessed that he had acted in collusion with the said Hopkins in the larceny of the said property.

Subscribed and sworn to before me this... day

of... 189...

Police Justice.

Mathilde Meyer,

POOR QUALITY
ORIGINAL

0335

CITY AND COUNTY,
OF NEW YORK, ss.

POLICE COURT, 2 DISTRICT.

Benjamin Fox

of No. 72 8th Avenue Street, aged years,

occupation. Pawbroker being duly sworn deposes and says

that on the 22nd day of May 1880

at the City of New York, in the County of New York a certain

Seal Stein Bague was pawned at deponent's place of business; that the said Bague was this day recognized by Antilda Mezer now here as the her property; that deponent is informed by Policeman John Carey now here that from knowledge which he has obtained as a police officer and from the confession of one John C. Ham, implicated in the Queens v. The ...

Sworn to before me, this

of

188

day

Police Justice.

POOR QUALITY
ORIGINAL

0336

At L. C. Carey, known that the man
who pawned the said property was
one Henry E. Hopkins, who is charged
with the commission of the said larceny
in company with the said John C. Ham.
Benjamin Fox

Subscribed and sworn to before me this 26 day

[Signature]
Police Justice

Police Court— District.

THE PEOPLE, & C.,
ON THE COMPLAINT OF

vs.

Dated

188

Magistrate.

Officer.

New York - Brooklyn Jersey
City and Newark - Pub.
Co.

Witness,

Disposition,

POOR QUALITY
ORIGINAL

0337

CITY AND COUNTY }
OF NEW YORK, } ss.

aged _____ years, occupation _____ of No. _____

16th Street

Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of

Mohamed Meza

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

Sworn to before me, this

day of

188

George Logan

[Signature]

Police Justice.

POOR QUALITY
ORIGINAL

0338

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 16 years, occupation John Carey Police Officer of No. 16

Memorandum Street, being duly sworn deposes and says, that he has heard read the foregoing affidavit of Michaela Meyer and that the facts stated therein on information of deponent are true of deponents' own knowledge.

Sworn to before me, this 16 day of May 1898 John Carey
E. H. Jones Police Justice.

POOR QUALITY
ORIGINAL

0339

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 45 years, occupation

Hannah Howard
Housewife of No.

149 *W 14th*

Street, being duly sworn deposes and

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

Sworn to before me, this

day of *May* 186*7*

Hannah Howard
Matilda Meyer

E. J. [Signature]
Police Justice.

POOR QUALITY
ORIGINAL

0340

CITY AND COUNTY
OF NEW YORK, ss.

POLICE COURT, 2 DISTRICT.

William Dorley

of No. 275 9th Avenue Street, aged 22 years,

occupation Clerk being duly sworn deposes and says

that on the 22nd day of May 1890

at the City of New York, in the County of New York Depovent was

present at the pawn office of H. Mc-
aleenan No 194 8th Avenue, when
one John C. Ham, (now deceased) pawned
a certain seal skin bagg, now present
and recognized by Matilda Meyer
of No 149 W 14th St, as property stolen
from her by the said John C. Ham
on May 22 1890.

William Dorley

Sworn to before me this 26 day

Police Justice.

Police Justice.

POOR QUALITY
ORIGINAL

0341

Police Court-- District.

THE PEOPLE, & c.,
ON THE COMPLAINT OF

vs.

AFFIDAVIT.

Dated..... 188

Magistrate.

Officer.

Witness,

Disposition,

is the a person

POOR QUALITY
ORIGINAL

0342

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

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

Question. What is your name?

Answer. *John C. Stam*

Question. How old are you?

Answer. *27 years*

Question. Where were you born?

Answer. *MS*

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

Answer. *127 Greenwich Ave*

Question. What is your business or profession?

Answer. *Steam & Gas fitter*

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 C. Stam.

Taken before me this

day of May 1892

Police Justice

THE PEOPLE

COURT OF GENERAL SESSIONS, PART I.

vs.

HENRY E. HOPKINS.

BEFORE JUDGE FITZGERALD.

Wednesday, April 1, 1891.

Jointly indicted with JOHN C. HAM for grand larceny in the second degree.

ASST. DIST. ATTY. TOWNSEND for the People.

MR. E.L. ABBETT for the Defendant.

MATILDA MEYER, sworn and examined by Mr. Townsend.

Q. Where do you reside, Mrs. Meyer? A. No. 149 West 14th Street?

Q. Did you reside there on the 22nd day of last May?

A. Yes sir.

Q. You are a married lady? A. Yes sir.

Q. Do you recollect the 22nd day of May, where you were?

A. I was in my store in my business.

Q. You have a store, have you? A. Yes sir.

Q. Where is that store? A. No. 10 West 14th Street.

By the Court. Q. This city? A. This city, yes sir.

Q. What time, Mrs. Meyer, did you leave your residence No. 149 West 14th Street? A. Every morning before half past seven, that morning too, I am in business at eight.

Q. You return generally at what time A. Sometimes I go home at noon, very seldom, I eat my dinner in the store, that time I came home in the evening for supper.

Q. About what time? A. It was a little after six o'clock.

Q. Do you recollect the day of the week? A. No sir, I could not tell you, probably it was Friday but I could not

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tell you for sure.

Q. When you left that morning what did you leave at your house that is of personal articles? A. Everything I had.

Q. What did you have of personal articles, I mean clothing.

A. Well, I had dresses and I had a coat like this and another one belonging to my daughter, this is one of them.

Q. What do you call it? A. It is a seal sacque.

Q. Then did you have two seal sacques? A. One was mine and one belonged to my daughter.

Q. What else? A. Several dresses.

Q. I mean any other property? A. Everything belongs to me, certainly.

Q. Anything belonging to your son? A. Yes sir.

Q. What belonged to your son? A. Oh, you want to know the coat that was stolen ---- there was a coat stolen at the same time.

Q. What was it? A. An overcoat.

Q. An overcoat belonging to your son? A. Yes sir.

Q. What was the value of these things? A. The value I could not tell you, I bought the coats, seventy-five dollars apiece, my jacket at a sale, at an auction sale of new furs opposite Myler's; they are worth a good deal more, I think it is Shulties ---- a brand new coat.

Q. You bought that sometime before that day? A. I bought that in March.

Q. March of last year? A. Yes sir, the same year.

Q. At that time you paid seventy-five dollars apiece?

A. Seventy-five dollars apiece.

Q. The overcoat, what would you say the value of it was?

Objected to.

**POOR QUALITY
ORIGINAL**

0345

By the Court. Q. Did you ever buy any overcoats for your son?

A. Yes sir.

Q. And other clothes for him? A. Yes sir.

Q. What is your business A. Millinery.

Q. How old is your son? A. My son is twenty-six years old.

Q. He has always lived home with you A. Yes sir, always with me.

Q. You bought his clothes for him at various times?

A. Yes sir.

Q. At retail clothing stores and other places?

A. Certainly.

Q. In that way you are familiar with the prices of young men's clothes, are you, you had to pay for them?

A. Yes sir.

Q. Do you know when he bought this overcoat, when you bought it for him? A. I do not recollect exactly.

Q. How long before this time? A. I could not tell you.

Q. Was it a year or five years or a week?

A. No, it was not a week or five years, it might be six months or a year, I really don't know whether it was a new one.

Q. Can you tell anything about the value of that coat?

A. It cost me twenty dollars when it was bought.

Q. It was worn? A. It was worn some, yes sir.

Q. That is the best information you can give the jury about the value of that coat? A. Yes sir.

Q. When you left there on the morning of the 22nd of May were those things in the house? A. Yes sir.

**POOR QUALITY
ORIGINAL**

0346

Q. When you returned in the evening of that day, as you stated you did return, did you see these articles?

A. No sir, if you will allow me I will tell you.

Q. They were missing, they were gone, were they?

A. Yes sir, they were gone.

Q. The two sealskin sacs and the overcoat? A. Yes sir, and the overcoat too.

Q. Where did you leave these two sealskin sacs when you left in the morning? A. The floor above the parlor, between the two rooms, it was hanging in the passageway.

Q. In the passageway between the rooms on the second floor?

A. Yes sir, the floor above the parlor.

Q. As I understand, you occupy the whole house? A. Yes sir.

Q. How many stories are there in the house ?

A. The basement, parlor, two floors and an attic because there is rooms in the attic where the servants sleep, I would call it four stories, three stories and an attic.

By the Court. Q. Anybody live in that house except your own family and four servants at that time? A. No sir, nobody.

Q. When you left that morning who was in the house?

A. Two servant girls.

Q. What is their names? A. One is Hannah Howard, the cook, and the upstairs girl was , I do not remember her name, Carrie something, I do not remember her other name.

Q. They were present in the house when you left? A. Yes sir.

Q. Was your son home? A. No, he was not home, he is always in the store, he opens the store.

Q. Was your daughter home? A. My daughter is an invalid, I guess she was home.

Q. What is your daughter's name? A. Fannie Meyer.

POOR QUALITY
ORIGINAL

0347

Q. All this property that you have described in the house was in your care and custody? A. Yes sir, it was my own.

By Mr. Townsend. Q. Mrs. Meyer, you stated that it was on the second story in the passageway between the two bed-rooms that you left the two sealskin coats? A. Yes sir.

Q. Where did you last see the overcoat that morning?

A. In the hall down stairs on the parlor floor upon the rack.

Q. Could one by entering the house obtain access to where the sealskin sacques were without unlocking any doors?

A. Yes sir.

Q. And with reference to the overcoat, could they obtain access to that without unlocking any doors? A. Yes sir, in going out.

Q. I mean when they once got in the house? A. Yes sir.

Q. When did you next see these articles, the two sealskin sacques and the overcoat and where? A. In two different pawn shops.

Q. State the places if you recollect? A. One was on the corner of 8th Avenue by the station, I do not know the name, I think McAleenan, and one was in Fox's, I guess that is also in 8th Avenue.

Q. There were three articles, two sacques and an overcoat?

A. Yes sir.

Q. Do you recollect what was in Fox's? A. Yes sir, one sacque coat.

Q. In Fox's one sacque and in McAleenan's what was there?

A. The other sealskin coat, I did not see the overcoat there at all, they only showed me the seal coat.

By the Court. Q. Did you ever see the overcoat? A. I seen it in Court afterward, in Jefferson Market, the detective

as

**POOR QUALITY
ORIGINAL**

0348

brought it.

By Mr. Townsend. Q. Did you identify these articles in the two pawn shops as being your property belonging to you?

A. Yes sir.

Q. Did you see them also in the Station House? A. Yes sir.

Q. Do you know the defendant Hopkins? A. Yes sir.

Q. Did you see him there at the time in the station house?

A. No, I did not see him there.

Q. Did you make a complaint against Hopkins, that is, did you have a warrant issued? A. Not for Hopkins.

Q. Did you have a warrant issued for Ham? A. Yes sir, for John C. Ham.

Q. I did not get the date when you saw these articles in the pawn shop? A. The following day after I missed them.

Q. That was the 23rd day of May at about what time?

A. In the morning before twelve.

Q. That is the day after you missed them? A. Yes sir, after I missed them.

Q. When did you see them in the Station House? A. I did not see them the same day, I did not see them on the 23rd.

Q. Sometime after? A. It was a few days after.

Q. And you then and there made a complaint, did you, against Ham? A. No, if you will allow me I will tell you.

I missed the coats at ten o'clock at night, I said to my husband, "I won't rest until I get these coats," I went and asked a policeman where I should go, I found it out myself.

By the Court. Q. You came home from your store? A. Yes sir.

Q. Sometime after you came home did you miss the property?

A. I missed the property at ten o'clock at night.

**POOR QUALITY
ORIGINAL**

0349

- Q. Then did you make inquiries? A. Right away I went out.
- Q. Where did you go to? A. I went to the Station House.
- Q. You saw a police officer there? A. I saw somebody.
- Q. What did you do then, go home? A. No sir, I did not.
- Q. When did you go home that night? A. I guess about two o'clock.
- Q. Were you looking for these things up to that time, up to two o'clock at night? A. Yes sir.
- Q. Did you get any information about them? A. Some.
- Q. Then you went home? A. I went with Detective Henley.
- Q. Where did you go to that night? A. I went as far as 14th Street.
- Q. You went and talked with somebody in 14th Street?
A. Yes sir.
- Q. Did you go home? A. Yes sir, I went home.
- Q. When did you see Henley again? A. The next morning.
- Q. Where did you see him the next morning? A. In my store, he came to my store.
- Q. Did he tell you something about your property? A. No, he took me to Jefferson Market.
- Q. Did you see anyone there in Jefferson Market? A. I seen the Judge and his assistant, I heard there was a man arrested.
- Q. Did you see that man? A. No sir.
- Q. Did you see him later? A. Yes sir.
- Q. Who did you see when you saw this man later? A. I saw Ham.

POOR QUALITY
ORIGINAL

0350

Q. Did you see any of your property with Ham at that time in the station house? A. No sir.

Q. Did you go anywhere else? A. Yes sir, I went to the pawn shop.

Q. You went to McAleenan's and Fox's pawn shop?
A. Yes sir.

Q. Was it there you saw the property that you missed from your house? A. Yes sir, that is right.

By Mr. Townsend. Q. You said you knew the defendant Hopkins?
A. Yes sir.

Q. He had been at your house prior to the 22nd day of May?
A. Yes sir.

Q. What had he been there for? A. He made a contract with a man by the name ----- I forget that name, for building stairs and fixing up the brown stone in front of my house; that was in March.

Q. About how many times had he come to your house?
A. Many times.

Q. How many times had he been to your house to your knowledge?
A. I seen him there three or four times.

Q. In the month of May had you seen him at your house?
A. Yes sir.

Q. What was he there for? A. He was with this man Besant he made a contract with him.

By the Court. Q. Do you mean, Madam, he drew the contract on paper, what did the defendant do, draw the contract?
A. I guess he did, sir.

Q. Between you and the builder? A. My husband signed it.

By Mr. Townsend. Q. Did you know him as an attorney at law, was

POOR QUALITY
ORIGINAL

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that his business there, attorney at law?

A. I think it was, but I did not have anything to do with it; my husband signed everything, he has got a power of attorney to sign for me, he might have been a contractor and I did not know it.

Q. Have you seen him there since the 22nd of May, since you lost -----

Objected to.

A. No sir.

CROSS EXAMINED by COUNSEL.

Q. Did I understand you to testify that one of these garments was your property, one belonged to your daughter and one to your son ?

A. Yes sir.

Q. What was the value at that time on the 22nd of May, of the garment that you owned?

A. I could not tell you the value, I bought them at a sale for seventy-five dollars, I suppose they are worth three hundred dollars, they were not worn, they were perfectly new ----- here is the cloak.

By the Court. Q. That is the cloak. is it, on you? A. Yes sir.

By Counsel. Q. You paid seventy-five dollars for the two?

A. No sir.

Q. Apiece? A. Yes sir.

Q. What did you mean to convey Mrs. Meyer, when you said that you had gotten out a warrant against Ham and not against the defendant Hopkins?

A. Because Ham had been arrested with stolen property in his possession.

Q. What property? A. A seal coat.

Q. The property in question? A. Yes sir, a seal coat, one of them.

**POOR QUALITY
ORIGINAL**

0352

- Q. Mrs. Meyer, have you signed any withdrawal of the charge against Ham? A. Yes sir.
- Q. You have refused to prosecute him, have you? have you withdrawn the charge of larceny against this co-defendant Ham? A. Yes sir, I do not know nothing about law whether you call it a withdrawal, I have asked the Judge, I did not care to run any more about it.
- Q. Madam, have you signed a paper asking the Court to withdraw the charge against Ham? A. Yes sir.
- Q. Have you signed any paper requesting the Court to withdraw the charge against Hopkins? A. No sir.
- Q. On the 22nd of May were there any mechanics or people that work in your house? A. No sir.
- Q. No painter or plumber? A. NO.
- Q. Had there been a short time before the 22nd of May? A. Yes sir, lots of them.
- Q. Had there been or do you remember any men that were at work in your house at that time? A. Hardly, I had nothing to do with it.
- Q. Do you remember whether or not you saw the defendant Ham in your house before the 22nd of May? A. Oh, yes.
- Q. Are you acquainted with Mr. Besant, the contractor? A. Yes sir ----- do you mean if I know him or a personal acquaintance, what do you mean?
- Q. Business, social or personal? A. Business, not social, no, I beg to be excused.
- Q. You had some business relations? A. He made the front stoop; that gentleman Mr. Hopkins made a contract.
- Q. He drew the contract? A. Yes sir.
- Q. You had some trouble with regard to that contract, had you not? A. Never.

**POOR QUALITY
ORIGINAL**

0353

- Q. Did your husband have any trouble about it? A. No sir.
- Q. What did you see this defend ant Hopkins do at your house when he was there with this Mr. Besant? A. I did not see him do anything, Hanging around, he did not work.
- Q. Did you see him writing or figuring? A. NO.
- Q. You heard him talking? A. Why yes, certainly.
- Q. Talking with Mr. Meyer? A. With my servants.
- Q. Did you ever hear him talk with Mr. Meyer? A. No sir.
- Q. What idea did you have he was there for? A. I know what he was there for, he was hanging around, he was a friend of Besant.
- Q. Hanging around? A. Yes sir, that is all, he was not working.
- Q. Are you not aware, Madam, that this gentleman now on trial here was Mr. Besant's attorney and drew his contracts?
- A. He drew a contract, yes sir.
- Q. Are you not aware that he was there for the purpose of estimating the cost of that work for Besant? A. No, that was done long ago.
- Q. Had he not done it for him? A. Yes sir.
- Q. You knew that? A. Yes sir, certainly.
- Q. What did you mean by saying he was hanging around?
- A. He was not doing anything, Besant ordered him out of the house.
- Q. He did it? A. Along in March.
- Q. Is it not a fact that you knew that Hopkins was Mr. Besant's attorney and was at your house in the capacity of attorney for Mr. Besant? A. Yes sir.
- Q. Then it is not true, is it, that he was merely hanging around for nothing? A. He was hanging around for

nothing because I did not want him there, he was annoying the servants and Besant told him to leave the house, if you want to know.

Q. Anything you wish to explain? A. No, I just told you what my idea was about hanging around, he annoyed my servants in the house, we had a great deal to do and he was round about, I told him to go, I did not want him here.

Q. I understood you stayed about your store all day?

A. Yes, I am at my store certainly, but the girls told me what he don't, he annoyed the servants, my girls told me so.

BY Mr. Townsend. Q. Ham had been at your house doing some work, had he? A. Yes sir.

Q. Doing what kind of work? A. Plumbing and also on the steps, you know.

Q. Just a short time before the 22nd of May? A. Yes sir.

POOR QUALITY
ORIGINAL

0355

Perple
Mr. R. Hopkins
written under
Asst Dist. Atty Townsend

JOHN C. HAM, sworn and examined by Mr. Townsend.

- Q. Where do you live? A. At present I am residing at
1259 Fulton Avenue, Brooklyn.
- Q. You are one of the defendants in this case, are you?
A. Yes sir.
- Q. Where did you live last May, the 22nd day of May?
A. 127 Greenwich Avenue.
- Q. Are you a married man? A. Yes sir.
- Q. Have you any children? A. Yes sir, one.
- Q. A young child? A. Yes sir, it is in court.
- Q. What is your business? A. Steam fitter and plumber.
- Q. Do you know the complainant, Mrs. Meyer who has just left
the witness stand? A. Yes sir.
- Q. When did you first meet her? A. I met her sometime
in the neighborhood of last April.
- Q. Where did you meet her? A. At her residence.
- Q. Where is her residence? A. I believe it is 149
West 14th Street, I am not positive that is the number.
- Q. What were you doing there at that time? A. I put in
her parlor chandeliers for her and other gas fixtures and a
few odds and ends.
- Q. For what concern were you working? A. Working for my-
self.
- Q. How long were you working there at the house?
A. Oh, I was there on and off for three or four months.
- Q. Do you know the co-defendant at the bar, Hopkins?
A. Yes sir.
- Q. Before I go further I will ask you when prior to the 22nd

of May had you been at work at that house of Mrs. Meyer?

A. I guess I was there four or five days previous to that time, possibly a week, it might have been a little longer than that.

Q. What were you doing at that time? A. I was fixing the sink there at the time and I done some gas work fornher at the same time.

Q. Had you seen Hopkins during the time you were at work there.

A. Yes sir.

Q. Where had you seen him? A. I had seen him at that place and also at his office.

Q. You had seen him at 149 West 14th Street?

A. Yes sir.

Q. And there is where you first met him, was it?

A. No sir.

Q. Do you know Mr. Besant spoken of here? A. Yes sir.

Q. Did he introduce you to Hopkins? A. Yes sir.

Q. And that was at where? A. At his office.

Q. What was the occasion of his visiting his office, his law office and where was his office?

Objected to. Objection sustained.

Q. Where is the office? A. I believe his office at that time was Broadway and Reade Street, I am not positive exactly as to the street.

Q. Well, you saw him ---- Mr. Hopkins. A. I did, yes sir.

Q. You were alone with him? A. No, I believe Mr. Besant was there.

Q. He presented him to you, did he? A. Yes sir.

Q. And did you have a conversation with him there? A. Yes sir.

By the Court. Q. When was this conversation, about what date?

A. I could not exactly say.

By Mr. Townsend. Q. Prior to the 22nd of May? A. Yes sir.

Q. Was it long before? A. It was sometime previous to that, a couple of months I should judge, possibly more.

By Mr. Townsend. Q. As long as that? A. Yes sir.

Q. Have you been able to fix it in your mind about when it was the first time you saw him at his office? A. No, I could not.

Q. Did you see him on professional business? A. Yes sir.

Q. With reference to what? A. With reference to my child.

Q. What was the trouble with your child? A. My child lost an eye at her birth.

Q. After that time, the first time of meeting him you saw him did you at other times at his office? A. Yes sir.

Q. And also at 149 West 14th Street? A. Yes sir.

Q. You recollect do you, the 22nd day of last May?

A. I recollect something happening on that day but I do not exactly recollect the date.

Q. Did you see the defendant Hopkins that day and where did you first meet him? A. I first met him I believe it was in Broadway and Park Place, if I am not mistaken.

Q. What did you say to him, did you have any conversation with him? A. Nothing whatever than to have a drink.

Q. What did you do after you had the drink? A. We had several drinks that afternoon in Broadway.

Q. Did you have any conversation with him? A. We had some conversation.

Q. What was it?

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Q. What did he say?

Counsel: As we understand this witness has to be corroborated and unless he is corroborated we move to strike out the evidence.

Mr. Townsend: If I can't corroborate him I will drop the case.

The Court: A conviction cannot be had upon the uncorroborated evidence of an accomplice; that question does not properly come up now.

By Mr. Townsend. Q. Go on Mr. Witness.

A. We just merely had a few drinks; we were broke; from there we went to our house, we spent nearly all the money we had, we saw my wife.

Q. You are speaking of the defendant, you mean Hopkins?

A. Yes sir.

Q. What did you say and do? A. We spoke of different things before that, previous to that, how we could obtain a little money.

Q. Some money? A. Yes sir.

Q. And what did he say to you, tell as you told me?

A. He just merely made a suggestion, he wanted to know if he could not borrow some and I told him I did not know.

He says, "is there not anything coming to you from Mrs. Meyer?" I said, "no sir." So we went up in the house and stayed there a while and from there we went out.

By the Court. Q. You went up to your house? A. Yes sir.

Q. Where did you go to? A. We stepped into 127 Greenwich Avenue, that is where we went.

Q. Tell what was said, tell what occurred at that time?

A. It was proposed that we should go to Mrs. Meyer's.

Q. What was said you were asked? A. He said, "what is the matter with going over to Meyer's and obtaining some money?"

Q. Who said that? A. Hopkins.

Q. What did you say? A. I said I could not obtain any money, that there was no money there for me.

Q. What did he say to that? A. Could not we get the valuation of money.

Q. What did you say to that? A. I said I would try.

Q. You said you would try? A. Yes sir.

Q. What did he say? A. Well, that was all that was said then.

Q. Where did you go? A. That was previous to going to my house.

Q. At your house what was said or done? A. Nothing only "come ahead, let us go and get it", that is all.

By the Court. Q. Who said that, "come ahead, let us get it."

A. Hopkins.

BE Mr. Townsend. Q. Where did you go? A. We went direct from there to Meyer's.

Q. What did he say further about it?, how you could get it or anything else? A. Merely I should go in and he would come in directly after.

Q. He said you were to go in first, is that so?

A. Yes sir.

Q. What was he to do? A. He was to come directly in there after me.

Q. In the meantime what was he to do if anything? A. Well, to keep the woman in conversation.

Q. Meaning what woman? A. Hannah, I don't know what her

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last name is.

Q. Howard, the servant? A. Yes sir, the servant.

Q. You knew her to be Hannah Howard, the servant of Mrs. Meyer?

A. Yes sir.

Q. Did you go in? A. I did.

Q. How did you go in? A. Went in the basement and went upstairs.

Q. You rang the basement bell? A. Yes sir.

Q. Who let you in? A. Hannah Howard.

Q. What did you say if anything to Hannah Howard?

Objected to. Question withdrawn.

Q. You passed in, what did you do when you got in?

A. I went right in and went upstairs.

Q. While you were up there did you hear anything?

A. I heard someone ring the basement bell and heard voices.

Q. You heard voices? A. Yes sir.

Q. About the time that you got upstairs? A. Yes sir.

Q. What did you find upstairs. did you find two sealskin sacques? A. Yes sir.

Q. Where were they?

Objected to as leading.

A. The second floor.

Q. What did you find up there? A. Two sealskin sacques on the second floor between the back and front room.

Counsel: We object to this evidence as to what occurred in the absence of the defendant.

The Court: He can tell anything that he did; I will give you an exception; the conversation the witness cannot give.

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- By Mr. Townsend. Q. You found two sealskin sacques? A. Yes sir.
- Q. Tell where you found them? A. The second floor between the front and back room.
- Q. Hanging up there? A. On nails.
- Q. What did you do with them? A. I brought them down stairs.
- Q. What else did you find in the house or see? A. An overcoat on the rack.
- Q. What time of day was it? A. I should judge between one and two, I am not positive exactly.
- Q. What did you do with the overcoat then, what did you do when you got those things? A. Came out of the front door and went down off the stoop.
- Q. Having in your hand the two sealskin sacques and the overcoat you came out of the front door and went down on the pavement? A. Yes sir.
- Q. Did you see anybody when you got out there? A. Nobody but Hopkins.
- Q. You saw Hopkins, where was he standing? A. A few steps below the house.
- Q. What if anything did you say to him or do with him? A. I told him to take the goods.
- Q. What did he do? A. He took the goods and we walked away together.
- Q. Did he take all the goods? A. He took all that there was, two sacques and the overcoat.
- Q. And which way did he go and you go? A. We went together I believe to Seventh Avenue, if I am not mistaken and through Seventh Avenue to 13th Street and through 13th Street to Greenwich Avenue to a saloon on the corner of

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Horation Street and Grenwich Avenue.

- Q. You and he together? A. Yes sir.
- Q. What did you do in there? A. We separated the parcel, made them into two parcels.
- Q. What did one parcel consist of? A. One sealskin sacque and the other one the coat and sacque.
- Q. He was there at the time? A. Yes sir.
- Q. What did he do then? A. He took one of the sacques.
- Q. And where did he go? A. We went out together, he went into Fox's pawn shop in 8th Avenue.
- Q. With one sealskin sacque? A. Yes sir.
- Q. What did you do while he was in there. A. I waited on the corner of 14th Street until he came out.
- Q. How near is that to the pawnshop? A. Fifty or seventy-five feet, a couple of building lots, that is all.
- Q. When he came out what did he show you? A. Twenty-five dollars.
- Q. What did he have also? A. A pawn ticket.
- Q. I show you a pawn ticket? A. I do not know what was done with the ticket.
- Q. And what did you do then? A. We walked up Eighth Avenue as far as McAlcen^{or}'s pawn shop and there I pledged the overcoat and the other sacque.
- Q. You went in there then, leaving Hopkins? A. Yes sir.
- Q. You pledged the overcoat and the other sacque?
A. Yes sir.
- Q. How much did you obtain for it? A. Twenty-five dollars on the sacque and I believe it was four dollars on the overcoat.

Q. Did you get anything else beside the money? A. I got two tickets.

Q. Then you came out and what did you do? A. When I came out I met Hopkins on the corner, we walked to 21st Street.

Q. Which side of the avenue was this? A. We went on the east side at this time.

Q. You were on the east side at this time on which the pawn shop is ? A. Yes sir, we went up to 21st Street and Eighth Avenue and crossed to the west side when Officer Logan and Lavin made the arrest.

Q. Officer Lavin came along? A. Yes sir.

Q. And what did he say to you?

Objected to.

A. He says -----

Q. Was Hopkins there? A. Yes sir, Hopkins was there -- no, the time that he asked me what I was doing Hopkins had walked on.

Counsel: Objected to. Objection sustained.

Q. You speak of Hopkins having passed on, how far had he proceeded you at the time that Lavin came up? A. The time they arrested me he was about fifty feet.

Q. Lavin arrested you, what did he do, where did he take you?

A. Logan says, "you take this man here and I will go for the other man " and he walked up the street and caught Hopkins and brought him back.

Q. You saw him bring Hopkins back and he brought him back where you were in your actual presence? A. Yes sir.

Q. What did he say? A. He asked me if I knew the man? I said, "yes, I know him as counsel, that was all."

Q. Meaning lawyer? A. Yes sir.

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By the Court. Q. Who asked you, Carey? A. This was Detective Logan and Lavin.

By Mr. Townsend Q. What further was said? A. That was all at the time.

Q. What did Hopkins do? A. Hopkins went about his business and I was brought to the station house.

Q. You were brought to the Station House and a complaint was made against you and you were arrested? A. I was arrested and I was held under suspicion of stealing the sacques and they kept me there a couple of days until the sacques were identified.

By the Court. Q. Before you went into that house you told us you had some conversation with Hopkins, when you were going into the house what did Hopkins say you were to do? and what he was to do? A. That I was to go in and go upstairs and he would immediately come in after.

Q. Was that all? A. And take what I could get.

Q. For you to take what you could get? A. Yes sir, and he would do the same.

Q. He would come in after and take what he could get, is that it? A. Yes sir.

Q. Anything else? A. That was all.

Q. You were to ring the basement bell, as I understand it? A. Yes sir.

Q. And this Hannah Howard she opened the door for you and you went in and did what you informed the Jury and when you came out you say you saw Hopkins outside? and then this action occurred in relation to the property? A. Yes sir.

Q. Is that all that was said by Hopkins before your going in? A. That is all, as near as I can remember.

Q. Give us your best memory? A. That is all that I can recollect.

Q. You were to go in first and get all you could and he was to go in after you and do the same thing? A. That is what he said, yes sir.

CROSS EXAMINED by Mr. Abbett.

Q. How old are you, Mr. Ham? A. I will be twenty-seven years old the 7th day of next August.

Q. Where were you born A. Hartford, Connecticut.

Q. And your business is that of steam fitter? A. Yes sir.

Q. Where is your place of business? A. I never had exactly what you may call a shop, I have done business on my own hook, as they say.

Q. But you never had a shop? A. No sir, never had a shop.

Q. Nor a regular place of business except your residence? A. Yes sir, certainly.

Q. You solicited work? A. Yes sir.

Q. You never met the defendant Hopkins here until you had occasion to consult him about some legal matters?

A. No sir.

Q. And your introduction was through his action as the attorney of Mr. Desant? A. Yes sir.

Q. What hour in the morning of the 22nd of May was it you met Mr. Hopkins? A. I presume around eleven o'clock sometime.

Q. Where did you meet him? A. It was on Broadway. I could not exactly state where, I think it was in the neighborhood

of Park Place somewhere.

Q. Did you go down town to meet him? A. No sir, not that morning to meet him.

Q. How long were you with him, drinking and so on before you went uptown? A. I was with him from that time until the time of the arrest.

Q. How long were you with him down town drinking before you started to go uptown? A. It was lunch hour when we were in Thompson's in Broadway, I should judge it was about in the neighborhood of one o'clock when I left there.

Q. How did you go uptown? A. I believe we walked, I do not exactly recollect the route we took.

Q. Where did you walk, on what thoroughfare? A. That I could not tell you.

By the Court. Q. You had better recollect? A. I know we went from Chambers Street, I aint positive but I think we walked up through West Broadway, up through Varick Street by way of Sixth Avenue but I am not positive.

By Counsel. Q. Following the line of the Sixth Avenue surface road walking? A. Yes sir.

Q. Did you stop to drink as you went up? A. Not after we left Stewart's or whatever place that was in Chamber or Warren Street right near Broadway.

Q. You said you stopped in Thompson's in Broadway? A. We came from Thompson's at Chamber Street.

Q. You started on this walk and did you go to any saloon? A. Not after I left the place in Chamber Street or Warren, whichever place it was.

Q. You know where Thompson's is? A. Yes sir.

Q. That is on Broadway between Reade and Duane Streets?

A. Yes, that is right, I did not say that Thompson's place was there, I say I stopped in Thompson's and after we came from Thompson's we stopped in this other place.

Q. You did stop and take a drink. A. Yes sir.

Q. Your recollection is that you followed the line of the Sixth Avenue surface cars? A. As near as I can recollect.

Q. And then you went to your house uptown? A. Yes sir.

Q. What time did you get there? A. Sometime between one and two o'clock.

Q. Was your wife there? A. Yes sir.

Q. Is your wife here? A. Yes sir.

Q. And did your wife see the defendant that time? A. Yes sir.

Q. How long did you stay at your house? A. Only about fifteen minutes, in that neighborhood.

Q. Was there anybody there except yourself, your wife and the defendant at your house as you stated? A. No, I do not think there was.

Q. After leaving the house where did you go, by what route?

A. We went right across 13th Street to this place 149 West 14th Street.

Q. By way of Seventh Avenue? A. By way of 7th Avenue.

Q. You went straight across? A. Yes sir.

Q. And that was about one or two o'clock? A. No, it was before two o'clock, it is only about five minutes walk, that is all.

Q. Did you walk together over there? A. Yes sir.

Q. And together you came to the house? A. No, we separated a couple of doors the other side of the house to the west towards Seventh Avenue.

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- Q. And then you rang this basement bell? A. Yes sir.
- Q. You were familiar with that house? A. Certainly I had ought to be, I done work there.
- Q. You knew all about it? A. Yes sir, and so did Mr. Hopkins.
- Q. I am very much obliged but I did not ask for that?
A. Excuse me.
- Q. And you went in? A. Yes sir.
- Q. What pretext did you give for going into this house on the afternoon? A. I said I was going upstairs to see how that work was that I done.
- Q. That was not true? A. Why wasn't it true?
- Q. Was it true? A. Oh, no sir, it was not true.
- Q. Who was the servant that let you in? A. Hannah Howard.
- Q. She is here? A. Yes sir.
- Q. How long were you inside that house? A. Ten or fifteen minutes.
- Q. But you did not come out of the basement door? A. I came out of the front door.
- Q. The servant was not there at the front door?
A. No sir, she was engaged in conversation I believe at the basement door.
- Q. I did not ask you that, how do you know that she was engaged in conversation with the defendant if you were upstairs fifteen minutes? A. I did not say that she was in conversation with the defendant, I know right after I came off the steps somebody came out of the basement.
- Q. Because you saw somebody come out therefore you know there was some conversation, is that true? A. There certainly

must have been.

Q. There was because there must have been? A. That is it exactly.

Q. You were not there? A. No, I was not there, I heard voices.

Q. You heard voices? A. I did.

Q. When you came out of the front door of that house, not the basement door, where was this defendant, as you say?

A. He was right within about five or six feet of the house, right to the west of the house.

Q. On the sidewalk A. Yes sir, on the sidewalk.

Q. I thought you just testified that when you came out you knew there had been conversation because somebody left the basement door? A. I heard the conversation when I came out of the front door; you want to recollect that man had time to get out of that basement previous to me shutting the front door and getting off the stoop.

Q. Did not you just testify that you knew there was conversation, there must have been conversation there because you saw a man leaving the basement door? A. No sir, I did not, I did not say that I saw somebody leave the basement door.

Q. You are quite positive about that? A. I am positive.

Q. And when you came out Hopkins was on the sidewalk five feet away from the front of the house? A. He was in front of the house adjoining this, towards Seventh Avenue.

Q. Then what did you do, did you join him? A. Yes sir, I joined him and we walked over together.

Q. You walked west on 14th Street? A. Yes sir.

Q. How far? A. To Seventh Avenue.

must have been.

Q. There was because there must have been? A. That is it exactly.

Q. You were not there? A. No, I was not there, I heard voices.

Q. You heard voices? A. I did.

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came out of the front door; you want to recollect that man had time to get out of that basement previous to me shutting the front door and getting off the stoop.

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Q. Then what did you do, did you join him? A. Yes sir, I joined him and we walked over together.

Q. You walked west on 14th Street? A. Yes sir.

Q. How far? A. To Seventh Avenue.

- Q. And done Seventh Avenue to 13th Street? A. Yes sir.
- Q. To this saloon corner of Greenwich Avenue and Horatio St.?
- A. Yes sir, Fisher's saloon, corner of Horatio and Greenwich Avenue.
- Q. How long were you there? A. Possibly twenty minutes.
- Q. Did you drink? A. Yes sir, had a drink and had a cigar.
- Q. Who treated? A. I treated, neither one of us had any money and I got the drinks on trust.
- Q. Had not you borrowed money of this defendant that morning?
- A. No sir, I did not, he did not have any more than what he wanted himself.
- Q. How do you know he did not? A. I know what he had, I know he spent all he had in Thompson's from his own words.
- Q. From what he told you? A. Certainly.
- Q. You did not borrow from him? A. No sir.
- Q. You have no ill feeling against this defendant, have you?
- A. None at all.
- Q. Not the slightest, have you? A. No sir.
- Q. You have no feeling against him or bias or prejudice by reason of the fact that in this case where your child's eye was injured at birth that he refused to prosecute?
- A. No sir, none at all.
- Q. But he did refuse? A. He did not refuse but he said it was a good case for a Counsel.
- Q. Did he act for you? A. No sir.
- Q. You went for him and asked him to act? A. Yes sir, he said he would take the case.

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Q. Did you ever go to him on professional business after that?

A. No, that was all.

Q. Never went there on professional business after?

A. No sir.

Q. And yet there was no feeling about it, it was all harmony when you left, that is true, is it?

A. Yes sir.

Q. How often have you been arrested?
first time I have ever been arrested.

A. This is the

Q. Were not you arrested in Baltimore?
York, yes, I was arrested in Baltimore.

A. Not in New

Q. And indicted for grand larceny?
and proved an innocent man, and acquitted.

A. I was indicted

Q. I asked were you indicted for grand larceny?
not know what the indictment was, I believe it was grand larceny if I am not mistaken, I am not positive.

A. I did

Q. How long ago?
A. Three or four years.

Q. You have no recollection of what offence you were charged with?

A. None whatever.

Q. Not the slightest?
A. No sir.

Q. Were you tried?
A. No sir.

Q. I thought you said you were honorably acquitted of this charge?

A. I was acquitted, there was not evidence enough to hold me, the Grand Jury discharged the indictment.

Q. Then you were not indicted?
you call it, I do not know nothing about law to talk with a lawyer.

A. I do not know what

Q. How long were you in custody?
I guess about a week.

A. Only a short time,

Q. Did you go on bail?

A. No sir, I did not go on bail.

Q. Then you in prison during the week under the charge?

A. I was there under suspicion.

Q. You are indicted jointly with this defendant in this case, aren't you? A. I do not know what the papers are, I have never read the papers.

By the Court. Q. You are charged with the same crime?

A. Yes sir.

By Counsel. Q. Have you never seen the case in the paper, the calendar of this case? A. I have seen the calendar, yes sir.

Q. Wasn't that calendar John C. Ham and Henry E. Hopkins, for grand larceny? A. Yes sir.

Q. How often have you been in this court-room in this case? A. I guess half a dozen times.

Q. Haven't you been here twenty times? A. No sir, I have not.

Q. Haven't you been here at least fifteen times? A. No sir, I have not.

Q. Sure of that? A. Positive.

Q. Has not this case been on the calendar of this Court at least eight times for trial? A. Yes sir, I guess I have been here, I will admit that.

Q. How often have you been at the District Attorney's office? A. Once or twice, possibly three times; I refuse to answer, I do not think that is anybody's personal business Well, half a dozen times.

Q. Haven't you been twenty times? A. Well, possibly twenty

Q. Haven't you been here with your bondsman and seen the District Attorney? A. Yes sir.

Q. How many District Attorneys have you seen? A. Only one.

- Q. You are sure ? A. Positive.
- Q. Did not you see Asst. Dist. Atty. Davis? A. That is the only one.
- Q. Did not you see District Attorney Townsend?
- A. I never was subpoenaed to appear before him.
- Q. Did not you see him at his office? A. Certainly I seen him at his office, not with my bondsman.
- Q. How many District Attorneys have you seen without your bondsman? A. That is all, District Attorney Townsend and District Attorney Davis.
- Q. Not Asst. Dist. Atty. Bedford? A. Never in my life, I never seen the man.
- Q. You never saw him? A. No sir.
- Q. Do you know that Assistant District Attorney Bedford decided that the indictment against Henry F. Hopkins could not be pressed, don't you know that? A. No sir.
- Q. You have never seen him? A. Never seen him, I would not know him, I have heard of him.
- Q. Was not this case called for trial when Assistant District Attorney Bedford represented the People in this building?
- A. Not to my knowledge, if it was I was not subpoenaed to appear.
- Q. Were you ever subpoenaed to appear? A. No, my bondsman was.
- Q. Your bondsman told you to come? A. He forwarded the subpoena to me.
- Q. You were arrested the same time this defendant was, were you not? A. No, I was arrested, he was not arrested.
- Q. The defendant was some fifty feet away from you, ahead of

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you?

A. No sir, we were both in each other's company and when I was arrested, he walked ahead, he walked on

Q. Did not you testify at the time you were arrested when Officer Sullivan and the other officer came and arrested you, that this defendant was fifty feet away from you?

A. No sir, I say that he was with me and when the officer arrested me he walked on.

Q. Did not you so testify this morning that at the time you were arrested by the two officers this defendant was fifty feet away from you?

A. No sir, I did not..

Q. You are sure that you did not?

A. I am positive I did not.

Q. You are as positive of that as of anything you are saying?

A. I am as positive of that as of anything I am saying.

Q. At the time you were arrested he walked away, did he?

A. When Officer Lavin arrested me.

Q. Will you answer that question?

A. I am answering your question.

Q. No, you are not, I did not ask anything about Officer Lavin, ~~you~~^I say at the time that you were arrested did this defendant walk away?

A. Yes, he walked up Eighth Avenue.

Q. And he did not run?

A. No sir, he did not run, he walked away.

Q. Did you testify that one of the officers, Lavin, said, "I will arrest this man and you take the other", to another officer?

A. No sir, I testified that the other officer went and brought him back.

Q. Did you testify this morning that one of the two officers who put you under arrest there said to the other, "I will arrest this man and you go and get the other fellow",

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pointing ahead to the defendant?

A. Yes sir.

Q. Is that true?

A. That is true.

Q. Why did they arrest him, was there any conversation between the officers and you about it?

A. Nothing more than

they asked me if I know him? I said I knew him as Counsellor Hopkins.

Q. Nothing else?

A. I believe they asked if he knew anything about the sacque and I believe I said no.

Q. Is your memory a little vague?, about whether they asked whether he was in this larceny?

A. Yes sir.

Q. You are not sure about that?

A. I am pretty

positive, I know that that remark was passed, something about I knew him as counsel, and I know that he went off.

Q. At the time of your arrest you said he had nothing to do with it, did you to the officer?

A. I said he knew

nothing about it, yes sir.

Q. That is what you said to the officer at the moment?

A. Yes sir.

Q. And when you were actually arrested for this theft, is that true?

A. Yes sir, that is true.

Q. When you were arrested and this defendant was with you there at the time of your arrest, did the officers ask you anything about your connection with this larceny?

A. No

sir, not at all.

Q. Did not say a word about what you were arrested for?

A. They asked me whose stuff was that you pledged over there.

Q. They asked that?

A. Yes sir.

Q. What did you say?

A. I said it was my wife's.

Q. Isn't it true that the reason that Hopkins parted from you was because you told Hopkins to go up and see your wife and have her come down and identify the sacque pledged as her sacque.

A. There was not a word mentioned about the sacque or anything else, the only word that was mentioned on that corner was, "whose goods were those you pawned."

Q. Were not the goods the sacques? A. There was no reference made to the sacque, to the overcoat, to a gold watch or nothing else.

By the Court. Q. Do you understand that question? A. Not exactly.

Q. Isn't it true that the reason that Hopkins parted from you was because you told Hopkins to go up and see your wife and have her come down and identify the sacque as her sacque? A. No sir, I told Hopkins nothing of the kind.

Q. Did he go there to your house? A. He might have went to my house immediately after the arrest.

Q. Did he see your wife? A. He did, yes sir.

Q. Did he inform her of your arrest? A. He told her that I was arrested for pledging a sealskin sacque, he gave a description and he says, "you go up there and identify that sacque and John will get out."

Q. And he did this on his own motion and not because you told him to do it, is that so? A. Yes sir.

Q. You were perfectly innocent of that deception? A. I know nothing about sending him to the house at all.

Q. You had nothing at all to do with that?

A. He knew nothing in reference to what was said on that corner.

Q. There was nothing of that kind, you had falsely told the officers, as you say, that he had nothing to do with it, that was not true, was it? A. No, that was not true, I will admit that.

Q. You had made other statements that were untrue, hadn't you, up to that point? A. That he knew nothing about it -- -- of course that was untrue.

Q. And the first time, where your wife was to be notified and come down and identify this sacque to release you, then began the lying in your behalf and you began to tell the truth? A. He could not begin the lying when he did not know, as you say, there was nothing passed on that corner, if he knew nothing about this how could he go and mention about the sacque to my wife and give a description and to go up there and claim the sacque?

Counsel: I move to strike out all that argument.

The court: Yes.

By Counsel. Q. If you had told him he could ~~not~~ have known it?

A. If I told him it would have been a different thing certainly.

Q. You were the party to be liberated, weren't you?

A. NO.

Q. Weren't you under arrest? A. Why, without a doubt.

Q. Was he under arrest at the time? A. No, he was not.

Q. How long after was it before he was under arrest?

A. You mean after that day?

Q. After that day, the hour and the minute of your arrest, how long after was he arrested? A. I guess it was a couple

of months.

- Q. Where were you in the meantime? A. I was lying in Jefferson Market and in the Tombs until I was released on bail.
- Q. How long were you in the two places? A. In the neighborhood of five or six weeks, possibly longer.
- Q. How long in Jefferson Market? A. Between two and three weeks, I believe.
- Q. Did you have an examination there? A. I did.
- Q. You were three weeks at Jefferson Market? A. No, I do not think I was.
- Q. How long were you there, don't you know how long you were there? A. I was there a couple of weeks.
- Q. Did you have an examination? A. Yes sir, I had an examination.
- Q. How soon after you had been there? A. The second day I guess.
- Q. You were held after that for nearly two weeks?
- A. Somewhere in that neighborhood, yes sir, a couple of weeks I guess.
- Q. How long after this examination were you indicted?
- A. I could not tell you that.
- Q. A month or two months? A. I do not know, it might have been, I could not say.
- Q. You don't know anything about that? A. No sir, I don't know nothing about that.
- Q. Were you indicted while you were in jail? A. Yes sir.
- Q. While you were at Jefferson Market or at the Tombs?
- A. I could not say whether it was in Jefferson Market or at the Tombs where I was indicted.

**POOR QUALITY
ORIGINAL**

0380

- Q. You do not know when you were indicted? A. No, I do not.
- Q. Do you know when you got out on bail? A. The latter part of July sometime, I do not exactly know the date, or the latter part of June, I do not know whether it was the latter part of June or the latter part of July in regard to the date.
- Q. Did not you say you were in Jefferson Market and at the Tombs for two months? A. I did not, I said five or six weeks as near as I could think.
- Q. You were arrested on the 22nd of May? A. Yes sir.
- Q. How could you be released the latter part of June?
A. I say it might have been the latter part of July, I could not tell you positively in regard to the date, I am very mixed up.
- Q. Who procured your bondsman? A. My wife.
- Q. Who did she go to? A. Her uncle.
- Q. Who is her uncle? A. Sam Barclay, the bondsman.
- Q. That is the way you got bail? A. That is the way I procured bail.
- Q. You are sure of that? A. I am positive.
- Q. Did you get bail after the first bail? A. No sir.
- Q. What is the bail that now stands, is it? A. That is the bail that now stands.
- Q. The present bondsman is still your bondsman? A. Yes sir.
- Q. What is the name of your bondsman? A. Samuel Barclay.
- Q. Did not Mr. VanWyck sign your bond? A. The bond clerk down stairs signed my bond, I don't know who he is or what his name is, it is an easy matter to find out, the bond is there, that will tell.

- Q. The bond clerk of the District Attorney's office, went your bail, is that true? A. No sir, he did not, it was Samuel Barclay; I thought you had reference to the man who made the bond out.
- Q. It was not Mr. VanWyck? A. No sir, Samuel Barclay is my bondsman.
- Q. Did not you procure bail through an officer? through a detective officer? A. No sir, I procured bail through my wife's uncle.
- Q. You are sure of that? A. I am positive of it.
- Q. When was the defendant at the bar, Hopkins arrested, the date? A. I do not know.
- Q. Was he arrested after you were liberated on bail? A. No, he was arrested after.
- Q. After your liberation? A. Yes sir.
- Q. After you had been liberated what did you do as far as Hopkins is concerned, did you go down to the District Attorney's office? A. No sir, I never when I was liberated on bail.
- Q. Can't you say yes or no, you did not come down here? A. No sir, I did not.
- Q. Do you know how Mr. Hopkins was in any way suspected of participating in this larceny except through some statements you made? A. I do not, I do not know of any statement that I made.
- Q. You never made a statement? A. Not to my knowledge.
- Q. To any official whatever that Hopkins had anything to do with that, did you? A. Not to my knowledge.
- Q. You never have? A. No sir.

- Q. In no way, not up to date, have you? A. I might have spoke after his arrest, not prior to his arrest.
- Q. You know nothing about it? A. Nothing about it.
- Q. Do you know how he came to be in any way suspected of participation in this larceny that you committed?
- A. No, I do not, only from the description they gave of him to the officers who knew him.
- Q. Who gave a description? A. I believe the pawn broker gave a description to the officer.
- Q. But they never came to you and asked you anything about it, did they? A. NO.
- Q. Nobody? A. NO.
- Q. Not in the five or six weeks that you were in custody and even after your liberation, nobody asked you anything about it? A. Only at the examination.
- Q. When was that examination? A. A couple of days after the arrest.
- Q. What did they ask you about him then? A. They did not ask anything about him whatever, the testimony was they said something about him being with me, something to that effect.
- Q. They did not ask you who your companion on that afternoon was? A. It was not necessary because they knew him
- Q. Did they ask you a word about who was with you and had left you and gone away? A. NO.
- Q. Nor where he lived? A. NO.
- Q. Nor what he looked like or anything? A. Yes, they came to me one time I believe in Jefferson Market, I do not know whether it was in jefferson market or in the Tombs, they were anxious to find out where he was, to find him.

**POOR QUALITY
ORIGINAL**

0303

- Q. They did ask you? A. They asked me that.
- Q. What did you say? A. I told them I did not know which I did not .
- Q. You had been to his office? A. Right after this thing happened Hopkins disappeared I believe and he could not be found.
- Q. Somebody told you so? A. Yes sir, somebody told me.
- Q. Or did you simply suspect so? A. No, I was informed so.
- Q. You did not know anything about it yourself?
- A. Only from good authority, that is all.
- Q. All the time however while you were in custody after indictment and while you were out on bail, being liberated on bail, you never went to anybody and said that Hopkins had anything to do with this, did you? A. After I was out on bail?
- Q. Yes? A. No sir.
- Q. You never did? A. I never interested myself in the whole thing until I got a subpoena to appear down here for trial, it was immediately after I got on bail I went to work and I was working ever since and I did not interest myself.
- Q. When was the first time after May 22 after this occurrence, that you told anybody connected with the administration of justice that Hopkins had anything to do with this larceny that day? A. I guess it was in the neighborhood of last December.
- Q. Last December? A. I think it was December of last year.
- Q. And that was about six months after the occurrence of this larceny in May, wasn't it? A. Yes sir.

Q. Who did you tell? A. I refuse to answer.

Q. You refuse to answer? A. Yes sir.

By the court. Q. Answer the question, tell who you told?

A. I told Mr. Von Gerichten.

By Counsel. Q. He was an official, a detective connected with the District Attorney's office?

A. I am not positive

Q. At that time I mean how did you come to tell him anything about it, did you go to him or did he come to you?

A. I went to him.

Q. And you never told a living man or woman that this defendant had anything to do with that larceny of May 22 until the case was on the calendar in this Court for trial and you had to face your trial and then you went to a detective in the office and told him that this man was with you?

A. I did not go to the detective in the office.

Q. Did not you go to Von Gerichten? A. Not to Detective Von Gerichten.

Q. Who was it? A. I went to his son.

Q. You knew he was his son, didn't you? A. Without a doubt.

Q. You went for the purpose of communicating that intelligence when your case had been reached on the calendar and you had to stand trial, is not that the truth? A. NO.

Q. Never before did you open your mouth as to the guilt of this prisoner? A. That is not so.

Q. How many other people did you tell and when?

A. There was several people that knew all about it.

Q. You have testified here that the first man you told was Von Gerichten in December, 1890 ---- the first man you told that this prisoner had anything to do with that larceny?

A. Yes sir.

Q. Was that true or was that false when you so testified?

A. When I come to think, it was not the first, it was false, it was not the first man.

Q. It was false? A. Yes sir.

Q. Mr. VonGerichten that you told was not only the son of the detective attached to the officer at that time but now, as I understand it, he was also employed in the District Attorney's office? A. I believe he was.

Q. Did not you know he was? A. Yes sir.

Q. Did not you come here to see him? A. No, I did not come here, I saw him ~~pass~~ at his house.

Q. Who else did you tell? between May and December of 1890 about the complicity of this defendant with this larceny?

A. I told a young fellow by the name of Tracy, a young man that I knew.

Q. Where is he, is he here to-day? A. No, he is not here.

Q. Where does he live? A. He is stopping, he is boarding I believe at 491 Sixth Avenue.

Q. When did you last see Tracy? A. I seen him last Friday when I was working with him.

Q. Did you ever suggest to an body that you made that statement to him? A. No, I do not know that I have.

Q. I mean during the progress of your consultations with anybody connected with the administration of justice?

A. There was people heard the thing talked over, if that is what you mean, I do not exactly understand your question.

- Q. Is your father living? A. Yes sir, he is living.
- Q. Where does he live? A. He lives in No. 2059 Fulton Avenue, East New York.
- Q. Haven't you forged his name? A. No sir.
- Q. Not in Philadelphia? A. Never in Philadelphia in my life .
- Q. And never forged your father's name? A. I did, yes sir.
- Q. Isn't it true that you obtained a lot of diamond jewelry from Mrs. Barclay and the wife of the keeper of Ramshead by forging the name? A. No sir.
- Q. That is untrue? A. That is not true.
- Q. You are just as positive of that as of anything else?
A. Yes sir.
- Q. You know the Ramshead? A. Yes sir.

The Court: It is proper for the Court to instruct the witness if questions are put to you that you cannot answer except that the answer tends to criminate or degrade you, if you put it on those grounds you need not answer the questions.

By Counsel: Your acquaintance with this defendant began by your going to him for professional service? A. I believe so.

- Q. And started from the fact that you knew he had acted professionally for Mr. Besant? A. Yes sir.

- Q. And any social relations you may have had with him seemed developed from your first business interview?

A. Yes sir.

- Q. Did you go to Mrs. Meyer and ask her to sign a withdrawal of the charge or recommend a withdrawal of the indictment against you? A. No sir.

Q. Do you know who did? A. I believe the defendant's father made out a withdrawal.

Q. Do you know who did, yes or no? A. I am answering your question.

Q. Say yes or no? A. I wont answer the question until I answer the question in my own way.

Q. Do you know who? A. Yes sir.

Q. Now confine it to the withdrawl signed in your behalf, who went in your behalf to get Mrs. Meyers to sign that withdrawal?

A. I do not know who took the withdrawal there to be signed, I know one withdrawal that was brought there to be signed ---- yes, a man by the name of Tracy.

Q. Do you know who took the withdrawal signed in your behalf to Mrs. Meyer for her to sign? A. I know a joint drawn withdrawal for Hopkins and myself that was ~~brought~~ by his father to be brought to Mrs. Meyer to withdraw this charge and it was brought there, yes, I know who brought it, it was a withdrawal for him and for myself.

Counsel: I ask that that answer be stricken out.

By the Court. Q. Was that the only withdrawal you know about?

A. There was a withdrawal previous to that I believe.

By Counsel. Q. Don't you know that there is a withdrawal signed by Mrs. Meyer in your behalf and in behalf of noone else to be filed with the papers in this case?

A. Yes sir, I believe there was one.

Q. Don't you know it? A. Yes sir, I know it.

Q. Did not you cause its procurement? A No sir.

Q. You had nothing to do with that, you were the only party to be benefited and you had nothing to do with it, is that so?

**POOR QUALITY
ORIGINAL**

0300

A. I asked people if they could not procure one.

Q. But you did not take the measure to her? A. No, my wife took the measure.

Q. You had nothing to do with it and made no effort?

A. I was in a position that I could not make an effort.

Q. That was on file with the papers here, was it not?

A. I never seen the papers here.

Q. Don't you know there was a withdrawal individually for you?

A. Yes, I know there was a withdrawal here.

By the Court. Q. Do you know that there was a withdrawal for you?

A. I do not know whether it was first, I do not know whether there was a separate withdrawal here.

By Counsel. Q. Now you say that you know Mr. Hopkins, the father of the defendant went to Mrs. Meyer for a withdrawal as to both of you, you said that? A. No, not to Mrs. Meyer.

Q. Where did he go? A. To me.

Q. They came with a joint withdrawal to you? A. Yes sir.

Q. What did you do? A. I gave it to another party to go and have the withdrawal signed.

Q. Was that a joint withdrawal signed as to Hopkins?

A. From what I heard it was, I believe it was.

Q. Who took it to Mrs. Meyer for signature, who did you give it to? A. I believe this man Tracy took it, she signed it I believe, it was brought to the notary public.

Q. Then Mrs. Meyer signed a withdrawal for both of you?

A. Yes sir.

Q. Did Tracy bring it back signed to you? A. Yes sir.

Q. What did you do with it then? A. It was brought down town.

**POOR QUALITY
ORIGINAL**

0389

- Q. You filed it with the District Attorney? A. No sir, I did not.
- Q. What did you do with it? A. I sent it down.
- Q. By whom? A. A friend, a young man in the Surrogate's office.
- Q. What is his name? A. Swain.
- Q. Is he at present employed in the Surrogate's office?
- A. He is at present, I do not know whether you would find him there or not.
- Q. What is his full name? A. F.O. Swain.
- Q. You gave it to Mr. Swain? A. Yes sir.
- Q. With what direction? A. To leave it in the District Attorney's office on account of him being close here, being coming down town.
- Q. You suppose he did, don't you? A. I think so, yes sir.
- Q. You were very much surprised after endeavoring to get this joint withdrawal from Mrs. Meyer to be told that the withdrawal upon file is in your individual name with Hopkins left out, you are surprised at that? A. I am.
- Q. It is the first time you ever heard of it? A. Yes sir.
- Q. You are amazed that that paper somehow or other was absolutely obliterated as to Hopkins's name but yours appears?
- A. I know nothing about it.
- Q. His name was in it when you gave it to Swayne?
- A. When I read the withdrawal both names were in it.
- Q. When you gave it to Swayne that was the case, was it not?
- A. Yes sir.
- Q. When you directed that he should file it with the District Attorney? A. Yes sir.

- Q. You say Mr. Hopkins, the father of the defendant, came to you about this, is that so? A. We met each other down town here one day and we were talking over the thing.
- Q. Then he did not come to you? A. He never came, he gave the withdrawal.
- Q. To whom? A. To an outside party to bring to me.
- Q. Was this before or after your conversation with him down town? A. This was after.
- Q. Was not that withdrawal prepared at your direction and solicitation? A. I knew nothing about it until it was handed in my hand and made out? A. No sir.
- Q. You did not even attempt to get a withdrawal?
- A. This was done right here in the hall.
- Q. You made no attempt to get a withdrawal as far as you were concerned? A. No sir.
- Q. The withdrawal in your individual name you had nothing to do with it? A. No sir.
- Q. Did you make any effort to get a withdrawal in your own individual name with Hopkin's name out? A. Only the first withdrawal.
- Q. Don't you know that Mr. Hopkins, the father of the defendant refused to ask for a withdrawal for his son?
- A. No sir, I do not, I know nothing of the kind.
- Q. You expect immunity on the charge against you for testifying against Hopkins in this trial, don't you? A. No sir, I expect nothing of the kind.
- Q. You simply are testifying cheerfully because you think you are doing a public duty in punishing crime, is that true?
- A. Well, no, not exactly in that way.
- Q. Tell us just exactly what it is? A. I tell you I am test-

married man, I have got a father an invalid that is not expected to live over a week which if anything should happen it would kill him. Of course, by testifying I will depend upon the leniency of the Jury to do what they can.

Q. But you are not tried before this Jury? A. I thought that was the jury empannelled in this case.

Q. But they are trying Mr. Hopkins, not you?

A. Well, whatever jury I am tried on.

Q. Then you do really expect to get some benefit as the result of testifying for the People in this case against Hopkins?

A. I do not expect to get any from the People.

Q. I mean when I say the people, from the District Attorney's office?

A. No, I do not expect to get any leniency from them.

Q. When tried before some other Jury you expect the fact that you have testified against this defendant will help you with the other jury, is that it, and the District Attorney wont have anything to do with it as to amenity or leniency, is that so?

A. Well, I do not know.

Q. Do you expect the Court to help you? A. I expect the leniency of the Court I suppose.

Q. You have an invalid father? A. I have, yes sir.

Q. Don't you know that Hopkins is a man who is now a physical wreck of what he was a few years ago? A. I do not know what he was a few years ago.

Q. Don't you know that he is now ill and has been for some time past?

The Court: That is immaterial, I want to give you every latitude

but those are collateral matters.

By Counsel. Q. Then you do expect some advantage from your testimony to-day, don't you?

By the Court. Q. Do you expect any advantage from the fact of your testifying as a witness here to-day? A. No sir.

By Counsel. Q. You do not expect anything at all, do you? A. No sir.

Q. Absolutely nothing? A. No sir.

By Mr. Townsend. Q. Have you been promised from the District Attorney's office any amenity? A. Nothing at all.

By Q. By Mr. Davis or Mr. Townsend? A. No sir.

KITTIE HAM, sworn and examined.

By Mr. Townsend. Q. You are the wife of the witness John C. Ham? A. Yes sir.

Q. Where did you live on the 22nd of last May? A. No. 127 Greenwich Avenue.

Q. Do you know the defendant Hopkins? A. Yes sir.

Q. The morning of that day did you see him? A. Yes sir.

Q. The morning of that day sometime in the early forenoon? A. No sir, I did not see him in the morning.

Q. What time did you see him, I speak now of the time ----- was he with your husband that day at your house?

A. Yes sir.

Q. About what time was that? A. Sometime after one o'clock.

Q. Who else was there beside him? A. My husband and baby.

Q. They were together? A. Yes sir.

POOR QUALITY
ORIGINAL

0393

Q. Did they go out from there shortly afterwards?

A. Yes sir.

Q. Did you see Hopkins again that day A. Yes sir.

Q. About what time? A. Somewhere in the neighborhood of three o'clock I guess, I am not positive.

Q. Where did you see Hopkins? A. At my house.

Q. Did you have any conversation with him? A. Yes sir.

Q. Tell the conversation as near as you can? A. He returned to my house alone and told me that my husband had been arrested and was up in the 20th Street station house and if I would go up there and claim the sealskin sacque, that my husband would get out that afternoon; and I was talking to him when the detective came in my house and informed me that my husband was arrested and asked me if I had lost anything.

Q. What is the name of the detective, Madam, if you recollect?

A. I think it is Mr. Lavin, I believe that is the name.

Q. Go on? A. And he came in and asked me if I had lost anything. So, through Mr. Hopkins telling me to say I had a sealskin sacque up in the station house, I said yes; so the detective asked me what I had and I said, a sealskin coat; the detective told me if I would go up and identify the sacque that perhaps everything would be all right.

Q. What took place there, what became to Hopkins if anything?

A. Mr. Hopkins walked up 8th Avenue with me as far as 16th Street; he said, "now you run up to the Station House and I will meet you after you leave the Station House; but I never saw Mr. Hopkins again.

Q. Where did he say he would meet you? A. He said he

would meet me on the corner of 16th Street and 8th Avenue,
he said he would meet me at the place that he left me.

Q. You went up to the Station House, did you? A. Yes sir.

Q. You came back again and where did you go after you left
the Station House? A. I went to my mother's.

Q. Did you go back to 16th Street and 8th Avenue?

A. Yes sir.

Q. Did you find Mr. Hopkins? A. No sir.

Q. Have you seen him from that day until this day?

A. No sir.

By Q. Court. Q. Was he in your house when Lavin came, was Hopkins
there? A. Yes sir.

Q. How many rooms did you have? A. I had at the time
two rooms.

Q. What room was Hopkins in? A. In my sitting room.

Q. Where was Lavin? A. In the sitting room too.

Q. Lavin and Hopkins was there at the one time, is that it?

A. Yes sir.

By Mr. Townsend. Q. Have you a baby? A. Yes sir.

Q. It has some trouble with its eyes? A. Yes sir.

HANNAH HOWARD, sworn and examined.

By Mr. Townsend. Q. You were in the employ of Mrs. Meyer at 149
West 14th Street last May? A. Yes sir.

Q. Do you recollect a day in May about the 22nd I think ---
you know a man by the name of John C. Ham? A. Yes sir.

Q. And do you recollect his coming there that day?

A. Yes sir, well, too.

- Q. You recollect it well? A. Yes sir.
- Q. And wherendid you first see him that day? A. I was working ---- Oh, that is the first I saw of him that day.
- Q. Where did you first see him that day? A. At the gate when he rung the door bell.
- Q. He rung the basement door bell? A. Yes sir.
- Q. What did he say? A. He told me there was a leak in Mr. Meyer's room and he wanted to fix it.
- Q. He got in the house? A. Yes sir.
- Q. And went upstairs? A. He went upstairs.
- Q. Now shortly afterward was the bell rung again, the basement bell? A. Yes sir.
- Q. Did you go to the door? A. Yes sir, I went to the door to be sure.
- Q. Do you know Mr. Hopkins here, the defendant?
- A. Well, it is hard to say I know him, it looks very much like him.
- Q. What did he say to you? A. He told me to let him in, that he was a contractor for the kalsomining; I told him no, I would not let him in for I never saw him working there.
- Q. Who did he ask for? A. He asked if the other girl was upstairs.
- Q. What was the name of the other girl? A. Carrie was the name, I don't know her last name.
- Q. He asked for Carrie? A. Yes sir.
- Q. What did you say? A. I told him she was out with the other young lady.
- Q. What further conversation took place? A. Oh, there was not much conversation; he looked up at the house, I

thought he had something to do there, I told him to go down to Mr Meyer's place of business and when he would bring me word I would let him in or I would not let him in; he said he would not come any more, and he went towards Sixth Avenue; that is all I have to say about it.

Q. Did you see Ham go out of the house? A. No sir, I did not see him go out at all, for I was in the basement in the kitchen, and I do not know where he went, I could not say.

Q. You do not know of your own knowledge about the sacques and overcoat? A. Oh, I knew that they were gone but I could not tell any more about them. I saw them once, I got a glimpse of them, I knew nothing about them.

Q. What was his appearance with reference to hair on his face, how was it that day, the man that he brought there?

A. Oh, he had a moustache, he looked clean.

Q. He did not have any beard that time?

A. Not as long as he has it now, no indeed.

CROSS EXAMINED by Counsel.

Q. How long did this talk last when this man came to the gate?

A. It was not very long.

Q. About a minute or so? A. About a couple of minutes, it could not be any longer for I did not let him in.

Q. The man that came to your gate, had he anything except a moustache on his face in the way of hair?

A. I do not know what he had, I hardly looked at him, it looks very much like him.

Q. Was he stout or large? A. I did not look what size he was.

**POOR QUALITY
ORIGINAL**

0397

Q. You are not sure that this is the man? A. I am
telling you I am not sure, it looks like him, it is hard to
tell.

Q. You are not positive? A. No, I am not.

Q. On your oath you would not say this is the man?

A. No indeed; there is a good many men looks alike.

PATRICK LAVIN, sworn and examined.

By Mr. Townsend. Q. Your occupation is what? A Police officer.

Q. In this city? A. Yes sir, the 18th precinct.

Q. On the 22nd of last May did you see this defendant Hopkins?

A. Yes sir.

Q. Where did you see him? A. I seen him at 21st Street
and 8th Avenue.

Q. What time? A. Probably three o'clock, somewhere in
the neighborhood of three o'clock.

By the Court. Q. In the afternoon? A. Yes sir.

By Mr. Townsend. Q. Who was he with if anybody when you first saw
him? A. Ham was with him.

Q. This man John C. Ham? A. Yes sir.

Q. What were they doing? A. They simply came out of
21st Street, they were walking up towards 8th Avenue.

By the Court. Q. Walking together towards 8th Avenue?

A. Yes sir, up 8th Avenue.

Q. Did you follow them? A. I followed Ham from 20th
Street, from the pawn office, and he connected with Hopkins
in 21st Street and 8th Avenue.

**POOR QUALITY
ORIGINAL**

0398

- Q. You had first seen Ham? A. Yes sir.
- Q. Where had you first seen him? A. Coming out of McAleenan's pawn office.
- Q. Then you followed him along up to 21st Street and 8th Avenue where he joined Hopkins, did you? A. Yes sir.
- Q. And then what did you do? A. I arrested Ham, Hopkins went right along up 8th Avenue.
- Q. How near was this to McAleenan's pawn shop at the time when you first saw Hopkins? A. It was a little over a block.
- Q. What was he doing at the time you saw him, Hopkins?
- A. He was doing nothing, he simply joined Ham, I think he came from the east side of the Avenue and 21st Street, I would not be positive, but he joined Ham on the west side of 8th Avenue on the 21st Street corner.
- Q. This pawn shop is on the east side? A. On the east side of the avenue.
- Q. Before you reached where they were standing about how long were they together, did you see them together?
- A. They could not be together over a minute before I arrested Ham, I do not think they were half a minute probably.
- Q. Did Ham say anything to you about going and telling his wife about the sealskin sacque? A. Yes, he said it belonged to his wife.
- Q. He said it belonged to his wife? A. Yes sir.
- Q. But you did not hear him tell Hopkins to go and tell his wife, did you? A. As soon as I placed Ham under arrest Hopkins moved right on, there was no opportunity for him to say anything.

**POOR QUALITY
ORIGINAL**

0399

Q. AND who else was with you? A. Detective Logan was with me.

Q. Did you search Ham? A. Yes sir.

Q. You took him up to the station house? A. Yes sir.

By the Court. Q. What did you find when you searched him?

A. I found twenty-five dollars in money and a pawn ticket representing a seal sacque.

Q. At McAlceenan's pawn office? A. Yes sir.

Q. Did you go there and get the sacque? A. Carey and Logan got the sacque, I did not go there.

Q. Was it shown to Mrs. Meyer? A. I think she came to Jefferson Market Court, I am not positive whether it was there or at the Station House.

Q. Did you go that day after that down to Ham's house?

A. Yes sir, I did.

Q. What time did you go down there? A. Immediately after I made the arrest.

Q. Who did you see when you went down? A. I seen Hopkins there and Mrs. Ham.

Q. Any conversation with Hopkins then? A. He simply said to me, "Lavin, you made a mistake; what belongs to the wife belongs to the husband."

By Counsel. Q. What were the pawn tickets for that was in this man's possession when you arrested him? A. The pawn tickets represented a seal scaque pledged at McAlceenan's I think it was twenty-five dollars.

Q. One pawn ticket was all he had? A. Yes sir, that is all.

**POOR QUALITY
ORIGINAL**

0400

MATILDA MEYER, recalled by Mr. Townsend.

Counsel: I object on the ground that he has no right to recall her.

The Court: I will overrule that.

Counsel: Note an exception.

By Mr. Townsend. Q. Mrs. Meyer, you had seen the defendant Hopkins several times had you, at your house? A. Yes sir.

Counsel: Objected to.

By Mr. Townsend. Q. How did he wear his hair at that time on his face?

Objected to. Objection sustained.

Q. What is the name of your other servant that you had there on the 22nd of May?

The Court: You got that before. Carrie somebody or other.

BENJAMIN FOX, sworn and examined.

By Mr. Townsend. Q. What is your occupation, Mr. Fox?

A. Pawn broker.

Q. Where is your place? A. No. 72 8th Avenue near 14th Street.

Q. Do you recollect the 22nd of May of last year a person coming into your shop and offering a sealskin sacque, the afternoon of the 22nd of May? A. I do, the afternoon, yes sir.

Q. You saw John C. Ham on the stand? A. Yes sir.

Q. Was he the man? A. No sir.

The Court:

Q. Have you got the sacque in Court? ~~A. No sir.~~

Mr. Townsend: No sir.

By Mr. Townsend. Q. Have you such an idea of the man that came in as that you could describe him? A. I have, yes sir.

Q. Look at the defendant here, Hopkins, what is your best judgment? A. If he is the man he don't look anything like the man that I saw.

Q. He does not look anything like the man? A. No sir, the man I saw was of short stature, full round face, wearing a black derby hat, he had a sandy moustache, with a light complexion.

Q. He wore a derby hat, what else, what kind of a coat? A. Dark clothes.

Q. He did not have any beard? A. None whatever, a full round face.

Q. Taking the beard off Mr. Hopkins what would you say then? A. Mr. Hopkins's face -----

Counsel: We object.

By Counsel. Q. It was not Mr. Ham, you are positive of that?

A. I am positive because I saw Mr. Ham in the Police Court.

By the Court. Q. It was not Ham? A. No sir.

Q. Your judgment is it was not Hopkins? A. No sir.

Q. You do not know who it was? A. No sir.

Q. That sealskin sacque was afterwards claimed by the police?

A. Yes sir, Mrs. Meyer identified it.

The Defence offered no testimony.

The Jury disagreed, eleven being for conviction and one for acquittal.

POOR QUALITY
ORIGINAL

0402

Section may be
the case of
Henry E. Hopkins

Filed
June, 1890

POOR QUALITY
ORIGINAL

0403

BAILED,
No. 1, by Samuel Barclay
Residence 1761 Sedgwick Avenue,
Brooklyn, N.Y.
No. 2, by John C. Hume
Residence 24 E. 9th St.
Residence _____
No. 3, by _____
Residence _____
No. 4, by _____
Residence _____

Police Court---

2

District

138

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Matilda Meyer
149 West 14th

John C. Hume

John C. Hume

Matilda Meyer

John C. Hume

Matilda Meyer

John C. Hume

Matilda Meyer

John C. Hume

Matilda Meyer

John C. Hume

Matilda Meyer

John C. Hume

Matilda Meyer

John C. Hume

Matilda Meyer

Dated

May 26

1890

John C. Hume

Offence

John C. Hume

John C. Hume

John C. Hume

John C. Hume

John C. Hume

John C. Hume

John C. Hume

John C. Hume

John C. Hume

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John C. Hume

John C. Hume

John C. Hume

John C. Hume

John C. Hume

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 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 May 26 1890 John C. Hume Police Justice.

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

Dated _____ 18 _____ Police Justice.

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

Dated _____ 18 _____ Police Justice.

POOR QUALITY
ORIGINAL

0404

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 C. Haur and
Henry E. Hopkins*

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

John C. Haur and Henry E. Hopkins
of the CRIME OF GRAND LARCENY IN THE *second* DEGREE, committed
as follows:

The said

John C. Haur and Henry E. Hopkins, both

late of the City of New York, in the County of New York aforesaid, on the *second*
day of *May* in the year of our Lord one thousand eight hundred and *Eighty*,
, at the City and County aforesaid, with force and arms,

*two saggies of the value of
sixty dollars each and one overcoat
of the value of thirty dollars*

of the goods, chattels and personal property of one

Matilda Meyer

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

POOR QUALITY
ORIGINAL

0405

SECOND COUNT—

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

John C. Ham
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY committed as follows:

The said

John C. Ham

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

two sagues of the value of sixty dollars each and one overcoat of the value of thirty dollars

of the goods, chattels and personal property of one *Matilda Meyer*
by one *Henry E. Hopkins*, and
by ~~a certain person~~ *other* persons to the Grand Jury aforesaid unknown, then lately before
feloniously stolen, taken and carried away from the said *Matilda Meyer*

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

John C. Ham

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

JOHN R. FELLOWS,
District Attorney.

0406

BOX:

399

FOLDER:

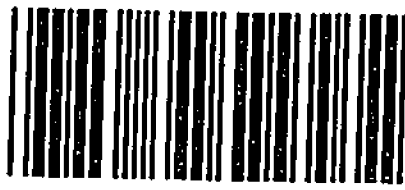
3708

DESCRIPTION:

Hanft, Adam

DATE:

06/30/90



3708

POOR QUALITY
ORIGINAL

0407

Witnesses:

Elizabeth Allen

Counsel,

Filed

30

day of

June 1890

Pleads,

Wm. J. Kelly, Jr.

THE PEOPLE

vs.

62 Mrs. Hudson

165 W. 1st St. New York

Adam Hanft

(2 cases)

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

JOHN R. FELLOWS,

District Attorney.

committed (Sept. 1890)

A True Bill

Chas. H. Huggins

Foreman.

Part III Sept 10/90

trial and exhibit

Sept 24/90

10 days

Sept 24/90

Sept 24/90

Sept 24/90

Sept 24/90

Sept 24/90

Sept 24/90

Sept 24/90

POOR QUALITY
ORIGINAL

0408

Sec. 198-200.

4 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name.

Answer.

Adam Hanft

Question. How old are you?

Answer.

61 Years

Question. Where were you born?

Answer.

Germany

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

Answer.

1655 L Harlem River 19 years

Question. What is your business or profession?

Answer.

Hold Cleaner

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

Adam Hanft

Taken before me this

day of

June 1898

21

Police Justice.

POOR QUALITY
ORIGINAL

0409

Sec. 151.

Police Court, _____ District.

CITY AND COUNTY } ss. *In the name of the People of the State of New York; To the Sheriff of the County*
OF NEW YORK. } *of New York, or any Marshal or Policeman of the City of New York, GREETING;*

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

of No *319 Third Ave* ~~Street~~, that on the *18* day of *June*

1890 at the City of New York, in the County of New York,

S he was violently Assaulted and Beaten by *Adam Hanco / 165 St*

Mountain House

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

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

Dated at the City of New York, this *22* day of *June* *1890*

Do [Signature] POLICE JUSTICE.

POOR QUALITY
ORIGINAL

0410

Age 61. Germ. Res 165-St- + Harlem River

The within-named

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

Dated..... 188

Police Justice.

Police Court..... District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

Warrant A & B.

Dated..... 188

Magistrate.

Magistrate, Officer
Adam Farnham

The Defendant taken, and brought before the Magistrate, to answer the within charge, pursuant to the command contained in this Warrant.

Officer.

Dated *June 21* 1889

This Warrant may be executed on Sunday or at night.

Do not execute Police Justice.

POOR QUALITY
ORIGINAL

0411

BAILLED.
No. 1, by August 9 Staker
Residence 245 West 68th Street.
No. 2, by _____
Residence _____ Street.
No. 3, by _____
Residence _____ Street.
No. 4, by _____
Residence _____ Street.

Police Court District. 998
THE PEOPLE, &c.,
ON THE COMPLAINT OF
Charles H. Adams
Adam Adams
Offence _____
Dated June 20 1889
Magistrate
Hastingsan Officer.
Witnesses
John Fleming 167 West 10 Avenue
500 E June 26 Street.
10 La St
David Duane Street.
158 54 St. N. Ave
No. 500
Street.
Commenced
JUN 21 1890
RECEIVED
CLERK OF THE DISTRICT

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 Adam Adams

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

Dated June 20 1889 Do J. C. Smith 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.

POOR QUALITY
ORIGINAL

0412

Police Court—4 District.

CITY AND COUNTY } ss.
OF NEW YORK,

of No. 319 First Avenue Street, aged 40 years,
occupation dress maker being duly sworn, deposes and says, that

on the 18 day of June 1892 at the City of New York,

in the County of New York,

she was violently ASSAULTED and BEATEN by Adam Hanft

who cruelly and maliciously threw a board
at deponent striking her on the face
cutting her face and hand severely
thrusting her in the Harlem River
without any justification on the part of the said assailant

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

Sworn to before me, this

day of

20 } Elizabeth Alcorn,
June 1892 }

De Voe Bell Police Justice.

POOR QUALITY
ORIGINAL

0413

Police Court—

4 District.

Affidavit—Larceny.

City and County }
of New York, } ss.

of No. 319 Elizabeth Alcorn
Five Avenue Street, aged 40 years,
occupation Dress Maker being duly sworn

deposes and says, that on the 9 day of June 1890 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent, in the night time, the following property, viz:

~~one~~

Three wooden float stages
and one Boat all of the
value Two hundred dollars

the property of Dennis Leary in the care
and charge 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 Adam Hanft

from the fact that deponent
saw said property in the
possession of said defendant
at 165th Street Harlem
River in said City

Elizabeth Alcorn.

Sworn to before me, this

June 20

1890

day

John J. Kelly Police Justice.

POOR QUALITY
ORIGINAL

0414

Sec. 198-200.

4 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss

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

Question. What is your name.

Answer. Adam Hanft

Question. How old are you?

Answer. 61

Question. Where were you born?

Answer. Germany

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

Answer. 165 Street & Harlem River 19 years

Question. What is your business or profession?

Answer. Hotel Keeper.

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

Answer.

I am not guilty
Adam Hanft

Taken before me this

day of

188

Police Justice.

POOR QUALITY
ORIGINAL

0415

Sec. 151.

Police Court 4 District.

CITY AND COUNTY }
OF NEW YORK, } ss. *In the name of the People of the State of New York; To the Sheriff of the County*
of New York, or any Marshal or Policeman of the City of New York:

Whereas, Complaint in writing, and under oath, has been made before the undersigned, one of the Police
Justices for the City of New York, by Elizabeth Alcorn
of No. 319 First Ave, that on the 19 day of June
1894 at the City of New York, in the County of New York, the following article to wit:

Three wooden float stages and one
Boat of the value of two hundred Dollars,
the property of Hennis Leary
w. as taken, stolen and carried away and as the said complainant has cause to suspect, and does suspect and
believe, by Adam Hanks

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

These are Therefore, in the name of the PEOPLE of the State of New York, to command you the said
Sheriff, Marshals and Policemen, and every of you, to apprehend the bod 4 of the said Defendant
and forthwith bring him before me, at the 4 DISTRICT POLICE COURT, in the said City, or in
case of my absence or inability to act, before the nearest or most accessible Police Justice in this City, to answer the
said charge, and to be dealt with according to law.

Dated at the City of New York, this 21 day of June 1894

Do I certify POLICE JUSTICE.

0415

The within named

Dated..... 188

Police Justice

ON THE COMPLAINT OF

Warrant-Laweny.

S.

Dated _____

88

Magistrate

Officer:

The Defendant Adam Smith taken, and brought before the Magistrate, to answer he within charge, pursuant to the command contained in this Warrant.

Officer.

Dated.....

June 21 1890

0637

This Warrant may be executed on Sunday or at night.

D. J. Campbell Police Justice

POOR QUALITY
ORIGINAL

0417

BAILED,
No. 1, by August J. Stabler
Residence 245 West 68th Street,
No. 2, by _____
Residence _____
No. 3, by _____
Residence _____
No. 4, by _____
Residence _____

Police Court

998
District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Charlotte Adams
vs. 319 1st Ave

Adams Charlotte

Dated

June 21 1888

Residence

1507c Magistrate

No. 3, by

Harbison Officer

Residence

Conk Precinct

Witnesses

John Williams
100 St. - 100 St. - 100 St.

No. 4, by

\$1000 to June 26 Street

Residence

10 a.m.

No. 1, by

David Juane Street

Residence

158th St. - 158th St. - 158th St.

No. 2, by

\$1000 to June 26 Street

Residence

100 d to answer 1888

Emmett &c

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

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

Dated June 26th 1888 Police Justice.

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

Dated _____ 1888 _____ 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 _____ 1888 _____ Police Justice.

POOR QUALITY
ORIGINAL

0418

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Adam Hanft

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

Adam Hanft

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

The said

Adam Hanft

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

*three wooden float stages of the
value of fifty dollars each and
one boat of the value of fifty
dollars*

of the goods, chattels and personal property of one

Elizabeth Alcorn

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

POOR QUALITY
ORIGINAL

0419

SECOND COUNT—

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

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

The said *Adam Hanft*

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,

*three wooden float stages of the
value of fifty dollars each and
one boat of the value of fifty
dollars*

of the goods, chattels and personal property of one *Elizabeth Alcorn*

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

Elizabeth Alcorn

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

Adam Hanft

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

JOHN R. FELLOWS,
District Attorney.

POOR QUALITY
ORIGINAL

0420

465

Counsel,
Filed 30 day of June 1890
Pleadg. *Indigently July 1st*

THE PEOPLE

vs.

B
Adam Hanfr
(2 cases)

Grand Larceny Second degree.
[Sections 528, 531, 532 Penal Code].

JOHN R. FELLOWS,

District Attorney.

A True Bill.

W. C. Huggins

Foreman.

Sept 18/90
G. S. B.

Sept 22/90 Sentenced on
another indictment.

Witnesses:

Elizabeth Allen

POOR QUALITY
ORIGINAL

0421

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Adam Hanft

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

Adam Hanft

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

The said

Adam Hanft

late of the City and County of New York, on the eighteenth day of June, in the year of our Lord one thousand eight hundred and ~~eighty-ninety~~, with force and arms, at the City and County aforesaid, in and upon one

Elizabeth Alcorn

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

with a certain

board

which

he

the said

Adam Hanft

in his right hand then and there had and held, the same being then and there a weapon and an instrument ~~and weapon~~ likely to produce grievous bodily harm, her, the said Elizabeth Alcorn 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.

POOR QUALITY
ORIGINAL

0422

SECOND COUNT—

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

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

The said — Adam Hanft —

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

Elizabeth Alcorn —

in the peace of the said People then and there being, feloniously did wilfully and
wrongfully make another assault; and the said — Adam Hanft —

the said — Elizabeth Alcorn —
with a certain

board

which — he — the said — Adam Hanft —

in — his — right hand then and there had held, in and upon the

— face and hand of — her — the said — Elizabeth Alcorn —

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 — Elizabeth
Alcorn — to the great damage of the said — Elizabeth Alcorn —
against the form of the statute in such case made and provided, and against the peace of
the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

0423

BOX:

399

FOLDER:

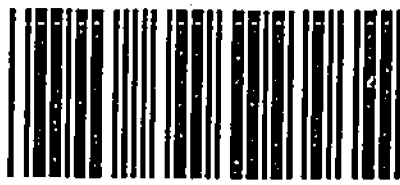
3708

DESCRIPTION:

Harlowe, John

DATE:

06/30/90



3708

POOR QUALITY
ORIGINAL

0424

Witnesses:

Off R Roberts

Counsel,

Filed, 30 day of June, 1890

Pleads, *Chotzudly J. J. J.*

499

THE PEOPLE,

vs.

B
John Harlowe

May 6/91
WATN 1890 (1890)
1890 (1890) (1890)
1890 (1890) (1890)

VIOLATION OF EXCISE LAW

(Keeping Open on Sunday)
[III Rev. Stat. (7th Edition), Page 1989, Sec. 5.]

JOHN R. FELLOWS.

District Attorney.

A True Bill.

Chas Huggins

Foreman.

POOR QUALITY
ORIGINAL

0425

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 Harlowe

The Grand Jury of the City and County of New York, by this indictment,
accuse *John Harlowe*
of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG
AND SPIRITUOUS LIQUORS, WINES ALE AND BEER, committed as follows:

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

JOHN R. FELLOWS,

District Attorney.

0426

BOX:

399

FOLDER:

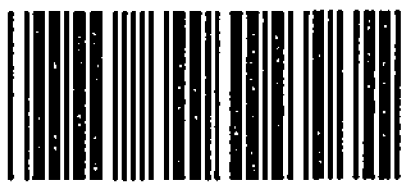
3708

DESCRIPTION:

Harrington, Patrick

DATE:

06/17/90



3708

POOR QUALITY
ORIGINAL

0427

Witnesses;

Ray Mahoney
Off Jackson

Counsel,

Filed

Pleads,

day of *June* 189*0*

THE PEOPLE

vs.

Patrick Harrington

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

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Charles Haggard

Foreman.

June 17/90

James W. Egan
P.D. 20786 mo
P.B.M.

POOR QUALITY
ORIGINAL

0428

Police Court 1st District.

Affidavit—Larceny.

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

of No. 216. Duane James Mahoney
occupation Expressman Fuller & French office
Street, aged 22 years,
being duly sworn
deposes and says, that on the 10 day of June 1890 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent, in the day time, the following property, viz:

One Package of Segars of the
Value of Thirty One dollars.

the property of in the care and charge 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 Palmer Harrington (now dead)
from the fact that deponent saw the
Paul Harrington take and
carry away said property from
deponent's truck standing in front
of premises No. 34 Chambers Street

James Mahoney

Sworn to before me, this 10 day of June 1890
of James Mahoney
Police Justice.

POOR QUALITY
ORIGINAL

0429

Sec. 198-200.

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK,

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

Question. What is your name?

Answer. *Patrick Harrington*

Question. How old are you?

Answer. *37 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *209 Madison Street 6 months*

Question. What is your business or profession?

Answer. *Printer*

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

Answer. *I am not guilty*

Patrick Harrington

Taken before me this

day of

1893

Police Justice.

POOR QUALITY
ORIGINAL

0430

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

Police Court--- / 922
District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

James McNamee
216 18th Avenue
James McNamee

1
2
3
4
Offence _____

Date *June 11 1890*
Wm. McMahon Magistrate

Wm. McMahon Officer

Witnesses *Henry Adams*
No. *34* *Chapman St.* Street.

No. *23* *Pearl Street*
20 *Kennedy Street*

No. *100* *10th St.* Street.
RECEIVED
CLERK'S OFFICE
12 10 1890

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

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 *June 11 1890* *Wm. McMahon* Police Justice.

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

Dated _____ 18 _____ Police Justice.

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

Dated _____ 18 _____ Police Justice.

POOR QUALITY
ORIGINAL

0431

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Patrick Harrington

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

Patrick Harrington

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

The said

Patrick Harrington

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

*six hundred and twenty cigars of
the value of five cents each*

of the goods, chattels and personal property of one

James Mahoney, the younger

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

*John R. Fellows
District Attorney*

0432

BOX:

399

FOLDER:

3708

DESCRIPTION:

Harris, Joseph

DATE:

06/10/90



3708

0433

100

Elmira (Cf. P. 11)

POOR QUALITY
ORIGINAL

0434

Police Court— District.

City and County } ss.:
of New York,

of No. 50 Delancey Street, aged 36 years,

occupation Carpenter being duly sworn

deposes and says, that the premises No. 50 Delancey Street, 10 Ward

in the City and County aforesaid the said being a first story tenement

the four rooms on the third floor of

and which was occupied by deponent as a dwelling place

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

were **BURGLARIOUSLY** entered by means of forcibly opening a
door leading into said rooms
by means of false keys.

on the 1st day of June 1888 in the day time, and the
following property feloniously taken, stolen, and carried away, viz:

A quantity of wearing apparel
valued at two hundred dollars
\$200.00

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

Joseph Harris

for the reasons following, to wit:

at the hour of eight
o'clock A. M. on said date
deponent sought and
fastened the doors and windows
of said premises the said wearing
apparel was hanging in the closet.
Deponent having found the said
door opened and said apparel
lying on the floor in a bundle

POOR QUALITY
ORIGINAL

0435

ready to be carried away he is
informed Morris Lubitz heretofore
that he Lubitz said the defendant
in said room, and when the Lubitz
seized hold of defendant, he
said defendant struck him
Lubitz.

Sum to before me } ~~James Felix~~
This 8th day of June 1894

Charles W. Tainter
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 1888
I have admitted the above named
to bail to answer by the undertaking hereto annexed.
Dated 1888
There being no sufficient cause to believe the within named
guilty of the offence within mentioned, I order he to be discharged.
Dated 1888
Police Justice.

Police Court, District,

THE PEOPLE, &c.,
on the complaint of

Offence—BURGLARY.

vs.

1
2
3
4

Dated

1888

Magistrate.

Officer.

Clerk.

Witness.

No.

Street,

No.

Street,

No.

Street,

\$ to answer General Sessions.

POOR QUALITY
ORIGINAL

0436

CITY AND COUNTY {
OF NEW YORK, } ss.

aged 32 years, occupation Cop maker of No.

So Hellaway Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Harmon Fortick

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

Sworn to before me, this

day of

188

Morris Lubitz

Charles V. Lantier

Police Justice.

POOR QUALITY
ORIGINAL

0437

Sec. 198-200

CITY AND COUNTY }
OF NEW YORK, } ss.

3 District Police Court.

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

I am not guilty
Joseph Harris

Taken before me this

day of June

1881

Charles W. Tamm
Police Justice.

POOR QUALITY
ORIGINAL

0438

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

Police Court---

District.

THE PEOPLE
ON THE COMPLAINT OF

James J. Sullivan
80 Melrose St
Joseph Harris

2
3
4

Offered

Dated

June 8 1890

James J. Sullivan
Magistrate.

Jack
Officer.

Witnesses

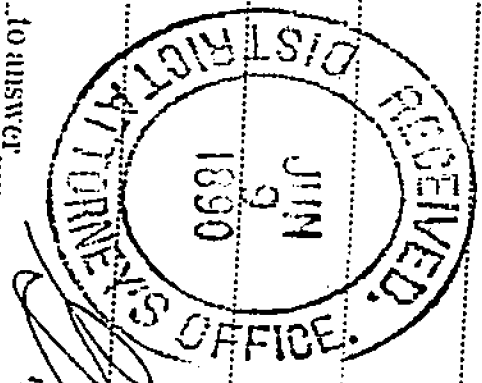
No. *1*
William Sullivan
Residence _____
Street _____

No. _____

James J. Sullivan
Residence _____
Street _____

No. _____

James J. Sullivan
Residence _____
Street _____



James J. Sullivan
Residence _____
Street _____

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

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

Dated *June 8* 18 *90* *Charles Sullivan* Police Justice.

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

Dated _____ 18 _____ Police Justice.

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

Dated _____ 18 _____ Police Justice.

POOR QUALITY
ORIGINAL

0439

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 Harris

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

Joseph Harris

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

The said

Joseph Harris,

late of the *Tenth* Ward of the City of New York, in the County of New York
aforesaid, on the *seventh* day of *June* in the year of our Lord one
thousand eight hundred and ~~eighty~~ *ninety*, with force and arms, in the
day — time of the same day, at the Ward, City and County aforesaid, the
dwelling house of one *Herman Felix*

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 *Herman Felix*

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.

POOR QUALITY
ORIGINAL

0440

SECOND COUNT—

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

Joseph Harris
of the CRIME OF *Grand* LARCENY in the second degree committed as follows:
The said *Joseph Harris*

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

*divers articles of clothing and
wearing apparel, of a number and
description to the Grand Jury
aforesaid unknown of the
value of two hundred dollars*

of the goods, chattels, and personal property of one *Herman Felix*

in the dwelling house of the said *Herman Felix*

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

John R. Bellows,
District Attorney.

0441

BOX:

399

FOLDER:

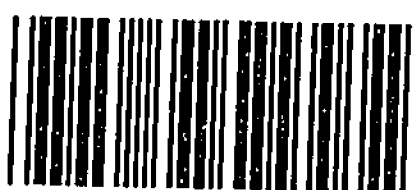
3708

DESCRIPTION:

Hart, Annie

DATE:

06/12/90



3708

POOR QUALITY
ORIGINAL

0442

Witnesses:

E. J. Miley

Counsel,

Filed

12

day of

June 1890

Pleads,

THE PEOPLE

vs.

Annie Hart

June 13/90

Sent to the Court of Special Sessions for trial, by request of Counsel for Defendant.

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

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Francis Higgins

Foreman.

POOR QUALITY
ORIGINAL

0443

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Annie Hart

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

Annie Hart

(Sec. 322,
Penal Code.)

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

The said

Annie Hart

late of the *12th* Ward of the City of New York, in the County of New York aforesaid, on the *ninth* day of *May* in the year of our Lord one thousand eight hundred and ~~eighty-ninety~~ *ninety*, and on divers other days and times, as well before as afterwards, to the day of the taking of this inquisition, at the Ward, City and County aforesaid, a certain common bawdy house and house of ill-fame, unlawfully and wickedly did keep and maintain; and in the said house divers evil-disposed persons, as well men as women, and common prostitutes, on the days and times aforesaid, as well in the night as in the day, there unlawfully and wickedly did receive and entertain; and in which said house the said evil-disposed persons and common prostitutes, by the consent and procurement of the said *Annie Hart*

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

SECOND COUNT—

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

Annie Hart

(Section 385,
Penal Code.)

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

The said

Annie Hart

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

POOR QUALITY
ORIGINAL

0444

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

THIRD COUNT—

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

(Section 322
Penal Code.) of the CRIME OF KEEPING A DISORDERLY HOUSE, committed as follows:

The said

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

JOHN R. FELLOWS,

District Attorney.

0445

BOX:

399

FOLDER:

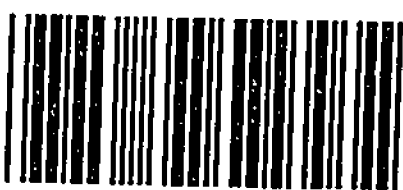
3708

DESCRIPTION:

Hatter, Charles

DATE:

06/19/90



3708

POOR QUALITY
ORIGINAL

0446

Counsel,

Filed

Pleads,

19 June 1891

THE PEOPLE

vs.

Charles Potter

VIOLATION OF EXCISE LAW.
(Selling without License.)
[Ill. R. S. (7th Ed.) page 1981, § 13, and
of 1883, Chap. 840, § 5].

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Foreman.

Witnesses:

off Jervis

POOR QUALITY
ORIGINAL

0447

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

Thomas Davis
being duly sworn, deposes and says that he resides at No. 417 E. 58th St
in the City of New York, and is an employee of the BOARD OF EXCISE OF THE CITY OF NEW YORK.

That deponent is informed and verily believes that at the times hereinafter mentioned one Charles Hatten ^{agent of the} was and still is the owner and proprietor of the business carried on at the Stewart in the premises No. 110

in the City of New York. That the grounds of such information and belief are that said Hatten
was in charge of the bar of the said house
and had been for some time

That on the 10th day of August 1888 the said Charles Hatten at the said place, did sell and deliver, or did cause to be sold and delivered, to deponent intoxicating liquors, in quantities less than five gallons at a time, to wit:

Charles Hatten

for which intoxicating liquors deponent paid the aforesaid proprietor the sum of two cents in cash; and deponent drank said liquors in and upon the premises above mentioned.

That at the time of the aforesaid purchase, sale and drinking of said intoxicating liquors the proprietor aforesaid had no excise license, nor was the ^{boat} place aforesaid licensed by said Board of Excise for the sale of intoxicating liquors.

Sworn to before me, this 11th day of August 1888

Thomas Davis
Notary Public's Office

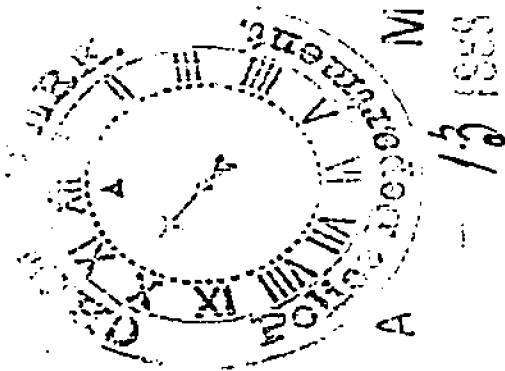
Sworn to before me
this 14th day of August 1888
J. M. Watson, Clerk

POOR QUALITY
ORIGINAL

0448

Board of Excise Law
Aug 11" 88

Requesting the arrest of
Charles Walker steamer
"Melia" for vio of the Excise
Law.



REFERRED

TO THE SUPERINTENDENT
FOR REPORT.

BY ORDER

W. H. H. H.

Received

1888

REFERRED TO

FOR ATTENTION & REPORT

Forwarded by [signature] SUPT.

POOR QUALITY
ORIGINAL

0449

Sec. 198—200.

2

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Charles Hatter

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

Question. What is your name?

Answer. *Charles Hatter*

Question. How old are you?

Answer. *18 years*

Question. Where were you born?

Answer. *N.S.*

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

Answer. *Little Washington N.Y.*

Question. What is your business or profession?

Answer. *Bar tender*

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

Answer. *I only opened the bar to
set a plan of liquor for a
rich lady as I supposed.
The officer said he had a
lady up stairs who did not
feel good. I demand a trial
by jury*

Charles Hatter

Taken before me this

day of

August

188

John J. Sullivan

Police Justice.

POOR QUALITY
ORIGINAL

0450

Sec. 151.

Police Court 2 District.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

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

of No. 417 East 58th Street, that on the 10 day of August

1886 at the City of New York, in the County of New York,

*at No 40 the steamboat
Meta one Charles Hatter did
sell to him one glass of whiskey in
violation of the Excise*

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

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

Dated at the City of New York, this 14 day of August 1886

W. B. Patton POLICE JUSTICE.

POOR QUALITY
ORIGINAL

0451

BAILED,
No. 1, by Robert M. Clapton
Residence 56. Newell Ave
No. 2, by Charles Hutter
Residence 417 East 58
No. 3, by Charles Hutter
Residence 417 East 58
No. 4, by Charles Hutter
Residence 417 East 58

Police Court--- 2 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Thomas Ferni

Charles Hutter

Offence Va & Gun Law

Dated Aug 14 188

Patton Magistrate.

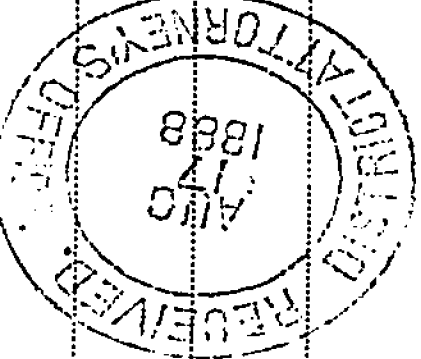
Miller Officer.

24 Precinct.

Witnesses.

No. 100 Street.

No. 100 Street.



No. 100 Street.

No. 100 Street.

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

Charles Hutter

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 Aug 15 188 J. M. Platt Police Justice.

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

Dated August 15 188 J. M. Platt 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.

POOR QUALITY
ORIGINAL

0452

OFFICE OF
BOARD OF EXCISE,
54 BOND STREET, COR. BOWERY.

New York, Aug 11th 1888

THE BOARD OF POLICE.

Gentlemen:

I am directed by the Board of
Excise to transmit to you the inclosed affidavit
regarding a violation of the Excise Law ~~at~~
on Steamboat "Meta";
the ^{agent of the} proprietor of which place is reputed to be
Charles Hatter;
and to request that you will direct the proper officers
to apply, upon the complaint therein contained,
for a warrant and to arrest the owner or owners
of said place, if known, or the person or persons
responsible for the violation of law as alleged.

David S. White
Secretary.

(*24th* Precinct.)

32/

POOR QUALITY
ORIGINAL

0453

Court of General Sessions of the Peace,
OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
AGAINST

Charles Hatter

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

(III. Revised
Statutes, [7th
edition] p. 1981
Section 13).

Charles Hatter
of the CRIME OF SELLING STRONG AND SPIRITUOUS LIQUORS AND WINES
WITHOUT A LICENSE, committed as follows:

The said

Charles Hatter

late of the City of New York, in the County of New York aforesaid, on the *tenth*
day of *August* in the year of our Lord one thousand eight hundred and
eighty-*eight*, at the City and County aforesaid, certain strong and spirituous
liquors, and certain wines, to wit: one gill of wine, one gill of brandy, one gill of rum, one
gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale,
one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong
and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did sell, in
quantity less than five gallons at a time, to

one Thomas Ferris and to

certain *other* persons whose names are to the Grand Jury aforesaid unknown, without
having a license therefor, as required by law, contrary to the form of the Statute in such case
made and provided, and against the peace and dignity of the People of the State of New York.

(Laws of 1883, chapter 340 sec-
tion 5) SECOND COUNT—

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

Charles Hatter

of the CRIME OF SELLING STRONG AND SPIRITUOUS LIQUORS, ALES, WINE AND
BEER WITHOUT A LICENSE, to be drank upon the premises, committed as follows:

The said

Charles Hatter

late of the City and County aforesaid, afterwards, to wit: on the day and in the year
aforesaid, at the City and County aforesaid, and at the premises ~~there situate, known as~~
~~in and on board of a~~ *certain steamboat*
~~number~~ *called The "Mela"*

certain strong and spirituous liquors, and certain ales, wines and beer, to wit: one gill of
wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of
cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of
lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury
aforesaid unknown, unlawfully did sell, to

one Thomas Ferris and to

certain *other* persons whose names are to the Grand Jury aforesaid unknown, to be
drank upon the premises aforesaid, without having a license therefor, as required by law,
against the form of the Statute in such case made and provided, and against the peace of
the People of the State of New York and their dignity.

POOR QUALITY
ORIGINAL

0454

(Laws of 1883,
chapter 840 sec-
tion 6.)

THIRD COUNT:

And the Grand Jury aforesaid, by this indictment, further accuse the said
Charles Watter
of the CRIME OF GIVING AWAY STRONG AND SPIRITUOUS LIQUORS, ALES,
WINE AND BEER WITHOUT A LICENSE, to be drank upon the premises, committed
as follows:

The said

Charles Watter

late of the City and County aforesaid, afterwards, to wit: on the day and in the year
aforesaid, at the City and County aforesaid, and at the premises there situate, ~~known as~~
~~number~~ *in and on board of a certain steam*
boat called the "Meta"

certain strong and spirituous liquors, and certain ales, wine and beer, to wit: one gill of
wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of
cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of
lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury
aforesaid unknown, unlawfully did give away to

certain ——— persons whose names are to the Grand Jury aforesaid unknown, to be
drank upon the premises aforesaid, without having a license therefor, as required by law,
against the form of the Statute in such case made and provided, and against the peace of
the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

0455

BOX:

399

FOLDER:

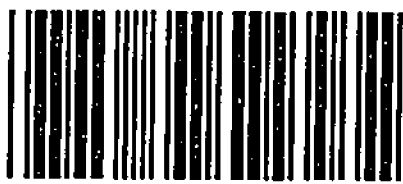
3708

DESCRIPTION:

Hazelton, George

DATE:

06/24/90



3708

POOR QUALITY
ORIGINAL

0456

Witnesses:

James Butler

Upon investigation, I recommend
defendant's discharge upon his
own recognizance.

Aug 29/90.

A. D. Barker
D. J. S.

Counsel,

Filed

Plends

1890

THE PEOPLE

vs.

George Hazelton

H. D. F.

Jan. 29/90

JOHN R. FELLOWS,

District Attorney.

Robbery in the
(MONEY)
[Sections 224 and 228, Penal Code].

A True Bill.

Chas. H. Rogers
Aug 29/1890 Foreman.
On the 29th day of Aug
1890 I have read the
indictment and find it
true. R. H. S.

POOR QUALITY
ORIGINAL

0457

Police Court— / District.

CITY AND COUNTY }
OF NEW YORK, } ss

James Butler
of No. *3 James Street (Star House)*, Aged *40* Years
Occupation *laborer* being duly sworn, deposes and says, that on the
17 day of *June* 18*86*, at the *4* Ward of the City of New York,
in the County of New York, was feloniously taken, stolen, and carried away from the person of de-
ponent by force and violence, without his consent and against his will, the following property, viz:

gave and lawful money of the
issue of the United States consisting
of two notes of the denomination of
one dollar each in all

of the value of *Two* 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 force and violence as aforesaid by

George Hazelton *and Daniel Concoran*
(both now here) and two other persons
not arrested and whose names or surnames
to deponent. From the fact that
deponent was walking along James
Street when said Hazelton who was in
company of said other three defendants
violently pushed deponent and attempted
to throw deponent into a basement
that deponent was falling, and held
himself up on the wall that then
said four defendants closed upon
deponent, and one of said defendants

day of

Sworn to before me this

188

Police Justice

POOR QUALITY
ORIGINAL

0458

placed his hand in the left hand pocket
of defendant pants then wore upon
defendant person, and which at the
time contained the within described
money that after he withdrew his
hand all of the defendants ran away
Defendant immediately pursued said money

presented before me } James H. Butler
this 18 day of June 1890 }
John J. Gorman
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 1888 Police Justice.
I have admitted the above named
to bail to answer by the undertaking hereto annexed.
Dated 1888 Police Justice.
There being no sufficient cause to believe the within named
guilty of the offense within mentioned, I order he to be discharged.
Dated 1888 Police Justice.

| | |
|---|------------------|
| Police Court, District, | Offence—ROBBERY. |
| THE PEOPLE, &c., on the complaint of | |
| 1. | |
| 2. | |
| 3. | |
| 4. | |
| Dated 1888 | Magistrate. |
| | Officer. |
| | Clerk. |
| Witness, | |
| No. Street, | |
| No. Street, | |
| No. Street, | |
| \$ to next General Sessions. | |

POOR QUALITY
ORIGINAL

0459

Sec. 198-200.

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK,

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

Question. What is your name?

Answer. *George Hazeltan*

Question. How old are you?

Answer. *26 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *1 Bowery 4 months*

Question. What is your business or profession?

Answer. *Shaver-fitter*

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

Answer. *I am not guilty. I was not
there when the complainant was
robbed*
George Hazeltan

Taken before me this

18

day of

June 1891

John J. Johnson

Police Justice.

POOR QUALITY
ORIGINAL

0460

Sec. 198-200.

CITY AND COUNTY }
OF NEW YORK, } ss.

District Police Court.

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

Question. What is your name?

Answer.

David Corcoran

Question. How old are you?

Answer.

19 years

Question. Where were you born?

Answer.

New York

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

Answer.

39 Park Street 20 years

Question. What is your business or profession?

Answer.

Plumber

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

Answer.

I am not guilty I know nothing
about the case I was not there
David Corcoran

Taken before me this

18

day of

June

1893

William J. Corcoran
Police Justice.

0461

Stam laid for
2 Oct 1901.

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

District

THE PEOPLE, Sec.
ON THE COMPLAINT OF

[illegible]

Offence

Date:

June 18

2

.....

Legislature.

1

Chief,

Precinct.

1

.....

..... Street.

.....

.....

No.

3

.....

~~Source.~~

.....

.....

2

1

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

Dated June 18 1890 Wm. J. Gorman 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 Samuel Wincorn
guilty of the offence within mentioned. I order he to be discharged.

Dated June 18 1890 John J. Gorman Police Justice.

POOR QUALITY
ORIGINAL

0462

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

George Washington

David Brown

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

George Washington *David Brown*

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

The said *George Washington* *David Brown*

late of the City of New York, in the County of New York aforesaid, on the *nineteenth* day of *June*, in the year of our Lord one thousand eight hundred and eighty *ninth* in the *time of the said day*, at the City and County aforesaid, with force and arms, in and upon one *James Butler* in the peace of the said People, then and there being, feloniously did make an assault, and

two promissory notes for the payment of money, of the kind commonly called United States Treasury Notes, of the denomination and value of *one* dollar *each*; *two* promissory notes for the payment of money of the kind commonly called Bank Notes, of the denomination and value of *one* dollar *each*; *two* United States Gold Certificates, of the denomination and value of *one* dollar *each*; *two* United States Silver Certificates, of the denomination and value of *one* dollar *each*;

of the goods, chattels and personal property of the said *James Butler*, from the person of the said *James Butler*, against the will, and by violence to the person of the said *James Butler*, then and there violently and feloniously did rob, steal, take and carry away, *the said* *George Washington* *David Brown*, *being then and there aided by an accomplice actually present, to wit: and by divers other persons 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.

John R. Kellogg
Attorney

0463

BOX:

399

FOLDER:

3708

DESCRIPTION:

Healy, Patrick

DATE:

06/03/90



3708

POOR QUALITY
ORIGINAL

0464

Exp # 20

Counsel, *3* day of *June* 1890
Filed *3*
Plends *Chrylth-4*

Witnesses:
A. Constach

THE PEOPLE
vs.
B
Batrisk Healy
(2 cases)

POLICY.
[S 844, Penal Code].

JOHN R. FELLOWS,
District Attorney.

John R. Fellows

A TRUE BILL.

Foreman.
June 1/190
Presented by 1st Court
Sept 1/190
Sentenced on and 1/190
Sentence suspended.
R.B.M.

POOR QUALITY
ORIGINAL

0465

CITY OF New York COUNTY OF New York } ss.
AND STATE OF NEW YORK.

Anthony Belmont

of 150 Nassau Street, New York City, being duly sworn deposes and says, he is more than 21 years of age, and is employed as Chief agent of the New York Society for the Suppression of Vice, that he has just cause to believe, is informed and verily does believe, that James Doe

whose real name is unknown, but who can be identified by Joseph H. Starn

did, at the City of County
of and State of New York, on or about the 9th day of May 1880.

unlawfully use a room, table, establishment or apparatus for gambling purposes—and did engage as ~~a dealer or game keeper~~ in a gambling or banking game, where money or property was dependent upon the result—and did sell, or offer to sell what is commonly called a "lottery policy," and a certain writing, paper, or insurance, upon the drawing or drawn numbers of a certain lottery, hereto annexed, and did indorse and use a book or other document for the purpose of enabling others to sell or offer to sell lottery policies, writings, papers or documents in the nature of a bet, wager or insurance, upon the drawing or drawn numbers of a lottery, against the form of the statute of the State of New York in such case made and provided.

Deponent further says, he has just ^{cause} ~~come~~ to believe, is informed and verily does believe from personal observation and from statements made by Joseph H. Starn

to deponent that the said James Doe

aforesaid, now have in his possession, at in and upon certain premises occupied by him and situate and known as the North East Corner of North Moore and West streets up one flight of stairs in the City of New York and within the County and State aforesaid, for the purpose of using the same as a means to commit a

POOR QUALITY
ORIGINAL

0466

CITY OF New York COUNTY OF New York } ss.
AND STATE OF NEW YORK.

Anthony Bonito

of 150 Nassau Street, New York City, being duly sworn deposes and says, he is more than 21 years of age, and is employed as Chief agent of the New York Society for the Suppression of Vice, that he has just cause to believe, is informed and verily does believe, that James Doe

whose real name is unknown, but who can be identified by Joseph H. Starni did, at the City of County of and State of New York, on or about the 9th day of May 1880, unlawfully use a room, table, establishment or apparatus for gambling purposes—and did engage as ~~a dealer or game keeper~~ in a gambling or banking game, where money or property was dependent upon the result—and did sell, or offer to sell what is commonly called a "lottery policy," and a certain writing, paper, or insurance, upon the drawing or drawn numbers of a certain lottery, hereto annexed, and did indorse and use a book or other document for the purpose of enabling others to sell or offer to sell lottery policies, writings, papers or documents in the nature of a bet, wager or insurance, upon the drawing or drawn numbers of a lottery, against the form of the statute of the State of New York in such case made and provided.

Deponent further says, he has just ^{came} ~~come~~ to believe, is informed and verily does believe from personal observation and from statements made by Joseph H. Starni

to deponent that the said James Doe aforesaid, now have in his possession, at in and upon certain premises occupied by him and situate and known as the North East Corner of North Moore and West Street up one flight of stairs in the City of New York and within the County and State aforesaid, for the purpose of using the same as a means to commit a

POOR QUALITY
ORIGINAL

0467

| | |
|--------------|-----|
| D. | |
| 1871 | Co. |
| Gorham | |
| Wash. St. | |
| 20 ct. | |
| agree to pay | No. |

POOR QUALITY
ORIGINAL

0468

13-59
23 100 20/-
57 }
18 }
39 }
+ 94/-

POOR QUALITY
ORIGINAL

0469

public offense, divers and sundry device, apparatus, tables, establishment and paraphernalia layouts, chips, deal boxes, cards, lottery tickets, lottery policies, writings, papers, books and documents for gambling purposes, in violation of the Provisions of Chapter IX of the Penal Code of the State of New York, wherefore deponent prays that warrants may be issued for the arrest of the persons named aforesaid, and to search for, seize and take possession of all of said unlawful matter, and that all be dealt with according to law.

Subscribed and sworn to before me this

Anthony J. Caruto

10 day of May 1890.

W. T. Caruto

Police Justice:

CITY OF _____ AND COUNTY OF _____ ss.

being further sworn deposes and says that on the _____ day of _____ 188____, deponent visited the said premises, named aforesaid, and there saw the said _____ aforesaid, and had dealings and conversation with _____ as follows:

Deponent

POOR QUALITY
ORIGINAL

0470

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

Joseph N. Starin, being duly sworn, deposes and says that he resides at 247 East 112th Street, in the City of New York. That on the 9th day of May 1890, that he personally visited premises situated on the North East corner of North Moore and West Sts, up one flight of stairs. Here he saw James Doe, whose real name to deponent ~~is~~ is not known, but whom deponent can identify. James Doe wears glasses, and deponent judges that he is a man of about 40 years of age. Deponent had written upon a piece of papaer as follows.

33 first.

57 }
48 } gigg.
39 }

and handed said paper to James Doe, and said to the said James Doe, I want to play 10cents each way on the above numbers. Thereupon the said James Doe recorded the same upon a manifold copy kept in use for recording lottery policies sold and then placed certain characters and figures on the paper hereto annexed and handed paper to deponent. Deponent paid said James Doe the sum of 20 cents for the same.

Deponent further states that he saw a young man buy another policy on the premises for which he paid

70 cents, which the said James Doe sold and recorded on his book. The said James Doe also wrote the characters and numbers upon a slip of paper and handed the same

POOR QUALITY
ORIGINAL

0471

and unopened along a strip of label and attached the same
on his back. The said James Doe also wore the spectacles
to which the said James Doe said the label
was attached. He said on the label the name of
to said person, whose name to deponent is unknown.

Deponent further says that he saw in the possession
of the said James Doe, divers papers, books and manifold
books and paraphernalia for the selling of lottery
policies.

Deponent says that when James Doe was arrested and
brought to the police station, he saw the said James Doe
Sworn to and subscribed before me, *Joseph M. Shaw*

this 11th day of May 1890.
Police Justice

City Court and State of New York. 2. 2.

POOR QUALITY
ORIGINAL

0472

Sec. 198-200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK } ss.

Patrick Healey being duly examined before the under-
signed according to law, on the annexed charge; and being informed that it is *h* right to
make a statement in relation to the charge against *h* - ; that the statement is designed to
enable *h* if he see fit to answer the charge and explain the facts alleged against *h*
that *h* 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. *Patrick Healey*

Question. How old are you?

Answer. *35 Years*

Question. Where were you born?

Answer. *Ireland*

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

Answer. *St. Carroll Street Brooklyn, 25 Years*

Question. What is your business or profession?

Answer. *Cooper*

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*
Patrick Healey

Taken before me this

day of

May 1899

Police Justice.

POOR QUALITY
ORIGINAL

0473

Sec. 151.

Police Court, 1st District.

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

In the name of the People of the State of New York: To the Sheriff, or any Deputy Sheriff or Peace Officer of the County of New York, or to any Marshal, Constable or Policeman of the City of New York: GREETING:

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police Justices for the City of New York, by Antony Fornuto of 41 Park Row and Joseph H. Starn of 247 E. 112nd Street, charging that on the 9th day of May 1890 at the City of New York, in the County of New York that the crime of selling what is commonly called a lottery policy

has been committed, and accusing James Cox whose real name is unknown but who can be identified by Joseph H. Starn thereof.

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

These are, Therefore, in the name of the PEOPLE of the State of New York, to command you the said Sheriff, Deputy Sheriffs, Peace Officers, Marshals, Constables and Policemen, and each and every of you, to apprehend the said Defendant and bring him forthwith before me, at the 1st DISTRICT POLICE COURT, in the said City or in case of my absence or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to be dealt with according to law.

Dated at the City of New York, this 10th day of May 1890
H. T. McMahon POLICE JUSTICE.

POLICE COURT, 1st DISTRICT.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Warrant-General.

REMARKS.

Time of Arrest May 10 - 1890

Native of England

Age 35

Sex M

Complexion W

Color W

Profession Officer

Married N

Single N

Read yes

Write yes

34 Canal St
Brooklyn

The Defendant James Cox
taken, and brought before the Magistrate, to answer the within charge, pursuant to the command contained in this Warrant.
Charles English Officer.
Dated May 10 1890
This Warrant may be executed on Sunday or at night.
H. T. McMahon Police Justice.

0474

The Justice presiding
in the 1st Dist Court
will please send
my statement of the
rents and my
balance of all monies
due, to the District

1000
Dr. ~~1000~~ 1000
232

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

POOR QUALITY
ORIGINAL

0475

Sec. 192.

District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY }
OF NEW YORK, } ss.

An information having been laid before Daniel F. McMahon Police Justice
of the City of New York, charging Patrick Healey Defendant with
the offence of Violation Battery Law

and he having been brought before said Justice for an examination of said charge, and it having been made to
appear to the satisfaction of said Justice that said examination should be adjourned to some other day, and the hear-
ing thereof having been adjourned,

We, Patrick Healey Defendant of No. 55
Carroll Street by occupation a Cropper
Frederick C. Luthy of No. 3309 Street Brooklyn
Street, by occupation a Retired Surety, hereby jointly and severally undertake that
the above named Healey Defendant
shall personally appear before the said Justice, at the District Police Court in the City of New York
during the said examination, or that we will pay to the People of the State of New York the sum of 100
Hundred Dollars.

Taken and acknowledged before me, this 11

day of

May

1890

D. McMahon POLICE JUSTICE.

POOR QUALITY
ORIGINAL

0476

CITY AND COUNTY } ss.
OF NEW YORK, }

Sworn to before me this
11th day of May 1881
at New York City
Justice.

Frederick C. Luthy

the within named Bail and Surety being duly sworn, says that he is a resident and
holder within the said County and State, and is worth *Twenty* Hundred Dollars,
exclusive of property exempt from execution, and over and above the amount of all his debts and
liabilities, and that his property consists of *a house & lot of land*

situated at 356 West 40th Street
valued at twenty thousand dollars
free & clear F.C. Luthy

District Police Court.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

Undertaking to appear
during the Examination.

Taken the day of 188

Justice.

Identified by
C. E. Price

POOR QUALITY
ORIGINAL

0477

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

Joseph N. Starin

of No. 247 East 112th

Street, being duly sworn, deposes and says,

that Patrick Healy

(now present) is the person of the name of

James Dor

mentioned in deponent's affidavit of the 10th

day of May

1890, hereunto annexed.

Sworn to before me, this 10

day of May 1890

Joseph N. Starin

A. D. McMahon

POLICE JUSTICE.

POOR QUALITY
ORIGINAL

0478

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against

Patrick Healy

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

Patrick Healy
of the CRIME OF KEEPING A ROOM TO BE USED FOR GAMBLING PURPOSES,
committed as follows:

The said

Patrick Healy

late of the *Fifth* Ward of the City of New York in the County of New
York aforesaid, on the *ninth* day of *May* in the year of our
Lord one thousand eight hundred and eighty *ninety*, at the Ward, City and County
aforesaid, with force and arms, unlawfully did keep a certain room in a certain building, there
situate, to be used for gambling purposes, to wit: to be used for the purpose of therein con-
ducting a certain gambling game commonly called "policy," where money and property was
dependent upon the result, 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

Patrick Healy
of the CRIME OF KEEPING A ROOM TO BE USED FOR THE PURPOSE OF SELLING
LOTTERY POLICIES THEREIN, committed as follows:

The said

Patrick Healy

late of the Ward, City and County aforesaid, afterward, to wit: on the day and in the year
aforesaid, at the Ward, City and County aforesaid, unlawfully did keep a certain room
in a certain building there situate, to be used for the purpose of therein selling and
offering to sell what are commonly called Lottery Policies, and divers writings, papers,
and documents in the nature of bets, wagers and insurances upon the drawing or drawn
numbers of certain public and private lotteries, and of therein endorsing and using books
and other documents for the purpose of enabling divers persons to sell and offer to sell
lottery policies and other such writings, papers and documents, against the form of the Statute
in such case made and provided, and against the peace of the People of the State of New York
and their dignity.

POOR QUALITY
ORIGINAL

0479

THIRD COUNT.

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

Patrick Healy
of the CRIME OF SELLING TO ANOTHER WHAT IS COMMONLY KNOWN AS A
LOTTERY POLICY, committed as follows:

The said

Patrick Healy
late of the Ward, City and County aforesaid, afterward, to wit: on the day and in the year
aforesaid, at the Ward, City and County aforesaid, with force and arms, feloniously did sell to
one

Joseph N. Starin
a certain paper, instrument and writing, commonly called a Lottery Policy, which said paper,
instrument and writing, called a Lottery Policy, is as follows, that is to say:

B+ 5/9
33 first 20/-
57 } Gigg 75
48 }
39 } + 94/-

(a more particular description of which said instrument and writing so commonly called a
Lottery Policy is to the Grand Jury aforesaid unknown, and cannot now be given), 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.

FOURTH COUNT.

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

Patrick Healy
of the CRIME OF SELLING A PAPER AND WRITING, IN THE NATURE OF A BET
AND WAGER UPON THE DRAWN NUMBERS OF A LOTTERY, committed as follows:

The said

Patrick Healy
late of the Ward, City and County aforesaid, afterward, to wit: on the day and in the year
aforesaid, at the Ward, City and County aforesaid, with force and arms, feloniously did sell to
one

Joseph N. Starin
a certain paper and writing, in the nature of a bet and wager upon the drawn numbers of a
certain lottery, the same being a scheme for the distribution of property by chance among
persons who had paid or agreed to pay a valuable consideration for such chance (a more par-

POOR QUALITY
ORIGINAL

0480

particular description of which said lottery is to the Grand Jury aforesaid unknown, and cannot now be given), which said paper and writing is as follows, that is to say:

B + 579
33 first 20/-
57 } Gigg 15-
48 } + 94/-
39 }

(a more particular description of which said paper and writing is to the Grand Jury aforesaid unknown, and cannot now be given), 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,

FIFTH COUNT.

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

Patrick Healy

of the CRIME OF SELLING A WRITING PAPER AND DOCUMENT IN THE NATURE OF AN INSURANCE UPON THE DRAWING OF A LOTTERY, committed as follows:

The said

Patrick Healy

late of the Ward, City and County aforesaid, afterward, to wit: On the day and in the year aforesaid, at the Ward, City and County aforesaid, with force and arms, feloniously did sell to one

Joseph N. Starin

a certain paper, writing and document in the nature of an insurance upon the drawing of a certain lottery, the same being a scheme for the distribution of property by chance among certain persons who had paid or agreed to pay a valuable consideration for such chance (a more particular description of which said lottery is to the Grand Jury aforesaid unknown, and cannot now be given), which said paper, writing and document is as follows, that is to say:

B + 579
33 first 20/-
57 } Gigg 15-
48 } + 94/-
39 }

(a more particular description of which said paper, writing and document is to the Grand Jury aforesaid unknown, and cannot now be given), against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

John L. Fellows
RANDOLPH B. MARTINE,

District Attorney.

POOR QUALITY
ORIGINAL

0481

Witnesses:

A. Constock

Counsel,

Filed

Pleads

1880

day of June

Magalloway - 4

THE PEOPLE

vs.

B
Derrick Healy
(2 cases)

POLICY.
[SS 343 and 344, Penal Code].

John W. Sallows,
RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

George H. Rogers
June 12/90 Foreman.
Healy jury - 12/90
George H. Rogers
June 12/90
P.B.M.

GLUED PAGE

POOR QUALITY
ORIGINAL

0482

CITY OF New York COUNTY OF New York } ss.
AND STATE OF NEW YORK.

ant

of 150 Nassau Street, New York City, being duly sworn
21 years of age, and is employed as chief agent of the New York Society for the
Suppression of Vice, that he has just cause to believe, is informed and verily does
believe, that James Dor

whose real name is unknown, but who can be identified by Joseph W. Starn
did, at the city of County
of and State of New York, on or about the 10th day of May 1880,
unlawfully use a room, table, establishment or apparatus for gambling purposes—and
did engage ~~as a dealer or game keeper~~ in a gambling or banking game, where money or
property was dependent upon the result—and did sell, or offer to sell what is com-
monly called a "lottery policy," and a certain writing, paper, or insurance, upon the drawing
or drawn numbers of a certain lottery, hereto annexed, and did indorse and use a book or
other document for the purpose of enabling others to sell or offer to sell lottery policies,
writings, papers or documents in the nature of a bet, wager or insurance, upon the drawing
or drawn numbers of a lottery, against the form of the statute of the State of New York
in such case made and provided.

Deponent further says, he has just ^{come} ~~come~~ to believe, is informed and verily does
believe ~~from personal observation and~~ from statements made by Joseph W. Starn

to deponent
that the said James Dor
aforesaid, now has in his possession, at in and upon
certain premises occupied by him and situate and known as the North East
Corner of North Moore and West streets, up one
flight of stairs in the city of New York and within
the County and State aforesaid, for the purpose of using the same as a means to commit a

GLUED PAGE

POOR QUALITY
ORIGINAL

0483

CITY OF New York COUNTY OF New York } ss.
AND STATE OF NEW YORK.

Anthony Belmont

of 150 Nassau Street, New York City, being duly sworn deposes and says, he is more than 21 years of age, and is employed as chief agent of the New York Society for the Suppression of Vice, that he has just cause to believe, is informed and verily does believe, that James Dor

whose real name is unknown, but who can be identified by Joseph H. Stain did, at the city of County

~~of~~ and State of New York, on or about the 10th day of May 1880, unlawfully use a room, table, establishment or apparatus for gambling purposes—and did engage ~~as a dealer or game keeper~~ in a gambling or banking game, where money or property was dependent upon the result—and did sell, or offer to sell what is commonly called a "lottery policy," and a certain writing, paper, or insurance, upon the drawing or drawn numbers of a certain lottery, hereto annexed, and did indorse and use a book or other document for the purpose of enabling others to sell or offer to sell lottery policies, writings, papers or documents in the nature of a bet, wager or insurance, upon the drawing or drawn numbers of a lottery, against the form of the statute of the State of New York in such case made and provided.

Deponent further says, he has just ^{cause} ~~come~~ to believe, is informed and verily does believe ~~from personal observation and~~ from statements made by Joseph H. Stain

to deponent

that the said James Dor

 aforesaid, now has in his possession, at in and upon certain premises occupied by him and situate and known as the North East Corner of North Moore and West streets, up one flight of stairs in the city of New York and within the County and State aforesaid, for the purpose of using the same as a means to commit a

W. E. Green
North Moore
West St.
May 10/80

POOR QUALITY
ORIGINAL

0484

public offense, divers and sundry device, apparatus, tables, establishment and paraphernalia layouts, chips, ~~deal boxes~~, cards, lottery tickets, lottery policies, writings, papers, books and documents for gambling purposes, in violation of the Provisions of Chapter IX of the Penal Code of the State of New York, wherefore deponent prays that warrants may be issued for the arrest of the persons named aforesaid, and to search for, seize and take possession of all of said unlawful matter, and that all be dealt with according to law.

Subscribed and sworn to before me this }
10 day of May 1880. }

Anthony J. Connelley

W. J. McQuinn
Police Justice.

CITY OF New York AND COUNTY OF New York ss.

Joseph N. Starin of 247 East 112d St.

being further sworn deposes and says that on the 10th day of May 1880,
deponent visited the said premises, named aforesaid, and there saw the said
James Dor, aforesaid, and

had dealings and conversation with him as follows:

Deponent purchased of the said James Dor, the annexed paper, and paid him the sum of 20 cents for the same, and the said James Dor, wrote, recorded and sold the said paper in deponent's presence and to deponent for the sum of 20 cents

Subscribed and sworn to before
me this 10th day of May 1880
W. J. McQuinn
Police Justice

Joseph N. Starin

POOR QUALITY
ORIGINAL

0485

Subscribed and sworn to before me this }
_____ day of _____ 188____. }

Police Justice.

| | | |
|--|-----------------|--------------------|
| THE PEOPLE | ON COMPLAINT OF | AGAINST |
| <i>Anthony Santobello</i> | | <i>James A. A.</i> |
| Violation Sec. 348 P. C. Gambling and Policy. | | |
| Affidavit of Complaint. | | |

WITNESSES:

POOR QUALITY
ORIGINAL

0486

Sec. 198-200.

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

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

Question. What is your name?

Answer. *Patrick Henry*

Question. How old are you?

Answer. *25 Years*

Question. Where were you born?

Answer. *Ireland*

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

Answer. *5 Carroll Street Brooklyn 20 Years.*

Question. What is your business or profession?

Answer. *Copper*

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*
Patrick Henry

Taken before me this

day of *March* 188*7*

Police Justice.

0487

In the name of the People of the State of New York:

Proof by affidavit having been this day made before me, by Anthony Bonaiuto 41 Park Row
 & Joseph M. Starni of 247 East 112th Street, New York
 City, that there is probable cause for believing that James Doe, whose real name
is unknown but who can be identified
by Joseph M. Starni

YOU ARE THEREFORE COMMANDED, at any time of the day or night
time to make immediate search on the person of the said James Do

And if you find the same, or any part thereof, to bring it forthwith before me at the 1st District
Police Court at the Courts in Centre street in the City of New York.

By W. T. Mearns

POLICE JUSTICE

POOR QUALITY
ORIGINAL

0488

Inventory of property taken by Patrick English the Peace Officer by whom this warrant was executed :

~~Faro layouts, Roulette Wheels, Roulette layouts, Rouge et Noir lay-~~
~~outs, gaming tables, chips, packs of cards, dice, deal~~
~~boxes, deal trays for holding chips, cue boxes, markers, or tiny cards,~~
~~ivory balls, 3 lottery policies, lottery tickets, circulars, writings,~~
~~papers, black boards, 298 slips, or drawn numbers in policy, money, 1~~

manifold books, ~~slates, 4 Pencils & 1 quine~~

City of New York and County of New York ss :

I, Patrick English the Officer by whom this warrant was executed,

do swear that the above Inventory contains a true and detailed account of all the property taken by me in this warrant.

Sworn to before me, this 10
day of May 1890

W. J. McMahon Police Justice.

W. J. McMahon
34 Canal St.

Police Court---First District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Anthony Conneret et al.
James Doe et al.
Patrick Hardy

Dated May 10 1890

W. J. McMahon Justice.

English Officer.

0409

177
Johnston
Office Furniture

.....

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

POOR QUALITY
ORIGINAL

0490

Sec. 192.

1 District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY }
OF NEW YORK, } ss.

An information having been laid before Daniel F. McMahon Police Justice
of the City of New York, charging Patrick Healey Defendant with
the offence of Violation Battery Law

and he having been brought before said Justice for an examination of said charge, and it having been made to
appear to the satisfaction of said Justice that said examination should be adjourned to some other day, and the hear-
ing thereof having been adjourned,

We, Patrick Healey Defendant of No. 55
Harlem Street, by occupation a Cropper
and Federal Smith of No. 2309 Seventh Avenue
Street, by occupation a Retiree Surety, jointly and severally undertake that
the above named Healey
shall personally appear before the said Justice, at the 1 District Police Court in the City of New York,
during the said examination, or that we will pay to the People of the State of New York the sum of ten
Hundred Dollars.

Taken and acknowledged before me, this 11

day of May

1889

D. F. McMahon POLICE JUSTICE.

POOR QUALITY
ORIGINAL

0491

Sec. 192.

District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY }
OF NEW YORK, } ss.

An information having been laid before Daniel F. McMahon Police Justice
of the City of New York, charging Patrick Healey Defendant with
the offence of Violation of the Law

and he having been brought before said Justice for an examination of said charge, and it having been made to
appear to the satisfaction of said Justice that said examination should be adjourned to some other day, and the hear-
ing thereof having been adjourned,

We, Patrick Healey Defendant of No. 55
Harmon Street by occupation a Cropper
and Federal Smith of No. 2309 Seventh Avenue
Street by occupation a Retired Surety, jointly and severally undertake that
the above named Healey
shall personally appear before the said Justice, at the 1 District Police Court in the City of New York,
during the said examination, or that we will pay to the People of the State of New York the sum of ten
Hundred Dollars.

Taken and acknowledged before me, this 11

day of May

1889

D. F. McMahon POLICE JUSTICE.

POOR QUALITY
ORIGINAL

0492

CITY AND COUNTY OF NEW YORK, } ss.

Sworn to before me this
11th day of May 1881
at New York City
Police Justice.

the within named Bail and Surety being duly sworn, says that he is a resident and holder within the said County and State, and is worth Twenty Hundred Dollars, exclusive of property exempt from execution, and over and above the amount of all his debts and liabilities, and that his property consists of a house & lot of land

situated at No 356 West 40th Street
valued at twenty thousand and no
free & clear

P. E. Luty

District Police Court.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

Undertaking to appear
during the Examination.

Taken the

day of

188

Justice.

Identified by
C. E. Price.

POOR QUALITY
ORIGINAL

0493

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

Joseph H. Starn

of No. 247 E 112th

that Patrick Healy

James Dor

Street, being duly sworn, deposes and says,

(now present) is the person of the name of

mentioned in deponent's affidavit of the

10th

day of

May

1890, hereunto annexed.

Sworn to before me, this

10

day of

May

1890

Joseph H. Starn

W. J. McMahon

POLICE JUSTICE.

POOR QUALITY
ORIGINAL

0494

Court of General Sessions of the Peace
OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against

Patrick Healy

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

Patrick Healy
of the CRIME OF SELLING WHAT IS COMMONLY CALLED A LOTTERY POLICY, com-
mitted as follows:

The said

Patrick Healy

late of the City of New York in the County of New York aforesaid, on the *tenth*
day of *May* in the year of our Lord one thousand eight hundred and ~~eighty~~
ninety at the City and County aforesaid, feloniously did sell to one

Joseph N. Starin

what is commonly called a Lottery Policy, the same being a certain paper, and writing,
as follows, that is to say:

B + 7/10
13-1-207
21-9-4347/10-

(21)

(a more particular description of which said paper and writing so commonly called a Lottery
Policy is to the Grand Jury aforesaid unknown, and cannot now be given), 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

Patrick Healy

of the CRIME OF SELLING A PAPER, WRITING, AND DOCUMENT, IN THE NATURE
OF A BET AND WAGER UPON THE DRAWING OF A LOTTERY, committed as follows:

The said

Patrick Healy

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid,
at the City and County aforesaid, feloniously did sell to one

Joseph N. Starin

POOR QUALITY
ORIGINAL

0495

a certain paper, writing and document, in the nature of a bet and wager upon the drawing of a certain lottery, the same being a scheme for the distribution of property by chance among persons who had paid or agreed to pay a valuable consideration for such chance (a more particular description of which said lottery is to the Grand Jury aforesaid unknown, and cannot now be given), which said paper, writing and document, is as follows, that is to say :

B+ 5/10
13-1-20f
21-9-43 9/10 -

(a more particular description of which said paper, writing and document, is to the Grand Jury aforesaid unknown, and cannot now be given), 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

Patrick Healy
of the CRIME OF SELLING A WRITING, PAPER, AND DOCUMENT IN THE NATURE OF AN INSURANCE UPON THE DRAWING OF A LOTTERY, committed as follows :

The said Patrick Healy

late of the City and County aforesaid, afterwards, to wit: On the day and in the year aforesaid, at the City and County aforesaid, feloniously did sell to one

Joseph N. Starn

a certain paper, writing and document in the nature of an insurance upon the drawing of a certain lottery, the same being a scheme for the distribution of property by chance among certain persons who had paid or agreed to pay a valuable consideration for such chance (a more particular description of which said lottery is to the Grand Jury aforesaid unknown, and cannot now be given), which said paper, writing and document is as follows, that is to say :

B+ 5/10
13-1-20f
21-9-43 9/10 -

(a more particular description of which said paper, writing and document is to the Grand Jury aforesaid unknown, and cannot now be given), 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.

FOURTH COUNT.

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

Patrick Healy

of the CRIME OF SELLING A PAPER, WRITING AND DOCUMENT IN THE NATURE OF A BET AND WAGER UPON THE DRAWN NUMBERS OF A LOTTERY, committed as follows :

**POOR QUALITY
ORIGINAL**

0496

The said

Patrick Healy

late of the City and County aforesaid, afterwards, to wit : on the day and in the year aforesaid,
at the City and County aforesaid, feloniously did sell to one

Joseph N. Starin

a certain paper, writing and document in the nature of a bet and wager upon the drawn numbers of a certain lottery, the same being a scheme for the distribution of property by chance among persons who had paid or agreed to pay a valuable consideration for such chance (a more particular description of which said lottery is to the Grand Jury aforesaid unknown, and cannot now be given), which said paper, writing and document is as follows, that is to say :

B+ 5/10
13-1-20
21-9-43
1/10 -
(SD)

(a more particular description of which said paper, writing and document is to the Grand Jury aforesaid unknown, and cannot now be given), 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.

FIFTH COUNT.

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

Patrick Healy

of the CRIME OF SELLING A WRITING, PAPER AND DOCUMENT IN THE NATURE OF AN INSURANCE UPON THE DRAWN NUMBERS OF A LOTTERY, committed as follows:

The said

Patrick Healy

late of the City and County aforesaid, afterwards, to wit : On the day and in the year aforesaid,
at the City and County aforesaid, feloniously did sell to one

Joseph N. Starin

a certain paper, writing and document in the nature of an insurance upon the drawn numbers of a certain lottery, the same being a scheme for the distribution of property by chance among certain persons who had paid or agreed to pay a valuable consideration for such chance (a more particular description of which said lottery is to the Grand Jury aforesaid unknown, and cannot now be given), which said paper, writing and document is as follows, that is to say :

B+ 5/10
13-1-20
21-9-43
1/10 -
(SD)

(a more particular description of which said paper, writing and document is to the Grand Jury aforesaid unknown, and cannot now be given), against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

0497

BOX:

399

FOLDER:

3708

DESCRIPTION:

Heck, Carl L.

DATE:

06/19/90



3708

POOR QUALITY
ORIGINAL

0498

Witnesses:

off Lerney

Paula Lee
Ernestine Schaffner
70 W. 68 St.
July 21/890

Counsel,

Filed

19 day of June 1890

Pleads,

THE PEOPLE

vs.

~~James~~
Carl L. Heck
Send notice to
Rept. at 154 Faroyth st
New York City

B

VIOLATION OF EXCISE LAW
(Selling on Sunday, Etc.)
(III Rev. Stat. (7th Edition), page 1888, Sec. 21 and
page 1889, Sec. 5.)

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Lawrence Higgins

Foreman.

71 June 27/890

POOR QUALITY
ORIGINAL

0499

Court of General Sessions of the Peace,
OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Carl L. Heck

The Grand Jury of the City and County of New York, by this indictment, accuse
Carl L. Heck
of the CRIME OF SELLING INTOXICATING LIQUORS AND WINES AS A BEVER-
AGE, ON SUNDAY, committed as follows:

The said

Carl L. Heck

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

Charles R. Young

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

SECOND COUNT—

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

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

The said

Carl L. Heck

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

JOHN R. FELLOWS,
District Attorney.

0500

BOX:

399

FOLDER:

3708

DESCRIPTION:

Hein, Jacob

DATE:

06/20/90



3708

POOR QUALITY
ORIGINAL

0501

Witnesses:

Off. Martin

Counsel,

Filed 20 day of June 1890

Pleads

Guilty 25

THE PEOPLE

vs.

Jacob Hein

et al.

JOHN R. FELLOWS,

District Attorney.

POLICY.
[S 344, Penal Code].

A TRUE BILL.

Thos. Higgins
Foreman.

June 27/90

Heads Guilty
FINE \$100.00 P.M.

GLUED PAGE

POOR QUALITY
ORIGINAL

0502

3-13-1936

AFFIDAVIT-Selling Lottery Policies.

CITY AND COUNTY
OF NEW YORK, } ss.

11th District Police Court,

Gustav Lavine

of No. *225 E 75* Street, being duly sworn,

deposes and says, that on the *16* day of *June*

1896, at premises No. *222 E 75 1/2* Street,

in the City and County of New York,

Jacob Hein (now here)

did unlawfully and feloniously sell and vend to *deponent*

for the sum of *Five* cents

a certain paper and document, the same being what is commonly

known as, and is called a Lottery Policy, and which said Lottery

Policy, writing, paper, and document is as follows, that is to say:

3 - 13 - 19. 9. 6

Which deponent charges was in violation of the statute in such

case made and provided, and prays that the said *Jacob*

Hein may be dealt with according to law.

Sworn to before me, this

16

day of

June 188*96*

Gustave Lavine

D. J. Corbin

Police Justice.

GLUED PAGE

POOR QUALITY
ORIGINAL

0503

3-13-1936

AFFIDAVIT-Selling Lottery Policies.

CITY AND COUNTY
OF NEW YORK, } ss.

1st District Police Court.

Gustav Levine

of No. 225 E 75 Street, being duly sworn,

deposes and says, that on the 16 day of June

1890, at premises No. 222 E 75 1/2 Street,

in the City and County of New York,

Jacob Hein (now here)

did unlawfully and feloniously sell and vend to deponent

for the sum of 50 cents

a certain paper and document, the same being what is commonly

known as, and is called a Lottery Policy, and which said Lottery

Policy, writing, paper, and document is as follows, that is to say:

3-13-19. 9. 6

Which deponent charges was in violation of the statute in such

case made and provided, and prays that the said Jacob

Hein may be dealt with according to law.

Sworn to before me, this 16

day of June 1890

Gustave Levine

La. J. C. B. [Signature]
Police Justice.

POOR QUALITY
ORIGINAL

0504

Sec. 198-200.

4 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss

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

Question. What is your name.

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

I am not guilty and
demand a jury trial
Jacob Klein

Taken before me this

day of

188

Police Justice.

POOR QUALITY
ORIGINAL

0505

BAILED.
No. 1, by *Charles Crawford*
Residence *120 W 28* Street.
No. 2, by _____
Residence _____ Street.
No. 3, by _____
Residence _____ Street.
No. 4, by _____
Residence _____ Street.

Police Court

District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Justice Oswald

1. *James Dean*

Offence *Selling Lottery Tickets*

Dated

June 16 1890

Magistrate

Marion Campbell Officer.

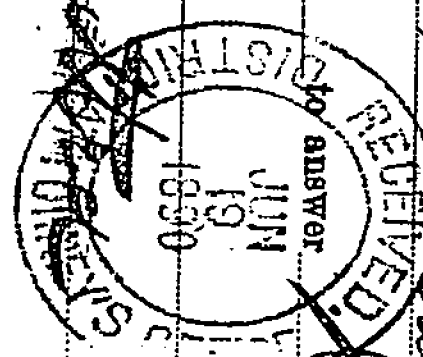
125 Precinct.

I solemnly certify that the above named defendant is discharged by \$100 to satisfy

Street.

No.

\$3000



James Dean
Barclay

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

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

Dated *June 16 1890* *D. J. Campbell* Police Justice.

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

Dated *June 16 1890* *D. J. Campbell* 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.

POOR QUALITY
ORIGINAL

0506

CITY AND COUNTY } ss.
OF NEW YORK,

POLICE COURT, DISTRICT.

of 25th Precinct Police Street, 100 years
occupation officer being fully sworn deposes and says,
that on the day of June 1896

at the City of New York, in the County of New York, Gustave Larive
now here is a necessary and
material witness for the
prosecution and asks that
he give surety for his
appearance to testify

S J Campbell

Sworn to before me this

day

Police Justice,

POOR QUALITY
ORIGINAL

0507

Court of General Sessions of the Peace
OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Jacob Stein

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

Jacob Stein
of the CRIME OF SELLING WHAT IS COMMONLY CALLED A LOTTERY POLICY, com-
mitted as follows:

The said

Jacob Stein

late of the City of New York in the County of New York aforesaid, on the *sixteenth*
day of *June* in the year of our Lord one thousand eight hundred and eighty
ninety, at the City and County aforesaid, feloniously did sell to one

Gustave Levine

what is commonly called a Lottery Policy, the same being a certain paper, and writing,
as follows, that is to say:

- 3 - 13 - 19 96

(a more particular description of which said paper and writing so commonly called a Lottery
Policy is to the Grand Jury aforesaid unknown, and cannot now be given), 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

Jacob Stein

of the CRIME OF SELLING A PAPER, WRITING, AND DOCUMENT, IN THE NATURE
OF A BET AND WAGER UPON THE DRAWING OF A LOTTERY, committed as follows:

The said

Jacob Stein

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid,
at the City and County aforesaid, feloniously did sell to one

Gustave Levine

POOR QUALITY
ORIGINAL

0508

a certain paper, writing and document, in the nature of a bet and wager upon the drawing of a certain lottery, the same being a scheme for the distribution of property by chance among persons who had paid or agreed to pay a valuable consideration for such chance (a more particular description of which said lottery is to the Grand Jury aforesaid unknown, and cannot now be given), which said paper, writing and document, is as follows, that is to say :

-3-13-19 96

(a more particular description of which said paper, writing and document, is to the Grand Jury aforesaid unknown, and cannot now be given), 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

Jacob Stein
of the CRIME OF SELLING A WRITING, PAPER, AND DOCUMENT IN THE NATURE OF AN INSURANCE UPON THE DRAWING OF A LOTTERY, committed as follows :

The said

Jacob Stein
late of the City and County aforesaid, afterwards, to wit: On the day and in the year aforesaid, at the City and County aforesaid, feloniously did sell to one *Gustave Levine*

a certain paper, writing and document in the nature of an insurance upon the drawing of a certain lottery, the same being a scheme for the distribution of property by chance among certain persons who had paid or agreed to pay a valuable consideration for such chance (a more particular description of which said lottery is to the Grand Jury aforesaid unknown, and cannot now be given), which said paper, writing and document is as follows, that is to say :

-3-13-19 96

(a more particular description of which said paper, writing and document is to the Grand Jury aforesaid unknown, and cannot now be given), 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.

FOURTH COUNT.

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

Jacob Stein
of the CRIME OF SELLING A PAPER, WRITING AND DOCUMENT IN THE NATURE OF A BET AND WAGER UPON THE DRAWN NUMBERS OF A LOTTERY, committed as follows :

**POOR QUALITY
ORIGINAL**

0509

The said

Jacob Hein

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid,
at the City and County aforesaid, feloniously did sell to one

Gustave Levine

a certain paper, writing and document in the nature of a bet and wager upon the drawn numbers of a certain lottery, the same being a scheme for the distribution of property by chance among persons who had paid or agreed to pay a valuable consideration for such chance (a more particular description of which said lottery is to the Grand Jury aforesaid unknown, and cannot now be given), which said paper, writing and document is as follows, that is to say:

-3-13-19 96

(a more particular description of which said paper, writing and document is to the Grand Jury aforesaid unknown, and cannot now be given), 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.

FIFTH COUNT.

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

Jacob Hein

of the CRIME OF SELLING A WRITING, PAPER AND DOCUMENT IN THE NATURE OF AN INSURANCE UPON THE DRAWN NUMBERS OF A LOTTERY, committed as follows:

The said

Jacob Hein

late of the City and County aforesaid, afterwards, to wit: On the day and in the year aforesaid,
at the City and County aforesaid, feloniously did sell to one

Gustave Levine

a certain paper, writing and document in the nature of an insurance upon the drawn numbers of a certain lottery, the same being a scheme for the distribution of property by chance among certain persons who had paid or agreed to pay a valuable consideration for such chance (a more particular description of which said lottery is to the Grand Jury aforesaid unknown, and cannot now be given), which said paper, writing and document is as follows, that is to say:

-3-13-19 96

(a more particular description of which said paper, writing and document is to the Grand Jury aforesaid unknown, and cannot now be given), against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

05 10

BOX:

399

FOLDER:

3708

DESCRIPTION:

Heins, August

DATE:

06/03/90



3708

0511

BOX:

399

FOLDER:

3708

DESCRIPTION:

Sullivan, Bridget

DATE:

06/03/90



3708

POOR QUALITY
ORIGINAL

0512

Witnesses:
Mr. Saxton
John Treil

LB #27
Counsel, *3*
Filed *day of June 1890*
Pleads, *culpability*

THE PEOPLE
vs.
August Meins
and
Bridget Sullivan
H.D.
Robbery, *first* degree.
[Sections 224 and 225, Penal Code].

JOHN R. FELLOWS,
District Attorney.

9⁰⁰ am

A TRUE BILL.
Wm. H. Rogers
Foreman.
Part III June 9, 1890.
Both tried and acquitted

POOR QUALITY
ORIGINAL

0513

Police Court—

3 District.

Affidavit—Larceny.

City and County }
of New York, } ss.

of No. Schooner Wm Higgins at 3rd Mrs East River
occupation Seaman being duly sworn

deposes and says, that on the 29 day of May 1877 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent, in the Night time, the following property, viz:

One Silver watch one Chain and
one locker. the whole valued
at twenty-five dollars
\$ 25⁰⁰/₁₀₀

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 August Heins and Bridget

Sullivan (both now here)
who were acting in concert in the
following manner to wit:

Deponent was walking on Cherry Street
when said Bridget stopped deponent
and asked him to come to her house.
Deponent did go with her and when
he entered house No 480 Cherry Street
Basement. said Heins was in said
room. Deponent further says
that said Heins asked deponent
to take his vest off. which deponent
refused to do. whereupon said
Heins did forcibly take said vest

Sworn to before me, this
18 day of
Police Justice.

POOR QUALITY
ORIGINAL

05 14

from deponent.

Deponent further says
that said property was in said
vest, and when deponent received the
vest said property was missing.
Deponent thereupon caused the arrest
of the defendants and charges them
with having taken away
and stolen said property and
prays that they be held to answer

Jon Gibson

Sworn to before me
this 29th day of May 1890

W. H. Hutton

Police Justice

POOR QUALITY
ORIGINAL

0515

Sec. 198-200.

3

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

August Heins

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

Question. What is your name?

Answer.

August Heins

Question. How old are you?

Answer.

33 years

Question. Where were you born?

Answer.

Germany

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

Answer.

480 Cherry Street 2 weeks

Question. What is your business or profession?

Answer.

Longshoreman

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

Answer.

I am not guilty

August Koster

August Heins

Taken before me this

day of

March

1891

Police Justice.

POOR QUALITY
ORIGINAL

05 16

Sec. 198—200.

3 District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

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

Question. What is your name?

Answer.

Bridger Sullivan

Question. How old are you?

Answer.

31 years

Question. Where were you born?

Answer.

Ireland

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

Answer.

480 Cherry Street 2 weeks

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

Bridger Sullivan

Taken before me this

day of

188

Police Justice.

POOR QUALITY
ORIGINAL

0517

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

Police Court... 3 District. 852

THE PEOPLE, &c.,
ON THE COMPLAINT OF

John Jacobson

1. *Julius Stone*
2. *David S. Sweeney*

Offence *Larceny*

Dated

May 29

1880

Residence

John Jacobson

Magistrate

No. 3, by

John Jacobson

Officer

Residence

John Jacobson

Magistrate

No. 4, by

John Jacobson

Officer

Residence

John Jacobson

Magistrate

Witnesses
Complained
Committed by Henry K. K. K.
in default of 100 bail

No.

John Jacobson

Street

No.

John Jacobson

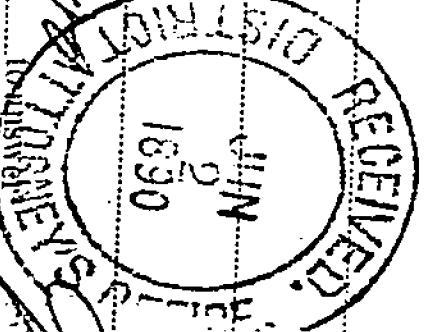
Street

\$

John Jacobson

Street

John Jacobson



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 *They* be held to answer the same and *They* be admitted to bail in the sum of *Two* Hundred Dollars, and be committed to the Warden and Keeper of the City Prison, of the City of New York, until *They* give such bail

Dated *May 29* 18 *John Jacobson* 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.

POOR QUALITY
ORIGINAL

05 18

CITY AND COUNTY OF NEW YORK, ss.

POLICE COURT, 3 DISTRICT.

Thomas O'Neil

of No. 12th Precinct Street, aged 32 years,

occupation Police Officer being duly sworn deposes and says

that on the 29th day of May 1890

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

Bridger Sullivan and August Harris
charged with Larceny upon the
complaint of John Laxbourn.
Deponent says that John Laxbourn
is a non-resident and being a
material witness for the people
prays that he be committed to the
house of Detention

Thomas O'Neil

Sworn before me, this

of May

29

day

1890

Police Justice.

POOR QUALITY
ORIGINAL

0519

Police Court-- 3 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Thomas O'Neil
vs
John Laxton
AFFIDAVIT.

Dated May 29 1886
Patterson Magistrate.

Officer.

Witness,

Disposition,

POOR QUALITY
ORIGINAL

0520

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*August Harris and
Bridget Sullivan*

The Grand Jury of the City and County of New York, by this indictment,
accuse *August Harris and Bridget Sullivan*

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

The said *August Harris and Bridget Sullivan, both*
late of the City of New York, in the County of New York aforesaid, on the *twenty*
ninth day of *May*, in the year of our Lord one thousand eight
hundred and *eighty-ninth*, in the *month* time of the said day, at the City and
County aforesaid, with force and arms, in and upon one *John Dapton*,
in the peace of the said People; then and there being, feloniously did make an assault, and

*one watch of the value of fifteen dollars,
one chain of the value of five dollars,
and one pocket of the value of
five dollars,*

of the goods, chattels and personal property of the said *John Dapton*,
from the person of the said *John Dapton*, against the will,
and by violence to the person of the said *John Dapton*,
then and there violently and feloniously did rob, steal, take and carry away, the said

*August Harris and Bridget Sullivan,
and each of them, being then and
there aided by an accomplice actually
present, to wit: each by the other:—*

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

*John R. Sullivan,
District Attorney*

0521

BOX:

399

FOLDER:

3708

DESCRIPTION:

Hertz, Henry M.

DATE:

06/09/90



3708

0522

Rudolph Palmer

2028/17

1897
New York Feb. 4

POOR QUALITY
ORIGINAL

0523

Sec. 198-200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. Henry M. Herbert

Question. How old are you?

Answer. 40 years

Question. Where were you born?

Answer. Germany

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

Answer. 30 Clarkson

Question. What is your business or profession?

Answer. Book

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
Henry M. Herbert

Taken before me this
day of May 1891

Police Justice.

0524

BAILED

No. 1, by

Resilience

1945-46, 1946-47

Resistance

No. 3, by

Residence

No. 4, by

Residence.

Police Court-

2

INDEX

THE PEOPLE, &c.

ON THE COMPLAINT OF

Harriet Storer

14768. - 9 2003

Henry M. Abbott

2

C

4

Date _____

Magistrate

Leavenworth Precinct 20

INDEX

No. 7

4

.....QAT.

42

James M. Smith

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is "just cause and probable cause"

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of

the City Prison, of the City of New York, until he give such bail.

I have admitted the above-named *Admission*

to bail to answer by the undertaking hereto annexed.

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

Dated 13

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

POOR QUALITY
ORIGINAL

0525

This is to certify that - I removed
from the eye + Cranial Cavity
of Rudolf Faber a piece of wood
measuring slightly over $2\frac{3}{4}$ inches
long. The piece looked like
the end of a cane or umbrella
handle - Robt. A. Sands.
Roosevelt Hosp. May 3/90 House Surgeon

"Rudolf Faber" is entirely out of
danger.

Robt. A. Sands.

House Surgeon

Roosevelt Hospital,
Apr. 28/90

POOR QUALITY
ORIGINAL

0526

Sec. 192.

2 District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY }
OF NEW YORK, } ss.

An information having been laid before Andrew White a Police Justice
of the City of New York, charging Henry Hoerty Defendant with
the offence of Assault

and he having been brought before said Justice for an examination of said charge, and it having been made to
appear to the satisfaction of said Justice that said examination should be adjourned to some other day, and the hear-
ing thereof having been adjourned,

We, Henry Hoerty Defendant of No. 30
Clarkson St Street; by occupation a Cook
and August J. Runge of No. 123 8th Avenue
Street, by occupation a Oyster House Surety, hereby jointly and severally undertake that
the above named Henry Hoerty Defendant
shall personally appear before the said Justice, at the 2 District Police Court in the City of New York,
during the said examination, or that we will pay to the People of the State of New York the sum of five
Hundred Dollars.

Taken and acknowledged before me, this 30 day of April 1890
A. J. White POLICE JUSTICE.
Henry M. Hoerty
August J. Runge

POOR QUALITY
ORIGINAL

0527

CITY AND COUNTY
OF NEW YORK, } ss.

Subscribed and sworn to before me, this
30th day of August, 1882
at New York, N.Y.
Justice.

the within named Bail and Surety being duly sworn, says, that he is a resident and
holder within the said County and State, and is worth over Ten Hundred Dollars,
exclusive of property exempt from execution, and over and above the amount of all his debts and
liabilities, and that his property consists of stock and fixtures of

the oyster saloon situated at No
123 8th Avenue in the City of
New York August F. Rumpf

District Police Court.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Adam P. Gugenich

vs.

Henry Hoerty

Taken the 30 day of Apr 1882

Justice.

Undertaking to appear
during the Examination

POOR QUALITY
ORIGINAL

0528

1415

Rudolf Faber is worse.
It was necessary to
remove his left eye
yesterday.

Post. A. Sand.

Apr 22/90.

House Surgeon

POOR QUALITY
ORIGINAL

0529

Rudolf Faber is riot-
ing - out - 7 danges.

Robt. A. Smith.

April 18/90 House Surgeon.

POOR QUALITY
ORIGINAL

0530

Rudolf Faber is lying
dangerously ill at this
Hospital.

Robt. A. Sands.

House Surgeon

Rockwell Hospital.

April 14/90

Rudolf Faber is lying
dangerously ill at this Hospital
suffering from a Compound Fracture
of the Skull. Produced by
a stick, impacted in the same.
Should he recover, he will
nevertheless not be out of
danger for 3 or 4 days
to come.

Robt. A. Sands,

House Surgeon

April 15/90

POOR QUALITY
ORIGINAL

0531

Police Court— District.

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

Adam P. Gieperich

of No. 751 9th Avenue Street,

being duly sworn, deposes and says, that
on Friday the 19 day of April

in the year 1880, at the City of New York, in the County of New York, 476.9. Ave

Rudolph Haben
he was violently ASSAULTED and BEATEN by Henry Hoertz now
deceased, who struck the said Haben with
blow with a cane and stabbed
him near the eye with the broken
end of the said cane

without any justification on the part of the said assailant.

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

Sworn to before me, this 19

day of April 1880

A. J. White Police Justice.

POOR QUALITY
ORIGINAL

0532

FORM 11.

Police Court—

2 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Adam P. Giegerich

vs.

Henry Hoertz

AFFIDAVIT, A. & B.

Dated April 14 1889

White

Justice.

E. J. Lawrence

Officer.

Witness Adam P. Giegerich

751. Fourth av

Apr. 24, 10 am

26:00 am

28:10 am

\$ to Ans. Sess.

Bailed by 30 10 am

No. 300

Ex. April 18 10 am

30 10 am

Balefor E
by August 27
Range 123 ft 20 in

POOR QUALITY
ORIGINAL

0533

NEW YORK PAPER COMPANY
LIMITED.
SALESROOM & FACTORY
500 WEST 42^D STREET,
COR. TENTH AVE.
NEW YORK.
MANUFACTURERS OF
ARTISTIC PAPER HANGINGS OF ALL KINDS.
PLAIN AND EMBOSSED FLOCKS A SPECIALTY.

LUCIEN C. WARNER, PRES.
HARRIS H. HAYDEN, TREAS.
HENRY M. COWLES, SECY.

New York May 3 1891

Judge Fitzgerald

Dear Honors,

The writer has been making
inquiries in regard to the per-
sonified Character of the
Man, Hasty, who was found guilty
of assault in the third degree
on Friday last -

This is one of the cases
Dear Honors in which the ut-
most clemency would not be
warranted as the Man's per-
sonal Character is above suspicion.

Trusting your will per-
mit me for addressing you -
I remain faithfully yours -
Ed. L. Lippincott

POOR QUALITY
ORIGINAL

0534

Police Court—2nd District.

City and County { ss.:
of New York,

of No. 476 9th Avenue, aged 30 years,
occupation Truck driver being duly sworn

deposes and says, that on the 13th day of April 1890 at the City of New
York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by Mary M.

Noert (males her) who struck deponent
in the left blood on his head
with a snake wood cane and
when deponent turned toward the
assailant he thrust the point
of said cane at and into deponent's
side, thrust, breaking said cane off
in deponent's head leaving a piece
of the cane in deponent's head.
and that said assault was
committed

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

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

Sworn to before me, this 3 day

of May 1890

Rudolph Fabor

A. J. White Police Justice.

POOR QUALITY
ORIGINAL

0535

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Henry M. Hertz

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

Henry M. Hertz
of the CRIME OF ASSAULT IN THE FIRST DEGREE, committed as follows:

The said

Henry M. Hertz

late of the City of New York, in the County of New York aforesaid, on the
thirteenth day of April in the year of our Lord
one thousand eight hundred and ninety, with force and arms, at the City and
County aforesaid, in and upon the body of one Rudolph Faber
in the Peace of the said People then and there being, feloniously did make an assault
and him the said Rudolph Faber
with a certain stick

which the said

in his right hand then and there had and held, the same being a deadly and
dangerous weapon, then and there wilfully and feloniously did strike, beat, cut, stab and
wound, 3

with intent

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

SECOND COUNT—

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

Henry M. Hertz
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said

Henry M. Hertz

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

with a certain

Rudolph Faber
stick

which the said

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

POOR QUALITY
ORIGINAL

0536

THIRD COUNT—

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

Henry M. Hertz
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said

Henry M. Hertz
late of the City and County aforesaid, afterwards, to wit: on the day and in the year
aforesaid, at the City and County aforesaid, with force and arms, in and upon the said
Rudolph Faber in the peace of the said People then
and there being, feloniously did wilfully and wrongfully make another assault, and
him the said Rudolph Faber
with a certain stick

which he the said Henry M. Hertz
in his right hand then and there had and held, in and upon the head
and face of him the said Rudolph Faber
then and there feloniously did wilfully and wrongfully strike, beat, stab, cut, bruise and
wound, and did then and there and by the means aforesaid, feloniously, wilfully and wrong-
fully inflict grievous bodily harm upon the said Rudolph Faber

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

JOHN R. FELLOWS,

District Attorney.

0537

BOX:

399

FOLDER:

3708

DESCRIPTION:

Higgins, Michael

DATE:

06/13/90



3708

POOR QUALITY
ORIGINAL

0538

Witnesses;

Geo. L. Larned
Wm. J. Peterman

Counsel,

Filed

Pleads,

1880

THE PEOPLE

*33 West 28th Street
New York City*
I

Michael Higgins

H. D.

*Robbery in the Second-degree.
(MONEY.)
[Sections 224 and 225, Penal Code].*

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Michael Higgins

Foreman.

Part III June 17/90.

Tried and convicted -

*S.P. 11 yrd.
June 18/90*

POOR QUALITY
ORIGINAL

0539

COURT OF GENERAL SESSIONS, PART III.

The People of the State of New York " BEFORE

against "

MICHAEL HIGGINS. " and a Jury.

Hon. Rufus W. Coving

"

Indictment filed June 18, 1890.

Indicted for robbery in the first degree.

New York, June 17, 1890.

Appearances, for the People, Assistant District
Attorney John W. Hoff.

For the defendant, Mr. Jacob Berlinger.

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

I belong in Norway and follow the sea for a living.
I came to this city on the 4th of June from Nova Scotia.
I lodged in a sailor's boarding house at No. 101 Washington
St. On the 11th of June I met the defendant in a saloon.
I asked him if he would show me the way to Washington St.
He told me he was going that way and would show me. We
started along the street and I asked him into a saloon to
have a drink. I had \$10.35 in my inside pocket at the time
I started out with him. When we had been walking a few
minutes the defendant hit me and shoved me in between two
carts and stole my money out of my pocket. After he had
taken my money he ran away. I ran after him as fast as I
could and when I saw a policeman I told him that that man
had taken my money. The man was arrested and taken to the

**POOR QUALITY
ORIGINAL**

0540

station house. In the station house the officer asked me how much money I had lost and I told him it was \$0.40. I am certain that the man now on trial is the man who was with me and who stole my money.

CROSS EXAMINATION:

I first met the defendant about half past eight on that evening. I had been drinking beer all that day. I had one drink of whiskey during the day. It is true that I invited the defendant to have a drink with me. I did this because he was kind enough to show me the way to my boardinghouse. We were walking along the street quietly together when he suddenly turned and struck me. I am certain that there was nobody behind us while we were walking. The defendant did not fall down at the same time I did. When I fell down he immediately ran away. I felt the defendant's hand in my pocket. He had seen me take out my money in a liquor store and pay for some drinks.

WILLIAM J. PUTERBA, a witness for the People, sworn, testified:

I am an officer of the police attached to the Sixth Precinct in this city. On the 11th of June, I was on duty in the neighborhood of Elizabeth St. At about half past eight o'clock I saw the complainant running down the street. The defendant was somewhat ahead of him and I joined in the chase. The defendant tripped over something and fell and I caught him. When the complainant came up he told me he had been robbed by this man. I searched the prisoner and found a dollar bill and some change on him.

POOR QUALITY
ORIGINAL

0541

CROSS EXAMINATION:

Q Didn't the defendant say in the station house that he had been knocked by somebody and that the person who knocked him down had run away?

A Yes, sir; that is the explanation he made in the station house.

Q Is it not a fact that this man Higgins was down on the ground when you caught up to him?

A No, sir; he stumbled twice while he was running.

Q Did you hit him with your club?

A Yes, sir; he made an attempt to strike me and I struck him with my club. I think I found \$5.40 in this defendant's pocket. I have never seen either of these men before that night.

D E F E N D E N T .

MICHAEL HIGGINS, the defendant, sworn, testified:

I live at No. 333 Washington St. in this city. I drive a barrell truck for a living. I had been working all day on the 11th of June. I took my horse home to the stable in Water St. and when I met this man I was on my way home to Washington St. He came up to me and tapped me on the shoulder and asked me if I knew where Washington St. was; I told him, "Yes, I live there myself"; he said, "Wouldn't you please oblige me by showing me there? I am a stranger here and I don't know the streets." I told him I would and we walked along together; we went into a saloon and had a couple of glasses of beer. We went out of the saloon and after we had gone three or four blocks the first thing I knew I got hit in the back of the neck and

**POOR QUALITY
ORIGINAL**

0542

was knocked down on the ground. I could not tell whether the man who was with me was knocked down or not. I got up as quick as I could and started to run. I ran until the policeman arrested me. I was running away from someone who I thought wanted to rob me. I slipped on a curbstone and it was then the officer arrested me. I did not rob this man nor attempt to rob him. I have never been arrested or convicted of any crime.

CROSS EXAMINATION:

My employer stables his horses at No. 399 Water St. I was on my way from No. 399 Water to 333 Washington St. I go home through certain streets every night; I walked through Cabinet St. to Madison, and then through Madison to Oliver St., up Oliver to White St., and then across to Washington. I took this same route on the night in question, and it was while I was thus on my way home that I met the complainant in Madison St. I do not know of any shorter route I could have taken to get across town. I was a total stranger to the complainant but when he asked me I went with him and had a glass of beer. I could not tell you the names of the liquor stores into which we went. Somebody came behind me suddenly and striking me in the back of the neck knocked me down between two wagons which were standing on the street. I could not tell whether there was one or two persons that struck me; I did not turn around to look, but ran away just as fast as I could; I thought I might be injured if I remained there longer. My intention was to run until I could find a police officer and get him to arrest the men who had assaulted me.

**POOR QUALITY
ORIGINAL**

0543

Q You ran away and left your friend?

A Yes, sir.

Q You did not stop to see if he was hurt?

A No, sir.

Q How far did you run?

A I ran about two blocks and then I slipped on the curbstone and fell.

Q Did you tell the officer what you were running for?

A I did; I told him I was running away from a crowd, but I did not tell him what had occurred until we got in the station house. I did not think it necessary to explain to the officer just what had occurred.

JOHN MURPHY, a witness for Defendant,, sworn, testified:

I am in the barrell business at No. 399 Water St. The defendant has been in my employ for three years. My stables are situated, as he has stated, at No. 399 Water St. He was working for me on the day of this occurrence. He had five dollars in his pocket at the time he was arrested which belonged to me. During the time the defendant has been in my employ I have always found him honest and truthful. He has always made returns to me of any moneys received in my business.

The jury returned a verdict of guilty of robbery in the first degree.

**POOR QUALITY
ORIGINAL**

0544

Indictment filed June 13-1890

COURT OF GENERAL SESSIONS

Part III.

The People &c.

against

M I C H A E L H I G G I N S

Abstract of testimony on

trial New York June 17th

1890.

POOR QUALITY
ORIGINAL

0545

CITY AND COUNTY OF NEW YORK, ss.

POLICE COURT, 112 DISTRICT.

William J. Peterman
of Sixth Precinct Street, aged years,
occupation Police officer being duly sworn deposes and says
that on the 12 day of June 1890
at the City of New York, in the County of New York he arrested

Michael Higgins charged with
committing a Robbery on complaint
of one John Barsen.

Deponent says, - that said John
Barsen is a material witness for the People
in said action. Deponent further says,
that said John Barsen has no permanent residence
and asks that he be committed to the House of
Detention in default of \$100 bail to testify.

William J. Peterman

Sworn to before me this

12 day

of

June

Wm. J. Peterman

Police Justice.

POOR QUALITY
ORIGINAL

0546

Police Court--

1st District.

CITY AND COUNTY } ss
OF NEW YORK,

John Larsen
of No. 161 Washington Street, Aged 25 Years
Occupation Seaman being duly sworn, deposes and says, that on the
11th day of June 1890, at the 6th Ward of the City of New York,
in the County of New York, was feloniously taken, stolen, and carried away from the person of de-
ponent by force and violence, without his consent and against his will, the following property, viz:

Good and lawful money
of the United States

of the value of Ten 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 force and violence as aforesaid by

Michael Higgins (now here) for
the reasons following, to wit:

Deponent and defendant
were walking along Park Street
when suddenly defendant seized
violent hold of deponent, knocked
deponent down, and forcibly
took from the right inside pocket
of a coat then worn by deponent
the above sum of money and ran
off therewith.

Deponent chased defendant
and caused his arrest by officer

day of

Sworn to before me, this

188

Police Justice.

POOR QUALITY
ORIGINAL

0547

William J. Peterman of the Sixth
Precinct, and deponent in the
presence of said officer identified
defendant as the man who had
robbed deponent in the manner aforesaid.

Wherefore, deponent charges
defendant with taking, stealing
and carrying away the said sum
of money, by force and violence,
from the possession of deponent.

Sworn to before me on
this 12th day of June 1890 J. John Larson

W. J. Madison
Police Justice.

Dated 188 Police Justice.

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

Dated 188 Police Justice.

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

Dated 188 Police Justice.

of the City of New York, until he give such bail.
I have admitted the above named
to 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
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of

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

Police Court, District,

THE PEOPLE, &c.,
on the complaint of

Offence—ROBBERY.

vs.

1.
2.
3.
4.

Dated 188

Magistrate.

Officer.

Clerk.

Witnesses,

No. Street,

No. Street,

No. Street,

\$ to answer General Sessions.

POOR QUALITY
ORIGINAL

0548

Sec. 198-200.

112 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer.

Michael Higgins

Question. How old are you?

Answer.

33 years

Question. Where were you born?

Answer.

New York City

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

Answer.

388 Washington Street - 1 year

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.

Michael Higgins

Taken before me this

12

day of *February*

1890

W. J. Macdonald

Police Justice.

POOR QUALITY
ORIGINAL

0549

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

Police Court

District

THE PEOPLE, &c.,
OF THE COUNTY OF

Michael Higgins
James J. Higgins
Michael Higgins

Offence Robbery

Dated

June 12th 1890

Residence

Magistrate

No. 3, by

Officer

Residence

Prison

No. 4, by

Witness

Residence

Prison

Witness David of piece
to the above named
in default of bail

No.

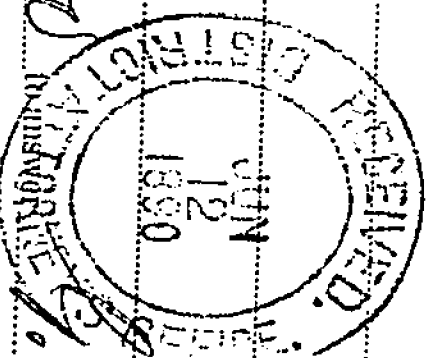
Street

No.

Street

No.

Street



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

Defendant

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of 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 June 12th 1890 W. W. Wadsworth Police Justice.

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

Dated 18 Police Justice.

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

Dated 18 Police Justice.

POOR QUALITY
ORIGINAL

0550

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Michael Higgins

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

Michael Higgins

of the crime of ROBBERY IN THE *second* DEGREE, committed as follows:

The said *Michael Higgins*,

late of the City of New York, in the County of New York aforesaid, on the *eleventh* day of *June*, — in the year of our Lord one thousand eight hundred and eighty *ninth* in the time of the said day, at the City and County aforesaid, with force and arms, in and upon one *John Sarsen*, in the peace of the said People then and there being, feloniously did make an assault, and ~~promissory note for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of twenty dollars, and of the value of twenty dollars~~ ; *one* promissory note for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of ten dollars, and of the value of ten dollars ; *two* promissory note for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of five dollars, and of the value of five dollars *each* ; *three* promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of two dollars, and of the value of two dollars *each* ; *ten* promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one dollar, and of the value of one dollar *each* ; ~~promissory note for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of twenty dollars~~ ; *one* promissory note for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of ten dollars ; *two* promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of five dollars *each* ; ~~United States Silver Certificate of the denomination and value of twenty dollars~~ ; *one* United States Silver Certificate of the denomination and value of ten dollars ; *two* United States Silver Certificate of the denomination and value of five dollars *each* ; *three* United States Silver Certificate of the denomination and value of two dollars *each* ; *ten* United States Silver Certificate of the denomination and value of one dollar *each* ;

**POOR QUALITY
ORIGINAL**

0551

~~United States Gold Certificate of the denomination and value of twenty dollars~~
; ~~one~~ United States Gold Certificate of the denomination and value of ten
dollars ~~—~~ ; ~~two~~ United States Gold Certificates of the denomination and value of
five dollars ~~each~~ ; and divers coins, of a number, kind and denomination to the Grand Jury
aforesaid unknown, of the value of *ten dollars*,

of the goods, chattels and personal property of the said *John Hansen*,
from the person of the said *John Hansen*, — against the will,
and by violence to the person of the said *John Hansen*, —
then and there violently and feloniously did rob, steal, take and carry away,

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

JOHN R. FELLOWS,

District Attorney.

0552

BOX:

399

FOLDER:

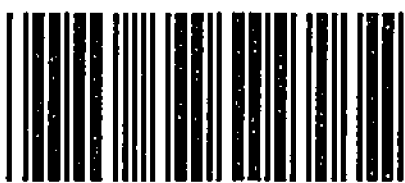
3708

DESCRIPTION:

Hogan, Charles

DATE:

06/17/90



3708

POOR QUALITY
ORIGINAL

0553

Counsel,

Filed

17 day of June 1890

Pleads,

Grand Larceny, Second Degree.
(From the Person.)
[Sections 628, 58/ — Penal Code].

THE PEOPLE

vs.

Charles Hogan

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Foreman.

Witnesses:

Charles Hogan
J. J. Lyons

Charles Haggins
June 18/90
Foreman.
J. J. Lyons
S. P. Lyons
no
P. B. M.

POOR QUALITY
ORIGINAL

0554

Police Court

District

Affidavit—Larceny.

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

of No. *Harmer* Street, aged *28* years,
occupation *Farmer* being duly sworn

deposes and says, that on the *15* day of *June* 18*99* at the City of New

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

Person of deponent, in the *day* time, the following property, viz:

*Good and lawful Money
of the United States issue to
the amount and of the value
of five dollars*

the property of *Deponent*

and that this deponent
has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,
and carried away by *Charles Hogan (now dead)*

*from the fact that at or about
the house of P. M. on said date
the said Hogan came up to
deponent, put his hand into
the right hand pocket of the
deponent's then in deponent's
person, and did take there and
carry away said money from
said pocket, and ran away
from deponent with said money
in his possession*

John - Mc Hale

Sworn to before me, this *15* day of *June* 18*99*
John - Mc Hale
Police Justice.

POOR QUALITY
ORIGINAL

0555

Sec. 198-200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer

Charles Hogan

Question. How old are you?

Answer.

23 Years

Question. Where were you born?

Answer.

New York

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

Answer.

113 E 15 St, 1 Month.

Question. What is your business or profession?

Answer.

Labourer.

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

Answer.

I am guilty of the Charge

Taken before me this

day of

1893

Police Justice.

Charles Hogan

POOR QUALITY
ORIGINAL

0556

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

Police Court--- 928
District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

John M. Hagan
John M. Hagan

Offence

James M. Hagan
James M. Hagan

Date

June 10 1890
James M. Hagan

Magistrate

James M. Hagan

Officer

James M. Hagan

Witnesses

James M. Hagan
James M. Hagan

No.

James M. Hagan

Street

James M. Hagan

City

James M. Hagan

State

James M. Hagan

County

James M. Hagan

City

James M. Hagan

State

James M. Hagan

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

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 *for* such bail.

Dated *June 10 1890* *James M. Hagan* Police Justice.

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

Dated _____ 18 _____ Police Justice.

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

Dated _____ 18 _____ Police Justice.

POOR QUALITY
ORIGINAL

0557

CITY AND COUNTY } ss.
OF NEW YORK,

POLICE COURT, DISTRICT.

of *the 6th Precinct* Street, aged *30* years,
occupation *Police Officer* being duly sworn deposes and says

that on the _____ day of _____ 188

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

John M. Hale
(now here) is a Material Witness
against Charles. Huggan. Charged
with Larceny from the person.
Dependent. Has reason to believe
that the said M. Hale will not
appear to testify he having no
home. Dependent Therefore prays
that the said M. Hale may be
required to furnish surety to testify

Thomas Lyons

Sworn to before me, this

of

day

Police Justice.

POOR QUALITY
ORIGINAL

0558

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Charles Hogan

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

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

The said

Charles Hogan

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

one promissory note for the payment of money, of the kind commonly called United
States Treasury Notes, of the denomination and value of *five* dollars; *one*
promissory note for the payment of money of the kind commonly called Bank Notes, of the de-
nomination and value of *five* dollars; *one* United States Gold Certificate,
of the denomination and value of *five* dollars; *one* United States
Silver Certificate, of the denomination and value of *five* dollars;

two promissory notes for the payment of money, of the kind commonly called United
States Treasury Notes, of the denomination and value of *two* dollars each; *two*
promissory notes for the payment of money of the kind commonly called Bank Notes, of the de-
nomination and value of *two* dollars each; *two* United States Gold Certificates,
of the denomination and value of *two* dollars each; *two* United States
Silver Certificates, of the denomination and value of *two* dollars each;

three promissory notes for the payment of money, of the kind commonly called United
States Treasury Notes, of the denomination and value of *one* dollar each; *three*
promissory notes for the payment of money of the kind commonly called Bank Notes, of the de-
nomination and value of *one* dollar each; *three* United States Gold Certificates,
of the denomination and value of *one* dollar each; *three* United States
Silver Certificates, of the denomination and value of *one* dollar each;
divers coins of a number, kind and denomination to the Grand
Jury aforesaid unknown, of the value of *five* dollars

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

John R. Fellows,
District Attorney

0559

BOX:

399

FOLDER:

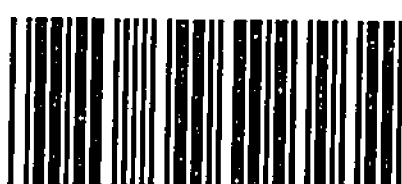
3708

DESCRIPTION:

Hogg, Robert W.

DATE:

06/30/90



3708

POOR QUALITY
ORIGINAL

0560

Witnesses:

Ed Herman

Counsel,

Filed

day of

1890

Pleads,

Myself July

THE PEOPLE

vs.

Robert W. Hogg

Grand Larceny's second degree.

[Sections 528, 531 —, Penal Code].

JOHN R. FELLOWS,

District Attorney.

*see paper in copy
Sheehan & Crook*

A True Bill.

James Haggins
Foreman.

July 11/90

*Pleaded by me
Edmund R. P.B.*

POOR QUALITY
ORIGINAL

0561

Hunt
and Burleigh
Charles S.
Station House
Detectives

PW 1049

mar 10/90

W 08

0562

188

~~Handwritten notes on lined paper, mostly illegible due to blurring.~~

POOR QUALITY
ORIGINAL

0563

District Attorneys Office,
City & County of
New York.

MAR 5 1888

C E Ackerman Esq
J May Jr Esq

Dear Sir,

We were the Counselman
in the case against Robert W.
May who was sent to the
Reformatory in July 1887. Will
you please call & see
me at your early convenience

Yours for

Herrie M. Unger

District Attorney
City & County of New York

POOR QUALITY
ORIGINAL

0564

Court of General Sessions

-X-X-X-X-X-X-X-X-X

The People &C

vs.

Robert W. Hogg

-X-X-X-X-X-X-X-X-X-X-X

Hon Randolph B. Martine

Dear Sir;

On the 16th instant upon my application you directed that the defendant be detained at the Tombs where he then was under sentence to the State Reformatory, owing to the lateness of the day I was unable to consult with the young man, and upon the urgent request of his parents I ~~made~~ made the application which you kindly granted.

Since that day I have fully examined into the case and had a consultation with the defendant and in consequence thereof I have advised him that he may be well satisfied with the leniency of the Court in his case, and that if the Court did permit his plea to be withdrawn and he go to trial he might fare worse.

I therefore beg to withdraw the application for the reasons stated.

Very Respectfully

John R. Heindel

POOR QUALITY
ORIGINAL

0565

Court of General Sessions

The People

vs

Robert W. Hogg

POOR QUALITY
ORIGINAL

0566

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Robert W. Hagg

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

accuse

Robert W. Hagg

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

The said

Robert W. Hagg

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

divers articles of clothing and wearing
apparel, of a number and description to
the Grand Jury aforesaid unknown, of the
value of sixty dollars, divers goods, chattels
and personal property, (a more particular
description whereof is to the Grand Jury
aforesaid unknown, of the value of thirty
dollars

of the goods, chattels and personal property of one

Dwight M. Minor

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

John R. Fellows,
District Attorney -