

0437

BOX:

466

FOLDER:

4275

DESCRIPTION:

Tarizzo, Eugene

DATE:

01/18/92



4275

0438

POOR QUALITY
ORIGINAL

Witnesses:

17/1
Counsel,

Filed

day of

1892

Pleads,

THE PEOPLE

vs.

Eugene Sarizzo

Grand Larceny, Second Degree.
[Sections 523, 531 Penal Code.]

20
De LANCEY NICOLL,
District Attorney.

A TRUE BILL.

And DeForest

Foreman.

May 12/92
Hearings 4/2 deg.
May 14/92
Said and 2 yrs 8 mos
May 15/92

0439

(1305)

Police Court—7 District.

Affidavit—Larceny.

City and County } ss.
of New York,

of No. 44 West 67th Street, aged 41 years,
 occupation Decorative Painter being duly sworn,
 deposes and says, that on the 25 day of November 1891 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 photograph lenses of the
value of about thirty dollars
#90 va

the property of deponent and his partner

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 Eugene Carizzo

from the fact that deponent is informed
 by Rudolph Lauzon, who is in deponent's
 employ and has charge of deponent's factory
 at the above address, that on the said date
 at about the hour of 2 1/2 o'clock P.M. the
 defendant came into the said premises
 and the said property was on a desk.
 That said Carizzo stood by the desk
 and that said Carizzo took the said
 property from the said desk. That Mr
Lauzon was called away for a brief
 time and when he Lauzon came back
 the property was missing and said
Carizzo was gone. Wherefore deponent

Sworn to before me this

day

1891

Police District

0440

Charles said Tarizzo with the larcenous
afraid and says that he be arrested and
placed with us the law directs

Present before me } Joseph W. Ballou
this 27th day of November, 1891,

Joseph W. Ballou
Police Justice

0441

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

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

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

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

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

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

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

0442

59

Police Court--- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Joseph M. Vallone
vs.
August Strizzo

Paul Harcen
Officer

Dated *Nov 27* 189*1*

Hogan Magistrate.

McCarthy Officer.

C. O. Precinct.

Witnesses *Rudolph Langone*

No. *44 West 67th* Street.

No. Street.

No. Street.

No. Street.

No. Street.

No. Street.

No. Street.

No. Street.

No. Street.

No. Street.

No. Street.

No. Street.

No. Street.

No. Street.

No. Street.

No. Street.

No. Street.

No. Street.

No. Street.

No. Street.

No. Street.

No. Street.

No. Street.

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

0443

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 33 years, occupation Optician of No. 44 West 4th Street, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of Joseph M. Mallon and that the facts stated therein on information of deponent are true of deponent's own knowledge.

Sworn to before me, this

day of

1896,

Rudolph Langone

E. Hogan
Police Justice.

0444

505

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Eugene Tarizzo

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

of the CRIME OF GRAND LARCENY IN THE

DEGREE, committed

as follows:

The said

Eugene Tarizzo

late of the City of New York, in the County of New York aforesaid, on the 30th day of November in the year of our Lord one thousand eight hundred and ninety-one at the City and County aforesaid, with force and arms,

two photograph lenses of the value of forty-five dollars each

of the goods, chattels and personal property of one

Joseph M. Vallois

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

De Lancey Nicoll
District Attorney

0445

SECOND COUNT—

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

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

The said

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

of the goods, chattels and personal property of one

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

unlawfully and unjustly did feloniously receive and have; the said

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

DE LANCEY NICOLL,

District Attorney.

0446

BOX:

466

FOLDER:

4275

DESCRIPTION:

Tenney, Charles

DATE:

01/27/92



4275

0447

Witnesses:

John H. Bennett
Wm. C. DeForest

Counsel,

Filed

Day of

1892

Pleads,

THE PEOPLE

vs.

Charles Tenney

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

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Chas. C. DeForest

Foreman.

Sept 2 - Sept. 10, 1892.

tried and acquitted

0448

Police Court— District.

City and County } ss.:
of New York,John Burnett
of No. 675 3rd Avenue Street, aged 40 years,
occupation Waiter being duly sworndeposes and says, that the premises No. 675 3rd Avenue Street, 21st Ward
in the City and County aforesaid the said being a Tenement House
four floors the second floor from bottom
and which was occupied by deponent as a dwelling apartment
and in which there was at the time a human being, by namewere BURGLARIOUSLY entered by means of forcibly breaking the
lock from the door leading into
said premiseson the 23rd day of August 1881 in the day time, and the
following property feloniously taken, stolen, and carried away, viz:A quantity of wearing apparel
to the value of about one hundred
and fifty dollars
\$150.00the property of Deponent
and deponent further shys, 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 byCharles Jerny (now here) and
another person not yet arrestedfor the reasons following, to wit: Deponent says that said
premises was securely locked by deponent's
wife at about the hour of 8 AM on
said date. That deponent saw the unknown
person leave said house at about the
hour of 2 PM on said date. That
he found the defendant Jerny carrying
out of deponent's room and that the said
property was disturbed in said room. That

0449

the lock and bolts were forcibly removed
from the door of apartments premises.
I am therefore charging the
defendants with attempted Burglary
and praying that he be held to answer

Sum to before me this } John Burnett
24th day of June 1892 }
Police Justice

It appearing to me by the within depositions and statements that the crime therein mentioned has been
committed, and that there is sufficient cause to believe the within named
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of
Hundred Dollars and be committed to the Warden and Keeper of the City Prison
of the City of New York, until he give such bail.
Dated 188
Police Justice.
I have admitted the above named
to bail to answer by the undertaking hereto annexed.
Dated 188
Police Justice.
There being no sufficient cause to believe the within named
guilty of the offence mentioned, I order he to be discharged.
Dated 188
Police Justice.

| | |
|---|-----------|
| Police Court, | District, |
| THE PEOPLE, &c., on the complaint of | |
| 1. | |
| 2. | |
| 3. | |
| Dated 188 | |
| Magistrate. | |
| Officer. | |
| Clerk. | |
| Witness, | |
| No. | Street, |
| No. | Street, |
| No. | Street, |
| \$ to answer General Sessions. | |

0450

Sec. 198-200.

CITY AND COUNTY } ss.
OF NEW YORK,

District Police Court.

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

Question. What is your name?

Answer.

Charles Tenney

Question. How old are you?

Answer.

15 years

Question. Where were you born?

Answer.

New York

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

Answer.

W 42nd Street bet 10th + 11th Ave. 3 Months

Question. What is your business or profession?

Answer.

Work in Carpet Factory

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

Answer.

*I am not guilty
Charles Tenney*

Taken before me this

24th

day of

June

1894

Police Justice.

0451

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 June 24th 1892..... Police Justice.

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

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

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

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

0452

Police Court--- District.

THE PEOPLE, &c.
ON THE COMPLAINT OF

John Burgett
675th Ave
Chas Jurney

1

2

3

4

Offence
Alleged
Penalty

Dated *Jan 24th* 1892

H. J. ... Magistrate.

Cramer Officer.

21st Precinct.

Witnesses.

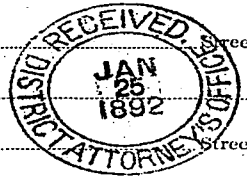
No. Street.

No. Street.

No. Street.

\$ *1000* to answer *J.S.*

Can *Ames* *3* *at*



BAILED.

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

0453

Sec. 192.

District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY } ss.
OF NEW YORK,

An information having been laid before Daniel F. Mc Mahon a Police Justice
of the City of New York, charging Ah Hung Defendant with
the offence of abduction

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 hearing thereof having been adjourned, to Wednesday

We, Ah Hung Defendant of No. 10 Pell

Street; by occupation a Charles Schaefer of No. 149 Suffolk
and Salvon Kuper Street, by occupation a Ah Hung Surety, hereby jointly and severally undertake
that the above named Ah Hung 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 Five thousand
~~Hundred~~ Dollars.

Taken and acknowledged before me, this 11th day of January 1892 } Ah Hung
W. Mahon POLICE JUSTICE. Charles Schaefer

0454

CITY AND COUNTY }
OF NEW YORK, } ss.

John J. Lawrence
1892
Police Justice.

Sworn to before me, this //

Charles Schaefer

the within named Bail and Surety being duly sworn, says, that he is a resident and *free*
holder within the said County and State, and is worth *Ten Thousand* ~~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 *House and Lot 149 Suffolk*
Street and 149 Stanton Street in the
City of New York worth twenty thousand dollars
and all encumbrances Charles Schaefer

District Police Court.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Undertaking to appear
during the Examination.

vs.

Taken the 20th day of 18

Justice.

W. H. H. H.
Ch. Schaefer
Ch. Schaefer

0455

Police Court, First District.

STATE OF NEW YORK,
CITY AND COUNTY OF NEW YORK, } SS:

William A. Fin

of No. 100 East 23' Street, in said City, being duly sworn,
deposes and says, that a certain fe male child called Ester Bostwick
[now present], under the age of sixteen years, to wit, of the age of fifteen years, is a
necessary and material witness on behalf of the People of the State of New York in a certain
criminal case now pending in the Court of General Sessions of, in and for the City and
County of New York, entitled, The People against Al Hung

, wherein the said Al Hung
is charged with the crime of Abduction under
Section 282 of the Penal Code of said State, in that he, the said Al Hung

did at number 10 Waver Street
in said City of New York
unlawfully take, receive, employ,
harbor and use the said Ester
Bostwick for the purpose of
prostitution.

and that the said Ester Bostwick
will, as deponent verily believes, unless duly held to appear on trial thereof, avoid giving his
testimony at the instance of the people.

Wherefore, deponent prays that the said child Ester Bostwick
may be held as a witness to appear on the trial of the aforesaid criminal case, and be committed
temporarily to an institution authorized by law to receive children on final commitment, and to
have compensation therefor from the City or County authorities, as a witness, to appear on the
trial of the aforesaid criminal case, in pursuance of the statutes in such case made and provided,
and especially of Section 291 of the Penal Code of the State of New York.

Sworn to before me, this 13th
day of January 1892.

William A. Fin

W. A. Fin

Police Justice.

0456

POLICE COURT 1 DISTRICT.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Heard A. Fin
vs
Ester Bostwick
15 yrs - 11 - U.S.
10 Clinton St.
Hoboken N.J.

AFFIDAVIT.

WITNESS.

Dated *January 13* 1892.

D. G. McMahon Magistrate.

Fin Officer.

S. P. C. C.

Disposition *committed to "The*
New York Society for the
Prevention of Cruelty to Children.

STYLES & CASH, STEAM PRINTERS, 77 EIGHTH AVENUE, NEW YORK.

0457

462

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 Tenney

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

Charles Tenney

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

The said

Charles Tenney

late of the *21st* Ward of the City of New York, in the County of New York aforesaid, on the
23rd day of *January* in the year of our Lord one
thousand eight hundred and ninety-*two*, with force and arms, in the *day* - time
of the same day, at the Ward, City and County aforesaid, the dwelling house of one

John Burnett

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 *John*
Burnett 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.

De Lancey Recoll,
District Attorney.

0458

BOX:

466

FOLDER:

4275

DESCRIPTION:

Thompson, John R.

DATE:

01/07/92



4275

0459

Witnesses:

Counsel.

Filed,

Pleads,

THE PEOPLE

vs.

John R. Thompson

Jan 12

Pr-

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Chas. J. de Forest

Foreman.

22. Jan. 12, 1892.

Pleas to be set af
Ortho's Pro.

THE PEOPLE
(Sections 528 and 537 of the Penal Code.)
LANCEY NICOLL
(MISAPPROPRIATION.)

0460

Police Court— / — District.

Affidavit—Larceny.

City and County } ss.
of New York, }

of No. 173 Front Street, aged 40 years,
 occupation Sulphur being duly sworn
 deposes and says, that on the 30 day of January 1891 at the City of New
 York, in the County of New York, was feloniously taken, stolen and carried away from the possession
 of deponent, in the day time, the following property, viz:

Good and Lawful Money of the
United States, of the amount of
Seventy five dollars and Sixty
two cents (\$75-⁶²/₁₀₀)

the property of Beggs and Still in deponent's
Care and custody

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

from the following facts to wit: That
 the said defendant was employed by
 deponent as an Office Boy, at the aforesaid
 address, and that on the aforesaid
 day deponent gave to and entrusted
 the defendant with a check for the
 aforesaid amount drawn on the Market
and Fulton National Bank, to take the
 said check to the said Bank, and
 have the same cashed, and to return
 the amount (being the aforesaid sum)
 to deponent.

And that deponent is informed
 by Theodore A. Freeman of 81 1/2 3rd Fulton

Sworn to before me, this
 of _____ day
 18 _____

Police Justice.

That, who is the paying teller in the said Market & Fulton National Bank. that said defendant on the aforesaid date about the hour of 2.30 P.M. came into said Bank, and presented the said check representing the aforesaid amount to said Theodore A. Freeman, and that the said Theodore A. Freeman did then and there give to the defendant good and lawful money of the United States to the amount of said check.

Deponent further says that the said defendant failed to return to deponent's place of business, from the time he received the said check to take to said Bank, or to return the amount for said check, but has feloniously appropriated the same to his own use and benefit.

Deponent therefore charges the defendant with having committed a felony and asks that he be apprehended and dealt with as the Law may direct —

Sworn to before me }
 this 5 day of February 1891 }
 E. J. Biggo }
 Police Justice

0462

CITY AND COUNTY }
OF NEW YORK, } ss.

Thodore A Freeman
aged *44* years, occupation: *Printing Letter* of No.
81 W 83 Fulton Street, being duly sworn deposes and

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

Sworn to before me, this

day of *February* 188*8*

T. A. Freeman
[Signature]
Police Justice.

0463

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

John R Thompson 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.

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 guilty of the charge

John R Thompson.

Taken before me this

day of

Dec 21
1891

E. J. McNeill
Police Justice.

4940

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

ss. }
I, James H. Morgan, being duly sworn says that he is acquainted with the handwriting of James H. Morgan the Police Justice, who issued the annexed Warrant and that the signature to this Warrant is in the handwriting of said James H. Morgan 11 day of November 1891

Sworn to before me this 11 day of November 1891

This warrant may be executed in the City of Brooklyn.

James H. Morgan
Police Justice.

Form No. 6

0465

Form No. 6

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

Amos N. Rogers of No. 121st Police Court being duly sworn says that he is acquainted with the handwriting of Edward Hagan the Police Justice, who issued the annexed Warrant and that the signature to this Warrant is in the handwriting of said Edward Hagan.
Sworn to before me this 21 day of December 1891.

This warrant may be executed in the City of Brooklyn.

Dated this

21st

day of

December

1891

John J. Marsh
Police Justice.

0466

Sec. 151.

CITY AND COUNTY
OF NEW YORK, } ss.

Police Court. / District.

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

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police
Justices for the City of New York, by Chen J. Beggs
of No. 173 Front Street, that on the 30 day of January
1889 at the City of New York, in the County of New York, the following article to wit:

Good and lawful money of
the United States
of the value of Twenty Five Dollars,
the property of Beggs as Treasurer
w. no taken, stolen and carried away and as the said complainant has cause to suspect, and does suspect and
believe, by John R. Thompson

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

These are Therefore, in the name of the PEOPLE of the State of New York, to command you the said
Sheriff, Marshals and Policemen, and every of you, to apprehend the body of the said Defendant
and forthwith bring him before me, at the First 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 5 day of February 1889

Stephen J. [Signature]
POLICE JUSTICE.

0467

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

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

Dated Dec 21 1891 John R. Smith 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.

0468

Police Court---

1572
District.

THE PEOPLE &c.
ON THE COMPLAINT OF

Eben J. Duggs
John R. Thompson

Offence

- BAILED,

No. 1, by _____
Residence _____ Street.

No. 2, by _____
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

Dated

Dec 21

1891

Magistrate.

Officer.

Precinct.

Witnesses

Theo. A. Freeman

No.

81-83 Fulton

Street.

No.

Wells Fargo Bank

Street.

No.

\$ 1000

to answer

Street.



G. B.

Committed

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 R. Thompson

The Grand Jury of the City and County of New York, by this indictment, accuse
John R. Thompson
of the CRIME OF *Grand LARCENY*, in the second degree committed
as follows:

The said

John R. Thompson,
late of the City of New York, in the County of New York aforesaid, on the *30th*
day of *January* in the year of our Lord one thousand eight hundred and
ninety-*one*, at the City and County aforesaid, being then and there the *clerk*
and servant of *Eben J. Beggs and*
John A. Still, co-partners

and as such *clerk and servant* then and there having in his
possession, custody and control certain goods, chattels and personal property of the said

Eben J. Beggs and John A. Still
the true owner thereof, to wit:

the sum of seventy
five dollars and sixty-two cents
in money, lawful money of the
United States of America, and of the value
of seventy-five dollars and sixty-two cents

the said *John R. Thompson* afterwards, to wit:
on the day and in the year aforesaid, at the City and County aforesaid, with force and arms,
did feloniously appropriate the said *sum of money*

to his own use, with intent to deprive and defraud the said *Eben J.*
Beggs and John A. Still
of the same, and of the use and benefit thereof; and the same goods, chattels and personal
property of the said *Eben J. Beggs and John A. Still*

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

DE LANCEY NICOLL,
District Attorney.

0470

BOX:

466

FOLDER:

4275

DESCRIPTION:

Tibbins, Patrick

DATE:

01/20/92



4275

0471

BOX:

466

FOLDER:

4275

DESCRIPTION:

McGovern, Patrick

DATE:

01/20/92



4275

0472

Witnesses:

1 Mr. DeLacy
2 Plaintiff

Counsel,

1892

Filed day of Jan

Pleads, 21

THE PEOPLE

vs. H. W. [unclear]

Patrick Tibbins

and

Patrick Mc Govern

DE LANCEY NICOLL,
District Attorney.

for [unclear]

A TRUE BILL.

Charles C. DeForest

Foreman.

2 Jan 29, 1892

No. 2 Inad and acquitted

No. 1 El Def 13 Feb. 10/92

Exh 2 - [unclear] 1892
No. 1 Pleads. Receiving stolen goods

Burglary in the Third Degree.
[Section 486, N.Y. Penal Code, 1892]

0473

Police Court—2 District.City and County } ss.:
of New York,of No. 454-11-Avenue Street, aged 22 years,
occupation Bar tender being duly sworn.deposes and says, that the premises No 454-11-Avenue Street,
in the City and County aforesaid, the said being a Five story Brick
General Building and which was occupied by deponent as a Liquor Store
and in which there was at the time ^{two} human being, by namewere **BURGLARIOUSLY** entered by means of forcibly Breaking
in and opening a door leading from the
Hall into the Back Room of said Liquor
Store - on the first floor of said premises ison the 28th day of December 1889 in the night time, and the
following property feloniously taken, stolen, and carried away, viz:Good and lawful money of the United States
of amount of about Two Hundred dollars.
One check drawn to the order of John Warren
signed by one Beirre Bros - on the New York
County National Bank for the amount of Eighteen
dollars Dated August 15, 1891. and indorsed by John
Warren and J. Lynch. and another check
for fourteen dollars - which at present deponent
cannot describe

the property of

Frank Lynchand 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
Patrick Tobins, Patrick M. Gorman, and John Boyle (all natives)
and while acting in concert with each other.for the reasons following, to wit: That deponent is informed by Thomas
Maguire of #454-11-Avenue, that he securely closed and
fastened the said door and securely closed and fastened
said premises and at that time the aforesaid property was
in a safe which was closed but not fastened and which
stood behind the Bar in said Store - and that after closing
and fastening said premises he went away - and that
about the hour of 5:00 Clock A.M. of the aforesaid date deponent
went to said premises and he immediately discovered

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the said door broken in, and on deponent going behind the Bar in said store, discovered the door of said safe open and the aforesaid property missing, and that deponent is informed by James Gelmartin of No 475-9-Avenue, and who is a Watchman on the New York Central Railroad, that about the hour of 2.10 o'clock A.M. of the aforesaid date, the defendant Tibbins, came into his shanty, on 11th Avenue between 38th and 39th Streets, and asked for a watchman by name of Dick and Fox, and on said defendant going out of said Shanty, fastened the hasp on the outside of the door, thereby locking said Gelmartin in, and on said Gelmartin going on the outside, discovered a Crowbar which he had left there gone and missing, and at that time said Tibbins came into said Shanty he was in company with another man whom he left on the outside, and that deponent is informed by William von Twister of No 570 West 42nd Street that about the hour of 12 o'clock mid-day of the aforesaid date the defendant Tibbins came into his place of business, and presented a Check, and asked him to Cash the same, and that he then and there refused to Cash the said Check, and which Check is hereto annexed and is part of this Complaint - and that deponent is further informed by Joseph Farman of No 561 West 37th Street, that the defendant Mc Govern came into his place of business No 456-11-Avenue, on the aforesaid date about the hour of 5 o'clock P.M., and tendered and offered him a Check in payment.

Police Court, District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Degree.

Burglary

Dated

188

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of \$

Dail.

Bailed by

No. Street.

0475

Police Court District.City and County } ss.
of New York.

of No. _____ Street, aged _____ years,
 occupation _____ being duly sworn, deposes and says,
 that on the _____ day of _____ 189 _____, at the City of New
 York, in the County of New York,

for drunks, and that he then and there refused
 to take said Check. and which Check is hereto
 annexed - and that deponent is further informed
 by Officer John Taylor of the 20th Precinct Police
 that he showed and handed the Check hereto
 annexed to Frank Lynch who is the Owner and
 Proprietor of the premises No 454-11-Avenue, at
 his residence No 556 West 37 Street where said
 Lynch is confined to, by an attack of sickness,
 and unable to leave his home, and that
 said Lynch did then and there recognize the said
 Check in presence of said Officer, as a Check which
 was Bogus and that said Check had been in his
 safe in said Store for some length of time - Deponent
 further says that the said Check which had been
 offered to said Von Twisten and Tarnan by the
 defendant's Fittins and M^cGovern, and which
 Check is hereto annexed, was in the safe in said
 Store at the time he left and closed the said Store
 to the best of his knowledge and belief - and that
 deponent is further informed by Officer Allen May
 of the 20th Precinct Police - that he arrested Patrick
 Fittins and John Doyle in company with each other at
 the West Shore Hotel, and that said Officer was
 then informed that said Fittins and Doyle had hired
 a room in said Hotel under the name of Murray and
 Daley - and that he went to said room - and there
 found a quantity of New Clothing, Patent leather
 shoes and other articles - and that said Fittins
 and Doyle, were without means, and apparently
 without money previous to said Burglary
 Deponent therefore charges the defendants with being
 Guilty with each other in having committed a Burglary
 and asks that they may be held and dealt with as the Law
 may direct

Joseph Lynch

Sworn to before me this
 21st day of December 1891
 J. M. C. J. M. C.
 Officer

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Sec. 198-200.

2 District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

Patrick M. Govern

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.

Patrick M. Govern

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.

525 West 37 Street; 23 years -

Question. What is your business or profession?

Answer.

Laborer

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

Answer.

I am not guilty -
Patrick M. Govern

Taken before me this
 day of *Sept* 188*8*

Police Justice.

0477

Sec. 198-200.

CITY AND COUNTY } ss.
OF NEW YORK, }

2 District Police Court.

Patrick L'Hermin 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. *Patrick L'Hermin* -

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. *613 West 37 Street; 4 years* -

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**Patrick L'Hermin*Taken before me this
day of *March* 189*7*

Police Justice.

0478

CITY AND COUNTY }
OF NEW YORK, } ss.

Thomas Maguire
aged *34* years, occupation *Dunci* of No.

556 West 34th Street, being duly sworn, deposes and

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

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

Sworn to before me, this *31*
day of *December* 189*0*,

Thomas Maguire

[Signature]
Police Justice

0479

CITY AND COUNTY }
OF NEW YORK, } ss.

James Gilmarin
aged 24 years, occupation Wrenchman of No.

475-9-Avenue Street, being duly sworn, deposes and

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

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

Sworn to before me, this 31 day of December 1890, } James Gilmarin

[Signature]
Police Justice

0480

CITY AND COUNTY }
OF NEW YORK, } ss.

William Van Twortern
aged 45 years, occupation Hotel Keeper of No.

370 West 42 Street, being duly sworn, deposes and

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

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

Sworn to before me, this 31 day of December 1890, } Wm Van Twortern

[Signature]
Police Justice.

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CITY AND COUNTY }
OF NEW YORK, } ss.

aged 22 years, occupation Joseph Tarnan Bartender of No.

456-11-Avenue Street, being duly sworn, deposes and

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

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

Sworn to before me, this 9/ day of December 1890, } Joseph Tarnan

E. Hoffman
Police Justice.

0482

CITY AND COUNTY }
OF NEW YORK, } ss.

John Taylor
aged _____ years, occupation *Watchman* of No.

20th Precinct Police Street, being duly sworn, deposes and
says, that he has heard read the foregoing affidavit of *Joseph Lynch*
and that the facts stated therein on information of deponent are true of deponent's own
knowledge.

Sworn to before me, this *31* day of *December* 1890, } *John Taylor*

[Signature]
Police Justice

0483

CITY AND COUNTY }
OF NEW YORK, } ss.

aged _____ years, occupation Allan May of No. _____

20th Precinct Police Street, being duly sworn, deposes and

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

Sworn to before me, this _____

day of December 1890, } Allan May

[Signature]
Police Justice.

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The People of the State of New York.

To Chief Clerk Flynn

and to all and every person and persons, officer and officers having in his or their custody or control any complaint, affidavit, indictment, charge, or written or printed paper or document of any kind touching the imprisonment and detention of the prisoner hereinafter named;

GREETING:

We command you that you certify fully and at large to the Supreme Court of The State of New York, at a Special Term thereof to be held at Chambers in the Court House of the City and County of New York on the day, the 5th day of January A. D. 1891 at 10:30 o'clock in the fore noon, the time and cause of the imprisonment of

Patrick Tibbitts
by you detained, as it is said, by whatsoever name the said Patrick Tibbitts shall be called or charged, and that you then and there return to the said Supreme Court fully and at large all and every complaint, charge, affidavit, indictment, commitment, written or printed document or paper, and the orders, proceedings, evidence, conviction and judgment in the premises, together with all things touching or in any manner concerning the same. And have you then there this writ.

But if, at the time when this writ is returnable, a Court of Oyer and Terminer in and for the City and County of New York, shall be actually sitting at the Court House of the City and County of New York, then you shall make return to this writ, according to the precept thereof, at the time and in the manner hereinbefore specified and commanded, before the said Court of Oyer and Terminer.

Witness the honorable CHARLES H. VAN BRUNT, Presiding Justice of our said Supreme Court in and for the First Judicial Department, at the Court House of the City and County of New York, the 11 day of January in the year of our Lord one thousand eight hundred and eighty 91
By the Court.

Wm J McKenna

COUNTY CLERK.

James
JAMES A. McLAUGHLIN,
Attorneys for Relators,
No. 280 Broadway,
New York City.

New York Supreme Court

The People, &c.

Ex rel. *Arthur Tappan*

vs.

John F. Tappan
Respondent.

Writ of Certiorari.

Purdy & McLaughlin,
ATTORNEYS FOR RELATOR,
No. 280 Broadway, New York City.

RECEIVED: 30
JAN 1889
The within writ is allowed this
day of *Jan*
Geo. C. ...
Justice of the Supreme Court of the
State of New York.

The within writ is adjourned to the _____ day of _____ 18 _____, at the same time and place, and the relator is remanded to the custody of the respondent in the mean time.
Dated the _____ day of _____ 18 _____

The within writ is adjourned to the _____ day of _____ 18 _____, at the same time and place, and the relator is remanded to the custody of the respondent in the mean time.
Dated the _____ day of _____ 18 _____

The within writ is adjourned to the _____ day of _____ 18 _____, at the same time and place, and the relator is remanded to the custody of the respondent in the mean time.
Dated the _____ day of _____ 18 _____

The within writ is adjourned to the _____ day of _____ 18 _____, at the same time and place, and the relator is remanded to the custody of the respondent in the mean time.
Dated the _____ day of _____ 18 _____

0485

0486

CITY AND COUNTY
OF NEW YORK, ss.

POLICE COURT, 2 DISTRICT.

George Smith
 of No. *20th Precinct Police* Street, aged _____ years,
 occupation *Police Officer* being duly sworn deposes and says,
 that on the *28th & 29th* day of *December* 1891

at the City of New York, in the County of New York, *he arrested*
Patrick McGovern, Patrick Tibbitts and John
Boyle (all now here) on the charge of having
committed a Burglary, on the premises No
554. 11th Avenue - on the 28th day of December
1891. in the night time - deponent therefore
asks that said defendants may be held
to enable deponent to procure further evidence
of said Burglary. and to enable the Complainant
to come to Court and make formal charge
of said Burglary against said Defendants

George Smith

Sworn before me, this

George Smith

1891

day

Police Justice.

0487

Police Court, 2 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Patrick M. Green
Patrick J. J. J.
John C. C.

AFFIDAVIT.

Ex Dec 31st 10 A.M.

Dated Dec 30 1891

Hoy Magistrate.

Smith Officer.

Witness, _____

Disposition, _____

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Sec. 198-200.

CITY AND COUNTY
OF NEW YORK } ss.

District Police Court.

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

Question. What is your name?

Answer. *John Boyle*

Question. How old are you?

Answer. *24 years -*

Question. Where were you born?

Answer. *New York*

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

Answer. *529 West 35 Street; 3 years*

Question. What is your business or profession?

Answer. *Laborer*

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

Answer.

I am not guilty -
John Boyle

Taken before me this
day of *December*

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Police Justice.

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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 Twenty Hundred Dollars, each and be committed to the Warden and Keeper of the City Prison, of the City of New York, until they give such bail.

Dated December 31 1891

[Signature]
Police Justice.

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

Dated _____ 18 _____

Police Justice.

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

Dated _____ 18 _____

Police Justice.

0490

Police Court---

2 District. 18

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Joseph Lynch
437 vs. 11 Chav
Patric Liffins
Patric M. Green
John Boyle

Officer O'Day

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Dated

Dec 31

1891

Magistrate.

Hyatt, Hay & Smith
DISMISSED.

Officer.

Witnesses

No.

556 West 37 FOREMAN Street.

James G. Gorman

475 9th Ave

No.

456 11th Ave

No.

Thos. M. M. 1892

No.

556 West 37th

No.

570 West 37th

No.

2000 to answer

Com

13 512

0491

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 Tibbins

and

Patrick McGovern

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

Patrick Tibbins and Patrick McGovern

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

The said

Patrick Tibbins and
Patrick McGovern, both

late of the *20th* Ward of the City of New York, in the County of New York aforesaid, on the
twenty-eighth day of *December* in the year of our Lord one
thousand eight hundred and ninety-*one* in the *night* time of the same day, at the
Ward, City and County aforesaid, a certain building there situate, to wit, the *store* of
one *Frank Lynch* —

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 *Frank*

Lynch

in the said

store —

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

SECOND COUNT—

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

Patrick Tibbins and Patrick McGovern

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

The said *Patrick Tibbins and Patrick McGovern, both* —

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

the sum of two hundred dollars in money, lawful money of the United States of America, and of the value of two hundred dollars, one written instrument and evidence of debt; to wit: an order for the payment of money, of the kind called bank cheques, for the payment of, and of the value of eighteen dollars, and one other written instrument and evidence of debt, to wit: an order for the payment of money, of the kind called bank cheques, for the payment of and of the value of fourteen dollars, —

of the goods, chattels and personal property of one

Frank Lynch

in the

store —

of the said

Frank Lynch

there situate, then and there being found, in the

store —

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

THIRD COUNT:

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

Patrick Tibbins and Patrick McGovern
of the CRIME OF RECEIVING STOLEN GOODS, committed as follows:

The said *Patrick Tibbins and Patrick McGovern*, both

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

the same goods, chattels and personal property, described in the ^{second} ~~first~~ count of this indictment

of the goods, chattels and personal property of

Frank Lynch

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

Frank Lynch

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

Patrick Tibbins and Patrick McGovern

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

DE LANCEY NICOLL,

District Attorney.