

0009

BOX:

7

FOLDER:

90

DESCRIPTION:

Sabatello, Antonio

DATE:

02/24/80



90

47

Filed 24 day of Oct 1880
Pleads

32
116 *mutu*

THE PEOPLE
vs.
Antonio Sabatello

Felony Assault and Battery.

BENJ. K. PHELPS,
District Attorney.

A True Bill.

C. W. Constance
Foreman.

Part pro Oct 25. 1880.
pleads 2nd Count
S. P. Two years

0011

AFFIDAVIT—FELONIOUS ASSAULT, &c.

Second District Police Court.

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

Zito Rocco
Mulberry _____

of No. *316*

Street, being duly sworn, deposes and says
that on the *28* day of *February* in the year

1880 at the City of New York, he was violently and feloniously assaulted and ~~beaten~~ *stabbed* by

Antonio Sabatello (now here)
who wilfully and feloniously
cut and stabbed deponent on
the right arm with a knife
at the time held in the hand
of the said deponent. That
said assault was _____

with the felonious intent to take the life of deponent, or to do him 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 dealt
with according to law.

Sworn to before me this *21* day }
of *February* 1880 }

Zito x Rocco
mark

Mercer Otthaus Police Justice.

0012

Police Court—Second District.

CITY AND COUNTY }
OF NEW YORK, } ss.

Antonio Sabatello

being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he is at liberty to refuse to answer any question that may be put to him, states as follows, viz.:

Question.—What is your name?

Answer.—

Antonio Sabatello

Question.—How old are you?

Answer.—

32 years

Question.—Where were you born?

Answer.—

Italy

Question.—Where do you live?

Answer.—

16 Mott Street

Question.—What is your occupation?

Answer.—

Laborer

Question.—Have you anything to say, and if so, what—relative to the charge here preferred against you?

Answer.—

I was drunk

his
Antonio Sabatello
marks

Taken before me, this

21 day of Feb

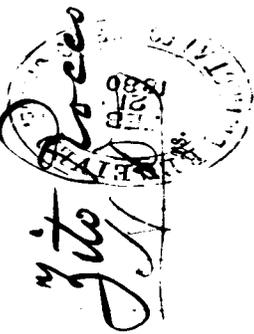
M. W. W. W. W.

0013

POLICE COURT—Second District.

THE PEOPLE, &c

ON THE COMPLAINT OF OFFENCE—Felonious Assault and Battery



Jito Paces

Antonio Sabatello

Dated *February 2 1882*

Cotterbury Magistrate.

Gilger Officer.
/s/ Clerk.

Witnesses.

*Confid-Com-ther
t the home of relative
is default of \$5000*

Committed in default of \$ / *1000*, bail.

Bailed by

No.

Street.

CITY AND COUNTY }
OF NEW YORK, } ss.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present :

That *Antonio Sabatello*

late of the City of New York, in the County of New York, aforesaid, on the
twentieth day of *February* in the year of our Lord
one thousand eight hundred and *Eighty* with force and arms, at the City and
County aforesaid, in and upon the body of *Zito Rocco*
in the peace of the said people then and there being, feloniously did make an assault
and *him* the said *Zito Rocco*
with a certain *knife*
which the said *Antonio Sabatello*

in *his* right hand then and there had and held, the same being a deadly and
dangerous weapon wilfully and feloniously did beat, strike, stab, cut, and wound
with intent *him* the said *Zito Rocco*
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 Jurors aforesaid, upon their Oath aforesaid, do further present : That
afterwards, to wit, on the day and in the year aforesaid, at the City and County
aforesaid, the said *Antonio Sabatello*
with force and arms, in and upon the body of the said *Zito Rocco*
him then and there being, wilfully and feloniously did make an
assault and *him* the said *Zito Rocco*
with a certain *knife* which the said *Antonio Sabatello*

in *his* right hand, then and there
had and held, the same being then and there a sharp, dangerous weapon, wilfully
and feloniously, and without justifiable and excusable cause, did then and there beat,
strike, stab, cut, and wound, with intent to then and there wilfully and feloniously
do bodily harm unto *him* the said *Zito Rocco*
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 Jurors aforesaid, upon their Oath aforesaid, do further present : That
afterwards, to wit, on the day and in the year aforesaid, at the City and County afore-
said, the said *Antonio Sabatello*

with force and arms, in and upon the body of *Zito Rocco*
in the peace of the said people then and there being, feloniously, did make another
assault and *him* the said *Zito Rocco*
with a certain *knife*
which the said *Antonio Sabatello*

in *his* right
hand then and there had and held, wilfully and feloniously did beat, strike, stab, cut,
and wound, the same being such means and force as was likely to produce the death
of *him* the said *Zito Rocco* with intent *him* the

0015

said *Zito Rocco*, 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.

FOURTH COUNT.

And the Jurors aforesaid, upon their Oath aforesaid, do further present: That afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, the said *Antonio Sabatello*

with force and arms, in and upon the body of the said *Zito Rocco*, then and there being, wilfully and feloniously, did make another assault and the said *Zito Rocco* with a certain *knife* which the said *Antonio Sabatello* in *his* right hand then and there had and held, the same being then and there a deadly weapon, wilfully and feloniously did then and there beat, strike, stab, cut and wound, with intent to then and there wilfully and feloniously maim *him* the said *Zito Rocco* 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.

BENJ. K. PHELPS, District Attorney.

Filed 24 day of Dec 1880
Pleas

THE PEOPLE

37
11/16

08.

D

Antonio Sabatello

Felonious Assault and Battery.

BENJ. K. PHELPS,

District Attorney.

A True Bill.

Wm. Bowler
Foreman.

Part for pt 25. 1880.

Head 2nd Court

S. P. Jones years

0016

BOX:

7

FOLDER:

90

DESCRIPTION:

Sallada, Antonio

DATE:

02/19/80



90

452

Filed *19* day of *Feb* 18*80*
Pleads *Not Guilty*

THE PEOPLE

27 Mulberry
25

vs.

P B
Antonio Saldaña

Felony Assault and Battery.

BENJ. K. PHELPS,

Mar 2

District Attorney.

surrendered & com'd
Feb 26. 1880

A True Bill.

J. M. Comstock
Foreman.

Part two Mar 1. 1880
Fried & convicted 2nd ch
S.P. Two years to us.

0018

FORM

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

Police Court—First District.

James Donovan
of No. 48 Centre Street, being duly sworn, deposes and says,
that on the 9th day of February 1880
at the City of New York, in the County of New York, he was violently and feloniously assaulted and
beaten by Antonia Sallada

now present.
who did cut or stab deponent on the on the
hip with some sharp instrument then and there
held in his hand

Deponent believes that said injury, as above set forth, was inflicted by said

Antonia Sallada

with the felonious intent to ~~take the life of deponent or to~~ do him 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 dealt with according
to law.

James Donovan

Sworn to, before me this
day of February

1880

Police Justice.

0019

Police Court, First District.

CITY AND COUNTY } ss.
OF NEW YORK.

Antonio Ballada being duly examined before the under-
signed, according to law, on the annexed charge; and being informed that he was
at liberty to refuse to answer any question that may be put to him, states as follows, viz:

Question. What is your name?

Answer. Antonio Ballada

Question. How old are you.

Answer. 48 years

Question. Where were you born?

Answer. Italy

Question. Where do you live?

Answer. 35 Mulberry Street

Question. What is your occupation?

Answer. Laborer

Question. Have you anything to say, and if so, what,—relative to the charge
here preferred against you?

Answer. I am not guilty

Antonio ^{by} Ballada
mark

Taken before me this

15 day of February

1880

[Signature]
POLICE JUSTICE.

0020

COUNSEL FOR COMPLAINANT:

Name: _____
Address: _____

COUNSEL FOR DEFENDANT:

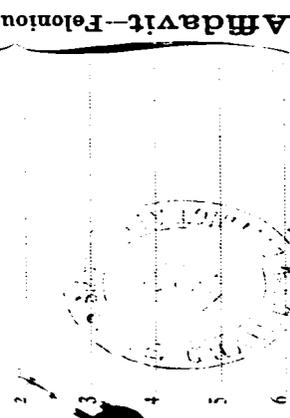
Name: _____
Address: _____

462
Police Court—First District.

Affidavit—Felonious Assault and Battery.

THE PEOPLE, &c.
vs.
DEFENDANT OF

James Dowdman
vs.
Antonio Salada



Dated, 15 February 1980
Silbrette Magistrate.

Orwlen Officer.
14 Precinct Clerk.

Witnesses.

BAILED.
No. 1, by Michael Cross
Residence, 35 Banter St.

No. 2, by _____
Residence, _____

No. 3, by _____
Residence, _____

No. 4, by _____
Residence, _____

No. 5, by _____
Residence, _____

No. 6, by _____
Residence, _____

in answer
at General Sessions Committed
Received at Dist. Atty's Office,

0021

STATE OF NEW YORK.



Executive Chamber.

Albany, March 20, 1880

Sir: Application having been made to the Governor for the Pardon of Antonio Gallade who was sentenced on March 1, 1887, in your County, for the crime of Assault to harm for the term of two years and six months to the State Prison you are respectfully requested (in pursuance of Chapter 310, Laws 1849) to furnish the Governor with a concise statement of the case as proven on the trial, together with any other facts or circumstances which may have a bearing on the question of granting or refusing a Pardon. Be pleased also to state the previous character of the convict.

Each letter of inquiry from this Department should be answered on a separate sheet.

Very respectfully, your obedient servant,

Edward Fitzgerald
Pardon Clerk.

To Benj. H. Phelps
District Attorney, &c.

Feb 1880

0022

CITY AND COUNTY }
OF NEW YORK, } ss.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present :

That *Antonio Sallada*

late of the City of New York, in the County of New York, aforesaid, on the
ninth day of *February* in the year of our Lord
one thousand eight hundred and *eighty* with force and arms, at the City and
County aforesaid, in and upon the body of *James Donovan*
in the peace of the said people then and there being, feloniously did make an assault
and *him* the said *James Donovan*
with a certain instrument and weapon, a description of which is to the jurors afore-
said unknown and cannot now be given, which the said

in *his* *Antonio Sallada* right hand then and there had and held, the same being a deadly and
dangerous weapon, wilfully and feloniously did beat, strike, stab, cut, and wound
with intent *him* the said *James Donovan*
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 Jurors aforesaid, upon their Oath aforesaid, do further present : That
afterwards, to wit, on the day and in the year aforesaid, at the City and County
aforesaid, the said

Antonio Sallada
with force and arms, in and upon the body of the said *James Donovan*
then and there being, wilfully and feloniously did make an
assault and *him* the said *James Donovan*
with a certain instrument and weapon, a description of which is to the jurors afore-
said unknown and cannot now be given, which the said

Antonio Sallada in *his* right hand, then and there
had and held, the same being then and there a sharp, dangerous weapon, wilfully
and feloniously, and without justifiable and excusable cause, did then and there beat,
strike, stab, cut, and wound, with intent to then and there wilfully and feloniously
do bodily harm unto *him* the said *James Donovan*
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 Jurors aforesaid, upon their Oath aforesaid, do further present : That
afterwards, to wit, on the day and in the year aforesaid, at the City and County afore-
said, the said

Antonio Sallada
with force and arms, in and upon the body of *James Donovan*
in the peace of the said people then and there being, feloniously, did make another
assault and *him* the said *James Donovan*
with a certain instrument and weapon, a description
of which is to the jurors aforesaid unknown and cannot now be given, which the said

Antonio Sallada in *his* right
hand then and there had and held, wilfully and feloniously did beat, strike, stab, cut,

and wound, the same being such means and force as was likely to produce the death of *him* the said *James Donovan* with intent *him* the said *James Donovan* 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.

FOURTH COUNT.

And the Jurors aforesaid, upon their Oath aforesaid, do further present: That afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, the said

Antonis Sallada with force and arms, in and upon the body of the said *James Donovan* then and there being, wilfully and feloniously, did make another assault and *him* the said *James Donovan* with a certain instrument and weapon, a description of which is to the jurors unknown and cannot now be given which the said

Antonis Sallada in *his* right hand then and there had and held, the same being then and there a deadly weapon, wilfully and feloniously did then and there beat, strike, stab, cut and wound, with intent to then and there wilfully and feloniously maim *him* the said *James Donovan* 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.

BENJ. K. PHELPS, District Attorney.

452

R. H. Bacon

Filed *19* day of *March* 18*85*

Pleas *Not Guilty*

THE PEOPLE

vs.

Antonis Sallada

Felony Assault and Battery.

BENJ. K. PHELPS,

District Attorney.

Nov 2

*various dated 1 am 9 }
187 24. 1880*

A TRUE BILL.

J. W. Barnhart
DORCHESTER

*Part for Mar 1. 1880
Fried & awarded 2.00
S. P. for your De we*

0024

BOX:

7

FOLDER:

90

DESCRIPTION:

Sauer, Media R.

DATE:

02/03/80



90

0025

Counsel, *W. J. [unclear]*
Filed *3* day of *Feb* 188*7*.
Pleads *H. C. [unclear]* (4)

INDICTMENT—Concealed Weapons.
THE PEOPLE
vs.
Media R. Saxon

BENJ. K. PHELPS,
District Attorney.

A True Bill.

D. W. Brewster
Foreman.
J. H. [unclear]
Paul G. [unclear]
[unclear]

0026

Police Court—Third District.

CITY AND COUNTY }
OF NEW YORK, } ss.

Medin R Bauer being duly examined before the under-
signed, according to law, on the annexed charge; and being informed that he was
at liberty to answer, or not, all or any questions put to him, states as follows, viz.:

Question.—What is your name?

Answer.—Medin R Bauer.

Question.—How old are you?

Answer.—16 years

Question.—Where were you born?

Answer.—France

Question.—Where do you live?

Answer.—247 Cherry

Question.—What is your occupation?

Answer.—Sailor

Question.—Have you anything to say, and if so, what—relative to the
charge here preferred against you?

Answer.—I have nothing to say

Medin R Bauer
sworn

John J. [unclear]
Taken before me, this

0027

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

Third District Police Court.

of No. 74 Police Precinct

Patrick English

Street,

being duly sworn, deposes and says,

that on the night of the 31st day of January 1880
at the City of New York, in the County of New York,

Media R. Swaver (now here)
was at the corner of Jefferson and
South Streets in said City and
County of New York and did
furtively and feloniously have con-
cealed in the pocket of the over-
coat then and there worn on
the person of the said Swaver
that certain unlawful weapon
now her shown the same being
commonly known as a Slings
Shot with intent to use the same
in violation of the Statute in such
case made and provided.

Sworn to before me this
1st day of February 1880 } Patrick English

Wm. H. Murray
Police Justice

0028

31
Police Court, Third District.

THE PEOPLE, &c.,

COMPLAINT OF



AFIDAVIT.

Robert English
16
Feb 2 1880
Media T. Stuart

Deposed, February 1st 1880

Murray
Magistrate.

English
Officer.
7th South

1000 of Bth Ave
Commenced

Concealed from view
in person



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

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
*in and for the body of the City and County of New York, upon
 their Oath, present :*

That

Media R Sauer

late of the First Ward of the City of New York, in the County of New York, aforesaid,
 on the *thirtieth* day of *January* in the year of our Lord
 one thousand eight hundred and ~~seventy~~ *eighty* at the Ward, City and County
 aforesaid, with force and arms, at the Ward, City and County aforesaid, feloniously,
 knowingly and secretly, did conceal upon his person a certain instrument and weapon
 of the kind known as a *Stung shot*, with intent then and there
 feloniously to use the same against some person or persons to the Jurors 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.

And the Jurors aforesaid, upon their Oath aforesaid, do further present : That
 the said *Media R Sauer* late of the Ward,
 City and County aforesaid, afterwards, to wit, on the day and in the year aforesaid, at
 Ward, City and County aforesaid, with force and arms, feloniously, wilfully and
 furtively did possess a certain instrument and weapon of the kind known as a *Stung*
Shot with intent then and there feloniously to use the same against some
 person or persons to the Jurors 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.

BENJ. K. PHELPS, District Attorney.

0030

BOX:

7

FOLDER:

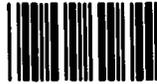
90

DESCRIPTION:

Saunders, Robert E.

DATE:

02/01/80



90

Book

Counsel,
Filed *17* day of *Dec* 188*8*
Pleads *J. Conroy*

Wm. W. W.
THE PEOPLE.
vs. *J*
Robert & Saunders
aka:
James Adams
Pictures in Paper selling
shown as a proof of the

Larceny, and Receiving Stolen Goods.

BENJ. K. PHELPS,
District Attorney.

A True Bill.

J. M. Conroy
Foreman.

Count in Dec 17, 1888
Tried & convicted G.L.
S. P. Five years.

0032

Form 112.

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

Police Court—First District.

of No. 103 Fulton Allen Lonsbury Street, being duly sworn, deposes
and says, that on the 2nd day of February 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,

the following property, viz: two dozen engraved gold
Rings

of the value of thirty Dollars,
the property of deponent

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

Sworn to before me, this

of February

1890

Police Justice.

now present for the reasons following
viz. That the prisoner came into
said premises while deponent was
engaged in showing to a man some
jewelry with a view to selling him
some articles thereof. That deponent
saw the prisoner thrust his hand very
quickly inside his coat and called to
him to open his coat when he immediately
did so and deponent followed shouting stop thief
and after he was arrested and brought back
the property in question was found in his possession
in deponent's premises. Allen Lonsbury

0033

City and County of New York's
Joseph Glynn of the Police Department, 1st District being duly sworn says that he arrested the prisoner Robert Sanders alias Frank Adams, in the premises No 71 John Street whither he had run to escape and at the time of such arrest he had in his possession the within described property. Department also found upon his person and tied around his body within his clothing that certain false pocket watch placed there as a receipt of stolen goods as department believes and charges

Sworn to before me this
2nd day of Feb'y 1888
R. S. Arch }
Police Justice }

0034

Police Court—First District.

CITY AND COUNTY }
OF NEW YORK. } ss.

Robert C. Sanders being duly examined before the under-
signed, according to law, on the annexed charge; and being informed that he was at
liberty to refuse to answer any question that may be put to him, states as follows,
viz:

Question. What is your name?

Answer.

Robert C. Sanders

Question. How old are you?

Answer.

28 Years

Question. Where were you born?

Answer.

Baltimore

Question. Where do you live?

Answer.

96 Bond Street

Question. What is your occupation?

Answer.

Clerk

Question. Have you anything to say, and if so, what—relative to the charge
here preferred against you?

Answer.

I am not guilty

W. L. Sanders.

Taken before me, this

2

day of

February

18

99

W. L. Sanders
Police Justice.

0035

137
Police Court—First District

THE PEOPLE, & C.,
ON THE COMPLAINT OF
Alderton *181*
Pembury
103 Fulton St
Aldavit—Larceny

BAILED:

No. 1, by

Residence,

No. 2, by

Residence,

No. 3, by

Residence,

No. 4, by

Residence,

No. 5, by

Residence,

No. 6, by

Residence,

COUNSEL FOR DEFENDANT.

Name,

Address,

John D. Johnson 1899
District Magistrate.

Joseph Glynn
Officer
Grec.

Witnesses:
Call Powers
Call the Officer
(with false pocket)

Officer Stapan to person
Character



2000
to answer
at *2* Sessions

Received at Dist. Atty's office

0036

Police Department of the City of New York,

Precinct No.

New York,

18

Gallery No 949
Frank Adams -
arrested by Heidelberg Kelly
for Shop lifting

Mark Hibbing

0037

CITY AND COUNTY }
OF NEW YORK, } RR.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present :

That

*Robert C Saunders otherwise called
Frank Adams--*

late of the First Ward of the City of New York, in the County of New York, aforesaid, on the
Second day of *February* in the year of our Lord
one thousand eight hundred and ~~seventy~~ *Eighty*, at the Ward, City and County aforesaid,
with force and arms,

*Stole four rings of the value of one dollar
and twenty five cents each*

of the goods, chattels, and personal property of one

Allen Lounsberry

then and

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

0038

And the Jurors aforesaid, upon their oath aforesaid, do further present

That the said

*Robert C. Saunders otherwise called
Frank Adams*

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

*Twenty four rings of the value of one
dollar and twenty five cents each —*

of the goods, chattels, and personal property of the said

Allen Lounberry

by a certain person or persons to the Jurors aforesaid unknown, then lately before feloniously
stolen of the said

Allen Lounberry

unlawfully, unjustly, and for the sake of wicked gain, did feloniously receive and have (the said

Robert C. Saunders otherwise called Frank Adams
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.

BENJAMIN K. PHELPS, District Attorney.

0039

BOX:

7

FOLDER:

90

DESCRIPTION:

Schmidt, Charles

DATE:

02/16/80



90

0040

283

Day of Trial

Counsel,

Filed *17* day of *Feb* 1880

Pleads

THE PEOPLE

vs.

B
Charles Schuith

Violation Excise Law.

BENJ. K. PHELPS,

District Attorney.

A True Bill.

M. Conover

Foreman.

Part in Feb 17, 1880.

file and guilty
True & O. p.

NOV 21 1880

0041

Third District Police Court.

STATE OF NEW YORK,
CITY AND COUNTY OF NEW YORK

of No. 10th Avenue 12 Street,
of the City of New York, being duly sworn, deposes and says, that on the
day of January 1880, at the City of New York, in the County of New York,
at No. 127 Street
Charlie Schmidt

did sell, or caused, suffered or permitted to be sold, or exposed for sale, under his direction or authority,
strong or spirituous liquors or wines, to be drunk in his house or premises aforesaid, in quantities less than
five gallons at a time, contrary to and in violation of the Excise Laws of the State of New York, entitled
"An Act to Suppress Intemperance and to Regulate the Sale of Intoxicating Liquors," passed April 16, 1857.

Sworn to before me, this 12
day of January 1880 } Etienne Bayer
Henry Murray }
POLICE JUSTICE.

0042



124

Police Court Third District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Elihu Rayer

vs.

Charles Schmidt

MISDEMEANOR.
Violation Excise Laws.

Dated the 22nd day of *July* 1880

Murray Magistrate.

Rayer 10 ~~10~~ Officers.

Witness.

Bailed \$ 100 — to Ans., G. S.

By *Wm. H. ...*

113 ... Street.

Perated

0043

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

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
*in and for the body of the City and County of New York, upon
their Oath, present:*

That - Charles Schmidt

late of the ~~Seventeenth~~ *Twenty-third* Ward of the City of New York, in the County of
New York, aforesaid, on the ~~Twenty-third~~ *Twenty-third* day of ~~January~~ *January* in the year
of our Lord one thousand eight hundred and ~~eighty~~ *eighty*, at the Ward,
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
whisky, 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
jurors aforesaid unknown, unlawfully did sell, in quantity less than five gallons at one
time, to one

Etienne Beyer

; 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.

SECOND COUNT.—*And the Jurors aforesaid, upon their Oath aforesaid, do further
present: THAT the said*

late of the Ward, City, and County aforesaid, then and there being a person duly
licensed according to law to sell spirituous liquors and wines on the day
and in the year aforesaid, at the Ward, City and County aforesaid, the same
being the first day of the week, commonly called and known as Sunday, with
force and arms, 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 whisky, 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 jurors
aforesaid unknown, unlawfully did sell, as a beverage, to one

contrary to 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.

BENJ. K. PHELPS, District Attorney.

0044

BOX:

7

FOLDER:

90

DESCRIPTION:

Schortan, Charles

DATE:

02/03/80



90

35

Day of Trial

Counsel,

Filed

1888

Pleads,

Burglary—Third Degree, and Receiving Stolen Goods.

THE PEOPLE

vs.

Charles Sabatini
vs. before
James

BENJ. K. PHELPS,

District Attorney.

A True Bill.

J. M. Cornbrook
Foreman.

True found

0046

Police Court, Second District.

City and County } ss.
of New York, }

Charles Ellrich

of No. 33 Kensington Street, being duly sworn,

deposes and says, that the premises Nos. 129 & 131 Mercer

Street, 2^d Ward, in the City and County aforesaid, the said being a fire shop

with welding
Machinery of tools and machinery

which was occupied by deponent as a work place for the

entered by means of firing open the door **BURGLARIOUSLY**

leading to deponent's premises

on the night of the 23 day of January 1880

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

Steel taps valued thirty dollars.
Steel dies lathe chucks value
fifty dollars

all of the value of Eighty dollars.

the property of Complainant
and deponent further says, that he has great cause to believe, and does believe, that
the aforesaid **BURGLARY** was committed and the aforesaid property taken, stolen
and carried away by Charles Schortan (perpetrator)

for the reasons following, to wit: from the fact that
said Schortan pointed out to
deponent the place where he
had sold portions of the above
described property which was at

0047

Charles Jordans 346 East
Hunt St. Dept. full
identified the property found
as portion of that which was
stolen from his room
No 129 Menard street
I am to inform you
this is the property
of the
Police Dept.

0048

Police Court—Second District.

CITY AND COUNTY }
OF NEW YORK, } ss.

Charles Schortan

being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he is at liberty to refuse to answer any question that may be put to him, states as follows, viz.:

Question.—What is your name?

Answer.—*Charles Schortan*

Question.—How old are you?

Answer.—*Connecticut twenty eight years*

Question.—Where were you born?

Answer.—*Connecticut*

Question.—Where do you live?

Answer.—*26 Bedford St*

Question.—What is your occupation?

Answer.—*Machinist*

Question.—Have you anything to say, and if so, what—relative to the charge here preferred against you?

Answer.—*I am guilty
Charles Schortan*

Taken before me, this

[Signature]
Police Justice.
January 1870

0049



36
POLICE COURT - Second District.

OFFENCE - Burglary and Larceny.

THE PEOPLE, &c.

ON THE COMPLAINT OF

176
Charles Eltrieh
37 Bowington St.

Charles Schotan

Dated January 30 1880

W. Murphy Magistrate.
J. M. Murphy Officer.
Clerk.

Witnesses,

George Brauer
181 main St
James Jordan
246 East Houston St

Committed in default of \$ 1000 bail. Can

Bailed by

No. Street.

X

0050

Police Court, Second District.

City and County } ss.
of New York, }

John C Cassidy

of No. 124 ~~Merger~~ Street, being duly sworn,
deposes and says, that the premises No. 129 1/2 ~~Merger~~

in Street of 8 Ward, in the City and County aforesaid, the said being a five story brick
and which was occupied by deponent as a place for the
Manufacture of Gas fixtures, were **BURGLARIOUSLY**
entered by means *finding* open a rear window
leading to the premises above
described

on the night of the 23 day of January 1880.
and the following property feloniously taken, stolen, and carried away, viz.:

- Steel taps value thirty dollars
- Steel dies value twenty dollars
- Twenty five steel files value
- twenty five dollars

all of the value of Seventy five dollars.

the property of John C Cassidy and John C Cassidy
and deponent further says, that he has great cause to believe, and does believe, that
the aforesaid **BURGLARY** was committed and the aforesaid property taken, stolen
and carried away by Charles Schortan (insert)

for the reasons following, to wit: from the fact that
said Schortan pointed out the
place where he had sold
portion of the above described property
which was at Charles Jordan's 246

0051

East Houston St. Deponent fully
identifies the property found
as the same that was missing
from his premises No 129 Market
Street

John C. Cassion,
Smm. to Ref. me
this 30 day of January 1880
J. C. Cassion

0052

Police Court—Second District.

CITY AND COUNTY }
OF NEW YORK, } ss.

Charles Schntau being duly examined before the undersigned, according to law, on the annexed charge ; and being informed that he is at liberty to refuse to answer any question that may be put to ~~her~~, states as follows, viz. :

Question.—What is your name ?

Answer.—*Charles Schntau*

Question.—How old are you ?

Answer.—*Twenty Eight Years*

Question.—Where were you born ?

Answer.—*Germany*

Question.—Where do you live ?

Answer.—*26 Bedford St*

Question.—What is your occupation ?

Answer.—*Machinist*

Question.—Have you anything to say, and if so, what—relative to the charge here preferred against you ?

Answer.—*I am not guilty*
Charles Schntau

Taken before me, this

[Signature]
Police Justice,
1880

0053

RECEIVED
FEB 2 1880

30

POLICE COURT - Second District.

OFFENSE - Burglary and Larceny.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

John C. Cassidy
129 Mercer St.

Charles Shortall

Dated *January 30* 18*80*

John Duffy Magistrate.
John Dempsey Officer

Clerk.

Witnesses,

George Bracher

131 Mercer St.

Charles Jordan
246 East Houston St.

Committed in default of \$*1000* bail.

Bailed by *Cass*

No. _____ Street

4

0054

CITY AND COUNTY }
OF NEW YORK. } ss.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present :

That *Charles Schottan*

late of the *Eighth* Ward of the City of New York, in the County of
New York aforesaid, on the *twenty third* day of *January* in the
year of our Lord one thousand eight hundred and ~~eighty~~ *eighty* with force and
arms, at the Ward, City and County aforesaid, the *factory* of

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

John C Cassidy
then and there being, then and there feloniously and burglariously to steal, take and carry
away, and

Thirty taps of the value of one dollar each
Twenty chess of the value of one dollar each
Twenty five files of the value of one dollar each.

of the goods, chattels, and personal property of the said

John C Cassidy

so kept as aforesaid in the said *factory* then and there being, 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.

0055

And the Jurors aforesaid, upon their oath aforesaid, do further present

That the said

Charles Shortan

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,

*Thirty Taps of the value of one dollar each
Twenty dies of the value of one dollar each
Twenty five files of the value of one dollar each*

of the goods, chattels, and personal property of

John - C. Cassidy

by a certain person or persons to the Jurors aforesaid unknown, then lately before feloniously stolen of the said

John - C. Cassidy

unlawfully, unjustly, and for the sake of wicked gain, did feloniously receive and have (the said

Charles Shortan

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.

BENJAMIN K. PHELPS, District Attorney.

0056

And the Jurors aforesaid, upon their oath aforesaid, do further present

That the said

Charles Shortan

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,

*Thirty Tapes of the value of one dollar each
Twenty dies of the value of one dollar each
Twenty five files of the value of one dollar each*

of the goods, chattels, and personal property of

John - C. Cassidy

by a certain person or persons to the Jurors aforesaid unknown, then lately before feloniously stolen of the said

John - C. Cassidy

unlawfully, unjustly, and for the sake of wicked gain, did feloniously receive and have (the said

Charles Shortan

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.

BENJAMIN K. PHELPS, District Attorney.

with copy

30

Day of Trial

Counsel,

Filed

1876

day of Feb

Pleads,

Burglary—Third Degree, and Receiving Stolen Goods.

THE PEOPLE

vs.

Charles Schotten

BENJ. K. PHELPS,

District Attorney.

A True Bill.

D. W. Brewster

Foreman.

Part 200 Feb 4. 1880

(Plead Book 3)

S.P. Fine 1/2

0058

CITY AND COUNTY }
OF NEW YORK. } ss.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present :

That *Charles Schottan*

late of the *Eighth* Ward of the City of New York, in the County of
New York aforesaid, on the *twenty third* day of *January* in the
year of our Lord one thousand eight hundred and ~~seventy~~ *Eighty* with force and
arms, at the Ward, City and County aforesaid, the *factory* of
Charles Ellerick -----
there situate, feloniously and burglariously, did break into and enter, the same being a
building in which divers goods, merchandise, and valuable things were then and there kept for
use, sale and deposit, to wit: the goods, chattels and personal property hereinafter described,
with intent the said goods, chattels and personal property of the said

Charles Ellerick -----
then and there being, then and there feloniously and burglariously to steal, take and carry
away, and

Thirty traps of the value of one dollar each -
Fifty deer of the value of one dollar each -
Fifty paper checks of the value of one
dollar each

of the goods, chattels, and personal property of the said

Charles Ellerick -----

so kept as aforesaid in the said *factory*, then and there being, 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.

0060

And the Jurors aforesaid, upon their oath aforesaid, do further present

That the said

Charles Schottan

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,

*Thirty tops of the value of one dollar each -
Fifty dms of the value of one dollar each -
Fifty lathe chucks of the value of one
dollar each -*

of the goods, chattels, and personal property of *Charles Esterich*

by a certain person or persons to the Jurors aforesaid unknown, then lately before feloniously stolen of the said

Charles Esterich

unlawfully, unjustly, and for the sake of wicked gain, did feloniously receive and have (the said

Charles Schottan

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.

BENJAMIN K. PHELPS, District Attorney.

0061

BOX:

7

FOLDER:

90

DESCRIPTION:

Schwartz, Conrad

DATE:

02/20/80



90

0062

439

Day of Trial

Counsel,

Filed 20 day of

Feb 1880

Pleas

THE PEOPLE

vs.

B

Conrad Schwartz

Violation Excise Law.

BENJ. K. PHELPS,
District Attorney.

A True Bill.

A. C. Smethers

Foreman.

Part no Dec 24. 1880.

pleads guilty.

Fined \$57.00

0063

Police Court, Fifth District.

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

of *the 31st Precinct Police* *Patrick Stapleton* Street,
of the City of New York, being duly sworn, deposes and says, that on the *22nd* day
of *January* 18*80* in the City of New York, in the County of New York, at

premises North side 68th street between 10th & 11th avenues
Isaac Schwartz (now present)
did then and there sell, and caused, suffered and permitted to be sold, under his direction and authority, strong and
spirituous liquors, wines, ale and beer, being intoxicating liquors, in quantities less than five gallons at a time, to be drunk
in the house or premises aforesaid, contrary to and in violation of law. *and without license*

WHEREFORE, deponent prays that said *Isaac Schwartz*
may be ~~assessed and~~ dealt with according to law.

Suborn to before me, this *23rd* day }
January 18*80*. }

Patrick Stapleton
A. L. Morgan POLICE JUSTICE.

0064

439
Police Court, Fifth District. *72*

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Patrick Stapleton

vs.

Emmanuel Schwartz

Violation Excise Law.

Dated *23* day of *January* 1880

Morgan Magistrate.

Stapleton 31 Officer.

Witness,

Bailed \$ *100* to Ann. *Em. Schwartz*

By *Emmanuel Schwartz*
North line 84 Street.



0065

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

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
*in and for the body of the City and County of New York, upon
their Oath, present:*

That

Conrad Schwartz

late of the *twenty-second* Ward of the City of New York, in the County of
New York, aforesaid, on the *twenty-ninth* day of *January* in the year
of our Lord one thousand eight hundred and ~~seventy~~ *eighty*, at the Ward,
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
whisky, 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
jurors aforesaid unknown, unlawfully did sell, in quantity less than five gallons at one
time, to one

Patrick Stapleton

; 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.

~~SECOND COUNT.—And the Jurors aforesaid, upon their Oath aforesaid, do further
present: THAT the said~~

~~late of the Ward, City, and County aforesaid, then and there being a person duly
licensed according to law to sell spirituous liquors and wines on the day
and in the year aforesaid, at the Ward, City and County aforesaid, the same
being the first day of the week, commonly called and known as Sunday, with
force and arms, 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 whisky, 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 jurors
aforesaid unknown, unlawfully did sell, as a beverage, to one~~

~~contrary to 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.~~

BENJ. K. PHELPS, District Attorney.

0066

BOX:

7

FOLDER:

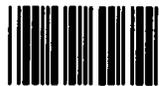
90

DESCRIPTION:

Scott, Edward S.

DATE:

02/26/80



90

0067

D. M. Conston

Counsel,
of Trial,

Counsel,

Filed 21 day of Feb 1878

Pleasds *McGuire (exca.)*

THE PEOPLE
vs.
B
Violation of Gambling Laws.

Edward P. Scott

BENJ. K. PHELPS,

District Attorney.

A True Bill.

D. M. Conston

March 11, 1878 Foreman.

Frederick A. ...

0068

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

RECOGNIZANCE FOR TRIAL OR EXAMINATION.

BE IT REMEMBERED, That on

the 23^d day of January in the year of Lord 1880
of No. Edward F. Scott
687 Second Avenue Street, in the City of New York,
and B. G. Jayne
of No. 5 East 90th Street, in the said City,
and James J. Murphy
of No. 189 Christy Street, in the said City,
personally came before the undersigned, one of the Police Justices in the City of New York, and acknowledged themselves to owe to the PEOPLE OF THE STATE OF NEW YORK, that is to say: the said Edward F. Scott the sum of Ten Hundred Dollars; the said B. G. Jayne the sum of Ten Hundred Dollars, and the said James J. Murphy the sum of Ten Hundred Dollars, separately, of good and law money of the State of New York, to be levied and made of their respective goods and chattels, lands, and tenements, to the use of said People, if default shall be made in the condition following, viz.:

WHEREAS, the said Edward F. Scott was charged, before the undersigned, Police Justice as aforesaid, on the oath of John A. Potts with an offence for having, on the 21st day of January 1880 in the City and County of New York, aforesaid, kept and maintained a Gambling House and knowingly permitted divers idle disorderly and evil disposed persons to resort there to gamble and play at cards and games of chance for money in violation of the law and to the common nuisance of the People of the State of New York

And Whereas, he has been brought before said Justice to answer said charge and the said offence with which he is charged being bailable by said Justice, and he having demanded an examination on said complaint, and it having been made to appear to the satisfaction of said Justice that said examination should be continued to some other day, he did thereupon order the said accused to find sufficient Bail in the sum of Ten

Hundred Dollars, for his appearance at the Second District Police Court, No. Second street, on the 24th day of January 1880 at 10 o'clock, in the fore noon of that day, to answer to said charge.

Now Therefore, the condition of this Recognizance is such, that if the above named Edward F. Scott shall personally appear before said Justice at the said Second District Police Court in the City of New York, on the 27 day of January 1880 at 10 o'clock, A. M. and at such other times and days as the said examination may be adjourned to, and abide the final decision of said Justice, and not depart therefrom without leave, then this Recognizance to be void, otherwise to remain in full force.

Taken and acknowledged before me, the }
day and year aforesaid

Maxwell Beerbaum
POLICE JUSTICE
Edward F. Scott
B. G. Jayne
James J. Murphy

0069

CITY AND COUNTY OF NEW YORK, ss.

B. G. Jayne

one of the within named Sureties, being duly sworn, says that he is a *Free* holder and resident in said City, and is worth *Two* Hundred Dollars, over and above the amount of all his debts and liabilities; and that his property consists of

house and lot situate at no 5 East 90th Street in said City and County of New York of the value of Twenty five thousand dollars with an incumbrance of fourteen thousand dollars thereon

Sworn to before me this 23 day of January 1880

McLundie
Police Justice

CITY AND COUNTY OF NEW YORK, ss.

B. G. Jayne
James J. Murphy

one of the within named Sureties, being duly sworn, says that he is a *Free* holder and resident in said City, and is worth *Two* Hundred Dollars, over and above the amount of all his debts and liabilities; and that his property consists of

Furniture in house no 189 Christy Street of the value of Eleven hundred dollars, free of any incumbrance

Sworn to before me, the 23 day of January 1880

McLundie
Police Justice

RECOGNIZANCE FOR TRIAL OR EXAMINATION

THE PEOPLE, & C.,

ON THE COMPLAINT OF

John A. Pate

vs

Edward F. Scott

Taken the 23 day of January 1880

U. Otterbein
Justice

Filed day of 1880

Sureties identified by

No. Street.

0070

January 26th 1880. 4 P.M.

Complainant recalled.

I met Mrs. Kent on Wednesday
I came from my house when
I met defendant on Wednesday
I went to the Knickerbocker Cottage
to find him. - I found him
there. - It was in the morning
at ten o'clock. - The Knicker-
bocker Cottage is not the same
place where the barkeeper is
employed who testified here.
I spoke to defendant he took
me around to show me the game
how it worked. - I went to the
Gaming Room on Wednesday
Evening. - After the game was
over I stayed with defendant about
15 minutes. I met him again
next morning Corner 28th
Street and Sixth Ave. - At the time
now he was talking to an old
Gentleman. I did not speak to
him then. - He did go away
from the old Gentleman and
went into a liquor store and waited for
some time outside. I waited
there for a full hour, then I went
in and found him there - I
did not speak to him -

I then had the conversation ^{see} already referred to with the
 his Keeper. — my object in looking
 for the defendant was I thought
 he would say something to
 me. The defendant had promised
 to meet me on Thursday at
 one o'clock P. M. at the
 Rivierbaker Cottage. — I had
~~nothing else~~ I went to look
 for him at ten o'clock. —
 because I wanted to be
 ahead of time because I
 thought he might have some
 thing to say to me. The last
 conversation I had with the
 defendant on Wednesday
 night after I had lost my
 money was to the effect
 that I should meet him
 on Thursday noon at one o'clock
 he would raise money enough
 to play and get my money back
 I had in all four conversations
 with defendant the first on
 Sunday evening. The next on
 Thursday, between one and
 two o'clock P. M. The third on Wednesday

0072

morning at ten o'clock on
the fourth of ~~Thursday~~
Wednesday in the evening about
15 minutes to ten o'clock
I was with him on Wednesday
Evening from 15 minutes to
seven until nearly eight o'clock
It might have been a little
after eight, my watch was
not going. - I am positive
without any doubt that
the defendant present is the
man - That is the man
Crops examined by Council
He had on a spring over coat
I am talking about his over
coat - It was a black over
coat but it was lighter than
the one he wears at present -
That is not the coat - I am
satisfied that is not the coat
I am as positive that the over
coat the Gullinson has on now
is not the same he had on
when I saw him last, as I
am that he is the man, ~~whom~~
~~I have accused~~ against whom
I made this charge - He had
a small hat, like this

3.)

4.
 my own hat. He wore this
 kind of hat a square top Derby
 hat. - He did not wear a
 high hat. I was defendant
 on Thursday at ten o'clock
 Q. on Thursday are you positive
 that you met defendant
 Scott between the hours of
 one and two o'clock. -

Ans. Yes.

Q. That you are as positive
 of, as to his identity?

Q. What time on Thursday
 between the hours of one and
 two o'clock did you leave
 the house in 26 1/2 Street
 Boston. First and Second Ave

Ans. near two o'clock
 by Judge's atty -

I walked through 26 1/2 Street
 on Thursday evening when
 I left the house in to 6th
 Avenue I turned in to 6th Ave
 at 26 1/2 Street - I found
 I first went to the Kruker-
 becker Cottage and inquired
 for the defendant mentioning
 the name of Charles Wall
 he had given me that name

0074

on Wednesday morning when
I left him. They told me
at the Cottage they don't know
a man by that name. I then
came outside went as far
as the corner of 28th Street
where I subsequently saw
defendant -- I did not
mention the name of Wall
to the barkeeper at the Legion
store ^{by car}
I. When you applied for the
warrant -- J. A. B. B.

J. A. B. B.

Counsel makes the motion
to be allowed to rebut
the testimony of the complainant
as to the time of meeting on
Thursday between one and two
o'clock -- Motion denied
on the ground: that sufficient
evidence has been produced
by the defense as to the
whereabouts of the defendant
on the Thursday mentioned
exceptin.

J. A. B. B.

born to before me
January 27/1887
Merrill Barber
J. A. B. B.

51

0075

Complimentary!

Monday The time was
between 7 & 8 o'clock
PM - He met me at
the Kriemhild
Cottage at about
7 o'clock & we went from
there to no 41 near
Zoo, parlor floor
He had a key and
passed me in, I took
off my coat & hat &
hung them up in
a closet. He told me
to sit down at the
table & buy my checker
I saw two other
playing at the table
I took me about 15
minutes to get from
the Cottage to the house
& commenced playing
I played up to about
8 o'clock, then my
money was all gone
He wanted me then
to pawn my watch
& chain I was in
his company about
15 minutes more or

0076

2

on the sidewalk
 that was about 5/4
 o'clock. You was in
 West 2nd St for bet.
 Broadway & 6th Ave
 direct - The man is now
 her the person whom
 I have identified
 when he met me he
 said Come right
 around there are
 1000 men several
 playing - He said
 he would double
 my money at the
 game of "Faro"
 I voluntarily played
 the game after I went
 to the house John a Pitt

Wanted to be perken
 this 24th day of
 January 1892
 Michael W. Terban
 Police Justice

0077

- 3 -

Ally & County
of New York NY

Josiah A. Polls
317 East 26th St for brief
sum survey I am
the wife of Josiah
Companion. I rem-
ember three gentlemen
sitting at my house

I know the
Department in civi-
action. I find you
here where he called
on Sunday evening
last & saw, the
case. I took him in
the park, he had a
lamp in my hand
and placed the
lamp on the end
of the mantle
he sat directly
under it in lamp
the light was
on his face. He
had a blue mark
on the side of
our right hands
& I recalled that

0078

4

never an anti-kind
distinction, I never
particularly have been
dependent on the
person. On several
occasions altogether
I suppose I was in
his company about
5-6 minutes
ever at

On Tuesday at 1
o'clock I was
positive he ^{was} ~~was~~
at my house he
remained until near
two o'clock

Jennie Pott

Person of interest

See: 24th Aug 08

Jenny 1880, Merrill ~~W. S. Sear~~

Person of interest

0079

-5-

City of Albany
of New York

Ellen Leonard
being a duly sworn copy
that she resides at
317. Essex 20th St
that on the 23rd
day of January I
was engaged with
2nd State Police
to identify
a person for whom
I had a picture in
store of said person
on Tuesday last -
Seeing so many pictures
I picked out
a man whom I
thought looked
like the man. On
the day I opened
the store I did
not look away
particularly at the
man but I know
he had dark eyes
I picked out a man
who was not the

0080

- 6.

Department of Cross Cornell
Linnæus Collection
Jan 24th
day of Jan 1850.

Wm. W. W. W.
Pace June

City of
of many words.

George T. T. T.
being very much
says I am very
of 2^d and I know
the above some of
lives in my work
house I remember
last of the year
Evening, and a
I was in the
house in which I
live in the Hall way
I remember it was
about 1/4 of Eagle C.
and because I was
going to the
making and

0081

7

about 14 hours later
 the usual time was
 7 1/2 o'clock, I was
 going up stairs & he
 was coming down
 & going out - and I
 spoke to him, He
 spoke to me, He asked
 me how my mother
 was. He then went
 out.
 There was
 a light in the
 hall way, there
 are other windows
 in the house, the
 gas about 14 of 8 AM
 from above
 24 in day, Geo. P. Bell.
 08 January 880.
 (Murray)

0082

8

Mary E. Smith of the
 city & name Mary
 Smith says I was in
 with my husband at
 the above No. 1 Street
 Room, the defendant
 it was in an afternoon
 Every day. I was
 at about 10 o'clock
 7 o'clock I happened
 to open the door of
 an apartment on
 the 2d floor of the
 a Mr. Hyatt, having foot-
 step, on the stairs
 I opened the door
 Chipping it over the
 Hyatt, I then saw
 it was Mr. Sevel-
 I saw him again
 going out at about
 11 P.M. to the
 going out. He had
 been. I saw that on
 going lower stairs
 He again came back

0083

9

about 8 1/2 o'clock, & I
 went into the
 door of his room
 and mine. He will
 every gentleman that
 resides on that floor
 I want to know
 within 24 hours
 of June, 1880 Mary E. Smith
 1140 11th St. N.W.
 Washington

July 2nd
 of New York

John L. Lacey of
 629 2nd Ave. being
 says that he knows
 the defendant. He
 got. I handed in my
 photo at 629 2nd
 Ave. I had shown
 him but never any
 even at my shop
 he came in about
 the number of 800
 and I got
 away with him

0084

10

1/23rd o'clock, I put
the time because when
he came in he was
of the covered get -
shamed & returned
that he wanted to see
closed up in &
& that he was latit

from Washington
on 24th day

on 24th day, 1880. John Lutz

Washington
D.C.

- 11

City & County
of New York

Ann Scott the
 wife of a dependent
 of mine 2 days I
 reside at 117 6th Ave. I
 remember
 that he came home
 on Wednesday evening
 Oct- at about 11
 past 7, O'clock &
 told me to run up
 his supper as he was
 told to go to
 Barri's, & was afraid
 the shop would be
 closed - He left
 home about 11
 O'clock, he came
 back about 25
 minutes past 8 O'clock
 & did not go out
 again that night -

Mrs. Annie Scott

117 6th Ave
 New York City
 Dec 1 1882
 Mrs. Annie Scott
 117 6th Ave
 New York City

0086

12

Col. & Comdr,
New York

Bl. Jaynes of no
5 East 30th Street
New York, from
last I know was
defendant. He is
every day employed
now on Thursday
last & before that
day I know what
day Thursday last
he was in my office
when I got there
in the morning. At
eleven & half, was
eleven & I told him
not to go away
until I had an
chance to talk to
him I have a suite
of offices corner
- 61st of 7th. room
at 5120 Broadway
He was in one of
the rooms. Believe
me I would
for him to the other



0087

73.

office & shortly after
I came in & I ordered
him to remain as
I was busy at some
thing & I was here
not to go away
during the afternoon
I passed in and
out and over his
writing - He was
in my papers and
then he came back &
he reported to me
I was to have a B. G. Payne
in this 24th day
of January 1880.
M. J. Justice
Police Justice

0088

-14

County of New York

Theresa A. Famine
No 122 Case 29 of
County of New York
I, the undersigned, being sworn
and dep. Clerk of the County
of New York, do hereby certify
that I have a conversation
with her yesterday
she asked me to go
her husband's trial
to appear this case
as a witness. This
morning I had a
conversation with
her & I referred to
the good witness
whom the defendant
had as to her character
when she replied
that she could not be
mistaken in the person
of the man who came
to the house here in
blue coat, on his hand
on the side of the
she thought it very

0089

-18-

The night-ward of the
asked me to go
and look. I declined

to go to the
up 2 yards to

August 1880
D. A. Hamilton
Police Officer

- 16

Oliver Comely
of New York Id

Edward J. Scoll
having duly sworn
says I am the only
in the county. The
first seen the same
place and on Wednesday
day last in a New
York and the N. E. Co
20 in St. T. & Co. Ave.
I was in the room a
bankhead on business
for my Employer
Mr. Jaynes, I was
never in the room
No. 1 (The 28th St)
I was not in the
premises of the
Rolls on Tuesday
during that day &
from 10 1/2 o'clock
am until 5 1/2 o'clock
pm I was in the
the Equitable Building
and on Wednesday
between 7 1/4 & 1 1/8
I was in my own

0091

16/2

house & then went out
to the Barber's got
shaved & returned
directly home & did
not go out a sec-
ond night.

One I saw the ~~Barber~~
two or three times
& noticed him because
I thought he was
going to see me
and.

To the ~~Barber~~ I saw him
in the bar-room on
Wednesday afternoon
I was in the bar room
later times that day
between 2 & 3 o'clock
but I was not
there in the morning

before me the
day of June 1st
Wednesday
Friday

Edna B. Scott
~~Edna B. Scott~~

0092

17

Leahy & Company
of New York City.

Frank Kent - 57
No 331, Seventh Ave
New York City
I have seen the
N. E. Cor of 28th
St & 6th Ave
New York City
Monday the 21st
day of January, 1880
I have seen the
N. E. Cor of 28th
St & 6th Ave
New York City
I think we
do not remember
to have seen him
before. I have seen
the complaint
on the same day
on which I saw
the Dept. The
Dept. I think it
was in the afternoon

0093

18.

I saw the Dept on
2 days, cannot
say if it was on
Tuesday or Wednesday
or Wednesday and
Thursday, I have
saw him before to
my knowledge, at
the time he (the Corp)
said "who is
that man" They
had no commu-
tion with each
other at all in
my presence, The
Dept asked me at
one time if he
could find down
the shade cannot
remember that the
Complainer was
or was not in the
room at that time
think not however
I go to church at
12 & return about
1 - it was open
at 10. When the
Complainer spoke

0094

19.

to me about the
wage. I think the
fund "I will fix
it in"
shown to before Frank Kemp
was this 24th
day of January, 1880.
M. J. Justice
P. J. Justice

J.

0095

Police Court—Second District.

CITY AND COUNTY }
OF NEW YORK, }

Edward S. Seave being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he is at liberty to refuse to answer any question that may be put to him, states as follows, viz.:

Question.—What is your name?

Answer.—*Edward S. Seave*

Question.—How old are you?

Answer.—*38 years*

Question.—Where were you born?

Answer.—*Massachusetts*

Question.—Where do you live?

Answer.—*687 Second Avenue*

Question.—What is your occupation?

Answer.—*Private Detective*

Question.—Have you anything to say, and if so, what—relative to the charge here preferred against you?

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

Taken before me, this
William W. [Signature]
July 15th 1895
Police Justice

0096

Police Court-- ~~Second~~ District.

John A Potts
of No 317 East 26th Street
upon his oath complains that Edward S Scott
at premises No. 41 West 28th

Street, in the City

and County of New York, unlawfully keeps and maintains a Gambling House, and knowingly permits divers idle, disorderly and evil disposed persons to resort there, to gamble and play at cards and games of chance for money, in violation of the law, and to the common nuisance of the People of the State of New York.

Deponent further says that in said premises on the 21st day of
January 1880 said Edward S Scott

did unlawfully and feloniously deal the game called Faro, and did then and there within the space of twenty-four hours win from deponent the sum of five hundred dollars at said game, and that within said premises are exhibited, kept and used by said

Edward S Scott

faro and other gambling tables, checks, cards, devices and apparatus, for the purpose of gambling, and did then and there deal the cards at the time deponent lost the money, the discovery of which would tend to establish the truth of the charge herein made. The deponent asks that said Scott be held to answer and dealt with as the law directs.

Sworn to before me this 23rd day of January 1880.

Merem Beerbaug
POLICE JUSTICE.

John A Potts

0097

Police Court Second District.

THE PEOPLE, &c.

ON THE COMPLAINT OF

John A. Pitts
377 East 20th St
Edward J. Scott

Office, Keating and Green Lumber & Saw Milling

COUNSEL FOR DEFENDANT.

Name,

Address,

Dated *January 23* 18*80*

Magistrate,

Officer

Edward J. Scott
Edward J. Scott
29th Street.

Witnesses,

Filed in Appearance Examination
by A. J. Payne of No. 1 East 30th
and James Murphy of 109th Street
Filed in 1880 to A. J. Payne
Filed by J. B. Scott
and 30th Street

At Compliance Section
of the Office of the District Attorney
Received in Dist. Atty's Office, 122 & 24th Street

Jan 25 1880
4 PM



Charles E. ...
169 Broadway
Room 16
for compliance
6 times ...

No. 1, by _____
Residence, _____
No. 2, by _____
Residence, _____
No. 3, by _____
Residence, _____
No. 4, by _____
Residence, _____
No. 5, by _____
Residence, _____
No. 6, by _____
Residence, _____

CITY AND COUNTY OF NEW YORK

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK, in and for the the body of the City and County of New York, upon their Oath, present :

That Edward S. Scott

late of the Twenty first Ward of the City of New York in the County of New York aforesaid, on the Twenty first day of January, in the year of our Lord one thousand eight hundred and Eighty, at the Ward, City, and County aforesaid, with force and arms, feloniously and unlawfully did keep a certain room in a certain building, known as number Forty one West Twenty Eight Street in said Ward, City, and County, to be used and occupied for gambling, and did knowingly permit the said room to be used and occupied for gambling.

§ 40, 2 Banks, 920.

Second Count. AND the Jurors aforesaid, upon their oath aforesaid, do further present :

THAT the said Edward S. Scott

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, being then and there the owner of a certain room in a certain building, known as number Forty one West Twenty Eight Street, in said Ward, City, and County, did rent the same to some person or persons to the jurors aforesaid unknown, to be used and occupied for gambling.

§ 40, 2 Banks, 920.

Third Count. AND the Jurors aforesaid, upon their oath aforesaid, do further present :

THAT the said Edward S. Scott

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, being then and there agent for the renting of a certain room in a certain building, known as number Twenty one West Twenty Eight Street in said Ward, City, and County, did rent the same to some person or persons to the jurors aforesaid unknown, to be used and occupied for gambling.

§ 40, 2 Banks, 920.

Fourth Count. AND the Jurors aforesaid, upon their oath aforesaid, do further present :

THAT the said Edward S. Scott

late of the Ward, City, and County aforesaid, on the day and in the year aforesaid, and on divers other days, was and yet is a common gambler ; and that he the said Edward S. Scott at the Ward, City, and County aforesaid, with force and arms, feloniously and unlawfully did keep and exhibit in a certain building known as number Forty one West Twenty Eight Street in said Ward, City, and County, a certain gambling table, and certain cards, chips, devices, and apparatus, a more particular description of which is to the jurors aforesaid unknown, and cannot now be given, the same being suitable for gambling purposes, and which were then and there intended to be used for gambling purposes.

§ 41, 2 Banks, 921.

Fifth Count. AND the Jurors aforesaid, upon their oath aforesaid, do further present :

THAT the said *Edward S. Scott*

§ 41, 2 Banks, 920.

late of the Ward, City, and County aforesaid, on the day and in the year aforesaid, and on divers other days, was and yet is a common gambler; and that he the said

Edward S. Scott

on the day and in the year aforesaid, at the Ward, City, and County aforesaid, with force and arms, at and in a certain room in a certain building, known as number

Forty one west Twenty Eight Street in said Ward, City, and County, wilfully and feloniously did deal and did act as dealer for a certain banking game commonly known as "*Faro*" whereof the name and a more particular description is to the Jurors aforesaid unknown, and cannot now be given, the same being a banking game upon the result whereof money was then and there dependent.

Sixth Count. AND the Jurors aforesaid, upon their oath aforesaid, do further present :

THAT the said *Edward S. Scott*

§ 41, 2 Banks, 920.

late of the Ward, City, and County aforesaid, on the day and in the year aforesaid, and on divers other days, was and yet is a common gambler; and that he the said

Edward S. Scott

on the day and in the year aforesaid, with force and arms, at and in a certain room in a certain building, known as number

Forty one West Twenty Eight Street in said Ward, City, and County, wilfully and feloniously did act as "look-out" for a certain banking game commonly known as "*Faro*", whereof the name and a more particular description is to the Jurors aforesaid unknown, and cannot now be given, the same being a banking game, upon the result whereof money was then and there dependent.

Seventh Count. AND the Jurors aforesaid, upon their oath aforesaid, do further present :

THAT the said *Edward S. Scott*

§ 41, 2 Banks, 920.

late of the Ward, City, and County aforesaid, on the day and in the year aforesaid, and on divers other days, was and yet is a common gambler; and that he the said

Edward S. Scott

on the day and in the year aforesaid, at the Ward, City, and County aforesaid, with force and arms, at and in a certain room in a certain building, known as number

Forty one west Twenty Eight Street in said Ward, City, and County, wilfully and feloniously did act as game-keeper for a certain banking game commonly known as "*Faro*" whereof the name and a more particular description is to the Jurors aforesaid unknown, and cannot now be given, the same being a banking game upon the result whereof money was then and there dependent.

0100

Eighth Count. AND the Jurors aforesaid, upon their oath aforesaid, do further present:

THAT the said

Edward J. Scott

late of the Ward, City, and County aforesaid, afterwards, to wit: On the day and year aforesaid, at the Ward, City, and County aforesaid, knowingly and feloniously did persuade and prevail on one

John A. Potts

§ 44,
2 Banks, 921.

through invitation and through device, to visit a certain room in a certain building, known as number

Forty one West Twenty Eight Street
in said Ward, City, and County, the same being a room in the aforesaid building then and there kept for the purpose of gambling therein; and that the said

John A. Potts

then and there whilst so visiting the said room, in the aforesaid building, after being persuaded and prevailed upon so as aforesaid, did gamble therein, and did lose by gambling therein a certain sum of

money to wit: the sum of *Five Hundred dollars*
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.

BENJ. K. PHELPS.

District Attorney.

0101

BOX:

7

FOLDER:

90

DESCRIPTION:

Sebastine, Antonio

DATE:

02/09/80



90

0102

121

Day of Trial

Counsel,

Filed 9 day of Feb 1880

Pleads

THE PEOPLE

vs.

B

Antonio Sebastine

Violation Excise Law.

PEN. K. PHELPS,

District Attorney.

A True Bill.

W. C. Smith
Foreman.

B

0103

First District Police Court.

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

of *the 14th Precinct Police* Street,
of the City of New York, being duly sworn, deposes and says, that on the *19th*
day of *January* 18*70*, at the City of New York, in the County of New York,
at No. *35 Mulberry* Street,

Antonio Sebastiano
did sell, or caused, suffered or permitted to be sold, under his direction or authority, strong or spirituous liquors
or wines, to be drunk in his house or premises aforesaid, in quantities less than five gallons at a time, contrary to
and in violation of the Sections 13 and 14 of the Act of the Legislature of the State of New York, entitled "An
Act to Suppress Intemperance and to Regulate the Sale of Intoxicating Liquors," passed April 16, 1857.

Sworn to before me, this *20*
day of *January* 18*70*
B. W. Kelly

POLICE JUSTICE.

Michael Lynch

0104

18

15

Police Court—First District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Michael Lynch
vs.
Antonio Sebastian

WIDEMEANOR,
Selling liquor, &c. without license.

Dated the 20th day of January 1878

R. A. Bieby
Magistrate.

Officers.
OFFICE

Witness

Bailed \$1.00 to Ans. G. P.

By Michael Bono

53 Mulberry Street.

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

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
*in and for the body of the City and County of New York, upon
their Oath, present:*

That

Antonio Sebastine

late of the *sixth* Ward of the City of New York, in the County of
New York, aforesaid, on the *nineteenth* day of *January*, in the year
of our Lord one thousand eight hundred and ~~seventy~~ *eighty*, at the Ward,
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
whisky, 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
jurors aforesaid unknown, unlawfully did sell, in quantity less than five gallons at one
time, to one

Micah Lynch

; 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.

~~SECOND COUNT,—And the Jurors aforesaid, upon their Oath aforesaid, do further
present: THAT the said~~

~~late of the Ward, City, and County aforesaid, then and there being a person duly
licensed according to law to sell spirituous liquors and wines on the day
and in the year aforesaid, at the Ward, City and County aforesaid, the same
being the first day of the week, commonly called and known as Sunday, with
force and arms, 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 whisky, 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 jurors
aforesaid unknown, unlawfully did sell, as a beverage, to one~~

~~contrary to 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.~~

BENJ. K. PHELPS, District Attorney.

0106

BOX:

7

FOLDER:

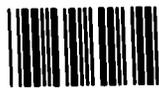
90

DESCRIPTION:

Shea, Timothy

DATE:

02/17/80



90

0107

337

Day of Trial

Counsel,

Filed 17 day of Feb 1880

Pleads,

Burglary—Third Degree, and Receiving Stolen Goods.

THE PEOPLE

vs.

John Shearman & Sterling
vs.
Anthony Shea

BENJ. K. PHELPS,

District Attorney.

A True Bill.

McCombs

Foreman.

29.6 m J.P.

18 Heads Jury

Feb. 18. 1880

0108

Police Court, Second District.

City and County } ss.
of New York,

Patrick Mc Ardle

of No. 390 West Street, being duly sworn,
deposes and says, that the premises No. 390 East Corner of Clarkson and
West Street, 9 Ward, in the City and County aforesaid, the said being a brick building
and which was occupied by deponent as a storage warehouse
for 2111 were **BURGLARIOUSLY**
entered by means of forcing open the door
leading to the street

on the evening of the 11th day of February 1870.
and the following property feloniously taken, stolen and carried away, viz.:

Two hundred pounds of iron

all of the value of two dollars

the property of Patrick Mc Ardle
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 Timothy Shea now present,

for the reasons following, to wit: from the fact that
deponent is informed by officer
George Van Buzkirk Western Steam
-boat Squad that he saw said
Timothy coming out of premises

as above described with two pieces
of coin in his possession Deponent
fully identifies the property found
as belonging to him
Sum to before me Patrick Maguire
this 11th day of May 1880

~~John J. Maguire~~
Notary Public
City and County
of New York

George Van Burskirk
police officer Western Steamboat
Company being summoned to
in Manhattan July 11 1880
Deponent saw Timothy Shee
(from rear) coming out of
premises north East corner
of Clarkson & West Street with
two pieces of coin in his
possession

George Van Burskirk
Sum to before me
this 11th day of July 1880

~~John J. Maguire~~
Notary Public

0110

Police Court—Second District.

CITY AND COUNTY OF NEW YORK.

Malley Shea being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he is at liberty to refuse to answer any question that may be put to him states as follows, viz.:

Question.—What is your name?

Answer.—*Malley Shea*

Question.—How old are you?

Answer.—*Seventeen*

Question.—Where were you born?

Answer.—*New York*

Question.—Where do you live?

Answer.—*33 Warren Street*

Question.—What is your occupation?

Answer.—*None*

Question.—Have you anything to say, and if so, what—relative to the charge here preferred against you?

Answer.—*I am guilty*

Malley Shea

Taken before me this

day of February 1880

Police Justice.

367

POLICE COURT—Second District.

THE PEOPLE, &c.,

OR THE COMPLAINANT OF

Patrick McQuillan
240 West (211)

Patrick Shea

OFFENCE—Burglary and Larceny.

Dated *February 11* 1880.

Deputy Magistrate.

Van Dyke Officer.
William Steamboat Clerk.



Witnesses

Committed in default of \$ *500* bail.

Bailed by *Quill*

No. _____ Street.

Y.S.

0112

CITY AND COUNTY }
OF NEW YORK. }

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present :

That *Timothy Shea*

late of the *Fourth* Ward of the City of New York, in the County of
New York aforesaid, on the *Eleventh* day of *February* in the
year of our Lord one thousand eight hundred and ~~seventy~~ *Eighty* with force and
arms at the Ward, City and County aforesaid, the *warehouse* of
Patrick McQuade there situate, feloniously and burglariously, did break into and enter, the same being a
building in which divers goods, merchandise, and valuable things were then and there kept for
use, sale and deposit, to wit: the goods, chattels and personal property hereinafter described,
with intent the said goods, chattels and personal property of the said
Patrick McQuade then and there being, then and there feloniously and burglariously to steal, take and carry
away, and

*Two hundred pounds of iron of the value
of one cent each pound*

of the goods, chattels, and personal property of the said *Patrick McQuade*

so kept as aforesaid in the said *warehouse* then and there being, 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.

0113

And the Jurors aforesaid, upon their oath aforesaid, do further present

That the said

Timothy Shea

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,

Two Hundred pounds of iron of the value of one cent each pound

of the goods, chattels, and personal property of

Patrick Mc Ardle

by a certain person or persons to the Jurors aforesaid unknown, then lately before feloniously stolen of the said

Patrick Mc Ardle

unlawfully, unjustly, and for the sake of wicked gain, did feloniously receive and have (the said

Timothy Shea

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.

BENJAMIN K. PHELPS, District Attorney.

0114

BOX:

7

FOLDER:

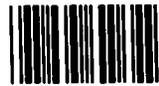
90

DESCRIPTION:

Sherry, John

DATE:

02/25/80



90

0115

M. J. ...

Counsel,
Filed *25* day of *Feb* 1880.
Pleas *in* *County* *of*

Robbery—First Degree, and Possession of Stolen Goods.
THE PEOPLE
vs.
P
John Sherry

BENJ. K. PHELPS,
District Attorney.

A True Bill.
M. Conant
Foreman.
Pant on Mar 9, 1880
Tried & acquitted.

0116

CITY AND COUNTY OF NEW YORK, } ss.

POLICE COURT—FOURTH DISTRICT.

of No. *38 West 13th* Street, *Thomas Carpenter*

being duly sworn, deposes and saith that on the *23^d* day of *February* 18*80*, at the *31st* Ward of the City of New York, in the County of New York, was feloniously taken, stolen, and carried away, from the person of deponent, by force and violence, without his consent and against his will, the following property, viz:

Two One silver coins of the value of ten cents each. One gold plated ring of the value of three dollars. One shirt stud of the value of twenty-five cents in all of the value of three dollars and forty-five cents

of the value of *3.45* 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

James McKenna and John Sherry (both now here) for the following reasons to wit: That at about half past one o'clock on the night of the said 23^d day of February deponent was walking along Great Avenue when at the corner of 32^d Street he was accosted by a man who asked deponent to go and have a drink, at the time there were four other men standing on the corner, deponent refused to go with said man, when one of the other men came to deponent and the two men then forced deponent in a hallway of a building near the corner of 32^d Street and Great Avenue, the other three men following in said hallway at the time. That immediately after entering said hallway all five of the men assaulted deponent and forcibly took from deponent's person the above described property. That deponent immediately after getting free from the said men notified an officer who

day of
Subscribed to before me, this

187

Police Justice

0117

arrested the said McKenna and said Sherry
deponent is positive that the said McKenna
and said Sherry are two of the men who
took deponent in said hallway and robbed
deponent.

Sworn to before me this 28 day
of February 1880
Thomas Carpenter
Magistrate

State of New York
City of New York
John Maguire
Police Officer of the 21st Precinct.

being duly
sworn deposes and says that on the night of the
22 day of February, deponent was informed by Thomas
Carpenter that he (Carpenter) had been robbed on
32nd St. deponent immediately went toward
said corner and there saw the James McKenna
and John Sherry together with three other men
who all ran away at the approach of
deponent, through a hallway and crossed over
a fence escaping from deponent. That deponent
is well acquainted with said McKenna
and said Sherry and is positive they were
on said corner at said time.

Sworn to before me this 23 day
of February 1880
John Maguire
Magistrate

Police Court—Fourth District.

THE PEOPLE, &c.,

OF THE COMPLAINT OF

vs.

AFFIDAVIT—Robbery.

187

Magistrate.

Officer.

Date

Witness:

0118

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

Police Court—Fourth District.

of the 21st Precinct Police James Lawler, being duly sworn, deposes and says,
that on the 23rd day of February 1888
at the City of New York, in the County of New York,

he was informed by Thomas Carpenter, that he (Carpenter) had been robbed. That deponent together with Roundsman Delaney of the 21st Precinct arresting James McKenna and John Sherry (both now here) who were identified by said Carpenter as being the men who robbed him

James Lawler

Sworn to before me this 23rd day

of February 1888
of James Lawler Police Justice

0119

Police Court, Fourth District.

CITY AND COUNTY } ss.
OF NEW YORK

John Sherry being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he was at liberty to answer, or not, all or any questions put to him, states as follows, viz:

Question. What is your name?

Answer.

John Sherry

Question. How old are you?

Answer.

28 years

Question. Where were you born?

Answer.

New York

Question. Where do you live?

Answer.

314 East 33^d Street

Question. What is your occupation?

Answer.

Laborer

Question. Have you anything to say, and if so what,—relative to the charge here preferred against you?

Answer.

I am not guilty

John Sherry

Taken before me this

23 day of *December*

John J. ...
Police Justice.

0120

504

Police Court—Fourth District.

THE PEOPLE vs.

ON THE COMPLAINT OF

Thomas Carpenter
vs. No. 137-44-10

James McNamee
vs. John Sherry

BAILED:

No. 1, by

Residence,

No. 2, by

Residence,

No. 3, by

Residence,

No. 4, by

Residence,

No. 5, by

Residence,

No. 6, by

Residence,

Thomas 23 50

Dated

Magistrate

Quiller 5/22

Clerk

Witnesses

of Maguire, 21

No. 1 Discharged
No. 2 - 2000 P. W. C. W.
General Sessions
Received in District Atty's Office. P. W. C. W.

0121

CITY AND COUNTY } ss.
OF NEW YORK. }

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present:

That *John Sherry*

late of the First Ward of the City of New York, in the County of New York aforesaid,
on the *Twenty first* day of *February* in the year of our Lord
one thousand eight hundred and ~~seventy~~ *eighty* at the Ward, City and County
aforesaid, with force and arms, in and upon one *Thomas Carpenter*
in the peace of the said People then and there being, feloniously did make an assault and

*Two Coins (of the kind commonly
called dimes) of the value of ten cents
each
one ring of the value of three dollars
one stud (of the kind commonly
called shirt stud) of the value of twenty
five cents*

of the goods, chattels, and personal property of the said *Thomas Carpenter*
from the person of said *Thomas Carpenter* and against
the will and by violence to the person of the said *Thomas Carpenter*
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.

Benjamin K Phelps
District Attorney

2210

~~BENJAMIN H. PHIBBS, District Attorney~~

~~of the State of New York, and their dignity.
then and there well knowing the form of the Statute in such case made and provided, and against the peace of the
said goods, chattels, and personal property, to have been feloniously
and certain other persons to the damage aforesaid unknown, then lately before feloniously stolen of the said~~

~~of the goods, chattels, and personal property of the said~~

~~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,~~

~~And the Jurors aforesaid, upon their oath aforesaid, do hereby present~~