

0533

BOX:

514

FOLDER:

4684

DESCRIPTION:

Alder, Thomas

DATE:

03/08/93



4684

0534

Witnesses:

John P. Peckham
Edmund Peckham

21
Paul
1893

Counsel

Filed

Pleads

THE PEOPLE

vs.

Thomas Alder

Grand Larceny,
[Sections 528, 537,
Penal Code.]

DE LANCEY NICOLL,

District Attorney.

John P. Peckham

A TRUE BILL.

Found

John W. Peckham

Foreman.

Peckham

Peckham
March 5/93

0535

Police Court 2 District.

Affidavit—Larceny.

City and County }
of New York, } ss:

Arthur Pelletier

of No. 5th Avenue Hotel Street, aged 26 years,
occupation hall boy being duly sworn,deposes and says, that on the 27 day of February 1897 at the City of
New York, in the County of New York, was feloniously taken, stolen and carried away
from the possession of deponent, in the day time, the following property, viz:a coat and trouser two overcoats,
together of the value of thirty dollars

\$ 30

the property of

deponent and John Lakey (now
here)

and that this deponent

has a probable cause to suspect, and does suspect, that the said property was feloni-
ously taken, stolen and carried away by Thomas Alder(now here) The defendant occupied
the same room with deponent and
the said John Lakey at the 5th Avenue Hotel, and on February 27 the
defendant admitted to deponent and
the said Lakey that he, defendant,
took the said coats out of the room
while deponent and said Lakey
were asleep, and defendant gave
information as to the pawn shop
where he had pawned said coats
and deponent recognized said coat in
said pawn shop at Lemons shop at
4th Avenue between 28th and 29th
Streets.

Arthur Pelletier

Sworn to before me, this 27 day ofof February 1897

John W. Alder, Police Justice.

0536

Sec. 198—200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Thomas Alder 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. *Thomas Alder*

Question. How old are you?

Answer. *28 years*

Question. Where were you born?

Answer. *England*

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

Answer. *52 Ar Hill*

Question. What is your business or profession?

Answer. *Hall boy*

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 intended to bring the*
things back
Thomas Alder

Taken before me this

*28*day of *February**1885**John W. Gordon*

Police Justice.

0537

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.....

Thomas Alter
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 *Feb 28* 18 *93* *John B. Woodhull* 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.

053

240

Police Court

2

District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Arthur Pelletier
5th Ave Hotel
Thomas Alder

Lacey
for
Officer

DAILED.

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

2
3
4

Dated Feb 28 1899

Forthi Magistrate.

Gillyon Officer.

19 Precinct.

Witnesses John Lacey

No. 5th Ave Hotel Street.

No. Street.

No. Street.

\$ 1000 to answer

Com G.S.

972



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

THE PEOPLE OF THE STATE OF NEW YORK

against

Thomas Alder

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

Thomas Alder

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

The said

Thomas Alder

late of the City of New York, in the County of New York aforesaid, on the *27th* day of *February*, in the year of our Lord one thousand eight hundred and ninety-*three*, at the City and County aforesaid, with force and arms,

two overcoats of the value of fifteen dollars each, one coat of the value of ten dollars, and one pair of trousers of the value of six dollars

of the goods, chattels and personal property of one *Arthur Pelletier*

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 McCall
District Attorney

0540

BOX:

514

FOLDER:

4684

DESCRIPTION:

Ampey, William H.

DATE:

03/16/93



4684

Witnesses:

Fred J. Sullivan

100

Counsel,

Filed

day of

1893

Pleads

THE PEOPLE

vs.

Grand Larceny, First Degree.
(Dwelling House.)
[Sections 629, 59
Penal Code.]

William H. Anspach

De LANCEY NICOLL,
District Attorney.

A TRUE BILL.

Wm. H. Keaton

Foreman.

March 23/93

Fred J. Sullivan

0542

(1865)

Police Court—

District.

Affidavit—Larceny.

City and County }
of New York, } ss.of No. 214 West 44th Street, aged 67 years,occupation Doctor being duly sworn,deposes and says, that on the 20th day of February 1893 at the City of NewYork, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the night time, the following property, viz:

One Overcoat, Two Suits of Cloths,
One Silver Engraved Spoon, ~~all of the~~
all of the value of ~~about~~
Fifty-two dollars — (\$52⁰⁰ Ten)

the property of

deponent

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

from the fact that ~~the~~ all the aforesaid
said property was in premises N^o 214 West 44th Street and said deponent was
employed by deponent as an Office Boy
and had access to said property and
deponent found part of said property in
the Pawn shop kept by Harold Levy at N^o 51st Street and a volume and said property
was pledged in the name of William
Johnson of N^o 244 West 47th Street where
said deponent resides and ~~when said~~
~~deponent was under arrest~~ said
deponent to inform by Officer Frank
H. Morris of the 22nd Precinct Police that

Sworn to before me, this

189

day

Police Justice

0543

when he Morris, arrested said defendant
 said defendant expressed a desire to
 said Officer Morris, that he, defendant,
 desired to see defendant and desired
 wished to compromise this charge
 of larceny now made by defendant
 and was willing to make for defendant
 in order to catch defendant for the
 loss of the above property.
 Defendant through charges said
 larceny with having committed said
 larceny and was told he may be
 dealt with according to law
 sorry to hear this
 11 day of March 1893 J. M. Nephew King N. W.

J. M. Nephew
 Police Justice

0544

1877

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 29 years, occupation Police Officer of No. the 227 Beacon Police Street, being duly sworn, deposes and
says, that he has heard read the foregoing affidavit of William N. King
and that the facts stated therein on information of deponent are true of deponent's own
knowledge.

Sworn to before me, this 11th day of March 1893 Frank J. Morris

William N. King
Police Justice.

0545

Sec. 198-200.

46 District Police Court.

CITY AND COUNTY OF NEW YORK, ss:

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

Question. What is your name?

Answer.

William Amprey

Question. How old are you?

Answer.

20 years

Question. Where were you born?

Answer.

W. S.

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

Answer.

244 N. 47 St. 2 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.
Wm H Amprey

Taken before me this

10

day of

March 189

J.

W. H. Amprey
Justice.



0546

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

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

Dated, March 10 1897 W. J. [Signature] Police Justice.

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

Dated, _____ 189 _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

054

68 100 H 278
Police Court--- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

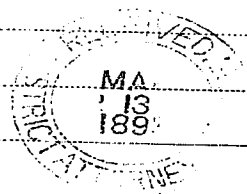
William H. King
314 W. 44
William Amprey

Offense
Carrying
7 clm

2
3
4

Dated, March 10- 189 3
Meads Magistrate.
Morris Officer.
22- Precinct.

Witnesses
No. Street.
No. Street.



No. Street.
\$ 1000 to answer J.S.
Dum
7000 by Mar 11 9 99

BAILED,

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

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

William J. C. Amey

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

William J. C. Amey

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

The said

William J. C. Amey

late of the 22nd Ward 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 ninety-*three* in the night time of the same day, at the Ward, City and County aforesaid, with force and arms,

one overcoat of the value of fifteen dollars, two coats of the value of eight dollars each, two vests of the value of four dollars each, two pair of trousers of the value of four dollars each, and one spoon of the value of five dollars

of the goods, chattels and personal property of one

William W. King

in the dwelling house of the said

William W. King

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

SECOND COUNT—

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

William H. Ampley
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows:
The said *William H. Ampley*

late of the *Twenty-second* Ward 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 ninety-*three* at the Ward, City and
County aforesaid, with force and arms,

*one overcoat of the value of fifteen dollars,
two coats of the value of the value of eight
dollars each, two vests of the value of four
dollars each, two pairs of trousers of the value
of four dollars each, ^{pair} and one spoon of the
value of five dollars*

of the goods, chattels and personal property of one *William H. King*

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

William H. King

unlawfully and unjustly did feloniously receive and have; the said

William H. Ampley

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.

0550

BOX:

514

FOLDER:

4684

DESCRIPTION:

Aronson, Max

DATE:

03/10/93



4684

Witnesses:

Harri Friedman
Harri Friedman

I come in the written report of
McDonnell and recommend the
discharge of defendant on his own
recognizance
May 29. 93
J. J. [Signature]
[Signature]

Counsel,

Filed 10

day of March 1893

Pleads,

Magistrate

THE PEOPLE

vs.

Max Cronson

DE LANCEY NICOLL,

District Attorney.

Part 3, May 23. 93

A TRUE BILL.

W. W. [Signature]

Foreman.

Part 3, May 31/93

Bail discharged

May 3, 1893

PEOPLE

vs.

Max Cronson

Having examined into
this case & find that
a burglary was committed
on the 22nd of October 1892
and 1700 Cigars stolen the
property of complainant
on the 13 of Feb. 1893 about
3 mo. and his necks afterwards
the defendant sold his ticket
to the Cigars to a third party
and that on or about the 20th
of February 1893 the defendant
had in his possession some 1000
of the Cigars. The defendant upon
being arrested said that he bought
the Cigars from a peddler whose
name he did not know and
from whom he did not take
bill. The dist. keeps a notion
store and sells Cigars & does not
think the evidence will warrant
a conviction & recommended de-
fendant's discharge on his
own recognizance.
J. J. [Signature] Deputy

0551

Amel Morris.

I live at 184 East Bway.

About two weeks before Off. Haggerty came to my store (Feb. 20 1893) I bought the Cigars from Max Asonsois. One box was all sold & the second box was in the show case. I have bought Cigars and Cigarettes from Dept about 9 or 10 mo. His workman comes down to my store and takes my order and delivers the Cigars or Cigarette. He gives me the bill. I pay and once a month. I think I have the receipt for them. I ~~never~~ had any conversation with the Dept. ~~either before or since~~. The boy always bring the Cigars and pays the bill. I have bought Cigars from him since. I said to the man why do you want to sell me cigars that are stolen. He said It makes no difference to you whether the cigars are stolen or not. as long as you get a receipt for them. I paid \$1.50 per box for those.

Amel Morris.

0553

Israel Moros.

David Latman.

I live at 43 Orchard St. I work there for Mr. Aronson (2 yrs)
I was present when Aronson bought the five boxes ^(17 per box) of cigars from the peddler, which cigars we after found to be stolen when an officer came (Feb. 20 1893)

I delivered the cigars to ~~Max~~ ~~Brown~~ A. Morris & collected the pay for them. I sold two boxes of same cigars to A. Morris for \$1.30 each.

We had bought cigars from the peddler 3 or 4 times before after this sale of 5 boxes I have not seen the peddler. I don't know peddler's name or address nor did.

A. Morris asked me why we sold him stolen cigars.

I said I give you a receipt for them from Mr. Aronson and he bought them from a man.

Given before me
This 29th day of May 1893 } Latman
Latman

0555

David Futman

Officer James Haggerty. 3rd Precinct.

I went to premises 249 Cherry St. on 22nd of Oct. 1892 and found that a trap door leading from the store into the cellar was forced open by pushing out the bolt that fastened. On Feb. 20 1893. I saw a box of Cigars in A. Morris' store 182 East Broadway.

I asked him where he bought or got these. He said I purchased them from Max Aronson 53 Orchard St. He had an empty box and fast of a box which he was selling from his show case. I went to Max Aronson's and found a box of same in his show case. I asked him if he had any more of these Cigars he said yes I have a couple of boxes. I said where are they. He said on top shelf behind some other boxes. He showed me one of the boxes and put it back I took them down then (two boxes) I asked him when he got them he said he bought 700 of a peddler. I said who is the peddler. He-

0557

said I don't-know, his name
don't-know where he lives, never
saw him before or since &
have no receipt for same I
never get a receipt when I
buy from peddler. I then
arrested him and brought
him to station house.

Valerius
Officer Valerius
J. H. H. H.

Harris Fredland. 249 Cherry St.

At 7 P.M. Oct 21st 1892

I closed the store locking the outside door & bolting the trap door from the cellar to the store. The next morning I went to store at 6.30 A.M. and unlocked front door. I then noticed that the trap door was broken open, the lock was burst off. There were 1400 ^{ex. a.} up. ^{of another kind} gold.

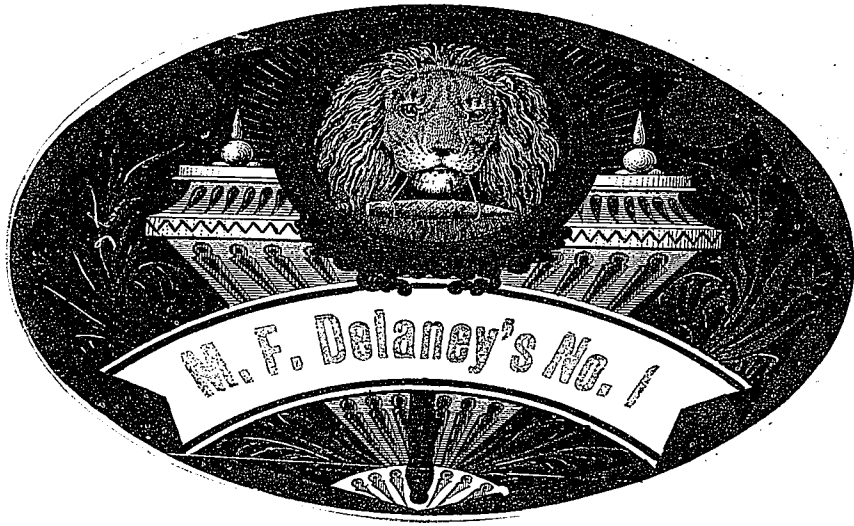
Those 1400 were shipped on 6th and were returned the same day. The man for whom they were made did not like them. On 20th of Feb. I saw ^{some} the cigars that were stolen from me at the Station House 7th Precinct.

I never sold any cigars to Aronson nor to any other

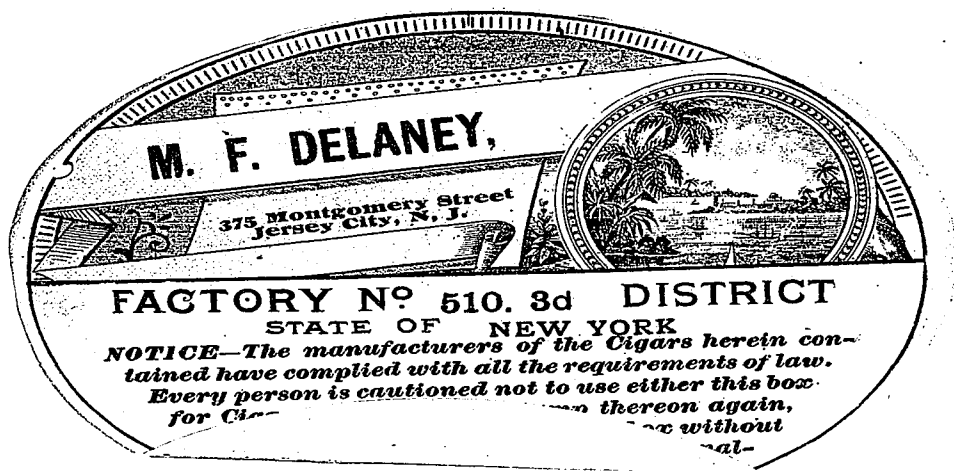
0559

Harris Friedland

0560



0561



0562

Sec. 198-200.

District Police Court.

CITY AND COUNTY } ss:
OF NEW YORK, }*Max Aronson*

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 sees fit, to answer the charge and explain the facts alleged against him;
that he is at liberty to waive making a statement, and that his waiver cannot be used
against him on the trial.

Question. What is your name?

Answer.

Max Aronson

Question. How old are you?

Answer.

25 years

Question. Where were you born?

Answer

Russia

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

Answer.

53 Orchard Street, five years

Question. What is your business or profession?

Answer.

Sugar Store

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

Answer.

*I am not guilty**Max Aronson*

Taken before me this

day of

1893

Police Justice.

0563

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, *July 23* 189 *3* *Chas. H. [Signature]* Police Justice.

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

Dated, *July 23* 189 *3* *Chas. H. [Signature]* Police Justice.

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

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

056

N.S. Colura
75 Ludlow

BAILED,

No. 1, by Wick Rabunick
Residence 143 Canal Street.

No. 2, by _____
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

49 Police Court, District, 225

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Harris Friedland
249 Cherry
Max Anson

1 _____
2 _____
3 _____
4 _____

Dated, February 21st 1893

Koch Magistrate.

Haggerty Officer.

Precinct.

Witnesses Officer Haggerty

No. _____ Street.

Max Friedland
No. 249 Cherry Street.

No. _____ Street.

\$ 1000 to answer

Bailed Colu



Max Harris. Freedland

I work with my father at 249 Cherry St. I left store with my father 21st Oct 1892 & I know that the trapdoor was locked for I saw my father lock it.

~~Tell~~ I did not go down the fall morning. My father went down to turn out Gas. which is left burning all night. (We don't work on Saturday).

About Feb. 20th I saw Cigars in ~~Mosses~~ & reported at Station House that they were Cigars stolen from us.

Off. Haggerty went there with me. Mosses said he

bought them from Aronson & he showed receipt for Cigars. We went to Aronson's & there saw one box in show case & two on shelf. The officer asked him where he got them, he said I bought them off a pedlar. I did not get any receipt for them.

0566

Max Friedland

0567

Police Court— 3 District.

City and County { ss.:
of New York,

Harris Friedland
of No. 249 Cherry Street, aged 44 years,
occupation Segar manufacturer being duly sworn
deposes and says, that the premises No. 249 Cherry Street, 7th Ward
in the City and County aforesaid the said being a five story brick
tenement, the ground or 1st floor and Basement
and which was occupied by deponent as a Segar Manufactory
and in which there was at the time a human being, by name

were BURGLARIOUSLY entered by means of forcibly breaking a
part lock from the Cellar or Basement door
of the rear of said premises

on the 22nd day of October 1892 in the night time, and the
following property feloniously taken, stolen, and carried away, viz:

A quantity of Segars in boxes
of the value of about forty
Dollars \$40 or thereabouts

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

Max Aronson (now known)
for the reasons following, to wit: from the fact that deponent
securely locked said premises at the hour
of 7 p.m. on the 21st day of October 1892.
Now at the hour of 6³⁰ a.m. on the
22nd day of October 1892 deponent
found that said premises had been
broken open and said property was
missing. Deponent is informed by Officer
Hafferty that he arrested the defendant

0568

at his residence 53 Orchard Street this
City and that he found a quantity of
Safes in his possession that he found
has since identified said Safes as
part of the property stolen from
deponents premises. Deponent therefore
charges the defendant with having
burglariously stolen said property
and prays that he be held to answer.

Sum to before me this } Harris Freedland
21st day of February 1893 }
Thos. J. [Signature]
Police Justice

It appearing to me by the within depositions and statements that the crime therein mentioned has been
committed, and that there is sufficient cause to believe the within named
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of
Hundred Dollars and be committed to the Warden and Keeper of the City Prison
of the City of New York, until he give such bail.
Dated 1888
I have admitted the above named
to bail to answer by the undertaking hereto annexed.
Dated 1888
There being no sufficient cause to believe the within named
guilty of the offence within mentioned, I order he to be discharged.
Dated 1888
Police Justice.

Police Court, District,

THE PEOPLE, &c.,
on the complaint of

vs.

1. _____
2. _____
3. _____
4. _____

Offence—BURGLARY.

Dated 1888

Magistrate.

Officer.

Clerk.

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

\$ _____ to answer General Sessions.

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

THE PEOPLE OF THE STATE OF NEW YORK

against

Max Aronson

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

Max Aronson

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

The said

Max Aronson

late of the *7th* Ward of the City of New York, in the County of New York aforesaid, on the *twenty second* day of *October* in the year of our Lord one thousand eight hundred and ninety-*two* in the *night* time of the same day, at the Ward, City and County aforesaid, a certain building there situate, to wit, the *factory* of one *Harris Friedland*

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 *Harris Friedland* in the said *factory* 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.

0570

SECOND COUNT—

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

Max Aronson

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

The said *Max Aronson*

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,

*eight hundred cigars of the
value of five cents each, and
sixteen boxes of the value of ten
cents each.*

of the goods, chattels and personal property of one

Max Aronson

in the

factory

of the said

Max Aronson

there situate, then and there being found, in the
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

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

The said

Max Aronson
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,

*eight hundred cigars of the
value of five cents each, and
sixteen boxes of the value of
ten cents each*

of the goods, chattels and personal property of

Harris Friedland

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

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

Max Aronson

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.

0572

BOX:

514

FOLDER:

4684

DESCRIPTION:

Asmus, Charles

DATE:

03/28/93



4684

Witnesses:

E. H. Robertson
L. H. Holloman

Counsel,

Filed,

Pleads,

day of March 1893

THE PEOPLE

Charles Asmus

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Wm. H. Keaton,
Attorney.

Heard & W. H. Keaton
Sentence suspended
April 4/93
P.S. M.

Charles Asmus
(False Pretenses)
[Section 528, and 53, Penal Code.]

0574

City Court of New York,
Justices Chambers, City Hall.

April 7 1893

My dear Judge.

A case comes
before you this morning
against Charles
Gennep for ~~sentencing~~
I know his relatives
but do not know him.
I am informed however
that his act was
not intentional
but believing that
his offer in Bank
would meet the

0575

same.
May I ask you
if consistent, to be
merciful.

Thanking you for
the many kindnesses
of the past. I am,
Yours Very Truly
John Henry McCarthy

Court of General Sessions.

The People vs }
- vs. }
Charles Adams }

As Complainant in the above case
I earnestly implore the Court to ~~be~~
deal as leniently as possible with
the defendant. I have been
reimbursed to the amount of the
check, and since prior to his arrest
& after giving the check to me
he dealt with me, & paid all
his accounts. He is a reputable
man, leaving a wife & family, & I think
his arrest will serve ~~it~~ as an
example & make him a better
man of him.
Dated April 7th /93

Edward A. Ahlberg

0577

(1865)

Police Court—H District.

Affidavit—Larceny.

City and County } ss.
of New York,

of No. 512 - E - 76th Street, aged 42 years,
 occupation Coal dealer being duly sworn,
 deposes and says, that on the 24 day of January 1895 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
and value of Twenty-seven
dollars

\$27.00
27/100
 the property of Deponent

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

reasons following to wit: on the
 said date that defendant Rep-
resented to deponent that he had
an account in the Nineteenth Ward
Bank and asked deponent to
cash the annexed check marked
for "A". Deponent finding the check
to be for four to defendant the said
sum of money. Deponent is informed
by Louis H. Hollman, Chief Paying
Teller of the Nineteenth Ward Bank
that the defendant on said date had
an account in said bank. Therefore
deponent prays that the said defendant
be apprehended and brought to answer,

Edward A. Shlenburg

Sworn to before me, this 24 day of January 1895
at New York
Police Justice.

0578

CITY AND COUNTY }
OF NEW YORK, } ss.

1877

aged 35 years, occupation Payroll Teller of No. 68 West 88th Street, being duly sworn, deposes and

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

Sworn to before me, this

day of

9th March 1893 Louis H. Holloway

H. H. Wharton

Police Justice.

0579

Sec. 198-200.

CITY AND COUNTY }
OF NEW YORK, } ss.

4 District Police Court.

Charles Amus 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. Charles Amus

Question. How old are you?

Answer. 40 years

Question. Where were you born?

Answer. Germany

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

Answer. 1708 Avenue B. 7 years 6 months

Question. What is your business or profession?

Answer. Painter

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

Answer. I am not guilty.

Chas. Amus

Taken before me this

20

day of March

1893

Police Justice.

0580

Sec. 151.

Police Court 4 District.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police Justices for the City of New York, by Edward R. Shynberg of No. 512 - East 76th Street, that on the 24 day of January 1893 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-seven Dollars,
the property of Complainant
w as taken, stolen and carried away, and as the said complainant has cause to suspect, and does suspect and believe, by th. Adams

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 4th 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

23rd March 93.

W. Mahalo POLICE JUSTICE.

0581

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

Ten ~~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, *March*..... 189

W. J. McLaughlin Police Justice.

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

Dated,..... 189

..... Police Justice.

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

Dated,..... 189

..... Police Justice.

Police Court--- District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Edward J. Kelly
312 E. 76
Charles Asmus
2 _____
3 _____
4 _____
Street.

BAILED,

No. 1, by _____

Residence *Street.*

No. 2, by _____

Residence *Street.*

No. 3, by.....

Residence *Street.*

No. 4, by _____

Residence *Street.*

2 _____

3

4.....

Dated, March 22 1893

..... W. H. Mason, Magistrate.

..... Officer.

Precinct.

Witnesses James V. Holloman

No. 68-11-22 Street.

No. _____ Street.

No. 1 Street.

\$ 100.00 to answer.

-----P-----

N.Y. General Sessions

The People &c

agst

Charles Asmus

City and County of New York, ss:-

Mathilde Asmus being duly sworn deposes

and says:-

I am the wife of the defendant in this action and I reside at Number 1708 Avenue D in the city of New York.

The defendant and myself have been married for eleven years and we have two children

The defendant always was a hardworking, industrious man, a kind and provident father and husband and sober and steady in his habits.

The defendant is a sign painter by trade and was a steady workman attentive to his ~~business~~ business but was unfortunate in some business ventures and last year he lost considerable money in connection with his business as a sign painter in endeavoring to control some large painting jobs, his losses amounting in the aggregate to about \$1000.

My children are ~~now~~ aged respectively ten years and six years and they and myself are dependent upon the defendant for support and maintenance

The defendants character for honesty, integrity and sobriety has always been of the best.

Sworn to before me, this

4th day of April 1893.

Mathilde Asmus
Joseph Steyer
E. Volary Public
NY 6/97

N.Y. General Sessions

The People vs :

vs :

Charles Asmuss :

City and County of New York, ss:-

John Kelly being duly sworn deposes and says:-

I reside at Number 141 East 92nd street in the city of New York.

I am a retired police officer of the Municipal Police Department of this city.

I have been personally acquainted with the defendant herein, Charles Asmuss for the last four years.

During all of that period I have always found the said defendant Charles Asmuss to be an honest, straightforward and reliable man and he has always borne a good reputation and character for honesty and sobriety.

He has always been a hardworking and industrious man and attentive to his family and sober and steady in his habits.

Sworn to before me, this

4th day of April 1893

John Kelly
John Stenver
Notary Public
N.Y. Co (97)

N.Y. General Sessions.

-----:

The People &c :

against :

Charles Adams ::

-----:

City and County of New York, ss:-

Ferdinand Wieler being duly sworn deposes
and says:-

I reside at Number 149th Second Avenue in the city of
New York and I am engaged in business as a butcher at the
same place.

I have known the defendant for four years last past and
his family also. I know the defendant to be an industrious
and hardworking, sober man, and that he always provided for
his wife and children to the best of his ability.

I know the character and reputation of the defendant
and I always found that the defendant's character and reput-
ation for honesty and integrity was very good.

Sworn to before me, this

5th day of April 1893.

John M. O'Brien
Notary Public
N.Y. County (97)
Ferdinand Wieler

N.Y. General Sessions

-----:
The People &c :

agst :

Charles Asmuss :
-----:

City and County of New York, ss:-

William Sussman being duly sworn deposes
and says:-

I reside at Number 539 East 88th street in the city
of New York.

I am engaged in business as an agent for the American
Crown Soap Company.

I have known the defendant for ten years last past and
have always found him to be a man of good character and that
his reputation for honesty and integrity has been excellent.

I also know the defendant to be an industrious hardworking
man, attentive to his business and sober and steady in
his habits.

Sworn to before me, this

Wm. Sussmann

4th day of April 1893.

Max Meyer
Commissioner of Deeds
N.Y. City

POOR QUALITY
ORIGINAL

0587

N.Y. General Sessions

-----:

The People &c :

against :

Charles Asmuss:

-----:

City and County of New York, ss:-

Lena Gorman being duly sworn deposes and says:-

In reside at Number 1423 Second Avenue in the city
of New York.

I have been acquainted with the defendant in this action
for four years last past and during all of that time I have
always found him to be a hardworking and industrious man and
to be a man of good character and his reputation for honesty
and integrity was always considered by me to be excellent.

The defendant was always attentive to his business, and
was a sober man and steady in his habits and hardworking.

Sworn to before me, this

4th day of April 1893.

Lena Gorman

Max Meyer
Commissioner of Deeds
N.Y.C.

POOR QUALITY

0588

N.Y. General Sessions

The People vs

against

Charles Asmuss

City and County of New York, ss:-

Marian Sussman being duly sworn deposes and says:-

I reside at Number 539 East 58th Street in the city of New York.

I have know the defendant Charles Asmuss, for about four years last past.

During all of that time he was a hard working and industrious man and bore an excellent reputation for honesty and integrity and his character as to honesty was always of the best among his friends and acquaintances

He was always a hardworking man and always provided for himself and his family.

Sworn to before me, this

4th day of April 1933

all Sussman

May Myer
Commissioner of Dist
N.Y.C.

0589

CITY AND COUNTY OF NEW YORK, ss.,
being duly sworn, deposes and says: that he is _____ years of age, and a clerk in
the office of ALFRED & CHARLES STECKLER, the attorneys for the _____
in this action; on the _____ day of _____ 189 at No. _____
in the City of New York, he served the annexed _____
upon _____ the _____ therein
by delivering to, and leaving with _____ personally _____
_____ true cop thereof _____
Deponent further says that he knew the person so served to be _____

Sworn to before me this
day of _____ 189

N. Y. Supreme Court.

The People &c
Plaintiff,

AGAINST
Charles Dennis
Defendant.

Affidavit

ALFRED & CHARLES STECKLER,
Left Attorneys.
PULITZER BUILDING,
CORNER PARK ROW AND FRANKFORT ST., NEW YORK CITY.

Due and timely service of a copy within
_____ and indorsed notice of
entry is hereby admitted
Dated, N. Y., _____ 189

Atty.

To _____ Esq.
Atty.

Sir:
Please take notice that the within is a
true copy of an _____
this day duly filed and entered in the office of
the clerk of _____
in this action.

Dated, N. Y., _____ 189
Yours, etc.,

ALFRED & CHARLES STECKLER,
Attorneys for _____

To: _____ Esq.,
Atty. for _____

0590

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 Asmus

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

Charles Asmus

of the CRIME OF

Grand

LARCENY

in the second degree,

committed as follows:

The said

Charles Asmus

late of the City of New York, in the County of New York aforesaid, on the twenty fourth day of January, in the year of our Lord one thousand eight hundred and ninety-three, at the City and County aforesaid, with force and arms, with intent to

deprive and defraud

one Edward A. Ihlenburg

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

Edward A. Ihlenburg

That a certain paper writing in the words and figures following, to wit:

New York, January 24 1892
Nineteenth Ward Bank
Third Avenue and Fifty-Ninth Street.
Pay to the order of
Ihlenburg & Son \$27⁰⁰/₁₀₀
Twenty Seven Dollars
to Asmus

0591

BOX:

514

FOLDER:

4684

DESCRIPTION:

Auerbach, Joseph

DATE:

03/07/93



4684

0592

BOX:

514

FOLDER:

4684

DESCRIPTION:

Timm, August

DATE:

03/07/93



4684

0593

BOX:

514

FOLDER:

4684

DESCRIPTION:

Auerbach, David

DATE:

03/07/93



4684

0594

POOR QUALITY
ORIGINAL

Witnesses:

*This was the first
witness in Minn.
Circ. by J. W. C.
H. D. C. & Fleming
J*

Counsel,

Filed

day of

1893

Pleads

THE PEOPLE

vs.

Joseph S. Amerbach

August Timm

David Amerbach

DE LANCEY NICOLL,

District Attorney.

Part II

Dec 8

A TRUE BILL.

Wm. W. Keaton

Part 2 - Dec 8, 1893 Foreman.

All Plead guilty & find.

Each \$25 fine.

Wm

*Containing a lottery.
Section 325, Penal Code*

0595

POOR QUALITY
ORIGINAL

Witnesses:

(501)

This was the first
imposed in Prison
Cares by Prison
Administration & Prison
by

Counsel,

Filed

day of

1893

Pleads

THE PEOPLE
vs.

Joseph S. Amerbach
30 522 W 46 Clark

August Timm
691 8th Ave

and David Amerbach

DE LANCEY NICOLL,

Part II

District Attorney.

Dec 8

A TRUE BILL.

Wm W. Keaton

Part 2 - Dec 8, 1893 Foreman.

All Plead guilty & Amis.

Each \$25 fine.

FM

Continuing a lottery.
Section 325, Penal Code

0596

CITY AND COUNTY }
OF NEW YORK, } ss.

1921

George E. Oram

aged.....years, occupation.....of No.

41 Park Row

Street, being duly sworn, deposes and

says, that ~~he has heard read the foregoing affidavit of~~ August Linn, deponent
is the one known and described as
~~and that the facts stated therein on information of deponent are true of deponent's own~~
~~knowledge.~~ John Jones in deponent's affidavit

of Feb 21/93

Sworn to before me, this 21st day
of Feb 1893

George E. Oram

16

W. M. M. M. M.

Police Justice.

0597

CITY AND COUNTY }
NEW YORK, } ss.

Sworn to before me, this 22
day of July 1893
John H. Barklage
Police Justice.

the within named Bail and Surety being duly sworn, says, that he is a resident and holder within the said County and State, and is worth Thirty Four 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 situate at 402

West 45th Street with ten thousand
dollars over all encumbrances.

John H. Barklage

District Police Court.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Undertaking to appear
during the Examination.

vs.

Taken the day of 18

Justice.

0598

Sec. 192.

4 District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY }
OF NEW YORK, } ss.

An information having been laid before J. F. Mc Mahon a Police Justice
of the City of New York, charging August Timm Defendant with
the offence of Viol of Lottery Law

and he having been brought before said Justice for an examination of said charge, and it having been made
to appear to the satisfaction of said Justice that said examination should be adjourned to some other day, and
the hearing thereof having been adjourned.

We, August Timm Defendant of No. 426
West 145th St Street; by occupation a Home
and John H. Backlage of No. 402 West 145th St
Retired Street, by occupation a Retired Surety, hereby jointly and severally undertake
that the above named August Timm Defendant
shall personally appear before the said Justice, at the 4 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 fifteen
Hundred Dollars.

Taken and acknowledged before me, this 22 day of July 1893 } August Timm
} John H. Backlage
W. Mc Mahon POLICE JUSTICE.

0599

Sec. 192.

H District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY }
OF NEW YORK, } ss.

An information having been laid before Daniel J. McMahon Police Justice
of the City of New York, charging Joseph S. Aurbach Defendant with
the offence of

violation of Lottery Law

and he having been brought before said Justice for an examination of said charge, and it having been made
to appear to the satisfaction of said Justice that said examination should be adjourned to some other day, and
the hearing thereof having been adjourned.

We Joseph S. Aurbach Defendant of No. 691

10th Ave Street; by occupation Confectioneer
and John H. Barklage of No. 402 W. 45th St

Street, by occupation a Retired Surety, hereby jointly and severally undertake
that the above named Joseph S. Aurbach Defendant

shall personally appear before the said Justice, at the H 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 fifteen
Hundred Dollars.

Taken and acknowledged before me, this 22

day of Feb 1893 } John H. Barklage
D. McMahon POLICE JUSTICE. Joseph S. Aurbach

0600

CITY AND COUNTY } ss.
NEW YORK,

Sworn to before me, this
day of July
1893
John H. Barklage
Police Justice.

the within named Bail and Surety being duly sworn, says that he is a resident and
holder within the said County and State, and is worth Thirty 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 & lot situate

402 West 45 Street New
York, worth Ten thousand
dollars free of all en-
cumbrances.

John H. Barklage

District Police Court.

THE PEOPLE, & c.,
ON THE COMPLAINT OF

Underlying to appear
during the Examination.

vs.

Taken the day of 18

Justice.

0601

Sec. 198—200.

4
District Police Court.

CITY AND COUNTY OF NEW YORK, ss:

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

Question. What is your name?

Answer. *David Auerbach*

Question. How old are you?

Answer. *53 yrs.*

Question. Where were you born?

Answer. *Germany*

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

Answer. *691 - 8th Ave - 2 yrs.*

Question. What is your business or profession?

Answer. *Confectioner*

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

Answer. *I am not guilty*

D Auerbach

Taken before me this

day of *March* 189*3*

W. M. ...
Police Justice.

City, County and State of New York ss.

Anthony Baumtack of 41 Park Row, being duly sworn deposes and says that he is Chief Special Agent of the New York Society for the Suppression of Vice, and is informed has just cause to believe and charge, that at the City, County and State of New York, on or about the 8th day of February, J. S. Auerbach and John Jones, did ~~unlawfully~~ propose and contrive and assist in ~~contriving~~ proposing and contriving a lottery, which said lottery was then and there set on foot to dispose of property by lot or chance, and which said lottery was then and there as so proposed, contrived and offered by sale a box, containing or said to contain one hundred and fifty prizes of unequal value, to be distributed and sold at one cent a chance, where there were small pieces of chewing gum with a number ~~old~~ coupled with the chance, which was designed to be sold to little children and others in Confectionery stores as Easter prize packages. Deponent further says, that these prizes were placed in a compartment box, and numbered, and is designed when a child buys a piece of gum, that there will also be sold at the

same time, a number, corresponding with
 some number upon one of the compartments
 of the said box holding said prizes, and the
 purchaser secures, one of said prizes in said
 box corresponding with the number so purchased.
 Deponent further says, that he is informed by
 J. E. Chan, whose affidavit is hereto at-
 tached and made part of this Complaint
 that the said D. Auerbach, J. S. Auerbach
 and John Jones are for said, machines in
 their possession, with intent to use the same as a
 means to commit a public offense, draw
 and receive prize packages, lottery tickets, property
 to be disposed of by lot or chance, chance, shares
 and interests in a lottery, paper, packages
 and matters for the purpose of maintaining
 carrying on and promoting a lottery
 against the force of the Statute of the People
 of the State of New York in such case made and
 provided, and against the peace of the State
 of the State of New York and their dignity;
 wherefore deponent prays that a warrant may be
 issued for the arrest of the said J. S. Auerbach,
 D. Auerbach and John Jones, and a search warrant
 to search for, seize and take possession of all matters
 and things named aforesaid and that all may
 be dealt with according to law.

Subscribed and sworn to before
 this 1st Day of February 1893
 W. M. [Signature]
 Police Justice

Antony [Signature]

0604

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

George E. Oram
 of *41 Park Row*, New York City, being duly sworn, deposes and says, that on the
8th day of *February* 1893, he personally visited premises aforesaid,
 and there saw the said *J. S. Auerbach and John Jones* aforesaid,
 and had dealings and conversation with them in substance as follows: Deponent purchased of the said
prize package, described aforesaid
 the said *J. S. Auerbach & John Jones* aforesaid, as is more particularly described in
 the foregoing affidavit of ANTHONY COMSTOCK, which affidavit is hereto annexed, and made part of this
 complaint, paying said *J. S. Auerbach and John Jones*
 the sum of *seventy-five cents* dollars for the same.

Deponent further says that from dealings and conversations had with the said
J. S. Auerbach and John Jones
 and from personal observation, he is informed, has just cause to believe, and verily does believe and
 is positive, that the said *J. S. Auerbach, John Jones and J. S. Auerbach*

aforesaid, at, in and upon certain premises situate and known as the *first* floor
 of premises situate and known as No. *691 Eighth Avenue* Street, in the City,
 County and State of New York as aforesaid, now has in their possession the matters, articles and things
 set forth in the foregoing affidavit, which is hereto annexed, and made part of this complaint, with
 intent to use the same as a means to commit a public offense.

Subscribed and sworn to before me }
 this *20th* day of *February* 1893. }

W. M. M. M. M.

Police Justice.

George E. Oram

5090

1894
Police Court--- 4 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Anthony Brucato
vs.
D. Auerbach
J. S. Auerbach
John Jones

BAILED

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

Dated,

189

Magistrate.

Officer.

Precinct.

Witnesses

No.

Street.

No.

Street.

No.

Street.

&

to answer

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

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 gives such bail.

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

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

Dated, 189

0606

Sec. 198—200.

4~ District Police Court.

CITY AND COUNTY
OF NEW YORK, ss:

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

Question. What is your name?

Answer.

Joseph S Auerbach

Question. How old are you?

Answer.

24 years

Question. Where were you born?

Answer.

Germany

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

Answer.

641-8th Ave, 2 years

Question. What is your business or profession?

Answer.

Conflicting.

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

Answer.

I am not Guilty.
Joseph S Auerbach

Taken before me this *21*
day of *November*
189*7*

Police Justice.

0607

Sec. 198-200.

4 District Police Court.

CITY AND COUNTY { ss:
OF NEW YORK,

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

Question. What is your name?

Answer. *August Simon*

Question. How old are you?

Answer. *29 years*

Question. Where were you born?

Answer. *Germany*

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

Answer. *426 W. 45th St. 4 months*

Question. What is your business or profession?

Answer. *None*

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

Answer. *I am not guilty -*
August Simon.

Taken before me this *21*
day of *February* 189*9*

Police Justice.

0608

City and County of New York, ss:

In the name of the People of the State of New York:

To any Peace Officer in the City and County of New York:

Proof by affidavit having been this day made before me, by Anthony Buntrock & George E. Crain of 41 Park Row Street, New York City, that there is probable cause for believing that D. Auerbach, J. S. Auerbach, and John Jones

has in their possession, at, in and upon certain premises occupied by them and situated and known number 691 Eighth Avenue in said City of New York certain and divers device, establishment, apparatus and articles suitable for gambling purposes, lottery policies, lottery tickets, circulars, writings, prize packages, chances, shares and interests in a lottery papers and documents in the nature of a bet, wager or insurance upon the drawing or drawn numbers of a lottery, books and tickets or chances, shares and interests in a lottery other documents for the purpose of enabling others to sell lottery policies and other writings, papers and documents, black boards and gaming tables, with intent to use the same as a means to commit a public offense.

YOU ARE THEREFORE COMMANDED, at any time of the day 1 time to make immediate search on the person of the said D. Auerbach, J. S. Auerbach and John Jones and in the building situate and known as number Six Hundred and ninety-one Eighth Avenue aforesaid, for the following property, to wit: all lottery, prize packages, property to be offered for sale or distribution by lot or chance, papers, writings, shares, Rouge et Noir, or Red and Black layouts, gaming tables, chips, packs, chances and interests in a lottery of cards, dice, deal boxes, A lottery policies, lottery tickets, circulars, writings, papers, documents in the nature of bets and wagers, or insurance upon the drawings, or drawn numbers of a lottery, books documents for the purpose of enabling others to gamble or sell lottery tickets or shares black chances or interests in a lottery boards, slips or drawn numbers of a lottery, money to gamble with, and all device, establishment, apparatus and articles suitable for gambling purposes.

And if you find the same, or any part thereof, to bring it forthwith before me at the 4th District Police Court at 6th Avenue & 9th Street in the City of New York.

Dated at the City of New York, the 20th day of February 1893

W. M. Auerbach

POLICE JUSTICE.



0609

Inventory of property taken by

Jacob Tucker

the Peace Officer by whom this warrant was executed :

~~Faro layouts, Roulette Wheels, Roulette layouts, Rouge et Noir lay-~~~~outs, gaming tables, chips, packs of cards, dice, deal~~~~boxes, deal trays for holding chips, cue boxes, markers, or tally cards,~~~~ivory balls, lottery policies, lottery tickets, circulars, writings,~~~~papers, black boards, slips, or drawn numbers in policy, money,~~~~manifold books, slates,~~*82 Lottery or prize packages*City of *New York* and County of *New York* ss:1. *Jacob Tucker* the Officer by whom this warrant was executed,

do swear that the above Inventory contains a true and detailed account of all the property taken by me in this warrant.

Sworn to before me, this *21st*
day of *February* 18*93**Jacob Tucker*

Police Justice.

Police Court--- District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Anthony Gambuto et al

vs.

*D. Auerbach,
J. S. Auerbach,
John Jones*

Search Warrant.

Dated *Feb 21st* 18*93*

Justice.

Officer.

06 10

Sec. 151.

CITY OF New York COUNTY OF New York } ss.
AND STATE OF NEW YORK,Police Court, 4th District.

In the name of the People of the State of New York: To the Sheriff, or any Deputy Sheriff or Peace Officer of the County of New York, or to any Marshal, Constable or Policeman of the City of New York.

GREETING:

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police Justices for the City of New York, by Anthony Bonetto & Geo E. Crane of No. 41 Park Row Street, charging that on the 8th day of February 1893 at the City of New York, in the County of New York that the crime of controlling, proposing and assisting in controlling and performing the lottery, whose property was dependent upon the result of lot or chance

has been committed, and accusing David Auerbach, J. S. Auerbach and John Jones whose real name unknown but who can be identified by thereof.

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

These are, Therefore, in the name of the PEOPLE of the State of New York, to command you the said Sheriff, Deputy Sheriffs, Peace Officers, Marshals, Constables and Policemen, and each and every of you, to apprehend the said Defendants and bring them forthwith before me, at the 4th 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 21st day of February 1893

W. T. M. Auerbach
POLICE JUSTICE.

061

POLICE COURT, 2 DISTRICT.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Anthony J. Smith et al.
vs.

David Auerbach
J. S. Auerbach
John Jones

Warrant-General.

Dated *Feb 21/93* 188

Magistrate.

Officer.

The Defendant *Joseph S. Auerbach*
taken, and brought before the Magistrate, to answer
the within charge, pursuant to the command con-
tained in this Warrant.

Officer.

Dated *February 21 1893*

This Warrant may be executed on Sunday or at
night.

Police Justice.

REMARKS.

Time of Arrest *February 21*

Joseph S. Auerbach
Native of *Germany*

Age *24*

Res 691 - 8 Ave
Sex

Complexion

August Timm
Color

age 29 German
Profession

Res 426 W 45 St

Married

David Auerbach
Single *German*

5'3 up

Read *Res 691. 8 Ave*

Write

06 12

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

Dated, *July 21* 1893. *D. J. Mahalan* Police Justice.

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

Dated, *July 23* 1893. *D. J. Mahalan* Police Justice.

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

Dated, _____ 189 _____. _____ Police Justice.

06 13

40 2 226
Police Court--- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Anthony Onestick
Joseph S. Aurbach
August - Trimm
David Aurbach

Offense
Jury
Law

Dated, February 21 - 189 3

W. W. Mahan Magistrate.
J. W. Court Officer.
Court Precinct.

Witnesses

No. Street.

No. Street.

No. Street.

\$ 1500 to answer G. S.

Booked in 4 Feb 23. 9am
B. W. Court
Bailed

BAILED,

No. 1, by J. W. Barklage
Residence 402 W. 45 Street.

No. 2, by J. W. Barklage
Residence 402 W. 45 Street.

No. 3, by Louis Runkel
Residence 135 W. 63 Street.

No. 4, by

Residence Street.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Joseph S. Overbach
August Timm
and David Overbach

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

Indictment accuse Joseph S. Overbach, August

Timm and David Overbach

of the crime of continuing and proposing and assist-

ing in continuing and proposing a lottery.

committed as follows:

The said Joseph S. Overbach, August

Timm and David Overbach, all

late of the City of New York, in the County of New York, aforesaid, on the

Eight day of January, in the year of our Lord one thousand

eight hundred and eighty ~~and~~ ^{and}, at the City and County aforesaid,

did feloniously continue and propose, and assist in continuing and proposing a certain lottery, the same being a scheme for disposing of property by chance, among persons who had paid a valuable consideration for such chance (a more particular description of which said lottery is to the Grand Jury aforesaid unknown) against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

Deaeney Hill,
District Attorney.