

0158

**BOX:**

349

**FOLDER:**

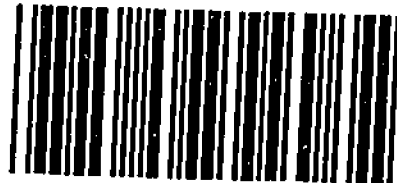
3285

**DESCRIPTION:**

Brady, John

**DATE:**

04/11/89



3285

Witnesses:

Edward Smith  
William Chas  
Offr Fred S. Rochard 21/11/89

WOK

Counsel,

Filed 11 day of April 1889  
Pleads, Chyquely 18

THE PEOPLE

vs.

John E. Brady

Grand Larceny Second degree  
[Sections 528, 53 1/2 Penal Code]

JOHN R. FELLOWS,

District Attorney.

Pr Apr 15/89  
T. J. Mac P. I.

17.

A True Bill.

C. M. Markey  
Foreman.

Rev. Sec. m.

Ch 10/14/89

T.

0160

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 23 years, occupation Plumber of No. 337 West End Avenue Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Edward Smith

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

Sworn to before me, this 2nd day of April 1889

by William Beach

[Signature]  
Police Justice.

0161

Sec. 198-200.

CITY AND COUNTY } ss.  
OF NEW YORK,

5 District Police Court.

*John Brady* 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.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

*I am not guilty of the charge*

*John E. Brady*

Taken before me this

day of *March* 188*8*

Police Justice.



0162

Police Court—

District.

Affidavit—Larceny.

City and County }  
of New York, } ss.

of No. 305 West 69<sup>th</sup> Street, aged 32 years,

occupation Builder being duly sworn

deposes and says, that on the 9<sup>th</sup> day of March 1887 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 :

Thirty-two brass cocks, of the  
value of twenty-eight dollars  
and eight cents

the property of

deponent

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

John Brady now present  
from the fact that at said time the property in question was stolen from the houses Nos 305, 311 and 313 West 69<sup>th</sup> Street and about that time the defendant sold to one William Deack thirty-two brass cocks as said Deack informs deponent that deponent has since been <sup>further</sup> informed by Daniel Kelly the plumber who bought said property for deponent, and fitted them in place in said houses, that he has seen the Cocks sold by the defendant to said Deack and they correspond in every particular with the ones stolen as aforesaid and he believes them to be the same that were stolen as above stated — Edward Smith

Sworn to before me, this

day

of March 1887

Police Justice.

0163

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Samuel Kelly*  
aged *29* years, occupation *Plumber* of No.

*121 East 77<sup>e</sup>* Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of *Edward Smith*

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

Sworn to before me, this

day of *April* 188*8*

*Samuel Kelly*  
*Henry Murray*  
Police Justice.

0164

To Whom It may Concern

"

The earnest Sympathy  
of this Honorable Court  
is humbly solicited on  
behalf of John Brady  
a Prisoner at the Bar,  
who through a moment  
of temptation went astray

The heartfelt and  
tender prayer of the Mother  
and wife is asked to be  
considered, as they are honest  
hardworking, industrious  
women, and bear a  
good reputation -

J. J. Noble &  
Ap<sup>l</sup>. 16/89 - 64 W. 100  
City -

0165

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.....

*John Brady*  
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 *April 2* *188* *9* *John H. Brown* Police Justice.

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

Dated.....188..... Police Justice.

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

Dated.....188..... Police Justice.



0166

Police Court---

5494 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

1

2

3

4

BAILED,

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

Dated

188

Magistrate.

Officer.

Precinct.

Witnesses

No. 337

No.

No.

\$

to answer

Street.

Street.



0167

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

*against*

*John E. Brady*

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

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

The said

*John E. Brady*

late of the City of New York, in the County of New York aforesaid, on the *ninth* day of *March* in the year of our Lord one thousand eighty hundred and eighty-*nine*, at the City and County aforesaid, with force and arms,

*thirty-two cocks of the value of one dollar each*

of the goods, chattels and personal property of one

*Edward Smith*

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.

0168

SECOND COUNT—

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

*John E. Brady*  
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY committed as follows:

The said

*John E. Brady*

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

*thirty-two cocks of the  
value of one dollar  
each*

of the goods, chattels and personal property of one

*Edward Smith*

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

*Edward Smith*

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

*John E. Brady*

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

JOHN R. FELLOWS,

District Attorney.

0169

**BOX:**

349

**FOLDER:**

3285

**DESCRIPTION:**

Brady, John

**DATE:**

04/23/89



3285

0170

def's real name is  
John Kenny

Witnesses

*A. Hough*  
*off. Attorney*

Part II

April 1899

Counsel,

Filed

23

day of

April 1889

Pleads,

THE PEOPLE

vs.

*John Brady*

*alias John K. Brady*  
*alias John K. Brady*

JOHN R. FELLOWS,

District Attorney.

Grand Larceny Second degree

[Sections 528, 537, Penal Code].

A True Bill.

*C. W. Kelly*  
Foreman.

*Capt. Kelly*

*Clenda D. L. L. L.*  
*Elmwood*  
374

*P. B. H.*

0171

Police Court—

2

District.

Affidavit—Larceny.

City and County } ss.:  
of New York,

Heinrich Kruger  
 of No. 283 8th Avenue Street, aged 69 years,  
 occupation Jeweller being duly sworn  
 deposes and says, that on the 1st day of April 1889 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 ~~last~~ time, the following property, viz:

Two gold  
 watches of the value of one hundred  
 and three dollars (\$103.)

the property of

Deponent

and that this deponent

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

The defendant came to deponent  
 store at 283 8th Avenue under pre-  
 tence of buying some watches, and  
 he seized the said watches from de-  
 ponent, show case feloniously, and ran  
 off with them. The defendant was  
 at once pursued and caught with  
 the stolen watches in his possession by  
 Edward M. Greenthal (now here) and  
 deponent saw the said Greenthal take  
 one of the said stolen watches from the  
 possession of defendant about 7.45  
 o'clock p.m. on said date

Heinrich Kruger

Sworn to before me, this

19

day

1889

of John J. Brennan, Police Justice.



0172

Sec. 198-200.

District Police Court.

CITY AND COUNTY  
OF NEW YORK } ss.

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

Taken before me this

day of June 1889

Police Justice.

0173

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

Dated April 19 188 J. M. Plutman Police Justice.

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

Dated.....188.....Police Justice.

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

Dated.....188.....Police Justice.

0174

Police Court--- 2 District. 600

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Heinrich Kruger  
283 C. 8 Ave

John Brady

2

3

4

Offence

Salceny

Felony

Dated

April 19

1889

Patterson

Magistrate.

Fitzgibbons

Officer.

16

Precinct.

Witnesses

Edward W. Greenthal

No.

49 Chambers St.

Street.

No.

Street.

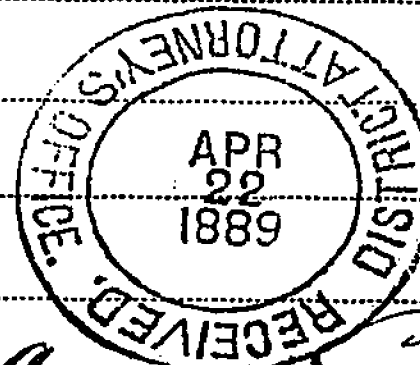
No.

Street.

\$

1500

to answer



G. S.

Comd

BAILED,

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street

0175

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

John Brady

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

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

The said

John Brady

late of the City of New York, in the County of New York aforesaid, on the eighteenth day of April in the year of our Lord one thousand eight hundred and eighty-nine, at the City and County aforesaid, with force and arms,

two watches of the value of fifty dollars each

of the goods, chattels and personal property of one

Henry Kruger

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.

0176

SECOND COUNT—

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

*John Brady*  
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY committed as follows:

The said

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

*two watches of the value  
of fifty dollars each*

of the goods, chattels and personal property of one

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

*Henry Kruger*  
unlawfully and unjustly, did feloniously receive and have; the said

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

JOHN R. FELLOWS,

District Attorney.



0177

**BOX:**

349

**FOLDER:**

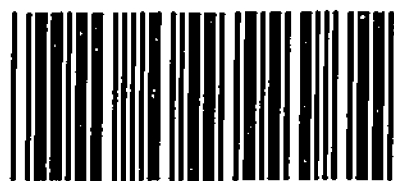
3285

**DESCRIPTION:**

Brady, Patrick

**DATE:**

04/24/89



3285

Witnesses,

*Ed. D. Tracy*

Counsel,

Filed, 24 day of April 1889  
Pleads, *Guilty*

THE PEOPLE,

vs.

*B*  
*Patrick Brady*

*May 1889*  
Sessions for trial, by request  
of

VIOLATION OF EXCISE LAW  
(Keeping Open on Sunday.)  
[III Rev. Stat. (7th Edition), Page 1089, Sec. 5.]

JOHN R. FELLOWS.

District Attorney.

A True Bill.

*A. M. Kirby*  
Foreman.

452

0178

0179

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against  
*Patrick Brady*

The Grand Jury of the City and County of New York, by this indictment, accuse *Patrick Brady* —  
of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG AND SPIRITUOUS LIQUORS, WINES ALE AND BEER, committed as follows:

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

JOHN R. FELLOWS,

*District Attorney.*

0180

**BOX:**

349

**FOLDER:**

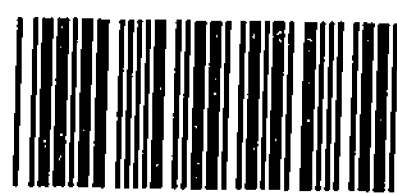
3285

**DESCRIPTION:**

Braun, Charles

**DATE:**

04/01/89



3285

0181

**BOX:**

349

**FOLDER:**

3285

**DESCRIPTION:**

Mayers, John

**DATE:**

04/01/89



3285



0182

**BOX:**

349

**FOLDER:**

3285

**DESCRIPTION:**

Meyer, Karl

**DATE:**

04/01/89



3285

0183

**BOX:**

349

**FOLDER:**

3285

**DESCRIPTION:**

Miller, Louis

**DATE:**

04/01/89



3285

0184

Witnesses;

James Delaney  
Geo. L. Sullivan

Wm. H. Mitchell 3<sup>rd</sup>

Counsel,

Filed 1 day of April 1889

Pleads, Not guilty

THE PEOPLE

vs.  
Charles Drann  
John Mayers  
Harl Mayers  
Louis Miller

Burglary in the 1<sup>st</sup> degree.  
[Section 486506528532550]

JOHN R. FELLOWS,

District Attorney.

A True Bill.

*A. M. Murphy*

Part of April 8<sup>th</sup> Foreman.  
He Pleads Guilty Burg. 2<sup>d</sup> deg.  
Each S.P. 8 yrs.  
No 6.

0185

## Police Department of the City of New York.

Precinct No. 34<sup>th</sup>

Time

New York, March 29<sup>th</sup> 18891<sup>30</sup> AM.

Charles Braun age 26. Ger. residence 42 E. 106 St

" John Meyer age 32. no home German.

" Carl Meyer age 20. " " "

" Louis Miller " 52. " " "

The above named prisoners entered the residence of Father Peter Farrell at 1850 Washington av. by forcing a window in rear basement and stole there from a white lambrequin valued at \$10<sup>and for cage</sup> which was found by Officer Lawrence Duffy at 176<sup>th</sup> and Bathgate av. in lot. The complainant James Delaney was awakened by the noise of breaking glass and seen the prisoners enter through ~~the~~ window he noiselessly descended the stairs and passed through front door to street, and informed Officer Mitchell of the burglary. On the arrival of the officer prisoners ran away from the premises and were arrested.

Prisoner John Meyers was armed with a revolver and prisoner Carl Meyer had his shoes off and in his hand when captured the prisoners Charles Braun & Louis Miller had shoes unlaced when captured with candles and several boxes of matches.

the above 4. prisoners were held to ans. \$2,000.

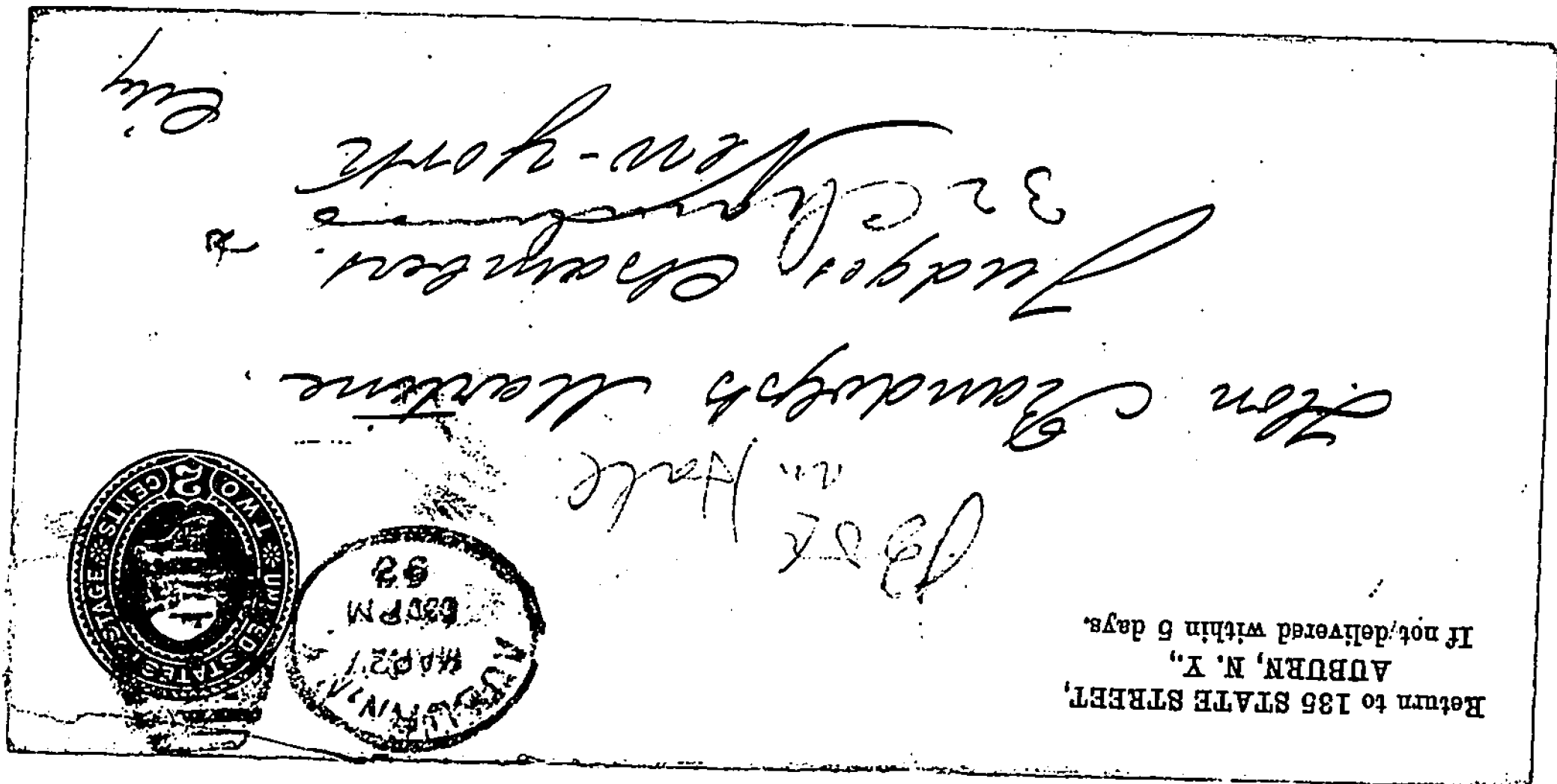
at 6<sup>th</sup> district court. March 29<sup>th</sup> 1889. Judge White.

And was sentenced to 8. years each in state prison April 8<sup>th</sup> 1889 by Judge Bowring.

4.

prisoners pleaded guilty to burglary 2. degree Officer Mitchell

0186





0187

Auburn, Prison, March 24<sup>th</sup> 1893.

Hon. Sir: I write this epistle with a vague hope of securing a favorable reply. What I have to say herein concerns myself, & I will try to be as brief as possible; hoping that it may receive the consideration that emanates from a keen sense of justice! -

In the month of March, of the year of 1889, I was convicted on a charge of burglary, the committal of which I pleaded to; You, Sir were acting as public prosecutor at the time; & my punishment for the stated crime was eight years. As I look back on that time, I see plainly, that I suffered then, as I do now, for my <sup>in</sup>experience & lack of familiarity with the language & laws of the people, whom I <sup>was</sup> newly launched among. Before the committal of the crime referred to, I had been in this country 18 months, & experienced many severe trials which were the means of blunting my moral perception & severing me from that path, which my loved & respectful parents always taught me to cling to; in the face of temptation & the undermining influences of adversity; but being little past 17, and far away from those that loved & advised me, out on the world, the cold & heartless world, left to paddle my own canoe, as the saying runs, among a strange class of people, it is not surprising that my moral perception became blunted under the strain of trials & adversity. My own nationality sceptical &



2.

suspicious, ever regarding with critical syricism<sup>y</sup> my overtures or advances made in their direction. The mental & moral condition which I was in, at the time referred to, was much like that with which a man finds himself in, after failing in respect<sup>ated</sup> efforts where the ambition of his life is concerned. — loss of energy where vigor once reigned, a load-stone of lethargy, weighing its victim to the earth making all without appear farcical & empty; such was my condition, after leaving my fatherland where I had with all the buoyancy & inexperience of 18, promised to help the loved parents & their numerous charges, whom I was somewhat of a burden to. After being reduced to the above stated condition, I became the very prey of unscrupulous men, who found me not averse to their illegitimate concoctions; these men were of my own nationality or rather the drops of it; detection & retribution followed, the result of my inexperience & moral weakness — my inability to cope with designing & unscrupulous men, a combination of adverse circumstances which weakened my moral stamina I had; utter lack of familiarity with the language & laws of the people I was among; all served to advance me toward the crime & its punishment and <sup>the</sup> environment which I have been in for the last 4 years. I have grown older & I hope wiser too; since that time; & looking back now, there seems to be much that can

9.  
 extenuating in my case: . . . the fact of <sup>my</sup> extreme youth & verdancy;  
 unfamiliarity with the language, leaving me powerless to ascertain  
 the nature & seriousness of the crime; and the circumstances that  
 led to its commission, to say nothing of the severity of my sentence,  
 & the indifference shown my youthfulness in relegating it to a  
 place where my moral susceptibility would hardly become chartered.  
 - Now, Sir, <sup>my</sup> time drawing to a close & I have appealed to the Hon.  
 Horn. Parsons, whom I have detailed my case to, much the same as I  
 have <sup>you</sup> told; he wrote in reply, stating that an effort on his part to secure  
 executive clemency in my behalf would be futile, "unless the District  
 Attorney, who was instrumental in my conviction & the judge,  
 by whom I was sentenced would unite in a request for my  
 pardon." It is in regard to this request that I pen these lines.  
 I appeal to you, as a Gentleman & Christian, to give the contents  
 of this missive your careful consideration. I am utterly friend-  
 less with no one to count on, except the Hon. E. Parsons; the warden  
 Ch. J. Duveton & the chaplain, Rev. Hor. Yates, both of whom  
 have done all that is possible under the circumstances, for to  
 alleviate my lot. I venture to hope that you may answer my  
 appeal favorably, & if deciding in my favor, you will please  
 remit this missive to the Hon. Judge Cowing's address, by

0190

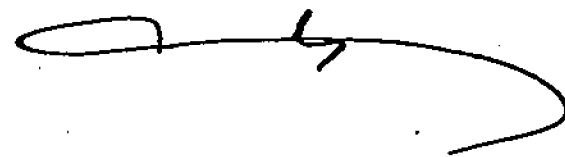
whom I was sentenced. You may desire to communicate with Hon. Corn & Parsons, in regard to my case; if so, I believe his official address is, Albany Senat Chamber. I hope & trust I may find in you & the gentleman that sentenced me, that sympathy & justice which could not have been given in the beginning, owing to my inability to explain, at the time, my condition & the adverse circumstances which lead to the association of unscrupulous men & companions, & eventually, the committing of ~~the~~ crime.

I will close, hoping my appeal may not prove fruitless.

I remain very respectfully  
your humble servant

(U. S. Judgement was pronounced on me the 8<sup>th</sup> of April 1889)  
8 years.

Carl Hoyer, 213 8<sup>th</sup> I<sup>st</sup>  
Auburn, N. Y. Prison.





0191

Police Court—6<sup>th</sup> District.

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

James Delaney  
of No. 1850 Washington Avenue, Tenment Street, aged 16 years,  
occupation Seyton being duly sworn  
deposes and says, that the premises No 1850 Washington Avenue Street,  
in the City and County aforesaid, the said being a brick building

and which was occupied ~~by defendant~~ as a dwelling  
and in which there was at the time a human being, by name Rose Dalton,  
Housekeeper  
were BURGLARIOUSLY entered by means of forcibly opening a  
window in the rear of said premises

on the 25<sup>th</sup> day of March 1889 in the night time, and the  
following property feloniously taken, stolen, and carried away, viz: One white  
Knit mantle cloth of the value of five dollars  
and one fur cape of the value of five dollars  
in all of the value of ten dollars

the property of Ita Shankle and in the care and custody of defendant  
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 Brauer, John Meyers, Karl Meyer and  
John Miller

for the reasons following, to wit: At about one o'clock on the morning  
of said day defendant hearing the cracking of glass  
and other noises about said premises went out and  
called Officer Mitchell of the 34<sup>th</sup> Precinct who went  
with defendant to the rear of said premises. As defendant  
and said officer approached defendant heard again the noise  
of breaking glass and saw four men in the act of escaping  
from the premises through a window. Defendant and the officer  
followed together with Frederick Scullin, and Officer Duffy

0192

and possessor of the 36-Primer and captured Charles Brown John Meyers and Karl Meyer whom they headed off while pursued by said Officer Mitchell, as said Officer Mitchell informs defendant. Defendant and Frederick Scullin pursued said Louis Miller saw him throw away said property which defendant saw in said house, ~~summon to bring~~ on March 24<sup>th</sup>, and arrested said Miller. Said Officer Mitchell informs defendant that he saw said John Meyers, as said Meyers was running from said premises, throw away the chamber of a revolving pistol which matches the pistol found in the pocket of said Meyers. Karl Meyer had his shoes in his hand when apprehended and the shoes of John Miller were released, ~~summon to bring~~ on March 25<sup>th</sup> day.

James Delaney

*[Signature]*

Police Justice

Police Court District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Degree. Burglary

Dated 188

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of \$ Bail.

Bailed by

No. Street.



0193

CITY AND COUNTY }  
OF NEW YORK, } ss.

Frederick Scullin

aged 25 years, occupation Roof of No.

747 Tremont Avenue ~~Street~~, being duly sworn deposes and

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

Sworn to before me, this 25  
day of March 1889 } F. Scullin

A. White

Police Justice.

0194

CITY AND COUNTY }  
OF NEW YORK, } ss.

William H. Mitchell

aged 24 years, occupation police man of N.Y.

The 34<sup>th</sup> Precinct Street, being duly sworn deposes and

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

William H. Mitchell

Sworn to before me, this 25<sup>th</sup>  
day of March 1889 } [Signature]

[Signature]

Police Justice.

0195

Sec. 198—200.

6 <sup>th</sup>/<sub>9</sub>

District Police Court.

CITY AND COUNTY } ss.  
OF NEW YORK,

*Charles Braun*

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 Braun*

Question. How old are you?

Answer. *26 years*

Question. Where were you born?

Answer. *Germany*

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

Answer. *No 44 East 106<sup>th</sup> St, 2 months*

Question. What is your business or profession?

Answer. *~~Self~~ Dock 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*

*Charles Braun*

Taken before me this

*25*

day of *March* 188*9*

Police Justice.

0196

Sec. 198-200.

6 17

District Police Court.

CITY AND COUNTY } ss.  
OF NEW YORK,

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

Question. What is your name?

Answer.

*John Meyers*

Question. How old are you?

Answer.

*32 years*

Question. Where were you born?

Answer.

*Germany*

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

Answer.

*Bromery near Grand street; 4 days*

Question. What is your business or profession?

Answer.

*Barkeeper*

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*

*Taken Meyers.*

Taken before me this

*25*

day of

*March*

188*9*

Police Justice.

0197

Sec. 199-200.

CITY AND COUNTY } ss.  
OF NEW YORK }

District Police Court.

~~Karl~~ *Karl Meyer*

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. *Karl Meyer*

Question. How old are you?

Answer. *20 years*

Question. Where were you born?

Answer. *Germany*

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

Answer. *East Houston St near South Fifth Ave., 2 weeks*

Question. What is your business or profession?

Answer. *Machinist*

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**Karl Meyer.*

Taken before me this

*25*

day of

*August*

1889

Police Justice.



0198

Sec. 198-200.

CITY AND COUNTY } ss.  
OF NEW YORK,

6<sup>th</sup> District Police Court.

Louis Miller 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. Louis Miller

Question. How old are you?

Answer. 52 years

Question. Where were you born?

Answer. Germany

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

Answer. Tremont House Brewery; 1 day

Question. What is your business or profession?

Answer. Bratman

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

Louis Miller

Taken before me this

23

day of

1889

Police Justice.

0199

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

John Meyer, Karl Meyer and Louis Miller,  
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, such 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 25<sup>th</sup> 9, 188 A. J. White Police Justice.

I have admitted the above-named

to bail to answer by the undertaking hereto annexed.

Dated 188 Police Justice.

There being no sufficient cause to believe the within named

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

Dated 188 Police Justice.

0200

Police Court

6th 457 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

James Delaney  
850 Washington Ave.  
Charles Braun  
John Meyer  
Georg Meyer  
Louis Miller

Offence Burglary

Dated

March 20th 1889

Magistrate.

White  
William F. Mitchell  
34th Precinct.

Officer.

Precinct.

Witnesses

said officer

No.

Frederick Sullen

Street.

No.

747 Tremont-Ave.

Street.

No.

William H. Michel

Street.

No.

Officer Duff

Street.

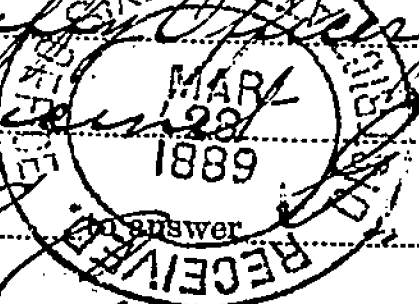
No.

34th Precinct

Street.

\$

2000



BAILED,

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

0201

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 Brown, John  
Magers, Karl Meyer  
and Louis Miller

The Grand Jury of the City and County of New York, by this indictment, accuse  
Charles Brown, John Magers, Karl  
Meyer and Louis Miller  
of the CRIME OF BURGLARY IN THE FIRST DEGREE, committed as follows:

The said Charles Brown, John Magers, Karl  
Meyer and Louis Miller, all  
late of the Twenty Third Ward of the City of New York, in the County of New York  
aforesaid, on the Twenty Fifth day of March, in the year  
of our Lord one thousand eight hundred and eighty-nine, with force and arms, about the  
hour of one o'clock in the night time of the same day, at the Ward,  
City and County aforesaid, the dwelling house of one Mrs. Shandor,

there situate, feloniously and burglariously did break into and enter, there being then and there  
some human being, to wit: one Rose Dalton,

within the said dwelling house, with intent to commit some crime therein, to wit: the goods  
chattels and personal property of the said Mrs. Shandor,

in the said dwelling house then and there being, then and there feloniously and burglariously to  
steal, take and carry away; The said Charles Brown, John  
Magers, Karl Meyer and Louis Miller,  
and each of them, being then and there  
assisted by a confederate actually  
present, to wit: each by the others, and  
being also each armed with a dangerous  
weapon, to wit: a loaded pistol.

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,

0202

SECOND COUNT—

AND THE GRAND JURY AFORESAID, by this indictment further accuse the said *Charles Braun, John Mayers, Karl Meyer and Louis Miller* of the CRIME OF *PELV*LARCENY, committed as follows:

The said *Charles Braun, John Mayers, Karl Meyer and Louis Miller*, all late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the Ward, City and County aforesaid, in the *night* time of the said day, with force and arms, *one mantle cloth of the value of five dollars, and one cage of the value of five dollars,*

of the goods, chattels and personal property of one *Ma Shaukas,*

in the dwelling house of the said *Ma Shaukas,*

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.



0203

THIRD COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further accuse the said *Rhodes Braun, John Mayers, Karl Meyer and Louis Miller* of the CRIME OF RECEIVING STOLEN GOODS, committed as follows:

The said *Rhodes Braun, John Mayers, Karl Meyer and Louis Miller*, all late of the Ward, City and County aforesaid, afterwards to wit: on the day and in the year aforesaid, at the Ward, City and County aforesaid, with force and arms,

*one mantle cloth of the value of five dollars, and one cage of the value of five dollars,*

of the goods, chattels and personal property of one *John Shanks.*

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

unlawfully and unjustly, did feloniously receive and have; the said *Rhodes Braun, John Mayers, Karl Meyer and Louis Miller*

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

JOHN R. FELLOWS,  
District Attorney.

0204

**BOX:**

349

**FOLDER:**

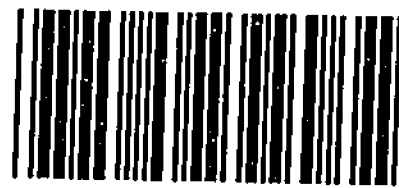
3285

**DESCRIPTION:**

Braun, Ernestine

**DATE:**

04/04/89



3285

0205

CH & H

Witnesses;

Off. Charles W. Graham

Off. E. Decker

Counsel,  
Filed *4* day of *April* 188*9*  
Pleads, *Chattel* (3)

THE PEOPLE

*4<sup>th</sup> 4<sup>th</sup> 18<sup>th</sup> 1889*  
*B*  
*Ernestine Brown*

KEEPING A HOUSE OF ILL FAME, ETC.  
[Sections 322 and 385, Penal Code]

JOHN R. FELLOWS,  
District Attorney.

*April 15<sup>th</sup> 1889*  
*pleads guilty*

A True Bill. Fined \$100.-

*cr. M. M. M. M. M.*  
Foreman.

No 56

0206

Sec. 322, Penal Code.

CITY AND COUNTY  
OF NEW YORK, } ss.

3 District Police Court.

Charles W. Gardner  
of No. 100 E 23 Street, in said City, being duly sworn says,  
that at the premises known as Number 104 Allen Street,  
in the City and County of New York, on the 19 day of March 1889, and on divers  
other days and times, between that day and the day of making this complaint

Jane Wae, real name unknown  
did unlawfully keep and maintain and yet continue to keep and maintain a disorderly  
house and did then, and on the said other days and times, there unlawfully procure  
and permit as well men as women of evil name and fame and of dishonest conversation to visit, frequent and come  
together for unlawful sexual intercourse, and for the purpose of prostitution and lewdness, and then and on the said  
other days and times, unlawfully and wilfully did permit and yet continues to permit said men and women of evil  
name and fame there to be and remain drinking, ~~dancing~~, ~~fighting~~, disturbing the peace, whoring and misbehaving  
themselves, whereby the peace, comfort and decency of persons inhabiting and residing in the neighborhood, and  
there passing is habitually disturbed, in violation of the statute in such case made and provided

Deponent therefore prays, that the said Jane Wae  
and all vile, disorderly and improper persons found upon the premises, occupied by said

Jane Wae  
may be apprehended and dealt with as the law in such cases made and provided may direct.

Sworn to before me, this 27 day  
of March 1889 }

Charles W. Gardner

J. M. Patterson Police Justice.

0207

Police Court—3 (W) District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Chas W. Gardner

vs.

Jane Wae  
real name unknown

AFFIDAVIT—Keeping Disorderly House, &c.

Dated March 27 1889

Patterson Justice.

Gardner Officer.

8208 Precinct.

WITNESSES :

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_



0208

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

Charles W. Gardner.

of No. 100 East 23d - Street, being duly sworn, deposes and says,

that Ernestina Brome (now present) is the person of the name of

Jane Roe mentioned in deponent's affidavit of the 27<sup>th</sup>

day of March 1889, hereunto annexed.

Sworn to before me, this 28  
day of March 1889 }

Charles W. Gardner.

J. M. Blatterman POLICE JUSTICE.

0209

Sec. 151.

Police Court 3 District.

CITY AND COUNTY OF NEW YORK, { ss. *In the name of the People of the State of New York; To the Sheriff of the County of New York, or to any Marshal or Policeman of the City of New York, GREETING:*

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police Justices for the City of New York, by Charles W. Gardner of No. 100 E 21 Street, that on the 19 day of March 1889, at the City of New York, in the County of New York, Jane Doe (real name unknown) did keep and maintain at the premises known as Number 104 Allen St. Street, in said City, a disorderly house and there unlawfully procure and permit as well men as women of evil name and fame, and of dishonest conversation to visit, frequent and come together for unlawful sexual intercourse, and for the purpose of prostitution, and there unlawfully and wilfully did permit said men and women of evil name and fame there to be and remain drinking, ~~dancing, fighting~~, disturbing the peace, whoring and misbehaving themselves whereby the peace, comfort, and decency of persons inhabiting and residing in the neighborhood and there passing is habitually disturbed in violation of the statute in such case made and provided.

THESE ARE, THEREFORE, in the name of the People of the State of New York, to Command you, the said Sheriff, Marshals and Policemen, and each and every of you, to apprehend the body of the said

Jane Doe  
and all vile, disorderly and improper persons found upon the premises occupied by said Jane Doe and forthwith bring them before me, at the 3 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 27 day of March 1889

Am Bluteau POLICE JUSTICE.

0210

Police Court— District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Chas W Gardner

vs.

Jane Wal

real name unknown

WARRANT—Keeping Disorderly House, &c.

Dated March 27 1889

Patterson

Magistrate.

Gardner

Officer.

S.P.C.B.

Precinct.

The Defendant

Ernestina Brown

taken, and brought before the Magistrate, to answer  
the within charge, pursuant to the command con-  
tained in this Warrant.

Gardner

Officer.

Dated March 28 1889

This Warrant may be executed on Sunday or  
at night.

M. Blauvelt

Police Justice.

Dated

188

Police Justice.

The within named

having been brought before me under this Warrant, is committed for examination to the  
WARDEN and KEEPER of the City Prison of the City of New York.

0211

Sec. 198-200.

3

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. Ernestina Brown

Question. How old are you?

Answer. 46 years

Question. Where were you born?

Answer. Germany

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

Answer. 118 E. 4th Street 2 years

Question. What is your business or profession?

Answer. Nothing

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

Answer. I am not guilty

And I here demand a  
trial by jury Ernestina Brown

Taken before me this 28

day of March 1889

John P. McClellan

Police Justice.

02 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.....

.....*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 28* 188*9* *J. M. Patton* Police Justice.

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

Dated *March 28* 188*9* *J. M. Patton* Police Justice.

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

Dated.....188..... Police Justice.



0213

BAILED,  
No. 1, by August Gock  
Residence 37 Rivington Street.  
No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.  
No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.  
No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

<sup>142</sup> Police Court Mr. 3 <sup>488</sup> District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Charles W. Gardner

1 Ernestina Brown

2 \_\_\_\_\_

3 \_\_\_\_\_

4 \_\_\_\_\_

Offence Kidnaping Witness James

Dated March 28 1889

Patterson Magistrate.

Gardner Officer.

S.P. 66 Precinct.

Witnesses Ed. Becker

No. 165 E 23 Street.

No. March 28 Street.

2 1/2 Street.

No. \_\_\_\_\_ Street.

\$ 1000 to answer 1/2

See Report of N. Y. S. P. C. C.  
for information about defendant  
filed with these papers; If lost,  
notify the Society at once.

0214

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

The People

v.

BRIEF FOR THE PEOPLE.

Ernestina Brown.

STATEMENT OF THE CASE.

The prisoner is indicted for keeping a disorderly house. But the case is not that of an ordinary disorderly house, but one of a number of recent attempts made to convert sections of tenement houses into disorderly houses. A cigar store is kept in the basement of the tenement, annexed to which is a room used for purposes of prostitution with one or more prostitutes. The upper part of the house is occupied by poor but respectable people. Their children are continually passing by and to and fro this so-called cigar store, where they are brought in contact with the prostitutes, hear the obscene language and witness still worse obscene acts. Repeated complaints have come from families living in these houses, asking the Society for the Prevention of Cruelty to Children to break up the system. It has succeeded in doing so, and almost every case has been tried in the Court of Special Sessions and resulted in a conviction and imprisonment. In the present case the defendant has demanded to be tried in this Court by a jury. The facts appear in the evidence.

EVIDENCE FOR THE PEOPLE.

CHARLES W. GARDNER. - Is an officer of The New York Society for the Prevention of Cruelty to Children. On Tuesday, March 19,

02 15

2

1889, witness went to a liquor store in the basement of No. 104 Allen Street, which is a tenement house, and there found the defendant who kept the store. She said it was a disagreeable night and asked him to come inside. There was no partition up, but on sofas, by just pulling curtains aside, were five girls ranging from 18 to 25 years of age, who solicited witness to have sexual intercourse with them, which witness declined. Witness went out and examined the house, which is a large tenement house. Saw young boys go into the cigar store for cigarettes, and children playing in front of the door. On March 21st witness in company with Officer Becker of the said Society went into the same premises where much indecent talk was indulged in by the women and the girls were found there again in like condition. On the 27th March witness presented the facts to Justice Patterson, who granted a warrant for the arrest of the defendant; and on the same day witness, in company with Officers Burlando and Barkley and Ward detectives and Asst. Superintendent Stocking, executed the warrant in the house, and arrested the defendant who gave her name as Ernestina Brown, 46 years of age, German, speaking no English; and when asked through an interpreter why she kept a disorderly house, said she had to knock her rent out somewhere.

EDWARD BECKER. - Is an officer of The New York Society for the Prevention of Cruelty to Children, and will corroborate the statement of the above witness as to what transpired; also as to the arrest; also as to the children going in and out of the house, the number of persons occupying the house being very large, and as to the respectability of the other occupants.

02 16

**N. Y. GENERAL SESSIONS**

**THE PEOPLE**

**AGAINST**

*Ernestina Brown*

PENAL CODE, §

**BRIEF FOR THE PEOPLE.**

0217

Statistics Regarding Children in  
the five-story & basement tenement  
house at No. 104 Allen Street

South basement,		Number Children		Attending School
		Sausage Keeper	3	
		No. basement, House of Prostitution and		
		Agar Stone kept by Ernestina Brown		
		No. children	5	2
		(childless)		
		"		
		"	1	
		"	2	1
		" nat home		
		"	2	1
		"	7	4
		"	2	1
		"	4	1
		"	4	1
		"	4	
		"	2	2
		"	3	1
		"	2	1
		"	5	1
		"	2	2
		"	1	
		"	3	2
		"	4	2
		families in house	22	
		without children	3	
		with children	19 families	
		No children to house	56	
		Attend School	23	
		Garman, Officer		



0218

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Ernestine Braun*

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

*Ernestine Braun*

(Sec. 322,  
Penal Code.)

of the CRIME OF KEEPING AND MAINTAINING A COMMON BAWDY HOUSE AND HOUSE OF ILL-FAME, committed as follows:

The said

*Ernestine Braun*

late of the *10th* Ward of the City of New York, in the County of New York aforesaid, on the *nineteenth* day of *March* in the year of our Lord one thousand eight hundred and eighty*nine*, and on divers other days and times, as well before as afterwards, to the day of the taking of this inquisition, at the Ward, City and County aforesaid, a certain common bawdy house and house of ill-fame, unlawfully and wickedly did keep and maintain; and in the said house divers evil-disposed persons, as well men as women, and common prostitutes, on the days and times aforesaid, as well in the night as in the day, there unlawfully and wickedly did receive and entertain; and in which said house the said evil-disposed persons and common prostitutes, by the consent and procurement of the said

*Ernestine Braun*

on the days and times aforesaid, there did commit whoredom and fornication; whereby divers unlawful assemblies, disturbances and lewd offences on the days and times aforesaid, as well in the night as in the day, were there committed and perpetrated; to the great damage and common nuisance of all the good people of the said State there inhabiting and residing, in manifest destruction and subversion of and against good morals and good manners, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT—

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

*Ernestine Braun*

(Section 385,  
Penal Code.)

of the CRIME OF MAINTAINING A PUBLIC NUISANCE, committed as follows:

The said

*Ernestine Braun*

late of the Ward, City and County aforesaid, afterwards, to wit: on the *nineteenth* day of *March* in the year of our Lord one thousand eight hundred

and eighty-*nine*, and on divers other days and times between the said day and the day of the taking of this inquisition, at the Ward, City and County aforesaid, with force and arms, unlawfully did keep and maintain a certain common, ill-governed house, and in *her* said house, for *her* own lucre and gain, certain persons whose names are to the Grand Jury aforesaid unknown, as well men as women, of evil name and fame and dishonest conversation, to frequent and come together then and on said other days and times, there unlawfully and wilfully did cause and procure, and the said men and women in said house, at unlawful times, as well in the night as in the day, then and on said other days and times there to be and remain, tippling, drinking, gaming, cursing, swearing, quarreling, making great noises and otherwise misbehaving themselves, unlawfully and wilfully did permit and suffer, to the great annoyance, injury and danger of the comfort and repose of a great number of persons, good citizens of our said State there residing, and passing and repassing, to the common nuisance of the said citizens, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

THIRD COUNT—

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

*Ernestine Braun*

(Section 322  
Penal Code.) of the CRIME OF KEEPING A DISORDERLY HOUSE, committed as follows:

The said

*Ernestine Braun*

late of the Ward, City and County aforesaid, afterwards, to wit: on the *nineteenth* day of *March* in the year of our Lord one thousand eight hundred and eighty-*nine*, and on divers other days and times between the said day and the day of the taking of this inquisition, at the Ward, City and County aforesaid, unlawfully did keep a certain ill-governed and disorderly house, the same being a place of public resort, and in the said house and place of public resort, for *her* own lucre and gain, certain persons, as well men as women, of evil name and fame, and of dishonest conversation, to frequent and come together, then and on the said other days and times, there unlawfully and wilfully did cause and procure, and the said men and women in *her* said house, at unlawful times, as well in the night as in the day, then and on the said other days and times, there to be and remain, drinking, tippling, gambling, rioting, disturbing the peace, whoring and misbehaving themselves, unlawfully and wilfully did permit, and yet continues to permit, by reason whereof the peace, comfort and decency of the neighborhood around and about the said house were, and yet are, habitually disturbed, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

0220

**BOX:**

349

**FOLDER:**

3285

**DESCRIPTION:**

Brown, Burt

**DATE:**

04/16/89



3285

Catharine Tunneggen  
off Nov 2. 1844

## Pleads,

Burt Brown

10/10/10

Assault in the First Degree, Etc.  
(Sections 217 and 218, Penal Code).

*District Attorney.*

# A True Bill.

A. W. Harvey  
 Foreman.  
 April 17/94

*James M. Gage*

16

0221

0222

Presbyterian Hospital

March 7<sup>th</sup> 1889 -

Mary Martin is still in an un-  
conscious condition -

Dr. S. R. Snow -



0223

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Catharine Finnegan*  
aged *21* years, occupation *Servant* of No.

*997 3<sup>rd</sup> Ave* Street, being duly sworn deposes and  
says, that he has heard read the foregoing affidavit of *Thos F. Dolan*

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

Sworn to before me, this *7*  
day of *March* 188*7* *Catharine Finnegan*

*J. Murphy*  
Police Justice.

0224

CITY AND COUNTY } ss.  
OF NEW YORK,

POLICE COURT, 14 DISTRICT.

Thomas G. Dolan

of No. the 73<sup>rd</sup> Precinct Street, aged \_\_\_\_\_ years,

occupation Police Officer being duly sworn deposes and says,

that on the \_\_\_\_\_ day of March 188 9

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

Burt Brown now here, upon  
Complaint of feloniously Assaulting  
Mary Martin of No 997 Third Ave.  
That deponent is informed  
by Catharine Finnegan of No 997  
3<sup>rd</sup> Avenue that she saw said  
Brown strike said Mary Martin  
a blow upon the head with a  
smoothing Iron then Anthony held  
in his hand while said Mary  
was lying sick in bed and

Sworn to before me, this

188

day

Police Justice,

0225

290  
Police Court District.

THE PEOPLE, &c.

ON THE COMPLAINT OF

vs.

Frank Brown

Dated March 9 1889

Magistrate.

Volant Officer.

Witness,

Catharine Egan

997-3rd Ave

Margaret Egan

997-3rd Ave

Disposition, term to avoid

result of injury

Summit to Supreme  
Court at Albany Oct 1889  
J. H. W. J. J. J.  
Police Justice

Causing injuries from which said  
Mary is now confined to the  
Presbyterian Hospital and unable  
to appear in Court. Wherefore  
deponent prays that said defendant  
be held to await the result of said  
injuries.

Thos F. Dolan

0226

Police Court—4<sup>th</sup> District.City and County } ss.:  
of New York,of No. 109 S. 3<sup>rd</sup> Avenue Catharine Finnegan care Mrs. Martin  
occupation Domestic Street, aged 72 years,being duly sworn  
deposes and says, that on 6<sup>th</sup> day of March 1889 at the City of NewYork, in the County of New York, Mary Martin

~~is~~ was violently and feloniously ASSAULTED and BEATEN by Burt Brown  
(word here) who in deponent's sight, hearing  
and presence, did strike said Mary  
Martin on her head with a heavy  
flat-iron, thereby fracturing her skull  
and injured her so that she now  
is somewhat debilitated by reason  
of such injury and that said  
assault was committed

with the felonious intent to take the life of deponent, or to do him grievous bodily harm; and without  
any justification on the part of the said assailant

Wherefore this deponent prays that the said assailant may be ~~apprehended~~ and bound to answer  
for the above assault, etc., and dealt with according to law.

Sworn before me, this 12<sup>th</sup> day

of

188

Catharine Finnegan

H. J. White Police Justice.



0227

Sec. 198-200.

*H* District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Burt Brown* 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.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

Taken before me this

day of

*Sept 188*  
*W. H. [Signature]*  
Police Justice.



0228

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 Alexander

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 April 188 9 A. J. White Police Justice.

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.

0229

BAILED,

No. 1, by .....

Residence ..... Street.

No. 2, by .....

Residence ..... Street.

No. 3, by .....

Residence ..... Street.

No. 4, by .....

Residence ..... Street.

Police Court---

564  
4th District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Mathew Finnegan*  
*997 3rd Ave*  
*Burt Brown*

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

*Offence*  
*Assault on a woman*

Dated *April 12* 188*9*  
*White* Magistrate.

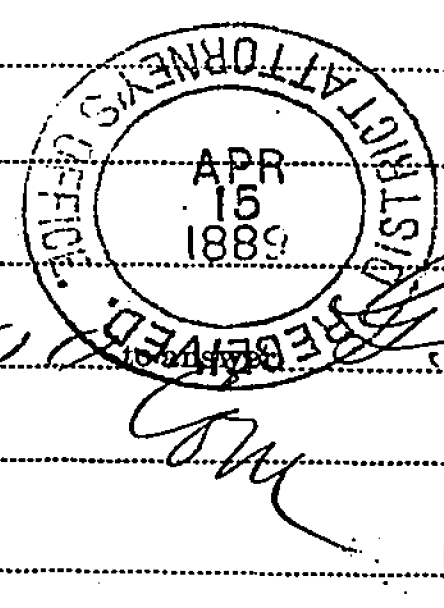
*Dolan* Officer.  
*43* Precinct.

Witnesses *Chas Martini*  
No. *1098 3rd St* Street.

No. .... Street.

No. .... Street.

\$ *1000* *over*



0230

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Burt Brown

The Grand Jury of the City and County of New York, by this indictment, accuse  
— Burt Brown —  
of the CRIME OF ASSAULT IN THE FIRST DEGREE, committed as follows:

The said

Burt Brown

late of the City of New York, in the County of New York aforesaid, on the  
sixth day of March in the year of our Lord  
one thousand eight hundred and eighty-nine, with force and arms, at the City and  
County aforesaid, in and upon the body of one Mary Martin  
in the peace of the said People then and there being, feloniously did make an assault,  
and her the said Mary Martin  
with a certain flat-iron

which the said

in his right hand then and there had and held, the same being a deadly and  
dangerous weapon then and there wilfully and feloniously did strike, beat, cut, stab and  
wound,

with intent

her the said Mary Martin  
thereby then and there feloniously and wilfully to kill, against the form of the statute in  
such case made and provided, and against the peace of the People of the State of New York  
and their dignity.

SECOND COUNT—

And the Grand Jury aforesaid, by this indictment, further accuse the said  
— Burt Brown —  
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said

Burt Brown

late of the City and County aforesaid, afterwards, to wit: on the day and in the year  
aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of  
the said Mary Martin  
in the peace of the said People then and there being, feloniously did wilfully and  
wrongfully make another assault, and her the said  
Mary Martin  
with a certain flat-iron

which the said

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

## THIRD COUNT—

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

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

The said

*Burt Brown*  
late of the City and County aforesaid, afterwards, to wit: on the day and in the year  
aforesaid, at the City and County aforesaid, with force and arms, in and upon the said  
*Mary Martin* in the peace of the said People then  
and there being, feloniously did wilfully and wrongfully make another assault, and  
her the said *Mary Martin*  
with a certain *flat iron*

which

*he* the said *Burt Brown*  
in *his* right hand then and there had and held, in and upon the *head*  
of *her* the said *Mary Martin*

then and there feloniously did wilfully and wrongfully strike, beat, ~~stab, cut,~~ bruise and  
wound, and did then and there and by the means aforesaid, feloniously, wilfully and wrong-  
fully inflict grievous bodily harm upon the said *Mary Martin*

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

JOHN R. FELLOWS,  
District Attorney.

0232

**BOX:**

349

**FOLDER:**

3285

**DESCRIPTION:**

Brown, William

**DATE:**

04/12/89



3285



Witnesses;

*Isaac Warner*

*Off. of St. Louis 11/2/87*

Counsel,

Filed *12* day of *April* 188*9*

Pleads, *July 15*

THE PEOPLE

vs.

*William Brown*

*Burglary in the Third degree.*

[Section 498, Penal Code.]

JOHN R. FELLOWS,

*District Attorney.*

**A True Bill.**

*AM. W. W. W.*

*Foreman*

*Part III April 22, 189-*

*Lived and acquitted*

*# 177*

0233

0234

Police Court— District.

City and County } ss.:  
of New York,

of No. 16 Essex

occupation.

Sailor

Isaac Cramer

Street, aged 32 years,

being duly sworn

deposes and says, that the premises No. 16 Essex Street, 10 Ward  
in the City and County aforesaid the said being a five story Brick tenement  
building at the cellar  
and which was occupied by deponent and others as a place for the storage  
of coal, wood, &c. was painted bywere BURGLARIOUSLY entered by means of forcibly open a door  
from the hall leading into the cellar  
with a false keyon the 2<sup>d</sup> day of April 1887 in the day time, and the  
following property feloniously taken, stolen, and carried away, viz:Four Iron Sinks of the Value  
of Eight Dollarsthe property of Wm Goldberg & Co in the care and charge of the  
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  
William Brown (Rush)

for the reasons following, to wit:

That previous to said Burglary  
the said door leading into the cellar of  
said premises was securely locked with  
a pad lock. and about the hour of  
one o'clock P.M. on the day of aforesaid  
deponent found the door leading from  
his hall to the cellar was open and  
on going down into the cellar deponent  
found the defendant Brown lying

0235

in David Keller's Deposition therefore  
charges the David Brown with Burglary  
entering his premises with the intent  
to steal the within mentioned property  
Signed before me this  
2<sup>d</sup> April 1889  
David Keller 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 1889  
Police Justice.

I have admitted the above named  
to bail to answer by the undertaking hereto annexed.  
Dated 1889  
Police Justice.

There being no sufficient cause to believe the within named  
guilty of the offence mentioned, I order he to be discharged.  
Dated 1889  
Police Justice.

Police Court,	District,
THE PEOPLE, &c., on the complaint of	
1.	2.
3.	4.
Offence—BURGLARY.	
Date,	1889
Magistrate.	
Officer.	
Clerk.	
Witness,	
No.	Street,
No.	Street,
No.	Street,
\$	to answer General Sessions.

0236

Sec. 193-200.

3 District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*William Brown* being duly examined before the under-  
signed according to law, on the annexed charge; and being informed that it is h<sup>e</sup> right to  
make a statement in relation to the charge against h<sup>e</sup>; that the statement is designed to  
enable h<sup>e</sup> if he see fit to answer the charge and explain the facts alleged against h<sup>e</sup>  
that he is at liberty to waive making a statement, and that h<sup>e</sup> waiver cannot be used  
against h<sup>e</sup> on the trial.

Question. What is your name?

Answer. *William Brown*

Question. How old are you?

Answer. *20 Years*

Question. Where were you born?

Answer. *New York*

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

Answer. *4 Livingston Street. 6 Months*

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 of the  
Charge**William Brown*

Taken before me this

*2*day of *March* 188*9**John J. Sullivan*  
Police Justice.



0237

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

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

Dated..... 188..... Police Justice.

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

Dated..... 188..... Police Justice.

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

Dated..... 188..... Police Justice.



0230

Police Court---

494 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Isaac Warner*  
*16 Essex St*  
*William Brown*

Offence *Assault*

2

3

4

Dated

*April 2<sup>d</sup>* 1889

*James Kelly* Magistrate.

*Holzer* Officer.

*11* Precinct.

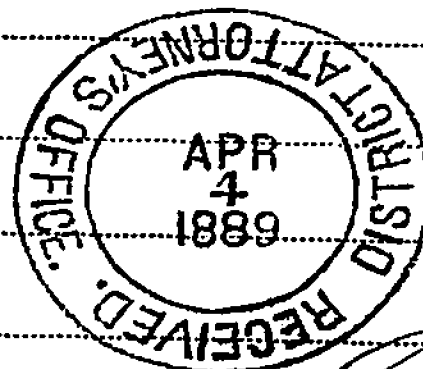
Witnesses

No. Street.

No. Street.

No. Street.

\$ *1000* to answer



*Com [Signature]*

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

0239

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 Brown

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

— William Brown —

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

The said

William Brown

late of the Tenth Ward of the City of New York, in the County of New York, aforesaid, on the second day of April in the year of our Lord one thousand eight hundred and eighty-nine, with force and arms, at the Ward, City and County aforesaid, a certain building there situate, to wit: the cellar of one

Isaac Kaner

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

Isaac Kaner

in the said cellar 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.

John R. Fellows,  
District Attorney

0240

**BOX:**

349

**FOLDER:**

3285

**DESCRIPTION:**

Bruderle, August

**DATE:**

04/24/89



3285

WITNESSES: *Gas Mongan*

Filed 24 day of April 1888  
Pleads Attest: J. H. H.

50.

August Brundell

2003-2-10

JOHN R. FELLOWS,

*District Attorney.*

# A True Bill

*C. M. Davis*  
Foreman.  
Complaint sent to the Court  
of Special Sessions,  
Part III, Dec. .... 1884.  
to

0241

0242

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*August Bruderle*

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

*August Bruderle*

of the CRIME OF SELLING INTOXICATING LIQUORS AND WINES AS A BEVERAGE ON SUNDAY, committed as follows:

The said

*August Bruderle*

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

*James Morgan*

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

SECOND COUNT—

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

*August Bruderle*

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

The said

*August Bruderle*

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

**JOHN R. FELLOWS,**

District Attorney.



0243

**BOX:**

349

**FOLDER:**

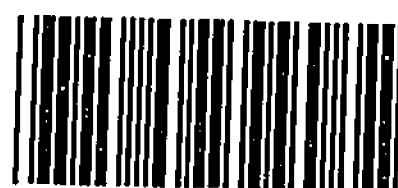
3285

**DESCRIPTION:**

Busch, Frederick

**DATE:**

04/15/89



3285

0244

Witnesses:

*A. G. Williams*  
*Chas. H. Brock*  
*Thos. Adams*

Counsel,  
Filed *15<sup>th</sup>* day of *April* 188*9*  
Pleads,

THE PEOPLE

vs.

*Frederick Buckle*

*N. J. Miller*

JOHN R. FELLOWS,  
District Attorney.

Grand Larceny Second degree, etc.  
[Sections 628, 631, 550, Penal Code].

A True Bill.

*A. W. Murphy*  
Foreman.

*Charles H. J. G.*

*L. J. Dwyer*  
*#203.*  
*R. M.*

Witnesses:

*A. G. H. Adams*  
*Chas. H. Brock*  
*Thos. Adams*

Counsel,  
Filed *15<sup>th</sup>* day of *April* 188*9*  
Pleads,

THE PEOPLE

vs.

*Frederick Bucher*

*W. M. W.*

JOHN R. FELLOWS,  
District Attorney.

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

A True Bill.

*A. M. Hardy*  
Foreman.

*Charles H. H. H.*  
*Charles H. H. H.*

*# 203.*  
*S. J. 2456 ms*  
*R. B. A.*

0246

CITY AND COUNTY }  
OF NEW YORK, } ss.

Thomas Adam  
aged 38 years, occupation Clerk of No.

175 Berrery Street, being duly sworn deposes and  
says, that he has heard read the foregoing affidavit of Alger C. Giddens  
and that the facts stated therein on information of deponent are true of deponents' own  
knowledge.

Sworn to before me, this

day of

188

10  
April  
Thomas Adam

Samuel C. Smith  
Police Justice.

0247

Police Court—Third District.

Affidavit—Larceny.

City and County }  
of New York, } ss.:Alger C. Geldersleeveof No. 28 W 48 -occupation StudentStreet, aged 20 years,

being duly sworn

deposes and says, that on the Third day of April 1889 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 day time, the following property, viz:

one Mandoline of the value of thirty  
two dollars contained in a  
Canvas Case

\$32 -

the property of Henry A. Geldersleeve deponent's  
Father he being a Minor

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 Fredrick Busch (now here)

Deponent says that he is informed by  
Thomas Adams that said defendant  
pledged said property at the  
Loan Office No 175 Broadway in  
said City on the aforesaid date

Alger C. Geldersleeve

Sworn to before me, this  
1st day of  
April 1889

Samuel O. McNeill  
Police Justice.



0248

Sec. 198-200.

3

District Police Court.

CITY AND COUNTY } ss.  
OF NEW YORK, }

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

Question. What is your name?

Answer. Frederick Busch

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. 195 Allen St 9 days

Question. What is your business or profession?

Answer. GardenerQuestion. 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 met a man in the Central  
Park who gave me the  
prophecy to pledge

Frederick Busch

Taken before me this

188

Police Justice

0249

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 Lyndall

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

Dated Apr 10 188 9 W. Yeckley Police Justice.

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.

0250

Police Court--- 3

535  
District.

THE PEOPLE &c.,  
ON THE COMPLAINT OF

Alger C. Gildersleeve  
28 West 48th  
Frederick Busch

Office of the  
District Attorney

Helwig

BAILED,

No. 1, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 2, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 3, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 4, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

Dated April 10 1889

Samuel O'Reilly Magistrate.

Olush Officer.

C O President

Witnesses J. P. Adam

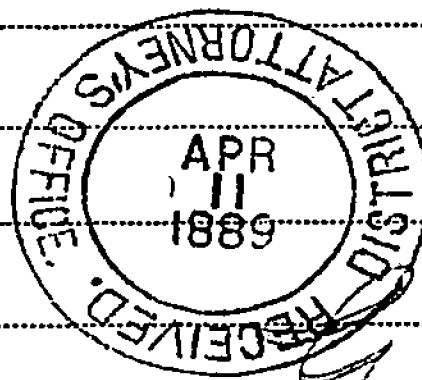
No. 175 - Baring Street.

No. \_\_\_\_\_ Street.

No. \_\_\_\_\_ Street.

\$ 150.00 to answer

Committee



0251

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Frederick Busch*

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

*Frederick Busch*

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

The said

*Frederick Busch*

late of the City of New York, in the County of New York aforesaid, on the *third* day of *April* in the year of our Lord one thousand eight hundred and *nine*, at the City and County aforesaid, with force and arms,

*one mandoline of the value of thirty-two dollars, and one case of the value of two dollars,*

of the goods, chattels and personal property of one

*Henry A. Gildersleeve*

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.

0252

SECOND COUNT—

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

*Frederick Busch*

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

The said

*Frederick Busch*

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

*one mandoline of the value  
of thirty-two dollars, and  
one case of the value of two  
dollars*

of the goods, chattels and personal property of one

*Henry A. Gildersleeve*

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

*Henry A. Gildersleeve*

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

*Frederick Busch*

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

~~JOHN R. FELLOWS,~~

~~District Attorney.~~



0253

Third COUNT:—

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

*Frederick Busch*

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

*second*

The said

*Frederick Busch*

late of the City of New York, in the County of New York aforesaid, on the  
day of *April* in the year of our Lord one thousand eight hundred and  
eighty-*nine*, at the City and County aforesaid, with force and arms.

*one mandoline of the value  
of thirty-two dollars, and  
one case of the value of two  
dollars*

of the goods, chattels and personal property of one

*Alger C. Gildersleeve*

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.

0254

Fourth COUNT:—

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

*Frederick Busch*

of the CRIME OF CRIMINALLY RECEIVING STOLEN PROP-  
ERTY committed as follows:

The said

*Frederick Busch*

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

*one mandoline of the value  
of thirty-two dollars, and  
one case of the value of two  
dollars*

of the goods, chattels and personal property of one

*Alger C. Gildersleeve*

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

*Alger C. Gildersleeve*

unlawfully and unjustly, did feloniously receive and have;

*he*

the said

*Frederick Busch*

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

JOHN R. FELLOWS, District Attorney.