

0392

BOX:

205

FOLDER:

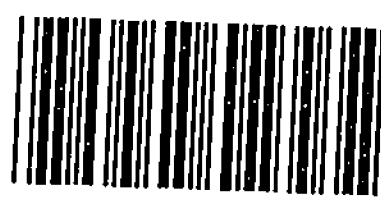
2048

DESCRIPTION:

Simonson, Edward

DATE:

01/28/86



2048

0393

Witnesses:

W. M. C. Clelland
Counsel,

Filed *28* day of *August* 188*6*

Pleads *Guilty* *(W. M. C. Clelland)*

VIOLATION OF EXCISE LAW.
[III, R. S., (7th Ed., page 1981, § 18, and Laws of 1888, Chap. 840, § 6].

THE PEOPLE

vs.

Edward Simonson

122 W. 14 St.
Jan 2/86

RANDOLPH B. MARTINE,

McK 4/27 015 for Jay
District Attorney

A True Bill.

off for the bar
19. 8. 80

Chas. Higgins

Foreman.

Port 4th St. 11/87

Bail forfeited

29 March

0394

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, ss

2. District Police Court.

Edward Simonson 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. *Edward Simonson*

Question. How old are you?

Answer. *31 years old*

Question. Where were you born?

Answer. *Connecticut*

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

Answer. *5 Jane St. about 3 months*

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 and demand a trial by jury

Edward Simonson

Taken before me this

day of *May*

188*6*

Police Justice.

0395

Sec. 151.

Police Court _____ 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 *David S. Dwyer*

of No. *1107 Bedford* Street, that on the *2nd* day of *January*

188*6* at the City of New York, in the County of New York, at premises no *132*

West 14th Street, John Dwyer did then

and there sell to this complainant one

glass of whiskey the said being introduced

himself. Without having a proper

license therefor. Contrary to and in

violation of the statute in such case

made and provided

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

These are, Therefore, in the name of the PEOPLE of the State of New York, to command you the said Sheriff, Marshals and Policemen, and each and every of you, to apprehend the said Defendant, and bring *him* forthwith before me, at the *2* District Police Court, in the said City, or in case of my absence or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to be dealt with according to law.

Dated at the City of New York, this *4* day of *January* 188*6*

J. Thompson POLICE JUSTICE.

0396

BAILED

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court-- 2 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

David S. Diviner

Edward Simonson

2

3

4

Dated January 5th 1886

J. H. Ford Magistrate.

John Flanagan Officer.

196 W. 4th St. Precinct.

Witnesses

No. Street.

No. Street.

No. Street.

\$ 1.00 to answer

Bailed

Offence, Violation of the laws of the City of New York

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named Defendant guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of One Hundred Dollars and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

Dated January 3rd 1886

Police Justice.

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

Dated January 3rd 1886

Police Justice.

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

Dated January 3rd 1886

Police Justice.

0397

Excise Violation-Selling Without License.

POLICE COURT.

2

DISTRICT.

City and County } ss.
of New York,

of No. 110 Bedford David S. Devineil Street,

of the City of New York, being duly sworn, deposes and says, that on the 21st day

of January 1886, in the City of New York, in the County of New York, at

No. 122 West 14th Street,

John Doe ~~(name here)~~

did then and THERESELL, CAUSE, suffer and permit to be sold, under his direction and authority, strong and spirituous liquors, wines, ale and beer, being intoxicating liquors, in quantities less than five gallons at a time, to be drunk in the house or premises aforesaid WITHOUT HAVING A PROPER LICENSE THEREFOR contrary to and in violation of the statute in such case made and provided

and the said John Doe did then and there sell to deponent a glass of Whiskey for which deponent paid him ten cents

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

Sworn to before me, this 4 day
of January 1886

Edmund Ford Police Justice.

David S. Devineil

0398

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

POLICE COURT, 2 DISTRICT.

David S. Drinnell

of No. 110 Bedford Street, being duly sworn, deposes and says,

that on the 11th day of January 1886

at the City of New York, in the County of New York, Edward Simonson

(Now here) is the person named
in deponents affidavit dated
January 4th 1886. as John. Doe
Charge with violation of the Excise
Law of the state of New York

David S. Drinnell

Sworn to before me, this

of January 1886

5th

day

William W. Bond

Police Justice.

0399

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

AGAINST

Edward Simonson

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

Edward Simonson

(III. Revised
Statutes, [7th
edition] p. 1891
Section 13).

of the CRIME OF SELLING STRONG AND SPIRITUOUS LIQUORS AND WINES WITHOUT A LICENSE, committed as follows:

The said *Edward Simonson,*

late of the City of New York, in the County of New York aforesaid, on the ~~second~~ day of *January*, in the year of our Lord one thousand eight hundred and eighty ~~six~~, —, at the City and County aforesaid, certain strong and spirituous liquors, and certain wines, to wit: one gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did sell, in quantity less than five gallons at a time, to

David S. Divinell, and to —

certain ~~other~~ persons whose names are to the Grand Jury aforesaid unknown, without having a license therefor, as required by law, contrary to the form of the statute in such case made and provided, and against the peace and dignity of the People of the State of New York.

(Laws of 1889,
chapter 340, sec-
tion 5.)

SECOND COUNT:

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

Edward Simonson —

of the CRIME OF SELLING STRONG AND SPIRITUOUS LIQUORS, ALES, WINE AND BEER WITHOUT A LICENSE, to be drank upon the premises, committed as follows:

The said *Edward Simonson,*

late of the City and County aforesaid, afterwards to wit: on the day and in the year aforesaid, at the City and County aforesaid, and at the premises there situate known as number

122 West 14th Street, —

certain strong and spirituous liquors, and certain ales, wines and beer, to wit: one gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did sell to

David S. Divinell, and to —

certain ~~other~~ persons whose names are to the Grand Jury aforesaid unknown, to be drank upon the premises aforesaid, without having a license therefor, as required by law, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

0400

(Laws of 1883, chapter 840, section 5.) THIRD COUNT:

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

— Edward Simonson —

of the CRIME OF GIVING AWAY STRONG AND SPIRITUOUS LIQUORS, ALES, WINE AND BEER, WITHOUT A LICENSE, to be drank upon the premises, committed as follows :

The said Edward Simonson,

late of the City and County aforesaid, afterwards, to wit : on the day and in the year aforesaid, at the City and County aforesaid, and at the premises there situate, known as number

122 West 14th Street,

certain strong and spirituous liquors, and certain ales, wine and beer, to wit : one gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did give away to David D. Divinell, and to —

certain other persons whose names are to the Grand Jury aforesaid unknown, to be drank upon the premises aforesaid, without having a license therefor, as required by law, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

RANDOLPH B. MARTINE,

District Attorney.

0401

BOX:

205

FOLDER:

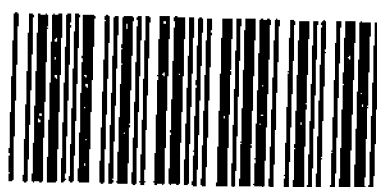
2048

DESCRIPTION:

Sipp, Frank

DATE:

01/12/86



2048

0402

Witnesses:

Counsel,

Filed

Pleads,

1886

THE PEOPLE

vs.

W³ JV
147 N

Frank Sipp

Grand Larceny, Degree.
(From the Person.)
[Sections 528, 529, 530, — Penal Code].

RANDOLPH B. MARTINE,

District Attorney.

Filed 12/12/86

Ready for Trial.

A True Bill.

Foreman.

0404

started to go into said house to get the defendant when he the said Officer met the said defendant coming out of said house. And the said Officer asked the said defendant where defendant's watch was. And he the said defendant asked what watch. And when the said Officer went to unbutton the coat of the said defendant he the said defendant handed said Officer said watch and chain. Defendant has since seen said watch and chain and fully identifies them as his property and the property feloniously taken stolen and carried away from the left hand pocket of the vest then and there worn by defendant by the said defendant. And prays he may be held and dealt with as the law directs

Sworn to before me
this 5th day of January 1886
J. M. [Signature]
Police Justice

John Bartlett

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 1886
I have admitted the above named
to bail to answer by the undertaking hereto annexed.
Dated 1886
There being no sufficient cause to believe the within named
guilty of the offence within mentioned, I order he to be discharged.
Police Justice

Police Court, District,

THE PEOPLE, &c.,
on the complaint of

Offence—LARCENY.

1.

2.

3.

4.

Dated

1886

Magistrate.

Officer.

Clerk.

Witnesses,

No.

Street,

No.

Street,

No.

Street,

No.

Street,

to answer

Sessions.

0405

CITY AND COUNTY }
OF NEW YORK, } ss.

Jonathan B. Stephenson
aged 28 years, occupation Police Officer of No.

24th Precinct Police Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of John Bartels

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

Sworn to before me, this 5
day of May 1888

Jonathan B. Stephenson

J. Henry Ford
Police Justice.

0406

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK,

2 District Police Court.

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

Question. What is your name?

Answer. *Frank Lipp*

Question. How old are you?

Answer. *23 years old*

Question. Where were you born?

Answer. *New Jersey*

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

Answer. *127 Dr. B 2nd St. About 4 months*

Question. What is your business or profession?

Answer. *Stableman*

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 this
man gave me this watch to
keep for him while he went
into a room with a woman
he was drunk.*

Frank Lipp

Taken before me this

day of *May* 188*8*

John J. [Signature]
Police Justice.

0407

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 Alfred Smith

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

Dated Jan 5 188 6 John Henry Ford 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.

0408

Police Court 2nd District.

THE PEOPLE, &c,
ON THE COMPLAINT OF

John Bartels
City Prison
vs.

Frank Lipp

2 _____
3 _____
4 _____

Office of the Clerk
of the Court

BAILED,

No. 1, by _____
Residence _____ Street.

No. 2, by _____
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

Dated January 5th 188 6
Ford Magistrate.

Stephenson Officer.

20 Precinct.

Witnesses Said Officer

No. _____ Street.
Complainant Committed
for 10 days for intoxication
Jan. 5th 1886
No. _____ Street.

No. _____ Street.
\$ 500 to answer Gen Sec

Com

0409

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Franklin

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

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

The said

Franklin

late of the First Ward of the City of New York, in the County of New York aforesaid, on the *fourth* day of *January*, in the year of our Lord one thousand eight hundred and eighty-*six*, in the *night* time of the said day, at the Ward, City and County aforesaid, with force and arms,

one watch of the value of nine dollars, one chain of the value of one dollar, and one chain of the value of fifty cents.

of the goods, chattels and personal property of one *John Bartels*,—
on the person of the said *John Bartels*,—
then and there being found, from the person of the said *John Bartels*,—
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.

Randolph B. Martinie,
District Attorney.

0410

BOX:

205

FOLDER:

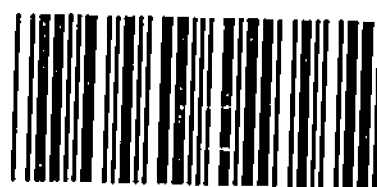
2048

DESCRIPTION:

Smith, Augustus J.

DATE:

01/06/86



2048

Witnesses:

Dec of 1886

FD

And for Conphet

FD

officer says that
Sept has present
Cannister. Sincerely
Stalony Street King

40

Counsel,
Filed 6 day of Jan 1886
Pleads,

THE PEOPLE

vs. R

Augustus J. Smith

Home

RANDOLPH B. MARTINE,

District Attorney.

Registry in the name of Degree.
[Sections 401, 506, 528, 531.]

A True Bill.

Wm. H. Higgins Foreman
J. H. Higgins
Henderson J. H. Higgins
24th Dec 1886
J. H. Higgins

0412

Police Court—5 District.

City and County } ss.:
of New York,

of No. 323 East 34th Street, aged 30 years,

occupation dressmaker being duly sworn

deposes and says, that the premises No 323 East 34th Street,

in the City and County aforesaid, the said being a dwellings in

in the 21st Ward of the City of New York

and which was occupied by deponent as a dwellings

and in which there was at the time a human being, by name Charles Mott

were BURGLARIOUSLY entered by means of forcibly breaking
the glass or running aside a bolt
cracking a window in said prem-
ises

on the 28 day of December 1885 in the day time, and the
following property feloniously taken, stolen, and carried away, viz:

Two silk dresses of the value
of fifty-five dollars \$55.00

the property of deponent

and deponent further says, that she has great cause to believe, and does believe, that the aforesaid

BURGLARY was committed and the aforesaid property taken, stolen, and carried away by

(name) Augustus J. Smith

for the reasons following, to wit: That deponent is in

possession of police officer

Dennis M. Corthy that after the

time of said burglary he

(Mr Corthy) found in the possession

of defendant pawn ticket representing

the above described property

and that defendant admitted to him

(Mr Corthy) that he defendant stole said

property as described. Walsk

Sworn to by deponent
this 30th day of December 1885
at New York City
Notary Public

04 13

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, { ss

District Police Court.

Augustine J. Smith 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

Augustine J. Smith

Question. How old are you?

Answer

20 years

Question. Where were you born?

Answer.

United States

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

Answer.

347 E 4th St New York

Question What is your business or profession?

Answer

Clerk

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

Answer.

I am guilty

Augustine J. Smith

Taken before me this

30

day of

December 1888

Police Justice.

04 14

CITY AND COUNTY }
OF NEW YORK, } ss.

Dennis M. C. Corthy
aged 41 years, occupation Police Officer of NY
21st Police Precinct

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

Sworn to before me, this 30
day of December 1888 } Dennis M. C. Corthy

P. J. Duffy
Police Justice.

04 15

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 Alphonse

~~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 December 31 1886 P. G. Duffy Police Justice.

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

Dated _____ 188 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

04 16

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Police Court X District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Alice Males
322 or 320 E. 37 St

1 Augustine Smith

2 _____

3 _____

4 _____

Offence Disorderly

Dated December 30 1885

Wm. C. McElroy Magistrate

McElroy Officer.

2 Precinct.

Witnesses _____

No. _____ Street.

No. _____ Street,

No. _____ Street,

\$ 1000 to answer G. Less

AM

0417

Dec 22 85

My dear Smith

The bearer Mr Southall
was victimized out of \$220 by
a forger. The case came up
before Judge Gilchrist on
the 14th inst. The boy
pleaded guilty & judgment
suspended until Friday the
18th. Now if the boy
is let off free, how will
Mr Southall recover his \$220.

Please oblige me by
enquiring into the case, &
inform Mr Southall.

Why don't you
come up to the Barn on
Christmas day & eat Turkey
Yours truly
Geo. Mechem
The case is
Wm Southall
Lafayette

0418

53 Ann St
New York Decr 24/85

To the Honorable
Judge Geldenshoeve
City

Dear Sir!

Enclosed letter is from
Colonel Meehan, asking of
Mr. Alex Smyth the favor
to inquire into the result
of my case via Passar

Not being able to see Mr
Smyth & informed by the
Colonel, that he is well
acquainted with you, I
take the liberty of handing
the letter to you & would
be exceedingly obliged for
the desired information

Yours most Respectfully
M Southall

0419

ESTABLISHED 1850.

Bergmann & Sonthall,

Successors to L. Dürr & Bro.,

GOLD AND SILVER REFINERS, ASSAYERS AND SMELTERS,

No. 53 Ann Street,

New York, Decr 16 1885-

To the Honorable
Judge Eldersheim
City!

Dear Sir!

Believing that Samuel Lassar
indicted for forgery & who pleaded guilty
before you last Monday, will be sentenced
by your Honor to prison, we beg to
call your attention to the following facts,
showing your Honor, that this is not
his first offence.

On January the 16th he swindled
by forged Orders 3 large Jewelers in
Maiden Lane. & H. White) at \$600 -

Shropshire	maiden	500 -
Wm Smith	same	200 -

then had him arrested & his father compromised
with them, on promise not to prosecute,
with 50^{cts} on the dollar. There are
many other swindles committed by him

0420

from us he obtained \$220 success
by forged Chk & forged Order & for
3 weeks refused to say to whom he
sold, when at the 4th week (last
Monday) he mentioned a store
but the party denied all knowledge
of it, so we lost the property
& had expenses besides.

The Court your honor will
take all this in consideration,
in case his Lawyer should try
to make you believe it was
his first offence. The prisoners
real name is J. Sasseroth,
& not Lassar, he is an old
thief & deserves no mercy.

Respectfully Yours
Osgood H. H. H.

0421

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Augustus G. Smith

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

Augustus G. Smith

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

The said

Augustus G. Smith

late of the *Twenty-first* Ward of the City of New York, in the County of New York
aforesaid, on the *Twenty-eighth* day of *December*, in the year
of our Lord one thousand eight hundred and eighty-*five*, with force and arms, about the
hour of *Twelve* o'clock in the *day* time of the same day, at the Ward,
City and County aforesaid, the dwelling house of one *Alice Walsh*,

there situate, feloniously and burglariously did break into and enter, there being then and there some
human being, ~~to wit~~,

within the said dwelling house, with intent to commit some crime therein, to wit: the goods, chattels
and personal property of the said *Alice Walsh*,

in the said dwelling house then and there being, then and there feloniously and burglariously to steal,
take and carry away -

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

0422

SECOND COUNT—

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

— *Augustus J. Smith* —

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

The said *Augustus J. Smith*,

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

two demands of the value of
forty dollars each.

of the goods, chattels and personal property of one *Alice Walsh*, —

in the dwelling house of the said *Alice Walsh*.

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.

Randolph B. Smith
District Attorney

0423

BOX:

205

FOLDER:

2048

DESCRIPTION:

Smith, Charles

DATE:

01/19/86



2048

Witnesses:

[Signature]

Counsel, *[Signature]*
Filed *19* day of *May* 188*6*
Plends *[Signature]*

THE PEOPLE

Wm. H. Hays
1857
ms.
Charles Smith

Charles Smith

Grand Larceny, 2nd degree
[Sections 628, 68, Penal Code.]

RANDOLPH B. MARTINE,

District Attorney.

Mr. Hays
pleads guilty

A True Bill.

Per: One year

Lawrence Higgins

Foreman.

0424

0425

Police Court—10th District.

Affidavit—Larceny.

City and County } ss.:
of New York,

James Nugent
of No. 261 Greenwich Street, aged 28 years,
occupation Saloon man being duly sworn
deposes and says, that on the 13th day of January 1886 at the City of New
York, in the County of New York, was feloniously taken, stolen ^{attempted to be} and carried away from the possession
of deponent, in the night time, the following property viz:

One seal-skin sackage, One beaver
sackage, beaver gloves, and one fur-
lined circular in all of the
value of One Hundred and fifty
Dollars \$150⁰⁰/₁₀₀
the property of William N. Hall and in
the car and one tray 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 Smith (now here)

from the fact that said goods
were in a show-case in front of
premises 261 Greenwich Street all-
deponent is informed by John
Grife an officer attached to
the 27th Precinct that he Grife
saw said defendant standing
near said case and said case
being found open, deponent found
in the possession of defendant an
an oyster-knife said oyster-knife
fitting the incutations made
in said case. Wherefor deponent
charges said defendant with attempting
to take, steal, and carry away the said property

James Nugent

Sworn to before me, this 14 day
of January 1886
Office Justice

Securely locked up for time

James Nugent

James Nugent

James Nugent

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CITY AND COUNTY }
OF NEW YORK, } ss.

aged 28 years, occupation John Grefe Police Officer of No. 25 Princes Police Street being duly sworn deposes and says, that he has heard read the foregoing affidavit of James Thayer and that the facts stated therein on information of deponent are true of deponents' own knowledge.

Sworn to before me, this 14th day of May 1888 John Grefe

Solomon D. Smith
Police Justice.

0427

Sec. 198-200.

CITY AND COUNTY OF NEW YORK { ss

15th District Police Court.

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

Question. What is your name?

Answer. Charles Smith

Question. How old are you?

Answer. 21 years

Question. Where were you born?

Answer. New York City

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

Answer. 185 Bowery 2 years

Question. What is your business or profession?

Answer. Iron Moulder

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
Charles Smith

Taken before me this 17th day of June 1888

Police Justice.

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

Five 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 Jan'y 4th 1886 Solomon Smith Police Justice.

I have admitted the above-named _____

to bail to answer by the undertaking hereto annexed.

Dated _____ 188 _____ Police Justice.

There being no sufficient cause to believe the within named _____

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

Dated _____ 188 _____ Police Justice.

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Police Court

1st 63 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

James M. Mearns
261 Greenwich
Charles Smith

Offence attempted
Larceny

BAILED,

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

Dated

1886

Magistrate

Officer.

27 Precinct.

Witnesses

No.

No.

No.

\$

to answer

Street,

0430

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 Smith

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

Charles Smith, of the crime
of Attempting to commit
the CRIME OF GRAND LARCENY IN THE second DEGREE, committed
as follows:

The said

Charles Smith,

late of the First Ward of the City of New York, in the County of New York aforesaid
on the ~~thirteenth~~ day of ~~January~~, in the year of our Lord
one thousand eight hundred and eighty — ~~nint~~ —, at the Ward, City and County
aforesaid, with force and arms,

one red-skin sash of the
value of fifty dollars, one
beaver skin sash of the
value of fifty dollars, two
gloves of the value of ten
dollars each, and one fur-lined
purse of the value of
fifty dollars. —

of the goods, chattels and personal property of one

William H. Hall.

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.

Randolph Martin,
District Attorney.

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BOX:

205

FOLDER:

2048

DESCRIPTION:

Smith, Henry A.

DATE:

01/21/86



2048

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Bill Jan 24

Counsel, *P.A. McMannus*

Filed *21* day of *January* 188*6*

Place *Rockwell, Apr 19/97*

Grand Jurors
[Section 528-530 Penal Code]

THE PEOPLE

[Signature]

Henry A. Smith

ENTERED
T. J. W.

RANDOLPH B. MARTINE,

District Attorney.

apptd 1/24/97

A True Bill.

Foreman

Indictment dismissed

on motion of D.A.
W. J. M. W.
Apr. 29/98

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- 0 -

City and County of New York, SS :-

Robert Soltau being duly sworn says ; that he resides at 11 East 29th Street New York City ; that he is an importer of India Rubber and Gutta Percha, and carries on business at 103 Franklin Street New York City. That he is acquainted with Henry A. Smith who claimed to be a broker in India Rubber, doing business at No. 9 Beaver Street, New York City.

First,

That on or about the 3rd day of April 1885, the said Henry A. Smith delivered to deponent an alleged contract in writing in the form of a broker's sold note, bearing date New York April 3rd, 1885, signed and subscribed by said Henry A. Smith, in and by which the said H. A. Smith alleged and represented that he had sold to Boston Belting Co. (a company of and doing business in the City of Boston Mass.) for account of Robert Soltau Esq. about ten thousand (10,000) pounds of ordinary Borneo Rubber, to be delivered during the first half of the month of July next, at such time as buyer shall choose at 32 1-2 cents per pound, net cash, 60 days after delivery.

That deponent has been informed by James B. Forsyth, the General Manager of the Boston Belting Company, the said Company did not have any contract with said H. A. Smith of date April 3rd, 1885, for the purchase of about ten thousand pounds of ordinary

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Borneo Rubber ; that said Company did have an alleged contract with said H. A. Smith bearing date May 1st, 1885, for the purchase of about 25,000 lbs of common Borneo Rubber which said James B Forsyth had in his possession.

That the rubber embraced in and covered by said alleged contract of date April 3rd 1885, was contained in 49 baskets marked C.S. - weight 9282 lbs, at 42 1-2 cents, value \$3916.65 and was imported by deponent in the steamer Holland in the month of July 1885, and the possession of said 49 baskets of poor Borneo Rubber was delivered to said H. A. Smith for the purpose of being by him shipped and transferred to the Boston Belting Co. of Boston Mass. That as deponent was informed by said James B. Forsyth, and appears by ^{a copy of} his affidavit hereto annexed, verified December 10th 1885, the said Boston Belting Co. of Boston Mass, did receive from said H. A. Smith about July 3rd, 1885 the said 49 baskets of Borneo Rubber weighing 9356 lbs. and of the value of \$3937.42-100, and that accompanying the said Rubber the company received a bill which read to H. A. Smith, Dr. account his principal ; and that on or about the 10th day of July 1885, the said Boston Belting Co. of Boston Mass. paid to said H. A. Smith for said 49 baskets of Borneo Rubber the sum of three thousand and eighty five 42-100 dollars.

That the said sum of three thousand and eighty five 42-100 dollars was received by the said H. A. Smith as the broker and Agent of deponent, and was and is the property of deponent ; that said H.A. Smith has failed, neglected and refused to turn over said money to this deponent and withholds the same from him, and that he has wilfully, unlawfully and

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feloniously converted the same to his own use.

Second,

Deponent further states that on or about the 10th day of July 1885, the said P. A. Smith represented to deponent by an alleged written contract in the form of a brokers' sold note, bearing date New York, July 10th 1885, and signed and subscribed by him that he had sold to Boston Belting Co., Boston Mass. for account of Robert Mottam Esq., about 20 tons of common Borneo Rubber to be delivered during the month of September 1885, at 35 1-2 cents per lb, net cash, 60 days after date of delivery. That as deponent has been informed by James A. Forsyth the General Manager of the Boston Belting Co. of Boston, Mass. and verily believes, and as appears by ^{a copy of} the affidavit of James A. Forsyth verified December 19th 1885, and here to connected, the said Boston Belting Co. of Boston Mass. did not have any contract with said P. A. Smith for the purchase of about 20 tons of common Borneo Rubber, as in said alleged contract set forth, and did not order or buy of or through said P. A. Smith the Rubber therein mentioned, and furthermore did not receive the said Rubber or any part thereof, and that the said alleged contract bearing date New York July 10th 1885, was a false and fraudulent contract, and a false and fraudulent token in writing. Deponent further says that the property described in and covered by said alleged contract of July 10th 1885, consisted of 59 baskets of poor Borneo Rubber, G.S. 10106 lbs, at 35 1-2 cents, of the value of \$2587.62-100 which was reported by deponent in the month of August 1885, and arrived on the steamer England and the possession of the said 59 baskets of poor Borneo Rubber was obtained by and

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delivered to said R. A. Smith under said false and fraudulent contract, for the purpose of being by said R. A. Smith shipped, transferred and delivered to said Boston Belting Co. of Boston Mass.; that said alleged contract also covered and embraced 90 baskets of poor Borneo Rubber G.S. 17219 lbs. at 35 1-2 cents of the value of \$6112.71-100 which was imported by deponent about the 1st day of September 1895, and arrived on the steamer St. Germain, and that the possession of the said 90 baskets of poor Borneo Rubber was obtained by and delivered to said R. A. Smith under said false and fraudulent contract, or taken in writing, for the purpose of being by said R. A. Smith, shipped, transferred and delivered to said Boston Belting Co. of Boston Mass.; that said alleged contract also covered and embraced 50 baskets of poor Borneo Rubber G.S. 10,346 lbs. at 35 1-2 cents of the value of \$3672.25 which was imported by deponent in the month of October 1895, and which arrived on the steamer Erin and that the possession of the said 50 baskets of poor Borneo Rubber was obtained by and delivered to said R. A. Smith in the month of October 1895, under said false and fraudulent contract or taken in writing, for the purpose of being by said R. A. Smith, shipped, transferred and delivered to said Boston Belting Co. of Boston Mass. That the said R. A. Smith, having by means of said false and fraudulent contract and false taken in writing obtained possession of the 140 baskets of poor Borneo Rubber weighing 37571 lbs. of the value of \$13,575.20 for the purpose of delivering the same to the Boston Belting Co. of Boston Mass. the supposed purchaser thereof, unlawfully, illegally and feloniously disposed of the same, and converted the same to his own use.

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Third,

Depoent further says that on or about the 22nd day of April 1835 the said E. A. Smith represented to depoent by an alleged contract in writing in the form of a broker's ~~note~~ sold note, bearing date New York, April 22nd. 1835. and signed and subscribed by him, that he had sold to Boston Rubber Shoe Co, (a company formed and doing business in the City of Boston Mass.) for account of Robert Colton, Esq. about five (5) tons of prime turned rubber to be delivered at any time during the month of July 1835 at 48 cents per lb. net cash, 30 days after delivery.

That as Depoent has been informed by Almeron H. Yeomans the General Buyer of the Boston Rubber Shoe Co. and verily believes, and as appears by the affidavit of said Almeron H. Yeomans verified December 28th 1835, and hereto annexed, the said Boston Rubber Shoe Co, did not have any contract with said E. A. Smith for the purchase of the rubber therein mentioned; nor did said Company ever receive ^{said} ~~the~~ Rubber or any part thereof. That the rubber embraced in and covered by said alleged contract of date April 22nd 1835 was contained in 76 baskets marked B.R. weighing 14173 lbs. at 48 cents per lb. of the value of \$6096.54-100, and was imported by Depoent in the month of February 1835 on the steamer Canada and that the possession of said 76 baskets of prime turned rubber was obtained by and delivered to said E. A. Smith under said false and fraudulent contract and false token in writing, for the purpose of being by him shipped transferred and delivered to the Boston Rubber Shoe Co. of Boston Mass. the alleged purchasers thereof.

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Deponent further says that the said H. A. Smith having received possession of the said 70 baskets of prime Borneo Rubber weighing 14173 lbs, of the value of \$4096.54-100 for the purpose of delivering the same to the Boston Rubber Shoe Co. unlawfully, illegally and feloniously disposed of the same to other parties and converted the same to his own use.

Fourth,

Deponent further says that on or about the 9th day of May 1885 the said Henry A. Smith delivered to deponent an alleged contract in writing in the shape of a broker's bill note bearing date New York May 9th 1885, signed and subscribed by said H. A. Smith in and by which the said H. A. Smith alleged and represented that he had sold to Whitehead Brothers of Trenton New Jersey for account of Robert Colman Esq, about twenty tons of second grade Borneo Rubber, to arrive during the months of August and September 1885 at 55 1-2 cents per lb, net cash 60 days after each delivery. That the rubber embraced in and covered by said alleged contract of date May 9th 1885, was contained in 33 baskets poor Borneo Rubber G.S. weighing 6962 lbs, of the value of \$1161.65-100 which was imported by deponent in May 1885 and arrived in the steamer Albany; and also in 20 baskets poor Borneo Rubber G.S. weighing 6344 lbs, of the value of \$1126.90-100 which was imported by deponent in August 1885, and arrived on the steamer England and also in 56 baskets poor Borneo Rubber G. S. weighing 10142 lbs of the value of \$5,697.57-100 which was imported by deponent in September 1885 on the steamer St. Germain; and also in 16 baskets poor Borneo Rubber G.S. weighing 2363 lbs of the val-

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of \$200.82-100 which was imported by defendant in the month of September 1926, and arrived on the Assyria monarch; and also in 24 baskets of poor birch lumber S. A. weighing 4975 lbs, of the value of \$166.61-100 which was imported by defendant in the month of October 1927 and arrived on the steamer Opus, and also in 12 baskets of poor birch lumber S. A. weighing 1200 lbs of the value of \$112.51-100 which was imported by defendant in the month of October 1927 and arrived on the steamer Opus.

Defendant further says that the said poor birch lumber of \$112.51-100 of poor birch lumber weighing 1200 lbs of the value of \$112.51-100 which was delivered into the possession of said P. A. Smith ordered in pursuance of the alleged contract of 1927 and the said poor birch lumber was transferred and delivered by the said P. A. Smith to the said Michael Brothers of Trenton New Jersey.

Defendant further says that he put and arranged the said Michael Brothers and their affairs is to be understood that the said Michael Brothers, and which he fully believed to be true, the said P. A. Smith did not deliver the said 12 baskets of poor birch lumber as above specified to the said Michael Brothers; that instead of delivering the property as above specified, said P. A. Smith transferred and delivered about 24 baskets of poor birch lumber to said Michael Brothers of Trenton, New Jersey weighing 4160 lbs of the value of \$15,314.52-100.

That while said P. A. Smith was to deliver 24 baskets of poor birch lumber weighing 4160 lbs, of the value of \$1136.20-100 that arrived on the steamer England he trans-

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ferred and delivered to said Whitehead Brothers 126 baskets of pure smoked rubber that arrived on the steamer England, weighing 15,504 lbs. and of the value of \$7900.42-100; that while the said H. A. Smith was to deliver to said Whitehead Brothers 10 baskets of pure smoked rubber weighing 10,142 lbs. valued at \$5397.57-100 that arrived on the steamer St. Germain he transferred and delivered to said Whitehead Brothers 101 baskets of pure smoked rubber weighing 13,161 lbs. of the value of \$6911.10-100, that arrived on said steamer St. Germain. That of the rubber that arrived on the steamer England and which was delivered to the firm of Whitehead Brothers by said H. A. Smith, 7 baskets weighing 10,932 lbs. and of the value of \$5171.46-100 should have been delivered to the Colonial Rubber Co. of Bristol, Rhode Island; and 19 baskets weighing 19,190 lbs. and of the value of \$9597.46-100 should have been delivered to the Colonial Rubber Co. of Boston, Mass. That of the 101 baskets of rubber that arrived on the steamer St. Germain and were delivered by said H. A. Smith to Whitehead Brothers, 45 baskets weighing 7937 lbs. and of the value of \$2516.55-100 should have been delivered by said Smith to the Colonial Rubber Co. of Bristol R. I.

Dependent further says that he has been informed by Andrew Schickel whose affidavit is hereto annexed, and which he verily believes, that said H. A. Smith has collected and received from the firm of Whitehead Brothers the sum of thirteen thousand eight hundred and fourteen 52-100 dollars, for the rubber so delivered by him.

That said sum of \$13814.52-100 was received by said Smith.

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as the broker or agent of deponent and was and is the property of deponent ; that said H. A. Smith has failed, neglected and refused to turn over said money to this deponent and withholds the same from him, and that said Smith has wilfully, unlawfully and feloniously converted the same to his own use.

That no other or previous application has been made herein for an order of arrest.

Robert Jackson

Sworn to before me this
28 day of December 1885

Wm. H. Jones

Com. of Deeds. N. Y. City.

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City and County of New York, SS :-

Andrew Schinkel being duly sworn, says ; that he resides at 647 Second Avenue in the City of New York ; that he is the Agent and is in the employ of Robert Soltau, importer of India Rubber and Gutta Percha, doing business at 105 Franklin Street, New York City. That he is acquainted with Henry A. Smith who was a broker in India Rubber doing business at 9 Beaver Street New York City.

That he has read the affidavit of Robert Soltau hereto annexed and knows the contents thereof ; that the same is true of his own knowledge, except as to the matters therein set forth which are herein stated on information and belief.

That deponent as the Agent of said Robert Soltau delivered possession of 49 baskets of poor Borneo Rubber marked G.S. weighing 9232 lbs. and of the value of \$3016.65-100 to be by said Smith sent to and delivered to the Boston Belting Co. of Boston, Mass.

That the alleged contract bearing date July 10th 1885 to Boston Belting Co. of Boston, Mass. for about 20 tons of common Borneo Rubber was delivered by said Smith to deponent as Agent of said Robert Soltau.

That under and in pursuance of said alleged contract deponent delivered possession in August 1885 of 59 baskets of poor Borneo Rubber G.S. 10,106 lbs. of the value of \$3587.63 which are

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rived on the steamer "England" to said H. A. Smith for the purpose of being sent and delivered by him to the Boston Belting Co of Boston Mass, and said H. A. Smith informed deponent that he had shipped said goods to said Boston Belting Co. That under said alleged contract deponent delivered possession to said H. A. Smith about September 1st, 1885, of 96 baskets of poor Borneo Rubber which arrived on steamer "St. Germain" weighing 17,219 lbs. of the value of \$6,112.74-100 to be by said Smith sent and delivered to said Boston Belting Co, and said Smith told deponent he had so shipped and delivered said goods.

That under said alleged contract deponent delivered possession to said H. A. Smith in the month of October 1885, 50 baskets of poor Borneo Rubber weighing 10,210 lbs. of the value of \$5072.88-100 which arrived on the steamer "Erin" for the purpose of having him send and deliver the same to the Boston Belting Co of Boston Mass, and that said H. A. Smith informed deponent that he had so shipped and delivered them.

That from information derived by deponent at the warehouse of Lawson. N. Bell deponent states that instead of shipping and delivering said Rubber to the Boston Belting Co, the said H. A. Smith stored the same at said Warehouse 520 Washington Street, in his own name, and transferred and delivered the most of the same in the latter part of October and the fore part of November 1885, to the firm of C. Bowenthal & Co. of New York City.

Deponent further says that Smith obtained possession of the 76 baskets of prime Borneo Rubber that arrived on steamer "Canala" under the alleged contract bearing date April 23rd

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1835, for the purpose of delivering and sending the same to the Boston Rubber Shoe Co, and that after receiving possession of the same, the said Smith told deponent that he had shipped and delivered the same to the Boston Rubber Shoe Co. of Boston Mass. That said 70 baskets of prime Borneo Rubber weighed 14178 lbs. and were of the value of \$6096.54-100. Deponent further says that he delivered to said H. A. Smith possession of the rubber mentioned and described in the affidavit of Robert Soltan under contract alleged to be made with Whitehead Brothers of Trenton, New Jersey, dated May 9th 1835, for the sale of about 20 tons of second grade Rubber for the purpose of having said Smith send and deliver the same to said Whitehead Bros. and after having obtained possession of the same said Smith informed deponent, that he had shipped all the said Rubber to Whitehead Bros.

That 36 baskets thereof weighing 6062 lbs. and of the value of \$2262.65-100 arrived on steamer "Albany" and was delivered to said Smith in July 1835; 20 baskets thereof weighing 5344 lbs. value \$1130.36-100 arrived on steamer "England" and delivered to Smith in August 1835; 30 baskets thereof 10143 lbs. value \$2397.37-100 arrived on steamer "St. Germain" and delivered to Smith in September 1835; 16 baskets thereof 2563 lbs. value \$860.23-100 arrived on steamer "Assyrian Monarch" and delivered to Smith in September 1835; 24 baskets thereof 4975 lbs. value \$1666.62-100 arrived on steamer "Glencarn" and was delivered to Smith in October 1835; 62 baskets thereof 12524 lbs. value \$4195.54-100 arrived on steamer "Erin" and delivered to said Smith in October 1835.

That from information received by deponent at warehouse of

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Lawson N Bell deponent states that said Smith instead of delivering to said Whitehead Bros. the entire shipment of rubber that arrived on steamer "England" consisting of 106 baskets 23,582 lbs of the value of \$7900.42-100 that had come into the possession of Smith to be delivered under different alleged contracts; and also delivered to said Whitehead Bros. 101 baskets of rubber that arrived on steamer "St. Germain" 13,131 lbs of the value of \$6914.10-100 that had similarly come into the possession of said H. A. Smith.

Deponent further says as the agent of said Robert Soltau after the possession of these various shipments of rubber was given to said H. A. Smith to be delivered by him to the supposed purchasers thereof, he frequently and for about a period of six weeks before said H. A. Smith left the City of New York, which was in the latter part of November 1885, almost daily called on said H. A. Smith and demanded the returns from him of the goods so delivered.

That said Smith repeatedly told deponent that the buyers of said rubber had not yet paid therefor and that he would turn over the proceeds of said goods as soon as received; and at other times to quiet deponent, he told him that he had received notes from some of the buyers and that he did not want to lose the discount on said notes by realizing on the same.

That deponent requested him to turn over ~~the notes~~ to Robert Soltau the notes so alleged by Smith to have been received by him, but which said Smith declined to do.

Deponent further states that in the latter part of the month of November 1885 or the fore part of the month of December 1885 he went to the place of business of Whitehead Bros. Trenton

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New Jersey and inquired of some of the members of the firm what amount if any, they had received from H. A. Smith and whether they had paid for the same. That the said gentleman who gave deponent his name as Richard S. Whitehead Jr. refused to state the exact quantity of Rubber they had received from said Smith, but stated that it was about the quantity for which they had a contract with said Smith and furthermore stated that they had settled with said Smith for all the goods they had received. Deponent further says that the value of the goods so delivered to said H. A. Smith under the contracts mentioned in the affidavit of Robert Soltau and also herein and for which said Henry A. Smith has not made any returns to said Robert Soltau is the sum of forty one thousand five hundred and seventy two 17-100 dollars. (\$41,572.17-100). Deponent further says that about the 22nd day of November 1885 he received from said H. A. Smith a letter dated Toronto Ont. November 20th 1885, directed to Robert Soltau, in which said Smith states that there are no outstanding bills due me on the Rubber received from Robert Soltau. That the reason why Richard S. Whitehead Jr's. affidavit is not annexed, is because he is not within the state of New York, and deponent believes he would not make any affidavit herein.

Sworn to before me this
28th day of December 1885.

Wm James
Com. of Deeds.

N. Y. City.

Andrew Schinkel

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City and County of New York, SS :-

Pierre T. Galt, being duly sworn, says ; that he resides at No. 107 West 41st Street, in the City of New York, and is of the age of 28 years ; that he was a clerk in the employ of H.A. Smith, broker in India Rubber, whose place of business was at No. 2 Beaver Street, in the City of New York, from the day of August 1884, until the 10th day of November 1884. That while he was in the employ of said Henry A. Smith and during the months of September, October and November, 1884, the said Henry A. Smith received from Robert Soltan about 210 baskets of Borneo Rubber which arrived in the City of New York, on the steamers St. Bernard, Ascription Bonarrah, Housarn and Min, and that the said 210 baskets of Borneo Rubber was received by said H.A. Smith from said Robert Soltan and were stored by said H.A. Smith in the warehouse of Lawrence L. Bell, at No. 510 Washington Street, in the City of New York, and the said 210 baskets of Rubber were between the 15th day of ~~October~~ October and the 2th day of November, 1884, transferred and delivered by said H. A. Smith to the firm of Charles Lorchthal & Co. of No. 67 Pine St. in the City of New York ; that during the month of February 1885, said H.A. Smith received from Robert Soltan seventy six baskets of Borneo Rubber which arrived on the steamer Canada, and which was of the value of \$5970.34, and that as deponent is informed and believes between the 1st day of July and the

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1st day of October 1935, the said H.A. Smith transferred and delivered the said seventy six baskets of smoked rubber to West-
val from Robert Soltan to Otto Carlson of 32.11 Bay Street; that
the value of the said baskets of rubber transferred and deliver-
ed by said Smith to the firm of Carlisle described in Q. was, as
deponent is informed and believes about \$10,000.; and that dur-
ing the month of May 1935, said H.A. Smith received from Robert
Soltan thirty six baskets of smoked rubber of the value as de-
ponent is informed and believes of \$110.00-120 dollars, and
that the said 36 baskets of smoked rubber were transferred and
delivered by said H.A. Smith to Otto Carlson sometime between the
1st of July and the 1st of October 1935; that in addition to
therein said Henry A. Smith received from Robert Soltan eight
bales of smoked rubber of the value of ^{about} \$500 as deponent is in-
formed and believes and that said eight bales were transferred
and delivered by said Henry A. Smith to Otto Carlson sometime be-
tween the months of July and November 1935; that in the month of
August 1935 said Henry A. Smith received from Robert Soltan
one hundred and thirty six baskets of smoked rubber of the val-
ue as deponent is informed and believes of \$7900.42-100 dollars
which arrived on the steamer England and which were transferred
and delivered by said Henry A. Smith to the firm of Whithead
Brothers of Trenton New Jersey, sometime between the 1st of Au-
gust and the 1st of November 1935; that in the month of Sep-
tember 1935 said Henry A. Smith received from Robert Soltan ^{said} ₁
five baskets of smoked rubber of the value of \$2516.00-100
dollars as deponent is informed and believes which were trans-
ferred and delivered by said H.A. Smith to the firm of Whithead
Brothers, Trenton, New Jersey, sometime between the 1st day of

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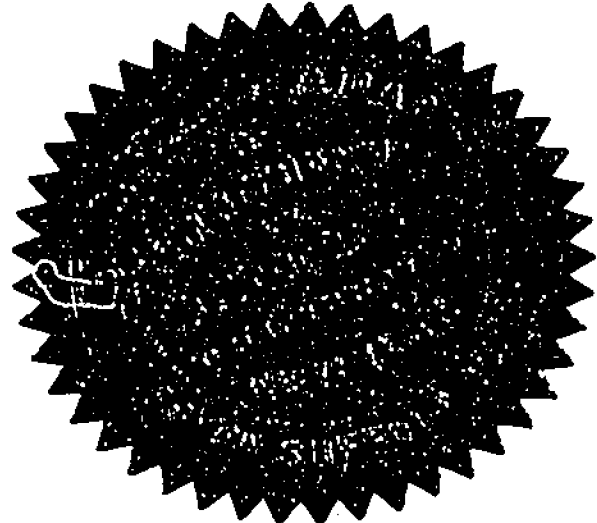
No. 3.

City and County of New York, SS;
 Almeron H. Yeomans being duly sworn says ; that he is the General Buyer of the Boston Rubber Shoe Company of Boston Massachusetts, and that he resides at Malden in the State of Massachusetts ; that the said Boston Rubber Shoe Company did not order or buy of or through H.A. Smith the rubber mentioned in an alleged contract purporting to bear date, New York, April, 23rd. 1885, in which said H. A. Smith alleges that he sold to the Boston Rubber Shoe Company for account of Robert Soltan to be delivered at any time during the month of July 1885, for forty three cents per pound, net hash, thirty dayd after delivery ; nor did the said Boston Rubber Shoe Company receive the rubber mentioned in said alleged contract or any part thereof at any time ; nor did said Boston Rubber Shoe Company have any contract with said H.A. Smith for the purchase of the rubber ^{mentioned} in the said alleged contract, purporting to bear date, New York, April 23rd, 1885, for about five tons of prime ^{Almeron} Borneo Rubber.

Almeron H. Yeomans

Sworn to before me this
 28th day of December, 1885.
 at the City of Boston
 in the County of
 Suffolk ~~County of Suffolk~~
 and State of Massachusetts.

Charles Hall Adams
 for the State
 of New York



0451

State of Rhode Island &c

Providence
City and County of ~~New York~~, SS :-

Andrew R. Trotter being duly sworn says; that he is the General Agent of the National Rubber Company of Bristol, Rhode Island, and resides at Bristol Rhode Island ; that said Rubber Company of Bristol Rhode Island, did not order or buy ^{of or} through H.A. Smith the rubber mentioned in an alleged contract purporting to bear date New York, April 18th, 1885, in which it is alleged that said H.A. Smith sold to the National Rubber Company of Bristol, Rhode Island, for account of Robert Seltau, Esq, about ten tons of common Borneo Rubber, marked G.S. to be delivered between July 15th and 20th 1885, at 31 1-2 cents per pound, net cash, 60 days after delivery ; nor did said National Rubber Company receive the said rubber mentioned in the said alleged contract or any part thereof at any time ; nor did the said National Rubber Company of Bristol Rhode Island, have any contract with said H.A. Smith for the purchase of the rubber mentioned in the said alleged contract, dated New York, April 18th, 1885.

Sworn to before me this
28th day of December 1885.

Henry B. Rose
Com. of Deeds.

Commissioner of Deeds for the State of New York

0452

City of New York. 1881.

James A. Campbell being duly sworn, says; that he is the General Manager of the United Fruit Company of Boston, Massachusetts, and that he handles the fruit of Costa Rica on the 5th; that the said Company has a first class cargo ship, the S. S. "Santo Domingo", built only in, 1915, of Burma rubber weighing 2000 pounds of the value of \$2000.00-100 dollars, and that the said ship was in N. Y. City, N. Y. on the 1st day of July 1915, the said ship being owned by the said N. Y. with the sum of three thousand five hundred and 10-100 dollars, in payment of a bill due back to the said Burma rubber.

Deponent further says that said Boston Milling Company of Boston Massachusetts did not have any contact or with said H. A. Smith for the purchase of about 20 tons of standard bonded rubber to be delivered during the month of September 1935, at \$5 1-2 cents per pound, net cash 60 days after delivery, which alleged contract purports to have been made and bears date New York July 19th 1935. Nor did said Boston Milling Company of Boston Massachusetts order or or buy from or through said H. A. Smith the rubber mentioned in said alleged contract, nor did the receive from said Smith the rubber therein mentioned or any part thereof, and that the contract purporting to have

0453

been made by said E. A. Smith bearing date New York, July 10
th 1936, in which it is alleged that said E. A. Smith sold to
the Boston Selling Agency of Boston, Massachusetts, for ac-
count of Robert Dollar, amount 25 tons of natural rubber
rubber to be delivered during the month of September 1936,
for 65 1-2 cents per pound, net cash, 10 days after delivery
is a false contract.

Witness my hand and seal this

19th day of September, 1936.

Wm. H. Jones

Com. of Trade.

N.Y. City

Jas B. Forsyth

0454

Sir—Please take notice that the within is a copy of an order which has this day been duly entered and filed in the office of the Clerk of this Court, in the city of New York.

Dated, the day of 1885.
Yours, &c.,

WM. GEO. OPPENHEIM & MARK COHN,

Att'ys for

To Esq.

Att'y for

[Signature]

Andrew Schinkel

103 Townsend

P. J. Betts

103 Broadway

J. B. Forsyth

103 Broadway

[Signature] Court.

People

Plaintiff,

vs. orl Robert Holtan

agst.

[Signature]

Defendant.

Affendants of Relator,

Schinkel, Betts, Forsyth

Yeoman - Proctor

WM. GEORGE OPPENHEIM AND MARK COHN,

ATTORNEYS FOR

[Signature]

291 BROADWAY, NEW YORK CITY.

To

Esq.

Att'y for

Due and timely service of a copy of the within admitted.

Dated, N. Y. 188

Att'y for

Rec'd the day of

0455

Court of General Sessions
County and County of New York -
The People

v. S.

Henry A. Smith.

County of New York ss. Full Name King
Duly sworn deposes and says - That
he is an Attorney at Law
and Attorney for above named defendant
That said defendant is indebted in this
County charged with the crime of
Grand Larceny in the first degree -
by obtaining certain property from
the Robert S. S. of 75 West 14th St. in the
City of New York. That said Robert
S. is dead - that he died on
the 19th day of July 1892 - That his
widow hereafter Mrs Olga E. C. S. S.
qualified as Executrix of his Estate -
That the widow is now and was
then a resident of Germany -
From to before

one April 20th 1893. ss. Full Name

[Signature]

Commissioner of Deeds,
City & County of New York.

0456

Count of General Services
County of Ramsey of New York
The People

By
Henry H. Smith

Appointed

0457

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK

THE PEOPLE OF THE STATE OF NEW YORK

against

Henry D. Smith

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

of the CRIME OF
committed as follows:

Henry D. Smith
Grand LARCENY in the first degree,

The said *Henry D. Smith*,

late of the City of New York, in the County of New York aforesaid, on the ~~second~~
day of ~~September~~, in the year of our Lord one thousand eight hundred and
eighty-~~five~~, at the City and County aforesaid, with force and arms, with intent to
deprive and defraud *one Robert Soltan*

of the ~~proper money~~, 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*

Robert Soltan

That *the said Henry D. Smith*
had on the tenth day of July in the
year ~~of our Lord~~, and agreed to
sell and deliver to the Boston Belting
Company, of the City of Boston in the
State of Massachusetts, about twenty
tons of common Burma rubber for
and on account of *the said Robert*
Soltan, and had on behalf of *the*
said Robert Soltan undertaken and
agreed to cause said quantity of
rubber to be delivered to *the said*
Boston Belting Company during the
month of September in the year ~~of our~~
~~said~~, and had sold and agreed to sell
the same to *the said Boston Belting*
Company on account of *the said Robert*
Soltan at the price of thirty five and
one half cents each pound, net cash,
to be paid thirty days after the
delivery thereof; and that *the said*
Boston Belting Company had purchased
and agreed to purchase and receive *the said*
rubber, through *the procurement and agency*
of *the said Henry D. Smith*, as broker at the
price and upon the terms aforesaid.

0458

By color and by aid of which said false and fraudulent pretenses and representations, the said Henry A. Smith ^{to wit: on the day and in the year first aforesaid, at the City and County aforesaid,} did then and there feloniously obtain from the possession of the said Robert

Sollan, thirty seven thousand six hundred and seventy one pounds of India rubber, of the kind called common Borneo rubber, of the value of thirty five and one half pence each pound,

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

Sollan _____, with intent to deprive and defraud the said

Robert Sollan, _____ of the same, and of the use and benefit thereof, and to appropriate the same to his own use.

Whereas, in truth and in fact, the said Henry A. Smith had not on the said tenth day of July in the year aforesaid, sold, or agreed to sell and deliver to the said Boston Belting Company, about twenty tons of common Borneo Rubber, as a broker for and on account of the said Robert Sollan, and had not on the tenth of the said Robert Sollan undertaken and agreed to cause said quantity of rubber to be delivered to the said Boston Belting Company during the said month of September in the year aforesaid, and had not sold and agreed to sell the same to the said Boston Belting Company on account of the said Robert Sollan at the price of thirty five and one half pence each pound, yet says, to the said sixth day of August aforesaid, that

0459

And whereas in truth and in fact
the said Boston Bell Telephone Company
had not purchased, and agreed to
purchase and receive the said rubber,
from the said Robert Cotton, through
the procurement and agency of the
said Henry A. Smith as broker, at the
price and upon the terms aforesaid.

And whereas in truth and in
fact, the pretences and representations
so made as aforesaid by the said
Henry A. Smith to the said Robert
Cotton, was and were then and
there in all respects utterly false
and untrue, as the said Henry
A. Smith at the time of making
the same then and there well knew.

And so the said Henry A. Smith
do say: that the said Henry A.
Smith, on the day and in the year
aforesaid, at the City and County
aforesaid, in the manner and form,
and by the means aforesaid, with
force and arms, the said goods,
chattels and personal property of
the said Robert Cotton, then and
there feloniously did steal; against
the form of the Statute in such
case made and provided, and against

0460

The peace of the People of the State
of New York, and their dignity

Second Count:

And the Grand Jury aforesaid, that
this Indictment further accuse the
said Henry A. Smith of the crime of
Rape and Sodomy in the first degree,
committed as follows:

The said Henry A. Smith, late
of the City and County aforesaid,
afterwards, to wit: on the said second day of
September, in the year aforesaid, at the City and
County aforesaid, with force and
arms, thirty seven thousand, six
hundred and seventy one rounds
of India rubber, of the kind called
common Brown rubber, of the
value of thirty five and one half
cents each round, of the goods,
chattel and personal property of
one Robert S. Khan, then and there
being found, then and there
 feloniously did steal, take and
carry away, against the form of

0461

The Statute in such case made and
provided, and against the peace
of the People of the State of New
York, and their dignity

Randolph B. Martinie,

District Attorney.

0462

BOX:

205

FOLDER:

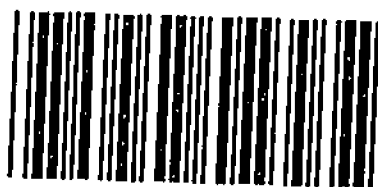
2048

DESCRIPTION:

Smith, James

DATE:

01/08/86



2048

0463

Witnesses:

My bein'
Dep'ty H. J. R. C.
& then for
Lacey

AK

18
Counsel,
Filed
Pleads,

8 day of Jan 1886

THE PEOPLE

vs.

R

James Smith

H. J. R. C.

Grand Larceny, Degree.
(From the Person.)
[Sections 528, 529, 530, Penal Code.]

GRANDOLPH B. MARTINE,

District Attorney.

A True Bill.

Thompson Higgins
Foreman.
J. J. R. C.
Lacey
H. J. R. C.
H. J. R. C.

0464

Complainant in Home
of Detention

9 District Police Court.

Affidavit—Larceny.

CITY AND COUNTY }
OF NEW YORK, } ss.

Jacob Haller

of No. 461 Lorimer Street, Greenpoint

being duly sworn, deposes and says, that on the 2 day of January 1888

at the Tenth Ward, in Chrystie City of New York,

in the County of New York, was feloniously taken, stolen and carried away from the possession

of deponent and from his person in the night time

the following property, viz :

One silver watch of the
value of six dollars (\$6-)

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 James Smith (now here) under

the following circumstances. Deponent
was passing through Chrystie street near
Canal, on his way home, and inquired
the way to Grand street ferry. The defendant
was with another man who is to de-
ponent unknown, and who is not
yet arrested. While deponent was
making said inquiry, the defendant
seized the said watch from deponent's

Subscribed and sworn to before me this

21st day of

Notary Public

1888

0465

left vest pocket; and ran away.
Defendant chased the defendant
and gave the alarm, and the defendant
was arrested after running a block
and a half, within three minutes of the
time of said leaving, by Officer Keeney 2
of the 10th Precinct.

Brought before me this
3d day of February
1886.

Isakole Givola

John Patterson
Police Justice

District Police Court.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

AFFIDAVIT—Larceny.

Dated

188

Magistrate.

Officer.

WITNESSES:

DISPOSITION

0466

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, } ss

District Police Court.

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

Question What is your name?

Answer

Question. How old are you?

Answer

Question. Where were you born?

Answer.

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

Answer.

Question What is your business or profession?

Answer

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

Answer.

*I was not near the man.
I heard a cry of "Stop thief"
I ran out of a coffee saloon
There I met a man who
asked me what the matter
was. I told him I did not
know. He hit me and told me
to get out. I ran, and some
one said "There he goes." Then
the officer arrested me.*

James Smith

Taken before me this

day of

1886

Police Justice.

0467

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

James Smith
_____ 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 *Jan 9* 188*5* *J M Patterson* Police Justice.

I have admitted the above-named _____

to bail to answer by the undertaking hereto annexed.

Dated _____ 188 _____ Police Justice.

There being no sufficient cause to believe the within named _____

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

Dated _____ 188 _____ Police Justice.

0468

BAILED,

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

Police Court

39 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Jacob Haller

James Smith

2

3

4

Offence, Larceny from the Person

Dated

Jan 9

188

Patterson

Magistrate

Kearney 2

Officer.

10

Precinct.

Witnesses

Kearney No 2

No.

10 Precinct

Street.

Complainant in

Home of Detention

in default of

No. 300 to answer

\$ 1500

to answer

G.D.

Comd

0469

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

James Smith

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

James Smith

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

The said

James Smith

late of the First Ward of the City of New York, in the County of New York aforesaid, on the *second* day of *January* in the year of our Lord one thousand eight hundred and eighty *five*, in the *night* time of the said day, at the Ward, City and County aforesaid, with force and arms,

one watch of the value of
six dollars.

of the goods, chattels and personal property of one *James Smith*,
on the person of the said *James Smith*,
then and there being found, from the person of the said *James Smith*,
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.

Charles B. Smith,
District Attorney

0470

BOX:

205

FOLDER:

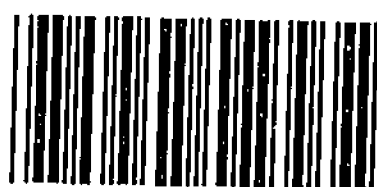
2048

DESCRIPTION:

Smith, James

DATE:

01/27/86



2048

0471

BOX:

205

FOLDER:

2048

DESCRIPTION:

Kelly, Michael J.

DATE:

01/27/86



2048

0472

BOX:

205

FOLDER:

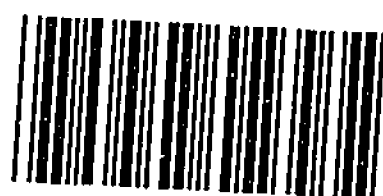
2048

DESCRIPTION:

Hansen, Henry

DATE:

01/27/86



2048

0473

263

Witnesses:

Counsel,
Filed
Pleads

day of *May* 188*6*.

3rd Court
THE PEOPLE
vs.
James Smith
Michael J. Kelly
Henry Hansen
Burglary in the Third Degree.
Sections 408, 506, 522 & 531.

RANDOLPH B. MARTINE,

In day 28/86
District Attorney.

All filed 1/2/86
143. Three yrs & 6 mos each. St.
A True Bill.
2 S. A. Two years.

Francis Higgins

Foreman

0474

Police Court—15th District.City and County } ss.:
of New York,of No. 51 Bayard Street, aged 38 years,
occupation Bar tender being duly sworndeposes and says, that the premises No 51 Bayard Street,
in the City and County aforesaid, the said being a Five story brick building
in the 6th Ward and which was occupied by deponent as a Lager Beer saloon
and in which there was at the time no human being, by name

were BURGLARIOUSLY entered by means of forcibly Breaking a
panel in a door leading from the hall way
of said premises into the store or saloon and
pulled back the bolts on the inside of said door
and entering therein and break open a closet in said
on the 23rd day of January 1886 in the Night time, and the
following property feloniously taken, stolen, and carried away, viz:

Two Hundred Segars valued at thirty five dollars
Sixteen Pool Balls valued at eight dollars
One revolver valued at six dollars and good
money in silver coins of the United States of the
value of one dollar and some private papers
altogether of the value of One Hundred and
Twenty two Dollars

the property of Frank Kopp in the care and custody 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
Henry Hansen Michael Kelly & James Smith
(all now here)

for the reasons following, to wit: That deponent securely locked
and fastened the doors and windows of the
above described premises at about the hour
of 12 o'clock mid night on the above date
and on the following morning at about the
hour of eight o'clock A.M. deponent found
the aforesaid premises had been burglarized
and the aforesaid property taken stolen and
carried away and deponent is informed

0475

by officer James J. Miller of the 6th Precinct Police that at about the hour of four o'clock A.M. on the 24th day of January 1886 he saw the said defendants Hansen & Smith coming out of the hall way of premises No 57 Bayard street with a portion of said property in their possession some papers and the aforesaid private papers and deponent identified said papers found in Hansen's possession as a portion of the property taken stolen and carried away as aforesaid and said officer Miller saw the defendant Kelly outside the door of said premises ^{at the hour of three o'clock P.M. on said day} No 57 Bayard street and positively identified said Kelly.

Sworn to before me this
25th day of January 1886 } Emil Blum.
Paul C. Smith
Police Justice

Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Burglary Degree.

Dated 188

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of \$ Bail.

Bailed by

No. Street.

0476

CITY AND COUNTY }
OF NEW YORK, } ss.

James J. Miller
aged 38 years, occupation Police Officer of No. 6th Avenue Police Street, being duly sworn, deposes and
says, that he has heard read the foregoing affidavit of Emil Blum

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

Sworn to before me, this

day of

188

James B. Miller

Samuel C. Smith
Police Justice.

0477

Sec. 198-200.

CITY AND COUNTY { ss
OF NEW YORK,

District Police Court.

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

Question. What is your name?

Answer.

Henry D Hansen

Question. How old are you?

Answer.

22 years

Question. Where were you born?

Answer.

Germany

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

Answer.

50 Madison St. 1 week

Question. What is your business or profession?

Answer.

Gravestone clerk

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

Answer.

*I am guilty of the
charge
Henry Hansen.*

Taken before me this

day of *January* 188*8*

Samuel A. Hall District Justice.

0478

Sec. 198-200.

District Police Court.

CITY AND COUNTY { ss
OF NEW YORK,

Michael J. Kelly 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
Michael J. Kelly

Taken before me this

day of January 1886

Samuel D. Smith Police Justice.

0479

Sec. 198-200.

CITY AND COUNTY OF NEW YORK, } ss

District Police Court.

James Smith 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.

James Smith

Question. How old are you?

Answer.

34 years

Question. Where were you born?

Answer.

Scotland

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

Answer.

72 Phoenix Pl. 7 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
James Smith
made

Taken before me this

day of

August 1886

James Smith
Police Justice.

0480

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 _____

Richard A. [Signature]
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 Jan 25 1886 Samuel C. Bell Police Justice.

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

Dated _____ 188 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

0481

Police Court

1 92 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Emil Blum
51 Bayard

1 James Smith
2 Michael Kelly
3 Henry Plough
4

Office

BAILED,

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

Dated

Jan 25 1886

Magistrate

6 Precinct.

Witnesses

No.

Street.

No.

Street,

No.

Street,

\$

15.00

to answer

Committed

0482

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Samuel Dawson,
Michael J. Kelly and
James Smith*

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

*Samuel Dawson, Michael J. Kelly
and James Smith* -

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

The said *Samuel Dawson, Michael J.*

Kelly and James Smith, each

late of the *Sixth* Ward of the City of New York, in the County of New York, aforesaid, on the *Twenty Third* day of *January*, in the year of our Lord one thousand eight hundred and eighty-*six*, with force and arms, at the Ward, City and County aforesaid, a certain building there situate, to wit: the *saloon* of one

Franka Hays, -

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

Franka Hays. -

in the said *saloon* 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.

0483

SECOND COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further accuse the said
Henry Dawson, Michael J. Kelly
and *James Smith* —
of the CRIME OF *Robbery* LARCENY, committed as follows:

The said *Henry Dawson, Michael J. Kelly*
Kelly, each —
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,
Five hundred rings of the value
of seven each, sixteen gold
balls of the value of five dollars
each, one gold of the value of
six dollars, and three coins of
a number, kind and denomination
to the Grand Jury aforesaid
unknown, of the value of one
dollar.

of the goods, chattels and personal property of one *Frank Hays*. —

in the *saloon* of the said *Frank Hays*. —

there situate, then and there being found, in the *saloon* 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.

David H. Martin
District Attorney

0484

BOX:

205

FOLDER:

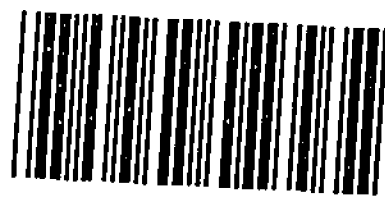
2048

DESCRIPTION:

Stephens, William D.

DATE:

01/18/86



2048

0485

Witnesses:

155-2-200-6-

Counsel, *Reginald*
Filed *18* day of *May* 188*6*
Pleads *Guilty Pro*

THE PEOPLE

vs.

B

Wm. D. Stephens

MISDEMEANOR.

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

Paul H. R. April 18/87
Pleads Guilty

Chas. Higgins
Foreman.

Wm. D. Stephens

0486

E. G. LOVE, PH. D.,
Analytical and Consulting Chemist,
122 BOWERY,

New York, Nov. 18th 1885

CERTIFICATE OF ANALYSIS.

SAMPLE OF BUTTER.

Marked, No. 910, N.H.S. & Bro. 278 10th Ave. Nov. 4th 85
Received from B. F. Van Valkenburgh per Chas. Sears
on Nov. 5th 1885.

THE SAMPLE CONTAINS:

WATER,	- - - -	10.77.%
ANIMAL AND BUTTER FAT,	- - - -	86.05.%
CURD,	- - - -	0.41.%
SALT,	- - - -	2.77.%

ANALYSIS OF THE FAT:

INSOLUBLE FATTY ACIDS,	- - - -	93.61.%
SOLUBLE " "	- - - -	1.73.%
SPECIFIC GRAVITY OF THE FAT		
AT 100° F.,	- - - -	90.61

in part
This sample is composed mainly of animal fat, and was not produced from unadulterated milk, or cream from the same. It was not produced from milk or cream alone. It contains coloring matter, whereby it is made to resemble butter, the product of the dairy; and it is in imitation and semblance of butter, produced from pure unadulterated milk or cream from the same. This sample contains about 24 % of genuine butter.

Respectfully yours,

Mr. B. F. Van Valkenburgh

State of New York
City of New York } SS.
County of New York

On the Eighteenth day of November in the year
one thousand eight hundred and eighty five before me personally came
E. G. Love to me known, and known to me to be the individual
described in, and who executed the foregoing instrument, and
acknowledged that he executed the same.

Joseph E. Stephens
Notary Public
(M. 1)

0487

No 910

Nov-18th/80

Johnson M. K.

Tuesday

Good

0488

STATE OF NEW YORK,
County of New York } ss.:

Charles Sears, being duly sworn, deposes and says:
That he resides in the Town of Montgomery in the County of
Orange and State of New York, and is 49 years of age,
and is an Expert appointed by JOSIAH K. BROWN, New York State Dairy Commissioner;

That on the 4th day of November, 1885, in the
Store occupied by him, No. 27 South Ave. street, in the City
of New York in the County of New York

and State of New York, ~~one~~ Hugh H. Stephens and William D. Stephens, against the
form and statutes in such cases made and provided, and in violation thereof, and against the peace of the
people of the State of New York, had in his possession, with intent to sell the same for Butter made from unadul-
terated Milk or Cream, a number of pounds of a substance, product, manufacture and compound, which was not
Butter made from unadulterated Milk or Cream, but had been made by manufacturing, mixing and compounding with
and adding to a small quantity and proportion of natural Milk, Cream or Butter a large quantity and proportion of
animal fats or animal or vegetable oils, and was a manufactured oleaginous substance not produced from Milk or
Cream; that it had been and was colored with some coloring matter whereby the same was made to resemble Butter,
the product of the Dairy, and was so colored thereby, in semblance of and resembled Butter, and did resemble Butter
the product of the Dairy; that the said Hugh H. Stephens and William D. Stephens

S. Stephens offered said substance, product, manufacture and compound for sale as and for
Butter made from unadulterated Milk or Cream at such time and place, with intent to sell the same as and for Butter
made from unadulterated Milk or Cream, and did sell some considerable portion thereof, to wit, one

half pound as and for Butter, the product of the Dairy, and represented the same to be Butter at such time
and place; that the said substance, product and compound was not natural Butter produced from pure unadulterated
Milk, or Cream of the same, and was not Butter the product of the Dairy, and was not made exclusively from Milk or
Cream, or both; that it contained some substance for the purpose and with the effect of imparting thereto a color
resembling that of yellow Butter, and was in imitation and semblance of natural Butter produced from
pure unadulterated Milk or Cream of the same, and was colored by some substance to resemble yellow
Butter, and was in semblance of natural Butter; that the same was a substance known as Oleomargarine; that it had
been made, manufactured and rendered after April thirtieth, 1885, out of some animal fat, or animal
or vegetable oils not produced from unadulterated Milk, or Cream of the same, in imitation and semblance
of natural Butter, produced from pure unadulterated Milk, or Cream of the same, by mixing, compounding with
and adding to a small quantity of Milk, Cream or Butter a large quantity and proportion of some animal fats or animal
or vegetable oils not produced from Milk or Cream, with design and intent to render, make and produce an article,
substance and human food in imitation and semblance of natural Butter. That the same was not manufactured, or in
process of manufacture on April thirtieth, 1885, but has been rendered, manufactured, compounded and mixed since
April thirtieth, 1885, as deponent is informed and believes.

~~That the tube in which the same was contained did not have the words "Oleomargarine Butter"~~
~~upon the top or side thereof, and such words were not burned in or printed thereon with permanent~~
~~black paint, in a straight line not less than one half inch in length, where deponent could see such brand;~~
that no printed label, bearing the words "Oleomargarine Butter" was delivered therewith to the purchaser thereof.

Deponent further says that on said 4th day of November
1885, he went to the said Store of said

Hugh H. Stephens and William D. Stephens in said City and County, and told said Hugh H. Stephens
that he wanted to buy some Butter; that said Hugh H. Stephens brought to deponent

~~showed deponent a number of pounds of the said Oleomargarine hereinbefore mentioned, offered the same to depo-~~
~~nent for sale, and sold the same to deponent as butter one half pound~~

thereof, and deponent then paid to him therefor the agreed price thereof, amounting to the sum of thirteen Cents
that, as deponent believes and charges, the said Hugh H. Stephens and William D. Stephens at the time

of so offering and selling the same, well knew that it was Oleomargarine, and had been manufactured and colored as
hereinbefore stated; that he did not tell deponent at any time that the said Oleomargarine so sold to deponent was not

Butter, the product of the Dairy; ~~that deponent saw the tube in which the said Oleomargarine was contained, and no~~
printed label bearing the words "Oleomargarine Butter," was delivered by said Hugh H. Stephens

and William D. Stephens to deponent with the Oleomargarine sold to him; that on

November 5th 1885, deponent delivered a sample of such Oleomargarine, so

purchased by him as aforesaid, to Edward G. Love a chemist of

the city of New York N. Y., and caused the same to be analyzed by
such chemist, as shown by the annexed certificate of such chemist.

Wherefore, deponent prays that a warrant may issue for the arrest of the said Hugh H. Stephens
and William D. Stephens and that he may be dealt with as the law directs.

Sworn to before me this 22nd
day of December, 1885

Charles Sears
Justice.

0489

3rd District Justice

Court of *New York*

County of *New York*

THE PEOPLE, &c.,

vs.
Hugh H. Stephens and
William D. Stephens

Affidavit:

Charles Seane
350 Washington St

Witnesses:

Thomas R. Gray
Residence *350 Washington St*

Edward G. Love
Residence *122 1/2 Broadway*

Residence

0490

Sec. 151.

Police Court 2 District.

CITY AND COUNTY } ss. *In the name of the People of the State of New York; To the Sheriff of the County*
OF NEW YORK, } *of New York, or 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. Sears*

of No. *350 Washington* Street, that on the *14th* day of *November*
188*8* at the City of New York, in the County of New York, *Hugh H. Stephens and*
William D. Stephens, did unlawfully sell
to Depovent at the premises No 278
10th Avenue one half pound of a
substance known as Oleomargarine for
butter made from pure cream in violation
of Chapter 183, of the Laws of 1883

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

These are, Therefore, in the name of the PEOPLE of the State of New York, to command you the said
Sheriff, Marshals and Policemen, and each and every of you, to apprehend the said Defendant, and bring *him*
forthwith before me, at the 2 District Police Court, in the said City, or in case of my absence
or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to
be dealt with according to law.

Dated at the City of New York, this 22 day of December 188*8*

Sam'l C. Bell POLICE JUSTICE.

0491

278-10

Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Charles Sears

vs

Hugh H. Stephens
William D. Stephens

Warrant-General.

Dated *December 22* 1885

O'Reilly Magistrate.

Campbell Officer.

The Defendant *Wm D Stephens*
taken, and brought before the Magistrate, to answer
the within charge, pursuant to the command con-
tained in this Warrant.

Matthew Campbell Officer.

Dated 188

This Warrant may be executed on Sunday or at
night.

Police Justice.

REMARKS.

Time of Arrest, *Dec 22* 1885

Native of *Canada*

Age, *44*

Sex, _____

Complexion, _____

Color, *White*

Profession, *Engineer*

Married, *Yes*

Single, _____

Read, *Yes*

Write, *Yes*

278 Wm

0492

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, ss

2 District Police Court.

William D. Stevens 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.

William D. Stevens

Question. How old are you?

Answer.

44 years of age

Question. Where were you born?

Answer.

Canada

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

Answer.

278 South Ave (4 years)

Question. What is your business or profession?

Answer.

Grocer

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

Answer.

*I am not guilty and
demand a trial by
jury. Wm D Stevens*

Taken before me this

day of

188

87

Samuel C. Kelly Police Justice.

0493

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK,

2 District Police Court.

Hugh H. Stephens 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 demand a trial
by jury. I am not
guilty*

Hugh H. Stephens

Taken before me this

day of

188

Police Justice.

0494

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

Dated Dec 22 1883

Sam'l C. Ruff Police Justice.

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

Dated Dec 22 1883

Sam'l C. Ruff 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.

0495

155 Police Court-- District. 1449

THE PEOPLE, c.
ON THE COMPLAINT OF

Charles Jones
350 W. Washington
J. W. Stephens
Ang. H. Stephens

BAILED,

No. 1, by James A. Leovic
Residence 147 9th Ave Street.

No. 2, by Edward Jeff
Residence 280 - 10th St Street.

No. 3, by
Residence Street.

No. 4, by
Residence Street.

Dated Aug 22 188

Magistrate
Officer.
Precinct.

Witnesses
No. 350 Washington Street.

No. 122 Street,

No. Street,

\$ 3.00 to answer
called

0496

OFFICE OF
B. F. VAN VALKENBURGH,
ASSISTANT NEW YORK STATE DAIRY COMMISSIONER,
350 WASHINGTON STREET,

New York, Jan 14" 1886

Vernon H Davis Esq
Asst Dist Atty

Dear Sir

I notice that the case against
Wm S Stephens is before the grand
jury today at the time he was arrested
His brother H H Stephens was arrested
on the same charge for the same sale
which was made by a clerk in their
employ I did not intend to have
but one of them arrested but the
lawyer had both arrested now
if agreeable to your office I would
like to have the papers against
H H Stephens held from the grand
jury as I think the law will be
sufficiently vindicated in the prosecution
of the one of the firm Wm S Stephens

Respectfully yours

B F Van Valkenburgh
Asst Dairy Comm

0497

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 D. Stephens

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

William D. Stephens

(Chap. 458, Laws of 1885, § 3.) of a Misdemeanor, committed as follows :

The said *William D. Stephens,*

late of the City of New York, in the County of New York aforesaid, on the *fourth* day of *November*, in the year of our Lord one thousand eight hundred and eighty-*five*, at the City and County aforesaid, *one half pound* of a certain oleaginous substance and compound, not made nor produced from milk or cream (a more particular description of which said substance and compound, and of the ingredients and matters of which the same was made and produced, is to the Grand Jury aforesaid unknown, and cannot now be given), unlawfully did sell, and cause and procure to be sold to one *Charles Sears*, for butter, the product of the dairy; against the form of the statute in such case made and provided, and against the peace and dignity of the said people.

SECOND COUNT : (Chap. 246, Laws of 1882, § 1.)

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

William D. Stephens

of a Misdemeanor, committed as follows :

The said *William D. Stephens,*

late of the City and County aforesaid, afterwards, to wit : on the day and in the year aforesaid, at the City and County aforesaid, did unlawfully sell and cause and procure to be sold, at retail, to one *Charles Sears* *one half pound* of a certain substance, not butter, commonly called oleomargarine, and did then and there falsely represent the same to the said *Charles Sears*.

to be butter; against the form of the statute in such case made and provided, and against the peace and dignity of the said people.

0498

THIRD COUNT: (Section 430, Penal Code.)

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

William D. Stephens

of a Misdemeanor, committed as follows:

The said *William D. Stephens,*

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, did unlawfully sell, and cause and procure to be sold, to one

Charles Sears, as an article of food *one half pound* of a certain substance in imitation of a certain article of food, to wit: butter, without disclosing such imitation by a suitable and plainly visible mark or brand; against the form of the statute in such case made and provided, and against the peace and dignity of the said people.

FOURTH COUNT: (Chap. 238, Laws of 1882, § 2.)

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

William D. Stephens

of a Misdemeanor, committed as follows:

The said *William D. Stephens,*

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, a certain parcel containing *one half pound* of a certain article and substance in semblance of butter, not the legitimate product of the dairy, and not made exclusively of milk or cream, but into which divers oils and fats not produced from milk or cream, entered as component parts (a more particular description of which said article and substance is to the Grand Jury aforesaid unknown, and cannot now be given), the same being then and there an article and substance required by law, in case of retail sales in parcels, to be sold from a tub, firkin, box or package, distinctly and durably stamped, branded or marked upon the top and side with the words "Oleomargarine Butter" only, where it could be plainly seen, in Roman letters, burned in or painted thereon with permanent black paint in a straight line, and not less than one-half inch in length, and wherewith the seller was then and there required by law, to deliver to the purchaser, a printed label, bearing the plainly printed words "Oleomargarine Butter" only, in Roman letters not less than one-half inch in length, in a straight line, unlawfully did then and there sell and cause and procure to be sold at retail to one *Charles Sears,*

— from a certain *tin and box* which was not then and there stamped, branded or marked as aforesaid, and did then and there unlawfully omit to deliver therewith to the said *Charles Sears,* — a label of the kind and description aforesaid, against the form of the statute in such case made and provided, and against the peace and dignity of the said people.

0499

FIFTH COUNT: (Chap. 215, Laws 1882, § 2.)

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

William D. Stephens

of a Misdemeanor, committed as follows:

The said *William D. Stephens,*

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, did unlawfully sell and cause and procure to be sold to one

Charles Sears, one half pound

of a certain article and substance in semblance of natural butter, and known as oleomargarine or imitation butter, the same not being the legitimate product of the dairy, and not being made exclusively from milk or cream, or both, with salt or rennet, or both, with or without coloring matter or sage, but into which divers oils, and animal and other fats, not produced from milk or cream, had been introduced (a more particular description of which said article and substance is to the Grand Jury aforesaid unknown, and cannot now be given), against the form of the statute in such case made and provided, and against the peace and dignity of the said people.

SIXTH COUNT: (Chap. 458, Laws of 1885, § 2.)

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

William D. Stephens

of a Misdemeanor, committed as follows:

The said *William D. Stephens,*

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, did unlawfully sell and cause and procure to be sold to one

Charles Sears, one half pound

of a certain article, substance and compound in imitation and semblance of, and designed to take the place of natural butter produced from pure, unadulterated milk, or cream of the same the said article, substance and compound, so sold as aforesaid, being rendered and manufactured out of divers animal fats and oils not produced from unadulterated milk, or cream from the same, the said article, substance and compound not being manufactured or in process of manufacture on the ^{30th} ~~thirteenth~~ day of April, in the year of our Lord one thousand eight hundred and eighty-five (a more particular description of which said article, substance and compound, is to the Grand Jury aforesaid unknown, and cannot now be given), against the form of the statute in such case made and provided, and against the peace and dignity of the said people.

RANDOLPH B. MARTINE,

District Attorney.

0500

BOX:

205

FOLDER:

2048

DESCRIPTION:

Stern, Jacob

DATE:

01/05/86



2048

0501

Witnesses:

This indictment
was found in 1886
as appears William
is dead &
appears Ferris
found & sent to
prison & of the
attendants of the
complaint
intermission of
seems to me the
best thing to do is
to discharge the
defendant on the
own recognizance
Feb 13/93 F. S. M.
a.g.a.

Counsel,

Filed

day of

1886

Heads

Stall, N.Y.

THE PEOPLE

vs.

Jacob Stern

Robbery, (MONEY)
(Secs. 224 and 225, Penal Code.)
degree.

RANDOLPH B. MARTINE

District Attorney.

A True Bill.

Foreman

Feb 13/93

0502

DIRECTIONS.

The Grand Jury Rooms are in the third story of large brown stone Building in Chambers Street, near Centre Street, adjoining the New Court House in the Park.

When you arrive at the witness room, hand this Subpcena to the officer or Clerk at the desk.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

SUBPCENA FOR A WITNESS TO ATTEND THE GRAND JURY OF THE COURT OF
GENERAL SESSIONS.

In the Name of the People of the State of New York.

To

Albert H. Harrow

of No.

76 Bevoe

Street.

YOU ARE COMMANDED to appear before the Grand Jury of County of New York, at the Grand Jury Room, in the third story of the Sessions Building, adjoining the New Court House in the City Hall Park, in the City of New York, on the 10th day of February 1893 at the hour of 10½ in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York, against

Jacob Stern
Dated at the City of New York, the first Monday of February
in the year of our Lord 1893

DE LANCEY NICOLL, District Attorney.

0503

The Grand Jury calls witnesses in whatever order its Foreman pleases. The Foreman knows best for the public good. If you wait patiently on the day of attendance until your turn comes, it may save you waiting hereafter.

If it is very inconvenient for you to attend on the day designated, let the District Attorney's Officer or Clerk in the witness room know this at an early moment.

If you do not obey this subpoena, or do not explain your absence, the Court will enforce your attendance by attachment, and fine you.

If you are ill when served, send timely notice of that fact to the District Attorney.

If other witnesses in this case are called, and another case taken up, you may know—unless otherwise advised—that the Grand Jury do not care to examine you; and you may then retire, mentioning your withdrawal to the officer or clerk.

If the Grand Jury adjourn, and you have not been called without explanation, inquire of the Chief Clerk in the District Attorney's office, if you are wanted again and when.

Not living there
but found the owner
who stated that he had
lived there some years ago
He had a furnished room
only.

0504

Court of General Sessions.

THE PEOPLE

vs.
Jacob Stern

City and County of New York, ss:

Jas. H. Shannon being duly
sworn, deposes and says: I reside at No. 217 Mulberry
Street, in the City of New York. I am a Subpoena server in the office of the District Attorney of the
City and County of New York. On the 9th day of Feby, 1893,
I called at 76 Reeve St Brooklyn

the alleged residence of Albert H. Darrow
the complainant herein, to serve him with the annexed subpoena, and was informed by the
people living in the house that he
did not live there & never knew any
one by that name. They then referred
me to the next house where I met
the owner of No. 76. who told me
there had been a man by that
name living there in a furnished
room, but not in four or five years.
She has not seen or heard anything
of him since.

Sworn to before me, this 13th day
of February 1893

J. H. Shannon
Subpoena Server.

J. W. Illinger
Com. of Deeds
N. Y. Co.

0505

Court of General Sessions.

THE PEOPLE, on the Complaint of

vs.

Jacob Stern

Offence:

~~JOHN H. FELLOWS,~~
Defendant Nicole District Attorney.

Affiant of
Jas. H. L. L. L.
Subpoena Server.

Failure to Find Witness.

0506

121 DISTRICT POLICE COURT.

THE PEOPLE,
ON COMPLAINT OF

Albert W. Derrau

agst.

James Stearns

Examination had

December 9

188

Before

Sam'l P. Duffy

Police Justice.

I, David P. Feltman

Stenographer of the District Police

Court, do hereby certify that the within testimony in the above case is a true and correct copy of the original Stenographer's notes of the testimony of

Albert W. Derrau
George Koberding
Abraham Sumner

as taken by me on the above examination before said Justice.

Dated

Dec 9th 188

Sam'l P. Duffy

Police Justice.

D. P. Feltman

Stenographer.

0507

Albert T. Harrow. being away.

Siwora a' pa see a'w pa'p'i

Q where do you reside?

A yb see oo. Street.

Q did you reside there at that time on the
29th day of November?

A I did sir

Q what time did you come to my home
that day?

A I came to my home on the Sunday of
that day about 2 o'clock.

Q where was the first place you went
to?

A Germania hall.

Q who did you go there with?

A I went alone

Q what was there at the time?

A a dance,

Q How long did you stay there at that
dance?

A Until it was over.

Q what time was it?

A about 5 o'clock. in the evening I should
judge.

0508

Q Did you dance there during that after-
noon?

A I did several times
Q with different girls young girls?
A I don't know who they were, but I danced
with different girls.

Q Did you drink any of these guys?
A I did not.

Q You didn't drink the whole afternoon?
A Yes, I did.

Q How many times did you drink that
afternoon?

A I cannot tell how many times I didn't
keep track of them.

Q What did you drink?

A Lager and Peltzer.

Q How many glasses of lager did you
drink?

A I cannot say how many I have no
idea of it.

Q About 20?

A I cannot say.

Q Fifteen?

A I cannot say.

0509

Q Was it within 15-?

A It was less than that.

Q Was it five?

A Between 5 and 10.

Q You paid for it?

A Certainly.

Q Did you treat anybody?

A I did.

Q Who did you treat?

A Several parties friends of mine.

Q What are their names?

A I don't know what their names are.

Q Where did you go to after you left the Germania assembly room?

A I went to get my supper.

Q Where did you get your supper?

A I don't know the name of the place.
It was in the Brewery.

Q What time did you leave the restaurant?

A 1/2 past six I should say.

Q Where did you go to then?

A I went to the Germania garden.

Q Was anybody with you?

A Yes sir one of the prisoners and two girls.

05 10

4

Q What was the name of the prisoner?

A Louis Schwartz and Feldstein.

Q Now you, or when you went back to the garden Germania, garden how long did you stay there?

A I cannot tell the exact time somewhere in the vicinity of eight o'clock.

Q You sat down at the table did you not?
A Yes sir.

Q Did you drink anything there?
A I did.

Q What did you drink?

A Several glasses of beer & some seltzer.

Q How many glasses of beer? How?

A I cannot swear it may have been four or five.

Q Were the other parties drunk with you?
A Yes sir.

Q And when you left there with whom did you leave?

A The same parties.

Q Did you know the young girls?

A I do not, I would know them if I saw them.

0511

5

Q If you don't know their names?

A No sir.

Q Where did you go from there?

A I went to the Concordia assembly rooms.

Q What was going on there?

A A ball.

Q How long did you stay in the Concordia assembly rooms?

A I left there it was 11 o'clock about.

Q And from about half past eight until you left there 11 o'clock you remained in Concordia assembly rooms dancing in that place with different women?

A I did.

Q Did you drink in there?

A I had several glasses of beer.

Q How many glasses of beer 5 or 10?

A I didn't keep track of them.

Q Do you know how many you drank?

A I cannot swear.

Q Will you swear you did not?

A I drank somewhere in the vicinity after glasses of beer in the Concordia assembly rooms.

05 12

6

Q Who did go away with you from Concordia assembly rooms?

A The same party I went with the girls ^{and these two girls}

Q Where did you go from there?

A I started to go home, I went through first street to the Elevated Railway.

Q Did you take the Elevated Railroad?

A I did not.

Q What happened to you?

A I was pushed into the alleyway, after first street it leads into the ~~garage~~ Carpenter Shop ^{Mr. Stables}

Q The Carpenter Shop ^{Mr. Stables} runs into the alleyway.

Q Address.

A Was the Carpenter Shop ^{Mr. Stables} yours?

A No sir they were not.

Q Who went in this alleyway with you?

A Back of the prisoners.

Q What became of the 2 girls?

A They were not with me.

Q Did not you say that the girls were with you?

0513

7

A I did say that but it was an error.
on my part.

Q who did you leave the Concordia as-
sembly room with?

A I left with these two persons.

Q Had you seen these persons before
that night?

A I had.

Q Where did you see him?

A Concordia assembly room.

Q What time did you see him first that
night?

A I don't know I saw him in the assembly
room that night.

Q You saw how many people in the
assembly room that night?

A I cannot say.

Q How about how many?

A 50 Couple.

Q About 100 people?

A Yes sir.

Q The floor was pretty well filled?

A Yes sir.

Q Did you speak to him that night in the

0514

8

Q. Now?

A. Yes.

Q. Did you drink with him?

A. I don't

Q. Who paid for it? You or he?

A. I did.

Q. When you left the assembly, arrived with those two persons?

A. Yes.

Q. Now they go at your invitation?

A. They did not.

Q. Did you object to their going with you?

A. I did not say anything at all to them.

Q. Did you object or consent to their going with you?

A. I did not say anything about it.

Q. Were you satisfied or not to have them go with you?

A. I was not exactly satisfied I didn't like to say anything.

Q. When you left this place were you perfectly sober?

A. I was yes.

Q. Perfectly sober?

05 15

9

A I think what I was about.

Q How you draw anything to day?

A I have not.

Q Where you as sober then as you are to day?

A Yes sir

Q If you say they dragged you in the alley way?

A Yes sir

Q Who did?

A These two men.

Q Where did they take hold of you?
A One took hold of my throat and the other put his hands over my mouth.

Q Where did they take hold of you in the street?

A By the arms?

Q How you make any outcry?

A I did not

Q Why not?

A Because I thought it was better to keep quiet?

Q How you think they were going to rob.

05 16

10

Q Yes?
A Yes certainly I did not
get the money some stores opened in first
moments.

A There were some slight but no stores
open.

Q When they got you in the alley way
what did they do?

A One of them held me while the other
robbed me one of them struck me
here (showing) and I passed off the
block. And they dispersed.

Q Where did you go then?

A I went straight to police headquarters.

Q Who did you see at police headquar-
ters?

A I saw the night complaints clerk as
he is called.

Q Anybody else?

A Yes I saw Detective Williamson

Q The same night?

A Yes a very few minutes afterwards

Q How much money did you lose

0517

11

Q

when you left your house in
Brooklyn?

A I had some money in the rough amount
of \$175 dollars.

Q How much did you have in your
pocket at the time you were
robbed?

A 145 dollars.

Q Had you taken out that money during
that time?

A I presume I had sometime during
the night.

Q Was it all in one roll?

A Yes sir in two rolls.

Q Did you take out both of those rolls
at one time?

A Yes I had it in one roll and
then I had it in two rolls.

Q How long before you went out
did you see that money before
you were robbed?

A I saw it a few minutes before and
had my hand on it at the time
I was dragged into the alleyway.

05.18

12.

Q If you were not suspicious of Perry-
well during the evening?
A And Sir

Q When did you get suspicious of him
A As soon as I came outside

Q Why did you become suspicious
then?

A I thought it was rather strange that
they should come out.

Q Didnt he come out after two
places with you?

A Everything was right then at that
time

Q If you didnt think it strange then?

A And Sir not so early in the evening

Q Did appear Williamson speak
to you in the hallway or the Court
the next day?

A And Sir only he told me to make
my statement direct & clear.

Q And he say anything else that
you should say?

A And Sir he told me to adhere to
my former statement & not tell

0519

13

the bull.

Q Did you see any other young men in
the bull that looked like him?

Answer

Q How many other young men did
you see of his size and height?
A I didnt see a one then at all.

Q You didnt notice the height of any other
man in that place that night?

Answer

Q Will you swear that you dont know
if there was any other man there of
his size and height?

A I wont swear to it.

Q Will you swear that there were not
30 people there that night of his size.

His height?

A I wont swear to it? there were plenty of
people there, that night of his size and
this was the man

Q You could not be mistaken about this
man?

Answer

Q How many are sure were the only two

0520

14

Q Now that was with you on the night?
A Yes sir that was the two men that
robbed me.

Q Was anybody else in this alleyway that
you saw?

A None.

Q Where did you get the money?

A The money was sent to me by my
mother last spring.

Q How much was sent to you?

A I don't know but I am to answer
that.

Q Where did you get the money?

A I got the money last winter when
I was up to New London.

Q You are a married man? You have a
wife living in Chicago?

A Yes I am a married ^{man} but I have no
children.

Q Now you live with your wife in Chicago?
A Yes sir.

Sworn to before me
this 2-9th day of December 1885

John J. Foster

0521

15

George Stewarding the witness
called as the part of the Complainant
being duly sworn depose and say:

Q where do you reside?

A 160 East 7th Street.

Q what is your age?

A 36 years.

Q what is your business?

A Special Deputy Sheriff of St. Louis.

Q did you see this complainant in Con-
ceded Hall that night?

A I did.

Q were you at that place the night in
question?

A I was.

Q what time did you get there?

A 8 o'clock.

Q what time did you leave?

A I left there 1/2 past 11 o'clock. We got
back again at 1/4 to 12. We stayed there
until the ball was over.

Q did you see this complainant there?

A I did.

Q was he drunk or sober?

0522

16

Also no net demand or supply.

It was to remove the influence of liquor &
opium.

Raymond

Q Did you see this man [pointing] in the
last hot night?

Alfred

9th Dec 1881 Margaret Service

A. J. Davis

Q. How many other young men were there in the hall that night.

At this point 130 feet above the ground
I saw a deer, 30 or 40 feet

[illegible]

About 100 I should think

The last was pretty well fixed &

Agnes

Q. Did you see what time it was that night
that the complainant went away, that
night?

A. J. J. J.

What time was it?

A 1/4 to 11 o'clock

Jacko went away with him.

A fellow named Schwartz had been

0523

17

Q And a man named Fox

Q Was this man named Stern?

A Yes sir he didn't go away with him.

Q You named Stern, mostly used burner and Fox?

A Yes sir

Q Now pretty much every morning when he goes to that place?

A Yes sir pretty much so.

Q And did you ever see the complainant there before?

A Yes sir

Q And you are sure that the prisoner Stern was the young man that went away with him?

A Yes sir

Q And the two men that says that have with him, were Fox and Montgomery and known and Stepper?

A Yes sir

Q No doubt about that?

A Yes sir

Sworn to before me, 1888
this 9th day of December

J. P. [Signature]

0524

18

D

Abraham & Simmons called by
the attendant being duty on our de-
parture the day.

Where do you reside?
A 958 38 Avenue.

What is your age?
A 51.

What is your business?

A Clothing I bought Good to try it
Now away.

Were you to the ball at the Concordia
Assembly rooms on the 29th of November
in Avenue A?

A Yes Sir.

Did you see the gentleman the
last night?

A Yes Sir I saw him in the Germania
garden.

Was Joseph Stern there that night?
A Yes Sir.

Did you leave with him?

A Yes Sir I left with him and my girl
Maggie Smith I took her home that
night.

0525

19

Q. What time was it when you left the
that night?

A. It was 10 minutes to 11 o'clock I left early
because I had to go to work the
next morning.

Q. When you left the place with him?
Correct?

Q. Where did you go with him?

A. He lives at 57th Street W. I lived at 54th
Street W. We took the second avenue
horse car up town and I got off at my
house on 2nd Avenue W. I kept him riding
up to 57th Street. He was still in the
car when I got off.

Known to be true and correct
the 7th day of December

Perjury.

Defendants Counsel

Recalls George Staber

Swear the complainants witness

Q. When say you saw Stern there that
night?

0526

20

Ayesu

Y. He to leave with the company and
Ayesu to wait away five or 10 minutes
ahead of him with a friend of his
named George Juggis.

Y. did you see Abraham Simons there
Ayesu

Y. When did you see the defendant there
born again at that place that night
did you?

Ayesu

Sworn to before me

this 9th day of December 1881

Per J. J. J. J.

Defendants J. J. J. J.
for the discharge of the prisoner
By the Court
Motion denied

0527

Police Court First District.

CITY AND COUNTY }
OF NEW YORK, } ss

Albert H. Davis
of No 46 Kenoe St Brooklyn Street, Aged 25 Years
Occupation Cashier being duly sworn, deposes and says, that on the
29th day of November 1885, at the 17th Ward of the City of New York,
in the County of New York, was feloniously taken, stolen, and carried away from the person of de-
ponent by force and violence, without his consent and against his will, the following property, viz:

Four and lawful monies of the
United States consisting of
Bank Bills of the value of
One hundred and forty five dollars
One nickel watch and gold chain
of the value of fifteen dollars
being in all together of the value of

of the value of One hundred and Sixty DOLLARS,
the property of Deponent

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

Jacob Stern ^(now dead) William Swartzfeld Heimer
who has since been arrested, and who were
acting in concert with each other, for
the reason, that about the hour of 11
o'clock PM on the night aforesaid as
deponent was walking through 1st Street
Said Swartzfeld Heimer came up to deponent
and putting his left hand on deponent's
shoulder and holding him by the throat
with his right prevented deponent from
making any outcry while said Stern
came up to him and took said money
from deponent's right hand pants pocket.

Sworn to before me, this

Alfred B. Smith
1885
Police Justice.

0528

And took the said watch and chain from the
left hand side pocket of defendants vest.
And immediately ran away with said
property. Defendant fully identifies said
defendants as being the persons
who took and carried away said
property and charges them with having
acted in concert together.

Given to before me at
this 7th day of December 1888
Albert W. Barron

P. J. Duffy
Police Justice

Dated 1888 Police Justice

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

Dated 1888 Police Justice

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

Dated 1888 Police Justice

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

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

Police Court, District

THE PEOPLE, &c.,
on the complaint of

vs.

1.
2.
3.
4.

Offence—ROBBERY.

Dated 1888

Magistrate.

Officer.

Clerk.

Witnesses,

No. Street,

No. Street,

No. Street,

\$ A to answer General Sessions.

0529

Sec. 198-200.

CITY AND COUNTY OF NEW YORK, ss

1st District Police Court.

Jacob Stern 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. *Jacob Stern*

Question. How old are you?

Answer. *31 years*

Question. Where were you born?

Answer. *United States*

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

Answer. *246 East 57th Street 2 years 2 1/2*

Question. What is your business or profession?

Answer. *Broker*

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*
Jacob Stern

Taken before me this

day of *August* 188*8*

Police Justice.

0530

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

Defendant

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

Dated

December 1st 188

J. J. Caffery

Police Justice.

I have admitted the above-named _____

to bail to answer by the undertaking hereto annexed.

Dated _____

188

Police Justice.

There being no sufficient cause to believe the within named _____

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

Dated _____

188

Police Justice.

0531

11401
Police Court - 1st District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Alfred W. Roscoe
76 DEVOE ST.
Brooklyn

Jacobs Street

Offence Robbery

BAILED,

No. 1, by May Emergency

Residence ~~237 East 85th~~ Street.

No. 2, by 237 East 85th

Residence Place of business Street.

No. 3, by Corner, Murray &

Residence Greenwich St. Street.

No. 4, by

Residence Street.

Dated December 7 188

Shupby Magistrate

Williamson Jr. Officer.

Co Precinct.

Witnesses George Klusberg

No. 14th Street.

No. 14th Street.

No. Street.

\$ 1000 to answer

DEC 14 1885

Copie

2000 for 9th Nov.
at 3 pm

0532

W 87

DIRECTIONS.

The Grand Jury Rooms are in the third story of large brown stone Building in Chambers Street, near Centre Street, adjoining the New Court House in the Park.

When you arrive at the witness room, hand this Subpoena to the officer or Clerk at the desk.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

SUBPOENA FOR A WITNESS TO ATTEND THE GRAND JURY OF THE COURT OF GENERAL SESSIONS.

In the Name of the People of the State of New York.

To Off James Reilly
of No. 33 Princt Street.

YOU ARE COMMANDED to appear before the Grand Jury of County of New York, at the Grand Jury Room, in the third story of the Sessions Building, adjoining the New Court House in the City Hall Park, in the City of New York, on the 10th day of January 1893 at the hour of 10¹/₂ in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York, against

M^{rs} Farrington et al

Dated at the City of New York, the first Monday of
in the year of our Lord 1893

DE LANCEY NICOLL, District Attorney.

Ask to see Mr. [unclear]
11:30 clock
Private [unclear]

0533

The Grand Jury calls witnesses in whatever order its Foreman pleases. The Foreman knows best for the public good. If you wait patiently on the day of attendance until your turn comes, it may save you waiting hereafter.

If it is very inconvenient for you to attend on the day designated, let the District Attorney's Officer or Clerk *in the witness room* know this at an early moment.

If you do not obey this Subpoena, or do not explain your absence, the Court will enforce your attendance by attachment, and fine you.

If you are ill when served, send timely notice of that fact to the District Attorney.

If other witnesses in this case are called, *and another case taken up*, you may know—unless otherwise advised—that the Grand Jury do not care to examine you; and you may then retire, *mentioning your withdrawal to the officer or clerk*.

If the Grand Jury adjourn, and you have not been called without explanation, inquire of the Chief Clerk in the District Attorney's office, if you are wanted again and when

Transferred to 33.

0534

PART II.

THE COURT ROOM IS IN THE THIRD STORY AND FRONTING THE PARK.
If this Subpoena is disobeyed, an attachment will immediately issue.
Bring this subpoena with you, and give it to the Officer at the Court Room door, that your attendance may be known.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

SUBPOENA

FOR A WITNESS TO ATTEND THE

Court of General Sessions of the Peace.

The People of the State of New York.

To *Albert V. W. Durroa*

of No. *76 Devoe St* Street,

GREETING :

WE COMMAND YOU, That all business and excuses ceasing, you *appear* in your proper person, before the Court of General Sessions of the Peace to be holden in and for the City and County of New York, at the Sessions Building, in the Park of the said City, on the *1* day of *October* instant, at the hour of Ten in the forenoon of the same day, to testify the truth and give evidence in our behalf against

Jacob Stern
in a case of Felony, whereof *he stands* indicted. And this you are not to omit, under the penalty of Two Hundred and Fifty Dollars.

WITNESS, Hon. FREDERICK SMYTH, Recorder of our said City, at the City Hall in our said City, the first Monday of *October* in the year of our Lord 1888.

JOHN R. FELLOWS, District Attorney.

0535

GLUED PAGE

THE PEOPLE

vs.

Jacob Stern

City and County of New York, ss:

Peter J. Baylan being duly

sworn, deposes and says: I reside at No. *980 3rd Ave*

Street, in the City of New York. I am a Subpoena server in the office of the District Attorney of the

City and County of New York. On the *22nd* day of *Sept.* 188*8*,

I called at *76 Devoe Street*

the alleged *residence* of *Albert W. Durron*

the complainant herein, to serve him with the annexed subpoena, and was informed by

the landlady and a tenant of said premises that said Durron does not and never had, to their knowledge, resided there. I also inquired in other houses in the neighborhood but said Durron was not known, at any of them

Sworn to before me, this *Oct 1* day of *Oct* 188*8*

Peter J. Baylan
Subpoena Server

Ellie Mendelsohn

0536

THE PEOPLE

vs.

Jacob Stern

City and County of New York, ss:

Cornelius Leary being duly sworn, deposes and says: I reside at No. *27 North Moore St.* Street, in the City of New York. I am a Subpoena server in the office of the District Attorney of the City and County of New York. On the *29th* day of *Sept.* 188 *8*, ~~and on several other occasions~~ I called at *76 Devoe Street*

the alleged *residence* of *Albert W. Durron* the complainant herein, to serve him with the annexed subpoena, and was informed by

the landlady of said premises that no such person had ever resided there.

Sworn to before me, this

day

of

188 *8*

Cornelius Leary
Subpoena Server
Ed. H. [illegible]

0537

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

THE PEOPLE OF THE STATE OF NEW YORK,
against

Jaaco Stern

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

of the crime of ROBBERY IN THE FIRST DEGREE, committed as follows:

The said *Jaaco Stern,*

late of the First Ward of the City of New York, in the County of New York aforesaid, on the *Twenty ninth* day of *November*, in the year of our Lord one thousand eight hundred and *eighty-five*, in the *night* time of the said day, at the Ward, City and County aforesaid, with force and arms, in and upon one *Albert W. Davison*, in the peace of the said People then and there being, feloniously did make an assault, and ~~received~~ promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of twenty dollars, and of the value of twenty dollars *each*; ~~ten~~ promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of ten dollars, and of the value of ten dollars *each*; ~~twenty~~ promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of five dollars, and of the value of five dollars *each*; ~~twenty~~ promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of two dollars, and of the value of two dollars *each*; ~~twenty~~ promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one dollar, and of the value of one dollar *each*; ~~ten~~ promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of twenty dollars *each*; ~~ten~~ promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of ten dollars *each*; ~~twenty~~ promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of five dollars *each*; divers coins, of a number, kind and denomination to the Grand Jury aforesaid unknown, of the value of *ten* dollars, one watch of the value of *five* dollars, and one chain of the value of *ten* dollars, —

of the goods, chattels and personal property of the said *Albert W. Davison*, from the person of the said *Albert W. Davison*, against the will, and by violence to the person of the said *Albert W. Davison*, — then and there violently and feloniously did rob, steal, take and carry away, *(the said Jaaco Stern went down and there asked for an accomplice actually present, to wit: Eugene William Schanzfeldhammer)* —

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.

RANDOLPH B. MARTINE,

District Attorney.

0538

BOX:

205

FOLDER:

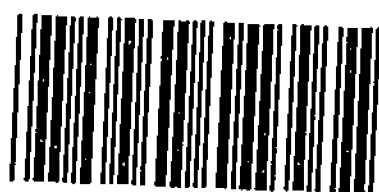
2048

DESCRIPTION:

Stevens, John

DATE:

01/26/86



2048

Witnesses:

Wm. H. Reones

Wm. H. Reones

W. H.

246

Counsel,

Filed 26

day of Jan'y 1886

Pleads, *Wm. H. Reones*

THE PEOPLE

vs.

R

John Stevens

Wm. H. Reones
of
for

Grand Larceny, 5 Degree.
(From the Person.)
[Sections 528, 531, — Penal Code.]

RANDOLPH B. MARTINE,

22 Feb'y 87 District Attorney.

Read & attested

A True Bill.

Friday 12,

1886

Wm. H. Reones

Foreman.

W. H.

W. H.

Wm. H. Reones

W. H.

0540

Police Court—1st District.

Affidavit—Larceny.

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

Charles Lohmann

of No. 341 East 65th

Street, aged 30 years,

occupation Writer

being duly sworn

deposes and says, that on the 20 day of January 1886 at the City of New

York, in the County of New York, was feloniously taken, stolen and carried away from the possession
and person
of deponent, in the day time, the following property viz:One gold watch of the value of Forty
five dollarsthe 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 Stevens (now here)That about the hour of 4 P M on said date
deponent was looking in the store window
of No 383 Broadway and felt some one
pull his chain and deponent looked
and saw said defendant have his
~~his hand~~ ^{said defendant's} hand on the same and ^{thereafter} pull his
his hand in his said defendant's
pockets That deponent then and there
missed said watch that was attached
to a chain and contained in the
pocket of the vest then and there worn
by deponent. That deponent accused
said defendant with stealing said
property and he said defendantof
1886
day

Police Justice.

0541

replied you lie you son of a bitch
and struck deponent a violent blow
on the head. That deponent caught
hold of said dyundant by the collar
of the coat and held him. That said
dyundant said to deponent let me
go and I will give you the watch
and handed the same to deponent

That deponent tossed said dyundant
for the ring of said watch and he
replied that he did not know where
it was and broke away from the
grasp of deponent and ran away. That
deponent ran after him and called
out stop thief and he said dyundant
was caught by Officer Willis D. Ives
of the 25th Precinct Police in Courtland
Alley near Franklin Street in said
City after he was held by several citizens

Sworn to before me this
21st day of Jan'y 1886,

Charles F. Johnson

Police Justice.

188

Dated

guilty of the offence within mentioned, I order

to be discharged.

Police Justice.

188

Dated

to bail to answer by the undertaking hereto annexed.

I have admitted the above named

188

Dated

Police Justice.

of the City of New York, until he give such bail.

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

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

Police Court, District,

THE PEOPLE, &c.,
on the complaint of

Offence—LARCENY.

vs.

Dated

188

Magistrate.

Officer.

Clerk.

Witnesses,

No.

Street,

No.

Street,

No.

Street,

to answer

Sessions.

0542

Sec. 198-200.

CITY AND COUNTY { ss
OF NEW YORK,

District Police Court.

John Stevens being duly examined before the under-
signed, according to law, on the annexed charge: and being informed that it is his right to
make a statement in relation to the charge against h - ; 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 John Stevens

Question. How old are you?

Answer 17 years

Question. Where were you born?

Answer. Brooklyn N.Y.

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

Answer. 27 Madison St 4 1/2 years

Question. What is your business or profession?

Answer Printer

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

Answer. I am not guilty
John Stevens

Taken before me this

21

day of

August

1886

Police Justice.

0543

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 20 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 Nov 21 188 6

Samuel C. Kelly Police Justice.

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

Dated _____ 188

Police Justice.

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

Dated _____ 188

Police Justice.

0544

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Police Court ^{1st} District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Charles Lohman
341 East 65 St

1 John Stevens

2 _____

3 _____

4 _____

Offence Larceny from
the person

Dated January 21 1886

D. O. Reilly Magistrate

Willis D. Jones Officer.

25 Precinct.

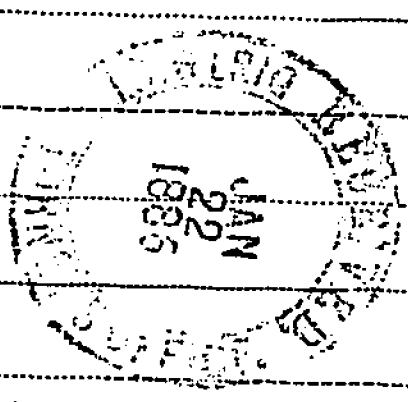
Witnesses Officer

No. _____ Street.

No. _____ Street.

No. _____ Street.

\$ 2000 to answer G S



0545

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 Stevens

The Grand Jury of the City and County of New York, by this indictment, accuse
John Stevens —
of the CRIME OF GRAND LARCENY in the ~~second~~ degree, committed as follows:

The said *John Stevens*,

late of the First Ward of the City of New York, in the County of New York aforesaid, on the
twentieth day of *January*, in the year of our Lord one thousand
eight hundred and eighty-*eight*, in the *day* time of the said day, at the Ward, City and
County aforesaid, with force and arms,

one watch of the value of
forty five dollars.

of the goods, chattels and personal property of one *Charles Schuman*, —
on the person of the said *Charles Schuman*, —
then and there being found, from the person of the said *Charles Schuman*,
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.

Randolph B. Martin
District Attorney