

0129

BOX:

496

FOLDER:

4523

DESCRIPTION:

Reardon, Timothy

DATE:

09/26/92



4523

POOR QUALITY ORIGINAL

0130

1275 1179
Counsel,
Filed
Pleads,
1892

Witnesses:

Agnes Chas
attended her
Sister Martha
Maushen to
the apoc
W

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

THE PEOPLE

vs.

Christy Braden

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Apr 23/92

James T. Kelly
Foreman.

Apr 26/92

Leah Kessell

J. M. D. P. M
Apr 26/92

POOR QUALITY ORIGINAL

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Police Court 4 District.

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

of No. 674 Tenth Avenue Street, aged 35 years,
occupation furniture - mover being duly sworn
deposes and says, that on 17 day of September 1892 at the City of New
York, in the County of New York,

he was ~~visibly~~ and feloniously ASSAULTED and BEATEN by
Timothy Reardon (now here)
who did then and there cut and
stab deponent on the back with
a knife which said Reardon
then and there held in his hand
and that said assault was committed
by defendant

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

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

Sworn before me, this 21 day }
of September 1892 }

Charles Ryer

J. J. [Signature] Police Justice,

POOR QUALITY ORIGINAL

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Sec. 198-200.

H

District Police Court.

CITY AND COUNTY OF NEW YORK, ss:

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

Question. What is your name?

Answer. *Timothy Reardon*

Question. How old are you?

Answer. *42 years*

Question. Where were you born?

Answer. *U.S.*

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

Answer. *554 W. 50 St. — 1 year*

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*

Timothy Reardon

Taken before me this

day of *September* 189*4*

21

Police Justice.

H. W. ...

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

THE PEOPLE OF THE STATE OF NEW YORK,
against

Timothy Reardon

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

of the CRIME OF ASSAULT IN THE FIRST DEGREE, committed as follows:

The said *Timothy Reardon*

late of the City of New York, in the County of New York aforesaid, on the *seventeenth*
day of *September* in the year of our Lord one thousand eight hundred and
ninety-*two*, with force and arms, at the City and County aforesaid, in and upon
the body of one *Charles Ryer* in the peace of the said People
then and there being, feloniously did make an assault and *him* the said
Charles Ryer with a certain *knife*

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

with intent *him* the said *Charles Ryer*
thereby then and there feloniously and wilfully to kill, against the form of the statute in
such case made and provided, and against the peace of the People of the State of New York and
their dignity.

SECOND COUNT—

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

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

The said

Timothy Reardon
late of the City and County aforesaid, afterwards, to wit: On the day and in the year aforesaid,
at the City and County aforesaid, with force and arms, in and upon the body of the said
Charles Ryer in the peace of the said
People then and there being, feloniously did wilfully and wrongfully make another assault,
and *him* the said *Charles Ryer*
with a certain *knife*,

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

THIRD COUNT—

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

Timothy Reardon _____

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

The said

Timothy Reardon _____

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

Ryer _____ in the peace of the said People then and there being, feloniously did wilfully and wrongfully make another assault and *him* the said

with a certain *knife*, *Charles Ryer* _____

which *he* the said

Timothy Reardon _____

in *his* right hand then and there had and held, in and upon the

back _____ of *him* the said

then and there feloniously did wilfully and wrongfully strike, beat, stab, cut, bruise and wound, and did then and there and by the means aforesaid, feloniously, wilfully and wrongfully inflict grievous bodily harm upon the said

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

DE LANCEY NICOLL, District Attorney.

0136

BOX:

496

FOLDER:

4523

DESCRIPTION:

Reese, Joseph H.

DATE:

09/16/92



4523

POOR QUALITY ORIGINAL

0137

1437
12/11
1892

Counsel,

Filed

day of

Pleas,

THE PEOPLE

vs.

F

Joseph H. Reese

DE LANCEY NICOLL,

District Attorney.

Case 1
Sept 19 92
BSJA
at New York

Sept 15 1992

A TRUE BILL.

Joseph H. Reese
Foreman.

Sept 19 92
Chas. J. Bonnet
Rec'd
Bureau
12/11/92

Witnesses:

Mark & ...

[Signature]

Grand Larceny, Degree. Penal Code. [Sections 528, 531]

12/11/92

City and County of New York ss.

Walter de C. Poultrney of 506 E. Lombard Street, Baltimore, Maryland, being duly sworn says that on the 15th day of August 1892 there was stolen from deponent's possession on board the ss. New Hampshire of the Star Line, while said steamship was lying at Pier 36 N.R. one diamond stud worth twenty five dollars, and one scarf pin of the value of twenty seven dollars belonging to deponent.

That said property was subsequently found in the possession of Joseph H. Reese who was arrested for said larceny by James Mallon of the 28th Precinct and an informant by said Mallon. I am further informed by said Mallon that when arrested said Reese admitted to Mallon that he had taken the property.

Sworn to before me this 15th day of Sept- 1892

Walter de C. Poultrney.

Justices
Doubtless
City of N.Y.

POOR QUALITY ORIGINAL

0139

12/1

DISTRICT ATTORNEY'S OFFICE,
City and County of New York.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Walter de C. Poultony
(336) 376 7th Ave. New York
Baltimore

Joseph H. Pene

Offence

Dated Sept 15 1892

Witnesses James Malbon

No. 28th Precinct Street,

No. Street,
Defendant committed for
trial by Judge Spady
August 19th in Justice Court
No in default of \$1500. bail.

THE PEOPLE

COURT OF GENERAL SESSIONS, PART I.

vs

BEFORE RECORDER SMYTH.

JOSEPH H. REESE.

Monday, September 19, 1892.

Indictment for grand larceny in the second degree.

A Jury was empanelled and sworn.

WALTER de C. POULTNEY, sworn and examined:

You are a resident of 500 East Lombard Street, Baltimore?
That is my place of business. On the 15th of August, 1892,
were you a passenger on the steamboat New Hampshire, of the
Stonington Line? Yes, I left on the 14th of August, I arrived
in New York on the 15th of August. Did you occupy a state-
room on that boat? Yes, I occupied state-room #86 on the New
Hampshire. What time did you arrive that morning? I went to
my breakfast about 8 o'clock. What did you leave in your
state-room? A bag, an umbrella, a cane and a hand satchel.
Was there any jewelry in the bag at that time? Yes, a scarf
pin and a stud. Is this the scarf pin and stud? (shown)? Yes.
The stud cost \$25.00 and the scarf pin about \$27.00. Are you
sure that they were both in your bag at the time you left it
in your state-room? Yes, positive. When you left your state-
room did you close the door? I closed the door, and locked
it; some one was cleaning up the adjoining room. Was the per-
son you saw the defendant? I did not look at the man. The
state-room that you occupied had a door opening into the ad-
joining room? Yes, a communicating door, and the bolt on my
side, I noticed, was not bolted when I went to the boat at
night, when I went back---. You left the state-room at 8
o'clock, leaving this jewelry in your state-room? Yes. About
what time was it when you returned from breakfast? About half
past 8 or a quarter to nine. Then what happened? I tried

to unlock my door, I could not unlock it, I presumed there was a bolt on the other side, I went round to the door and found that was the case, I took my bag and went away. I understand that you entered your state-room from the adjoining room by a connecting door and then found that the door of your state-room had been bolted on the inside? Yes, which was the reason I could not unlock it. I then took my bag and went down to Desbrosses Street ferry. When did you first ascertain that any of your property was missing? Not until I got to Baltimore, on the night of the 15th. I at once notified the Stonington Line that I lost some things, I supposed they had been taken aboard the boat.

CROSS EXAMINATION:

Mr. Poultney, you call this a stud (showing)? Yes, a stud for the front of the shirt. When had you seen it before you missed it? When I left Naragansett I put it in a box and put it in my bag. When did you leave Naragansett? On the 14th of August, about 9 o'clock, I think. Had you worn it that day? Yes. Had you worn it during the evening preceeding your arrival in New York? I did not wear it on board ship, I took it off when I left my room at Naragansett. Before entering the ship? Yes. You mean the room of some hotel, I presume? Yes., I was stopping at a hotel in Naragansett. Did you only have a valise? I had a trunk, the trunk was checked through to Baltimore, and the hand-bag I carried with me. The valise contained these articles of jewelry? Yes. Did you open your valise when you were on board the steamer? Yes, at night, when I went to bed I opened it. And took out some of your apparel? Yes, a night shirt, I may have taken a tooth brush and several other articles. Where did you leave the tooth brush when you took that out? I left it on the wash-stand, if my memory serves me. There was a looking glass in your room?

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Yes, my valise was on the chair in the state-room. How long have you had this stud? I suppose eight or nine years. And when you bought it you paid \$25.00 for it? Yes. How long have you had this pin? I bought it in London, five pound ten, I think I paid for it. You have worn it? Yes. You paid about \$27.00? Yes. And the other you paid \$25.00 for? Yes. Did you ever see the defendant before he was arrested? Not to my remembrance. When you left the state-room before going to breakfast was he not cleaning up the state-rooms? There was some one cleaning up the state-room opposite mine, I heard them there, I may have seen him, I did not notice him particularly, a colored man I thought, and I went down to breakfast leaving the valise behind me. The valise was closed but it was not locked? It was snapped and the catches on each side put down. You had been down to breakfast for half an hour? Yes. You came back and picked up your valise and went to Baltimore? Yes, when I got to Baltimore I missed my property. The next morning? No, that night, the boxes were in my bag, the things were gone. Were they in the same box? Yes. The stud was in the same box? Yes, the other was nothing but a paper box that contained the stud.

RICHARD NICHOLSON, sworn and examined:

What is your business? I am employed on the New Hampshire as a waiter. You know the boy Reese? I only know him from the time he came aboard the New Hampshire. Was he also employed on the New Hampshire? Yes, I think he works in the hall. Did you have any conversation with him on this 15th of August, this year? Yes, we were going on watch the same time. At what time of day was that? Our conversation was in the evening, I suppose about 9 o'clock, between 9 and 10. What conversation did you have? That was a conversation concerning a

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stud. He said to me, I found a stud in the hall. Did you speak to him about the stud? I did not know anything about it. He first spoke to you, saying that he found a stud in the hall? Yes. What did you tell him? I looked at the stud, I took it to be a pretty good button. Is this the stud that he showed you (shown)? That is the one. You told him it looked like a pretty good button, now go ahead? I think that was about all the conversation we had at that time concerning the button. I next talked concerning the matter with Mr. Thompson, he is on the New Hampshire, and he asked me---Mr. Thompson, the steward, spoke to you? Yes. And after Mr. Thompson spoke to you did you have a conversation with the defendant Reese? No. Mr. Thompson told me to ask him a question. Did you speak to the defendant after Mr. Thompson asked you that question? No. The only conversation you had with him was when he told you that he found this on the deck? He said he found the button in the hall. Did you say to him about what he ought to do with it? I did not. When did you next talk to Reese about that stud? The next talk with him was after we had come into the dock. On the next trip? About the next trip, I do not remember the date. That is some days after? Yes. What talk did you have with Reese then? He came ashore and he came aboard that night; going up to Stonington he said he was looking over some things in his place and having pawn-tickets, pawning different articles, when he showed me a ticket for a diamond stud. He said he had pawned it for three dollars, or something of that kind. I said to him then if you can pawn that button for that, I will give you the same for the ticket as you pawned it for. He said, I have got a mind to take you up; I said to him, I will give you a dollar for the ticket and get Mr. Thompson, the steward, to pay you the balance, he owes me money, when it becomes due

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ORIGINAL**

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I handed it over to him; I handed him the dollar, he handed me the ticket. I took the ticket to Mr. Thompson and asked him would he pay the balance, two dollars, on the ticket. I gave Mr. Thompson the ticket. That is all the conversation you ever had with the defendant about this stud. Yes. You were on what is called the late watch the night of your first conversation? I do not remember whether I was on the late watch but I think I was on the first watch. What time does the first watch commence? Commencing at six o'clock to twelve, going from this end. The conversation you had was between 9 and 10 o'clock? Yes, as near as I can remember. He showed you the stud? Yes. And did he show you the pin too? No. Did he ask you what you thought the stud was worth? No. That was on your trip to Stonington that this first conversation took place? No, we were coming to New York. When he told you that he found this stud, he told you that he found it on the floor? Yes, in the hall. When was your next conversation after that? There was no other conversation about the button until later on. How many days afterwards? I do not remember exactly how many days after. How long after this first conversation that you had with him, wherein he told you that he found this stud, did you next speak about it? It was trip going up to Stonington when he told me about the ticket. That was all the conversation we had from the evening on which the button was found to the evening on which I made the purchase. When was that, all I am trying to find out is, how many days after the first conversation? It was the second trip on which we were going; he showed me the pawn-ticket and the other pawn tickets, and I bought it, I gave him one dollar and offered to pay him the balance.

EDWIN THOMPSON, sworn and examined:

You are steward of the New Hampshire of the Stonington Line?
Yes. You were on the 15th of August? Yes. At that time was
this defendant Reese in your employ? Yes. In what capacity?
Waiter. What was his duty in the morning? Make up the state-
rooms, cleaning up the saloon, and waiting on the tables. When
did you first learn of any lost property on that morning? On
the night of the 15th waiter Nicholson came to me and told me
that one of the boys---. Nicholson spoke to you did he? Yes.
After that when did he first get the pawn ticket for the prop-
erty or did you have any conversation with Reese after that?
No. What did you do? I asked the boy Reese if he had found
anything in the saloon and he told me no. When was this you
asked him that question? The morning of the 16th; he told
me, no; I did not say anything more to him, I simply told him
a gentleman lost a piece of jewelry, I told him that I had a
gentleman to breakfast in the morning, that he lost a piece
of jewelry, I did not know whether it was a scarf pin or a
color button, he told me he did not see anything or find any-
thing about it. How soon after that was it that you took from
Nicholson a pawn ticket. The next morning, in Stonington, Nich-
olson came and gave me a pawn-ticket. What did you do with
that pawn-ticket. I took it and showed it to the captain of
the boat. Did you subsequently give it to Police Officer
Mallon? Yes, the next morning, in New York. Did you pay
Nicholson a dollar? No. Nicholson said he gave Reese a dol-
lar and that the steward agreed to pay the balance, that he
would get \$2.00 from the steward the next morning and give it
to him. Did you have any conversation with Reese about this
jewelry at any time? No.

CROSS EXAMINATION:

When did you learn that some property had been missed? Mon-
day night, August 15th. Do you know who has the keys to the

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state-rooms on board the boat? The Purser, Mr. Davis, has the keys. Has the defendant any key to get into the state-rooms? No, the only persons who have keys are Mr. Davis, the head hall man and myself. Unless you, or Mr. Davis, or the head hall man opened the state-room he could not get into it? No. He could not get in without the keys? Not very well. Does either one of you three persons lock the doors? Passengers leave the room and the doors are left open. The head hall man passes through the rooms to see that they are out, then he gives the word to the boys to make up the rooms. Then before the defendant could have entered the state-room of the complainant after he had left it, the head hall-man would have gone in ahead of him would he? The passenger occupying the room next to the room that the man who lost the property occupied might have left his door open; he (the defendant) could have passed through the connecting door. As I understand it the passenger that used that room before tried to open the connecting door, but the door being swelled he burst the door open and broke the lock on one side of the room that this gentleman occupied, the other side was locked. Being Sunday I could not have that fixed in Stonington, it had to go without being fixed. When the occupants have left their rooms and not until the hall man has gone through the various state-rooms to see if the occupants have left, can the defendant enter one? Yes. When? At any time in the morning after the passenger goes out because there is no one to keep them (the boys) in any one place all the time. Mr. Davis gives the keys out to the passengers when they come aboard the boat at night and after that the baggage-master, in the middle of the day, gathers the keys and carries them back to him again. There are no duplicate keys, with the exception of the pass key of

the head hall man. Is that Mr. Fuller? Yes. He is there now is he? He has been sick. He had the pass key? Yes. For all the state-rooms on the floor? Yes, one key opens all the rooms. Does Mr. Fuller open those state-rooms after the passengers leave? No. Who does? Sometimes he passes through to find out whether the passengers are all out; sometimes the passengers lock the door and take the key off with them. We had to use a pass key to find out if anybody was there. The defendant or any of the employees had no keys? No, not supposed to have, unless they got one made themselves. Where did this conversation with Reese take place? In the saloon, right under the dining room, on the steamboat. On the night of the 15th of August? That took place in the cafe with the boy Nicholson. You had heard that he had found a stud? Nicholson told me so. You had heard that somebody had lost a stud, some jewelry? No. All property that is lost on the boat is supposed to be turned in to the steward, I look after it all. I understood you to say, in answer to a question by Mr. Weeks, that before speaking to Reese at all you had been informed that a gentleman had lost some property? I only said that in order to find out whether the boy would turn the property into me or not. I never asked him if he found it. When did you ascertain some property had been lost? Monday night, the 15th. Before or after you spoke to Reese? Before. Then you did know the property had been lost before you spoke to Reese? No. Did not the complainant tell you he had lost some property? No. I found it out from the captain of the boat through a letter which was sent to the company's office on Wednesday night. The complainant wrote to the company saying that he had lost some property. That statement that you made to Reese about the gentleman at breakfast was not true?

So No.

JAMES MALLON, sworn and examined:

You are a police officer attached to the 28th precinct? Yes.
When did you first have anything to do with this case of Reese?
On the 19th of August. And did you obtain from the steward a
pawn ticket? Yes. What did you do with it? I got it out
of the pawn-shop on 9th Avenue between 51st and 52nd Street;
the pawn brokers name is Duclief. What was it you got on the
pawn ticket? I got that collar button. When did you first
hear of this robbery? I heard about it from the Sergeant at
Headquarters, he gave me a letter to investigate that he got it
from the complainant and I went over to the boat, Pier 36,
North river, Stonington Line, I saw the steward there, I spoke
to him and he gave me information and I received the pawn-
ticket; I sent for the defendant Reese, I brought him up in
the state-room in company with the steward; I said, I am going
to talk pretty plain and I want to know what you done with the
stuff you took out of that man's satchel. He hesitated; I
said, there is no use your denying it, I know all about it, I
want to know what you done with it. He said, I pawned one
of them and the other I have at home. What did he say, he
pawned the stuff? No, he had the cats eye at home, the stud
he pawned. What is the cats eye? The pin. What did you say
to him then? I then arrested and took him down and left him
in charge of my partner; I went up to his house, he told me
where his house was, he lived in 230 62nd Street, he told me
he lived there with his wife. When he told me where he lived
I went there, his wife was out and I sent for her; they told
me she was a few doors down the street. His wife gave me the
pin. How long did it take her to find? About five minutes.
Where did she get it from? Out of the bedroom; she left me
sitting in one room; that is the pin she gave me. Did the
9 complainant identify that as his property? Yes, I showed him

him the pin in court and I took him over to Headquarters and I showed him the pin and the stud afterwards, and he identified both of them.

CROSS EXAMINATION:

When I arrested the defendant I took him in a state-room with Mr. Thompson and accused him of the larceny of the two pins. He says, I did not take them out of the stachel but I took them off that shelf, pointing to where a looking-glass was resting. He told you that his wife had the pin? Yes. And you immediately went up and got it? After a little trouble. She denied having it at first, and then she told me after that she had it.

THE CASE FOR THE DEFENCE:

JOSEPH H. REESE, sworn and examined:

How old are you? 21. Are you a married man? Yes. Where did you live at the time of your arrest? 230 West 62nd Street. How long were you employed on the steamer New Hampshire? About 20 days. Previous to that where were you employed? A Mr. Thompson, he is the man that hired me. Were you ever employed with Mr. Sauer? Yes. What is his business? He is Freight Agent, I think, 343 Broadway, New York, of the Chicago and Great Western Railway Company. Were you ever employed by Mr. Rothschild? Yes. How long? Three or four months. Were you ever employed by Mr. Herrman? Yes, ten months. You were also employed at the Park Avenue Hotel in this city? Yes. Do you know this gentleman here, Mr. Reed? Yes. Mr. Reed has charge of what is called the front part of the Park Avenue Hotel, charge of the boys? Yes. How long were you employed at the Park Avenue Hotel? I was there two different times, about twelve months in all. Were you ever arrested before in your life? No, I have never been charged with any offence. Do you

recollect seeing this jewelry? Yes. Tell the jury in your own way how you came in possession of it? Just as usual in the morning I go down stairs to get breakfast; we get our breakfast and Fuller, the head hall man, is the last man that goes up from breakfast and when he goes up stairs the first word he says to us is to get through and go down stairs and strip down the rooms. At that hour he has been through all the rooms. He sees all the passengers off the steamer. He has been through all the rooms and left them open so that the men go down stairs and clean up after they get through their breakfast. Tell us where you got the jewelry? I got it right underneath the looking glass on a little platform where a man lays his comb and brush. When I found it I did not think it was valuable because Fuller goes through and opens the doors, I thought if it was of any value he would take it out himself; I took it and looked at it; I thought it was a very cheap thing. I put it in my pocket and went on and finished stripping down. The next thing is to take the dirty linen down stairs. In bundling it up the pin sticks in; I takes it out, I would have thrown it away because I thought it was nothing much, I takes it out and stuck it in my pillow. After sticking it on I finished cleaning everything. I did not take the button out of my pocket but the pin was sticking on top of the pillow. That night me and this man Nicholson were on the last watch together going back to Stonington. I says, Nicholson, I found the button in the state-room, what do you think of it? He looked at it but did not say much. He says, I do not know, what are you going to do with it? I says, I don't know, I guess I will keep it and see what it is when we get back to New York. There was no more said about it. I came back to New York the next trip.

11 I got off here; I was through my work. I had on the com-

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pany's uniform. I got on the elevated road at Houston St. and got off at 59th Street and went to the pawn-broker's to see what it was. Was it on 9th Avenue? Yes, on 9th Avenue near 57th Street, I got off and went in, it was ab ut half past 2 o'clock. The man was standing and the clerk was a small fellow. The pawn-broker says, what do you want? I gave him the button and said, will you give me three dollars? I did not know whether it was worth three dollars or five hundred, he says something to the boy and he went out, the boy got the ticket and gave me three dollars. When I looked at the ticket it was a diamond stud, I said to the boy, will you call that man back because I want to ask him something about this button, because I found this button. The boy said, what do you want to ask him? I said, I want to know what it is worth. The boy said, he has gone to lunch, you cannot see him now. I says, won't you call him back? He said, no, wait a few minutes and he will be back himself. I said, I have not time, I have to go back to work anyhow, won't you call him again? He said, no, I cannot do it. After that he says, what do you want to know about it? I said, tell me the value of it. He said, no, I won't tell you what is the value of it until you come to get it out. I went out and went up and told my wife, take this pin and keep it until I come back the next trip. Then I went back on the steamboat, about half past three or four o'clock, with "Baltimore," that is what we all call Nicholson. So that night down stairs, where he sleeps is over the top of me, his berth is on top of me, it was about 12 o'clock at night, he says to me, what did you do with that button you had? I says, Baltimore, that ticket was a diamond, I did not know it. The man made the ticket out "Diamond". He said, let me see it. I took the ticket out
12 of my pocket and showed it to him. He said, I will give you

\$3.00 for your ticket. I says, no, I do not care about selling it. He asked me four or five times to let him have it, he would give me three dollars. I thought I would try him to see if he had Three dollars and said, give me the money. He had the ticket, then I asked him for the dollar; I did not put it in my pocket. I intended to ask him for the ticket, somebody might call for it. So after that we dropped off talking and were talking about something else. I did not take the dollar and put it in my pocket until the next day. That night he said, I will pay you the balance of the money, \$2.00, when Mr. Thompson gives it to me. After that I laid down and went to sleep; the next morning nothing was said about it; I got to New York the next trip. I intended to ask him for the ticket and go up and get it and keep it until it would be called for. At this time the detective came down and asked me about it. I told him, yes, I had it; he asked me, Reese, where is that button that you found, go ahead, tell me all about it? I says, I do not know anything at all about it; I found the button right under the glass, that is what I told everybody, that is what I told "Baltimore," or Nicholson, I found it under the glass. The detective said, where is the pin, how can I get it? I said, go up to my house and tell my wife to get it; she has it. He said, is your wife in? I said yes. He said, suppose she is out, how will I find her? I said, she is always in. He took me to the Leonard Street police station. Did you see a satchel in the room, were you into the room? No. You are not allowed to go through the hall unless the passengers have left the steamer? No; if we go up stairs, we go up by the back way on the hurricane deck, not through the hall.

CROSS-EXAMINATION:

Have you any jewelry? Nothing much, I have owned three watches I think. All at once? No sir. What did you do, trade them off? I pawned some of them, I pawned what I had, I did not trade off. How long have you been working steadily? All my life. You have worked in Long Branch? Yes. Have you worked in any other hotels. No, no other hotel but a large apartment house. What other apartments. I used to work in the Nevada Flats, 69th Street and the Boulevard. I worked there before I went to Long Branch, about the 1st of July. How long did you stay in Long Branch? A little over a month. I do not know the date I came back from Long Branch. Where did you work in Long Branch? I worked for Mr. Fleisch. Were you told in any place that you worked that if you found anything it was your duty to hand it in to the clerk, or the steward or some one of your employers in the house? No one ever told me anything as to that. How old are you? Twenty-one. Didn't you know if you found anything on board that steamer you ought to have brought it to the captain, or to the steward and say "I have found this in such a state room," do you know that to be the proper thing to do? No sir, because there is a man who goes through the rooms, if anything valuable is worth anything he ought to take it. Ought you not, if you found anything valuable, to hand it over to the purser or captain, you do not know that? No. You were not aware that it was one of the rule of that company? No. I understood you to testify that this pin that you found was in a box like that? No, I never seen the box before. How many boys are there on the steamer? I don't know, seven or eight. Do you know what the number of the stateroom was in which you found this pin? No. Was the number on each stateroom door? Yes, but I did not take notice

Do you know the stateroom that this gentleman stopped in? No. Was that connected with the stateroom in which you found the pin, did that stateroom have a door, did it have a door connecting with the other stateroom? I do not know. Have you any knowledge of the side that stateroom is on where you found the pin? Yes, on the left-hand side going forward, those were the rooms I had in my care. You call this an accident that you did not take this pin and this stud out of the complainant's valise at all? No. You found it on that place you have indicated? There was not any valise in there, that door was standing wide open, because I could not get in through the room until Fuller unlocks the room; we are not allowed to go through the hall until he does. Suppose you found the door leading from the hall and got into that room, then you found that there was a connecting door between that room and the next stateroom, could you get in by opening the door? There is a man goes through and opens the doors before we are allowed to go into the hall. What time in the morning was it? About nine o'clock, I think it was about that time, I do not know positively.

FREDERICK A. REED, sworn and examined:

What is your business? Chief clerk of the Park Avenue Hotel. Do you know the defendant, Joseph Reese? I do. How long have you been in the Park Ave. Hotel? It will be two years in October or November. How long do you know the defendant? I could not say, I have known him for some time. During the time he was employed at your Hotel? I should judge over six weeks. Was it nearer a year? I do not want to swear positively, they come and go all the time. Well during the time he was employed at your Hotel, did you always find him honest and trustworthy? As far as I know, yes. You never had any

complaint to make against him? No. I could not say whether he was discharged or not. What was his business at the Hotel? He was on the hall, hall-boy and bell-boy.

JOSEPH W. REESE; recalled by counsel:

When you were employed with Mr. Rothschild, did he give you a recommendation? Yes. When you were employed with Mr. Smith, of the Chicago & Great Western Railway Co., did he give you a recommendation? No sir, he did not give it to me when I left him, I sent for it. Did you get a recommendation from Mrs Herman when you worked for him at 290 and 291 West Street? Yes. What business is he in? He is in the rag business, but I was a butler up town, he went to Europe and he left me a reference.

The Jury rendered a verdict of GUILTY of GRAND LARCENY in the SECOND DEGREE.

POOR QUALITY
ORIGINAL

0157

Grand Jury Room.

PEOPLE

vs.

Joseph H. Reesa

Fin. & Hyg. -

Mr. Meyer defendant's counsel
agrees ~~also~~ to try this case
tomorrow.

Put it on for Part I. I
have informed Mr. Weeks.

The indictment is to be
filed today.

Wm. Lindsay

Sept 15/92

POOR QUALITY
ORIGINAL

0158

505

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Joseph M. Reese

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

Joseph M. Reese —

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

The said *Joseph M. Reese,*

late of the City of New York, in the County of New York aforesaid, on the *fifteenth* day of *August*, in the year of our Lord one thousand eight hundred and ninety-*two*, at the City and County aforesaid, with force and arms,

one stud of the value of twenty five dollars,
and one scarf-pin of the value of
twenty seven dollars,

of the goods, chattels and personal property of one *Walter de C. Paul Tracy,*

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

de Lancey McCall,
District Attorney

0159

BOX:

496

FOLDER:

4523

DESCRIPTION:

Reiss, Max

DATE:

09/12/92



4523

73

Counsel,

Filed

day of

189

Pleads,

THE PEOPLE

vs.

Max Riss

DE LANCEY NICOLL,

District Attorney.

Grand Larceny, Second Degree. [Sections 228, 237, Penal Code.]

Witnesses:

D. Dickerson

B. Caproni

W. Cahen

319 E. 60th St

for opinion

for

Best Counselor

Particular

Reasons

for

James J. [Signature] Foreman.

Sept 17 1921

Heath J. [Signature]

Ed. [Signature]

Sept 16 1921

for

POOR QUALITY ORIGINAL

0151

Police Court 2 District. Affidavit—Larceny.

City and County }
of New York, } ss:

Henry Mendelson
of No. 27 Greene Street, aged 30 years,
occupation Glass Importer being duly sworn,

deposes and says, that on the 27 day of August 1897 at the City of
New York, in the County of New York, was feloniously taken, stolen and carried away
from the possession of deponent, in the day time, the following property, viz:

Two pieces of silk of the value of fifty
dollars

the property of Inas Mendelson Fannie Mendelson
and deponent

and that this deponent
has a probable cause to suspect, and does suspect, that the said property was feloni-
ously taken, stolen and carried away by Max Weiss (now here)
from the fact that the defendant was
employed by deponent as errand boy
and stock clerk and deponent is
informed by Sergeant Detective Charles
O'Connor of the Central Office that the
defendant admitted and confessed to him
said Officer that he had stolen said silk
here shown in court and attempted to pawn
said two pieces of silk at a pawn office no
118 Third Avenue and when said pawn office
keeper refused to allow deponent to pawn
said pieces of silk defendant ran out of said
pawn office and left said silk in said pawn office
said Officer subsequently found said two pieces of silk
in said pawn deponent identified said silk by the tags
attached to said silk

Henry Mendelson.

Sworn to before me, this
day of August 1897
John D. [Signature]
Police Justice.

4759

POOR QUALITY ORIGINAL

0162

Police Court 2 District. Affidavit—Larceny.

City and County of New York, ss:

of No. 27 Greene Street, aged 30 years, occupation Greek Importer being duly sworn,

deposes and says, that on the 27 day of August 1897 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the day time, the following property, viz:

Two pieces of silk of the value of fifty dollars

the property of Inas Mandelson Fannie Mandelson and Deponer

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 Max Reiss (now has) from the fact that the defendant was employed by deponent as errand boy and stock clerk, and deponent is informed by Detective Charles E. Brown of the Central Office that the defendant admitted and confessed to him said Officer that he had stolen said silk here shown in court and attempted to pawn said two pieces of silk at a pawn office no 118 Third Avenue and when said pawn office keeper refused to allow defendant to pawn said pieces of silk defendant ran out of said pawn office and left said silk in said pawn office said Officer subsequently found said two pieces of silk in said pawn, deponent identified said silk by the tags attached to said silk

Henry Mandelson.

Sworn to before me, this 27 day of August 1897 John H. [Signature] Police Justice.

POOR QUALITY ORIGINAL

0164

(1885)

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK }

Max Reiss

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.

Max Reiss

Question. How old are you?

Answer.

18 years

Question. Where were you born?

Answer.

Germany

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

Answer.

319 East 54th 16 Weeks

Question. What is your business or profession?

Answer.

Or Vand boy & Stock 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
Max Reiss*

Taken before me this

day of

[Signature]
189

Police Justice.

POOR QUALITY ORIGINAL

0165

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

Police Court... 73
 District... 1089
 1894

THE PEOPLE, &c.,
ON THE COMPLAINT OF

1 Henry M. Kelly
 2 of the City of New York
 3 vs.
 4 John King
 Offense: *Warrant*

Dated, August 31 1892

Magistrate

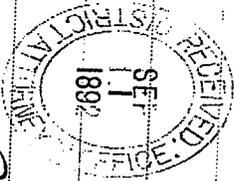
Officer

Proctor

Witnesses

No. _____ Street _____

No. _____ Street _____



No. _____ Street _____

No. _____ Street _____

No. _____ Street _____

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 *100* 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, August 31 1892 *John Ryan* Police Justice.

I have admitted the above-named _____ to bail to answer by the undertaking hereto annexed.
Dated, _____ 189 _____ Police Justice.

There being no sufficient cause to believe the within named _____ guilty of the offense within mentioned, I order h _____ to be discharged.
Dated, _____ 189 _____ Police Justice.

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

THE PEOPLE OF THE STATE OF NEW YORK

against

Max Reiss

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

Max Reiss

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

The said *Max Reiss*

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

two pieces of silk of the value of twenty-five dollars each
piece

[Handwritten flourish]

of the goods, chattels and personal property of one *Henry Mendelson*

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.

Redaancy Nicoll
District Attorney

0167

BOX:

496

FOLDER:

4523

DESCRIPTION:

Ritz, Benjamin

DATE:

09/26/92



4523

POOR QUALITY
ORIGINAL

0169

SWISS BENEVOLENT SOCIETY
OF NEW YORK
No. 108 SECOND AVENUE

New York, March 16th 1893.

AMW
M. 28

Hon. Fred. Trench
Recorder of the City of New York

Dear Sir,

Once more I beg leave to ask you to
dispose of the case of young Berg, Ritz,
who has been here in the Tombs many
months.

Please send him to Elmira if
you cannot or will not do anything
else but do not leave him at the Tombs
any longer.

Most respectfully yours
~~Wm. C. Robinson~~
President S. B. S.

206 Broadway, N. Y.

POOR QUALITY
ORIGINAL

0170

SWISS BENEVOLENT SOCIETY
OF NEW YORK,
No. 108 SECOND AVENUE.

New York, October 13th 1892.

Honorable F. Smyth
Recorder of the City of
New York.
Potter Building
New York.

Dear Sir,

At your request I try
to address you in the matter
of Benjamin Ritz, who
is now detained in the
Jails. - I do this not
with any intention to
prevent justice being
done, or much less
to protect a guilty criminal

POOR QUALITY
ORIGINAL

0171

SWISS BENEVOLENT SOCIETY
OF NEW YORK,
No. 108 SECOND AVENUE.

New York, 189

but simply for humanity's
sake, it being clear in my
mind that ample proof
could be brought to show
that the boy is of a weak
mind.

The following data are gathered
from:

- 1) The Swiss Consulate in New York
of Rig's stepbrother, Paul Wahl,
a respectable resident of N. Y.
- 2) Mrs Rig's (the mother's) letters to
her son Wahl etc.
- 3) Mrs Rig's letters to H. B. Whelpley,
a printer, who has his business
in New York since many years
- 4) from Dr. E. d'Orsini
and others.

POOR QUALITY
ORIGINAL

0172

SWISS BENEVOLENT SOCIETY
OF NEW YORK,
No. 108 SECOND AVENUE.

3

New York, 189

All the letters were written in Switzerland a month and more before the boy's arrest.
Benj. Ritz lived with his parents in St. Gall, until his father, a respected and prominent prominent man, died, about 4 years ago. - Then his mother, having, after her husband's death, to work for her living, went to live in Basel with this boy. - Benjamin was an exceedingly bright scholar & in every way of such exemplary conduct, that several professors, among them the famous Doctor Agui, offered to the mother to put together to means to enable Ritz

POOR QUALITY
ORIGINAL

0173

SWISS BENEVOLENT SOCIETY
OF NEW YORK,
No. 108 SECOND AVENUE.

New York, 189

to study medicine.

Benjamin, however, just at
this time, while taking a course
in Anatomy, was stricken with
the Typhus, in consequence of
which the boy suffered for a
long time of serious nervous
prostration, the cranial blood
circulation especially being
impaired. He showed an
abnormal greed for money
and to procure this, it seems, he
took several gold watches in
different places, which he
purchased for a very few francs
only, not knowing afterwards
what to do with the money. - He
was examined by eminent

POOR QUALITY
ORIGINAL

0174

SWISS BENEVOLENT SOCIETY
OF NEW YORK,
No. 108 SECOND AVENUE.

New York, 189

5
specialists on insanity & by them
sent to the Insane Asylum
Chischona. At the end of three
months he was dismissed as
"all right," but within half
a year the same symptoms
showed up again; a consulta-
tion was held & the boy then
sent to the Tuber Sanitarium
at Kloten. - From here he was
discharged as cured after a
few months and he finished
his college studies with dis-
tinction. - The question of
the study of medicine was
taken up again. - Do these
studies are very long & costly
in Europe, and the matter was

POOR QUALITY
ORIGINAL

0175

SWISS BENEVOLENT SOCIETY
OF NEW YORK,
No. 108 SECOND AVENUE.

New York, 189

6.
liking to be dependant on the
good professors, and being
told that the young man would
soon be able to earn his own
bread if he studied in New York;
his step brother, besides, declaring
himself willing to receive
Benjamin at his house,
the mother paying for his board
because her last spring with
excellent recommendations
to the professors of the N. York
medical Institute.

First he had to learn English.
Now, however, the dreadful
symptoms returned. His step-
brother, showing very little feeling
love, and leaving the safety of

POOR QUALITY
ORIGINAL

0176

7
SWISS BENEVOLENT SOCIETY
OF NEW YORK,
No. 108 SECOND AVENUE.

New York, 189

his own family, more at heart,
swiftly put the boy out on the street
boy: then disappeared and was
not found until he wrote a
letter to me. It helpfully from
the 'Trunks'

The prosecuting parties were then
upon visited by St. Johnston &
they remarked to him that they
considered the boy mentally
impaired, basing this upon
his peculiar behavior and upon
his activities as disclosed by their
detective. — He had taken a
gold watch, valued at about
\$30. — & pawned it for \$3. — from
a friend of his, and an opera glass,
valued at \$50, which he pawned

POOR QUALITY
ORIGINAL

0177

8
SWISS BENEVOLENT SOCIETY
OF NEW YORK,
No. 108 SECOND AVENUE.

New York, 189

for \$ 1.50. — When led away
by the detective he said that he
was glad to be taken to prison, as
thus he would be enabled to study
medicine.

He lay his name before him un-
touched for any violation of law.
An incarceration for a long
time would probably prove
fatal as to his mental good
qualities. — If liberated he
would, no doubt, simply
become a charge on the People.
Therefore I take the liberty to
recommend to your Honor,
either to have Rice put under
competent care in an Insane
asylum, or then to allow him

POOR QUALITY
ORIGINAL

0178

SWISS BENEVOLENT SOCIETY
OF NEW YORK,
No. 108 SECOND AVENUE.

9

New York, 189

to be put in charge of his mother's
friends & by them to be returned
forthwith to Switzerland.

In the latter case the safest
way would be to keep him where
he is now until arrangements
can be made to put him on
board a mail steamer.

In submitting these points
to Your Honor's kind con-
sideration, I remain,

Most respectfully yours,
Gustave Kurliniam,
President, Swiss Benevolent
Society of New York

and Room 92. 206 Broadway
New York

POOR QUALITY ORIGINAL

0179

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.]

No see Recorder Snyth
SUBPENA FOR A WITNESS TO ATTEND THE GENERAL SESSIONS OF THE PEACE.

In the Name of the People of the State of New York. *{ No such party }*
To *G. H. Whelpley* *These*
of No. *42 Broad* Street

YOU ARE COMMANDED to appear before the Court of General Sessions of the Peace in and for the City and County of New York, at the Sessions Building, adjoining the New Court House in the City Hall Park, in the City of New York, on the day of ~~OCTOBER~~ *5* 189*2* at the hour of 11 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

Benjamin Ritz
Dated at the City of New York, the first Monday of ~~OCTOBER~~
in the year of our Lord 189 *2*

DE LANCEY NICOLL, District Attorney.

POOR QUALITY ORIGINAL

0180

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.]

To see Records Smyth
SUBPOENA FOR A WITNESS TO ATTEND THE GENERAL SESSIONS OF THE PEACE.

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

To *Alexander Schoenerowok*
of No. *230 East 6th* Street

YOU ARE COMMANDED to appear before the Court of General Sessions of the Peace in and for the City and County of New York, at the Sessions Building, adjoining the New Court House in the City Hall Park, in the City of New York, on the day of **OCTOBER** 189 at the hour of 11 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

Benjamin Ritz
Dated at the City of New York, the first Monday of **OCTOBER**
in the year of our Lord 189

DE LANCEY NICOLL, *District Attorney*

POOR QUALITY ORIGINAL

0 18 1

Witnessed there
these persons in
neighbourhood without
success

John Hanna

Should the case not be called on for trial and no reason assigned in Court, please inquire in the District Attorney's Office about it, and you may save time.
If inconvenient to remain, and you prefer another day, state this early to the District Attorney, in the Court.
If ill when served, please send timely word to the District Attorney's Office.
If you know of more testimony than was produced before the Magistrate, or if a fact which you think material was not there brought out, please state the same to the District Attorney or one of his Assistants.

230 E. 6

POOR QUALITY
ORIGINAL

0182

Feb 7-93 -

Mr. G. Heidlman:

Dear Friend:

Enclosed you will find two letters from poor Prof. Vitz who has written me often in despair as to his prospects. He can hardly hold out any longer; and who will be to blame for his mental and physical wreck?

I have been sick in bed for over 5 weeks with Bronchitis and pulmonary inflammation. The doctor says I just escaped getting phthisis! I expect to be taken home to my mother in N. J. in a heated coach as soon as the weather will permit. I am improving but slowly and expect to go to Syria or Africa by next

POOR QUALITY
ORIGINAL

0183

fall, D.V.

Could not the District Attorney be
petitioned with regard to this case?

If I were well I would get up
a petition and get many influential
signatures to it, to have him released

His poor mother is almost wild
over this, as you well imagine.

Yours very gratefully

Chas. P. Guntner D.D.S.

P. S. I am very tired and dare not
write more.

POOR QUALITY
ORIGINAL

0184

OFFICE OF
HAROLD SLADE, M.D.,
316 JEFFERSON AVE.
BROOKLYN, N. Y.

Jan'y. 9-93.
Mr. Hurlimann.

Dear Sir: -

I really think it will not do to leave that poor boy, Benj. Stitz in the tomtos any longer.

Would you not please suggest to the Recorder to send him on to Elmsia rather than have him his health wrecked for life. He certainly cannot endure it much longer and live. It is now over three months since his incarceration and no better prospects apparently to day than then.

How sad is this case. I am earnestly praying about it, may God give deliverance.

I will write him (the boy) - this A.M.
If he submits himself to God,
gives up all confidence in himself
and is willing to take God upon
His conditions (i. e. to own his de-
quavity and his need of a savior,) he
~~to~~ will be liberated.

How stubborn the human heart
is, it ever relies on its own merits,
yet should man receive his due,
the "lake of fire" would be his por-
tion. "For they being ignorant of
God's righteousness and going about
to establish their own righteousness
have not submitted themselves to the
righteousness of God." (Rom. x: 3)

"In thy sight shall no man living
be justified." Ps.

Yours in much sorrow,
D. Chas. F. Guntner

**POOR QUALITY
ORIGINAL**

0186

P. S.

Please give my kindest
regards to our friend at the Swiss
Consulate. C.F.G.

POOR QUALITY
ORIGINAL

0187

NEW YORK,
SECOND AVENUE.

Samuel J. Smyth
Recorder of the City
of New York
Fulton Building
New York

POOR QUALITY ORIGINAL

0188

Police Court Fourth District. Affidavit—Larceny.

City and County of New York, ss: Charles Langsdorff of No. 209 East 19 Street, aged 19 years, occupation Mathematical Instruments being duly sworn, deposes and says, that on the 7 day of September 1897 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the day time, the following property, viz:

One pair of opera glasses and one gold watch together of the value of about forty dollars

the property of in Deponent's care and custody

and that this deponent was a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen and carried away by Rayman C. B. Morrison

for the reasons following to wit: That on said date this deponent came to the said premises at the above address that the said property was in the premises when the defendant came in. That deponent saw the defendant with the said watch (part of the property) that the defendant stayed about an hour and immediately after he left deponent missed the property. That deponent accused the defendant of taking the property and the defendant admitted having taken it. Therefore deponent prays that the defendant be dealt with according to law. C. Langsdorff.

Sworn to before me this 11th day of Sept 1897
of Charles Langsdorff
Justice.

POOR QUALITY ORIGINAL

0 189

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK ss:

Benjamin Pitz

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

Question. What is your name?

Answer.

Benjamin Pitz

Question. How old are you?

Answer.

18 years

Question. Where were you born?

Answer.

German Switzerland

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

Answer.

Whome at present

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 not guilty
Benjamin Pitz*

Taken before me this

day of *April* 189

Police Justice.

[Signature]

POOR QUALITY ORIGINAL

0190

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

Police Court... District...

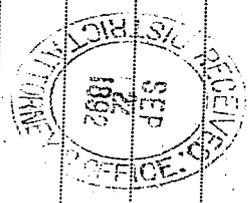
THE PEOPLE, N.Y.,
ON THE COMPLAINT OF

James Arcene
James Arcene
James Arcene

1
 2
 3
 4

Dated *Sept 21* 18*94*

William J. ...
 Officer
William J. ...
 Magistrate



Witnesses
 No. _____ Street _____
 No. _____ Street _____
 No. _____ Street _____
 \$ *1000* to answer

James Arcene
James Arcene

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

Depudan

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of *10* 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 *Sept 21* 18*94* *William J. ...* Police Justice.

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

Dated _____ 18 _____ Police Justice.

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

Dated _____ 18 _____ Police Justice.

POOR QUALITY
ORIGINAL

0191

505

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Benjamin Ritz

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

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

The said

Benjamin Ritz

late of the City of New York, in the County of New York aforesaid, on the *seventh*
day of *September* in the year of our Lord one thousand eight hundred and
ninety-*two*, at the City and County aforesaid, with force and arms,

one watch of the value of
thirty dollars and one pair of opera glasses
of the value of ten dollars

of the goods, chattels and personal property of one

Charles Langsdorff

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

De Lancey Nicoll,
District Attorney

0 192

BOX:

496

FOLDER:

4523

DESCRIPTION:

Roch, Frank

DATE:

09/26/97



4523

POOR QUALITY ORIGINAL

0193

278
Counsel,
Filed, 76
Pleads, 188
11/11

THE PEOPLE

19 Elizabeth
114 Elizabeth
Penitentiary

Frank Rock

Grand Larceny, 2nd Degree
(Section 528, and 584, Penal Code)

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

(James T. ...)

Sept 2 - Sub 5, 1892 Foreman.

Heads County

R. M. DeMoo N.P.

Oct 7/92 ...

Witnesses:

Subpoena off ...
didn't attend ...
(Ray) and ...

POOR QUALITY ORIGINAL

0194

(1365)

Police Court- 3 District.

Affidavit-Larceny.

City and County }
of New York, } ss.

of No. 266 Edipasut Street, aged 23 years,

occupation Laborer being duly sworn,

deposes and says, that on the 17th day of September 1892 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the night time, the following property, viz:

Good and lawful money of the United States of the value of Thirty seven dollars

Sworn to before me, this 189 day

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 Frank Rock (now here) and ~~others~~ not arrested, who were acting in concert for the reasons that deponent was accosted on Houston Street, by the defendant Rock who requested deponent to give him a match; while deponent was giving him a match the defendant suddenly rushed over to a spot several feet away and picked up a pocket book and opened it and it contained among other things the annexed paper ^{which is} ~~property~~ to the amount of \$100.00 Confederate bill. The defendant then stated that the paper

Police Justice.

was a hundred dollar lawful currency and for the reasons that deponent was with him when he found said pocket book he would divide the bill and give deponent \$50, that is, he would give deponent the \$100 paper if deponent would give him \$50. in money.

Deponent gave defendant the sum of \$37. for said bill ^{which} and deponent has since discovered is of no value which fact deponent has cause to believe, the defendant well knew.

I swear to before me this 21st September, 1893, Salvador ^{his} Sprofer
[Signature]
Police Justice

POOR QUALITY ORIGINAL

0196

Sec. 198-200.

3 District Police Court.

CITY AND COUNTY OF NEW YORK, ss:

Frank Rock

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

Question. What is your name?

Answer. *Frank Rock*

Question. How old are you?

Answer. *19 years*

Question. Where were you born?

Answer. *Italy*

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

Answer. *10 Varick Place 3 months*

Question. What is your business or profession?

Answer. *Driver*

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

Answer. *I am not guilty.*
Frank Rock

Taken before me this *21* day of *September* 189*5*
[Signature]
Police Justice.

POOR QUALITY ORIGINAL

0197

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

278
1181

Police Court, _____ District, _____

THE PEOPLE, &c.,
vs. THE COMPLAINANT OF

Salvadoro...
Charles Reed

Offense, *Grand Juror*

Dated *Sept 21* 189 *2*

Magistrate
Magistrate

Witnesses *Queide*
Queide

No. _____ Street _____
No. _____ Street _____
No. _____ Street _____

\$ *1000* to JUSTICE

COMMITTED

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*

Wm 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, *Sept 21* 189 *2* _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK |
AGAINST

Frank Roda

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

Frank Roda

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

The said *Frank Roda*,

late of the City of New York, in the County of New York aforesaid, on the ~~seventeenth~~ day of *September*, in the year of our Lord one thousand eight hundred and ninety-*two*, at the City and County aforesaid, with force and arms, with intent to deprive and defraud *one Salvadore D'Agostino*

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

That *he* the said *Frank Roda* had then just found in the public street, while in the company of the said *Salvadore D'Agostino*, a pocket book, (which he then and there exhibited to the said *Salvadore D'Agostino*) and that the said *book* had been accidentally lost by a person who had dropped the same in the street within the view of the said *Frank Roda*;

that the said pocket book contained among other things a United States legal tender bill of paper money, of the denomination and value of one hundred dollars, that the reason of the said Salvador Sprofer having been in line company at the time he found the said pocket book in the said Frank Rock was willing to divide the proceeds thereof by giving the said bill to the said Salvador Sprofer, and taking back from him the difference between its value, and a half share thereof.

By color and by aid of which said false and fraudulent pretenses and representations, the said

Frank Rock

did then and there feloniously and fraudulently obtain from the possession of the said

Salvador Sprofer the sum of thirty seven dollars in money, lawful money of the United States of America, and of the value of thirty seven dollars,

of the proper moneys, goods, chattels and personal property of the said Salvador Sprofer,

with intent to deprive and defraud the said Salvador Sprofer,

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 Frank Rock had not then and there found the said pocket book in the public street, while in company with the said Salvador Sprofer, and the said pocket book had not been accidentally lost by a person who had dropped the same in the street within the view of the said Frank

**POOR QUALITY
ORIGINAL**

0200

Rock, and the said pocket book did not
contain among other things a United States
Legal Tender bill of paper money of
the denomination and value of one hundred
dollars,

And Whereas, in truth and in fact, the pretenses and representations so made as afore-
said by the said Frank Rock
to the said Salvadoro Sprovera was and were
then and there in all respects utterly false and untrue, as he, the said
Frank Rock
at the time of making the same then and there well knew;

And so the Grand Jury Aforesaid, do say that the said
Frank Rock
in the manner and form aforesaid and by the means aforesaid, the said proper moneys, goods,
chattels and personal property of the said Salvadoro Sprovera
then and there feloniously did STEAL, against the form of the statute in such case made and pro-
vided, and against the peace and dignity of the said people.

DE LANCEY NICOLL,
District Attorney.

0201

BOX:

496

FOLDER:

4523

DESCRIPTION:

Rosenheim, Harry

DATE:

09/14/92



4523

POOR QUALITY ORIGINAL

0202

Witnesses:

The defendant having
 been sent to the House
 of Refuge on another
 charge, I recommend
 that he be discharged
 from custody on this
 indictment on his
 recognizance

J. F. B.
 asst. Dist. atty.

Sept 16-92

W. Martin - 114 Broadway
 110

Counsel,

Filed

Pleas,

1892

THE PEOPLE

vs.

Harry Rosenheim

DR LANCEY NICOLL,

District Attorney.

Grand Larceny, *second*
 [Sections 888, 887, Penal Code.] Degree.

A TRUE BILL.

Jam Nicoll

Perk 3. Sept 16 92 Foreman.

defendant discharged on his
 recognizance

Sept 16 92

POOR QUALITY ORIGINAL

0203

Police Court

5th

District.

Affidavit—Larceny.

City and County of New York, ss:

Alexander Gaff

of No. 322 East 80th Street, aged 28 years, occupation Mechanic, being duly sworn,

deposes and says, that on the 2nd day of September 1892 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the month time, the following property, viz:

Thirty-five dollars, good and lawfull money of the United States

In case and charge 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 Harry Kossuthum (now here) from the fact, that deponent had charge of said money, for the Steelm Co #4 Edward Schützbaum, and gave said money to the defendant to deliver to F O Schultz of #159 East Houston Street, who is the treasurer of said company. Defendant appropriated the money for his own use and failed to return; wherefor deponent charges said defendant with the larceny of said money, and prays that he may be held with, according as the law directs.

A. Gaff.

Sworn to before me, this

of 1892 day

John B. Lawrence, Police Justice.

POOR QUALITY ORIGINAL

0204

Sec. 198-200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Navy Rosenheim

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

Question. What is your name?

Answer.

Navy Rosenheim

Question. How old are you?

Answer.

15 years

Question. Where were you born?

Answer.

New York

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

Answer.

322 East 80th St 5 years

Question. What is your business or profession?

Answer.

Freeman, in a printer's office

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.

Navy Rosenheim

Taken before me this

day of

Sept

189 *7*

John McLaughlin

Police Justice

POOR QUALITY ORIGINAL

0205

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

Police Court---
 District, 1894

A No. 116-1129

THE PEOPLE, &c.,

ON THE COMPLAINT OF

William D. Bell
Jose Gaspar Lopez
Wm. J. Ketchum

Offense

Grand Larceny

Dated, *September 7-2* 1892

Magistrate

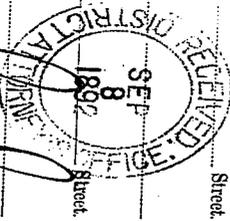
John P. Corbin
 Officer

Witnesses

No. _____ Street _____

No. _____ Street _____

No. *200* Street _____
 to answer



John P. Corbin

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

Defendant

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

Dated, *Sept 7-2* 1892 *John P. Corbin* Police Justice.

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

Dated, _____ 189 _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

POOR QUALITY
ORIGINAL

0206

505

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Harry Rosenheim

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

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

The said

Harry Rosenheim
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
ninety-two, at the City and County aforesaid, with force and arms,

the sum of thirty-five dollars
in money, lawful money of the
United States of America, and
of the value of thirty-five dollars

of the goods, chattels and personal property of one

Alexander Pfaff

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.

Re Launcey Nicoll,
District Attorney.

0207

BOX:

496

FOLDER:

4523

DESCRIPTION:

Ross, Edward

DATE:

09/20/92



4523

Witnesses:

The complainant in this case
have asked for the greatest
leniency for the defendant. He
is only 21 years of age & I
believe that he will reform
& become an honest member
of society. I therefore recommend
that he be allowed to enter a
plea of guilty of grand larceny
in 2nd degree & that he be
sent to the Elmira Reformatory
Oct. 10. 93

Vernon H. Davis
Dist.

Counsel

Filed

Pleas

day of

1893

THE PEOPLE

Grand Larceny,
Sections 528, 530,
Degrees,
Penal Code.]

10

19th Oct.

v. i. d.

James T. Lamb

Foreman.

Sept 10/93

Pleas 9. 2. 2 d d d

Comin Ref 17

Sept 11/93

Edward Ross

See case of
Joseph R. Schell
Sept 30/93

DE LANCEY NICOLL,
District Attorney.

10

19th Oct.

v. i. d.

James T. Lamb

Foreman.

Sept 10/93

Pleas 9. 2. 2 d d d

Comin Ref 17

Sept 11/93

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Sept 30/93

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Foreman.

Sept 10/93

Pleas 9. 2. 2 d d d

Comin Ref 17

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Sept 30/93

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District Attorney.

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19th Oct.

v. i. d.

James T. Lamb

Foreman.

Sept 10/93

Pleas 9. 2. 2 d d d

Comin Ref 17

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Joseph R. Schell
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19th Oct.

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Foreman.

Sept 10/93

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Joseph R. Schell
Sept 30/93

DE LANCEY NICOLL,
District Attorney.

10

19th Oct.

v. i. d.

James T. Lamb

Foreman.

Sept 10/93

Pleas 9. 2. 2 d d d

Comin Ref 17

Sept 11/93

Edward Ross

POOR QUALITY
ORIGINAL

0209

ABEGG & RUSCH,

P. O. Box 918.

PARIS: 40 Bis, R. de l'Église Polissonnière. ST. ETIENNE: 5 Place Mi-Carême
LYONS: 19 Place Tholozan. ZURICH: 27 Bahnhofstrasse
BALE: 24 Rheinsprung.

90, 92 & 94 GRAND STREET.

TELEGRAMS: NUTOBER-NEW YORK.

NEW YORK, Oct. 16 1899

To, Hon. Rufus B. Cowing;
Dear Sir:

We are advised that
Edw. Rose is to be sentenced tomorrow
morning Oct 17th.

As the prosecuting witnesses in this
matter, we earnestly urge upon you, kind-
ness. Let justice be tempered with mercy.

We feel that the young man has already
been severely and sufficiently punished.

He has been in jail for over a year
and has aided us in every way to arrive
at all the facts in the case.

We are satisfied he was led astray
by evil associates.

Before this crime was committed, this
young man bore an excellent reputation
and was in every way trustworthy and
reliable, and we are confident he will
never again be led astray.

We are also informed and believe that

POOR QUALITY
ORIGINAL

0210

His long period of incarceration in the
Tomb has severely undermined his health,
and that additional imprisonment would
permanently ruin it.

We submit that a very slight sentence,
say three months or a suspension of
sentence altogether, under the circumstances,
would entirely satisfy the ends of Justice.

We are, dear sir,

Yours Very Respectfully
Alegg & Busch

**POOR QUALITY
ORIGINAL**

02 12

49.2
43.1
43.4
38.4
43.2
43.1
43.4
43.5
38.5
43.5
43.1
43.5
43.6
40
43.6
42.6
49.
44.

7781.6

POOR QUALITY ORIGINAL

0213

(1865)

Police Court— / District.

Affidavit—Larceny.

City and County }
of New York, } ss.

of No. 92 Grand Street, aged 27 years,
occupation Book-keeper being duly sworn,

deposes and says, that on the 1st day of August 1892 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the day time, the following property, viz:

One case of Wollen Goods of the value of Seven Hundred Dollars \$ 700

the property of Abegey and Rusch of 92 Grand Street and in deponent's care and charge.

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 Edward Rose for the reason

that on said date, deponent was a clerk for his father, who was a commission salesman in said firm. On said date the same case of goods disappeared from deponent's premises. Deponent is informed by Charles Arney of 459 West 19th Street that he delivered the said case of goods on the said date to Theresa Rothschild at 327 Church Street. Deponent is further informed by Joseph Rothschild of 327 Church Street that he received the said goods for his wife Theresa Rothschild and that he Joseph Rothschild doing business for his wife Theresa received said goods and paid to the said Edward Rose for said goods the sum of One hundred and

Sworn to before me this 189 of Aug Police Justice.

POOR QUALITY
ORIGINAL

0214

ninety six dollars and five cents as appears by
receipt hereto attached.

As defendant had no authority to sell said
goods or receive money for the same defendant
charges the defendant with Grand Larceny
and prays that he be apprehended and dealt
with as the law may direct.

Sworn to before me
this 17th day of September 1892

John P. Leggat.

Wm. H. Brady
Police Justice

POOR QUALITY ORIGINAL

0215

CITY AND COUNTY OF NEW YORK, } ss.

aged 49 years, occupation Joseph Rothschild Agent of No.

(327) Church Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Joseph C. Leggat

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

Sworn to before me, this 17 day of Sept 1892 Joseph Kaderby

Police Justice.

CITY AND COUNTY OF NEW YORK, } ss.

aged 29 years, occupation Charles Ayrey Driver of No.

459 West 19th Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Joseph C. Leggat

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

Sworn to before me, this 17 day of Sept 1892 Chas. Ayrey

Police Justice.

POOR QUALITY ORIGINAL

0216

BATED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court... District.

W 208

1173

THE PEOPLE, &c.,
ON THE COMPLAINT OF

John C. ...
Edward ...
Larceny ...
Fulham

Offense

Dated ... 189

Magistrate

Thomas ...
C.O.

Officer

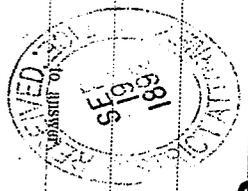
Witness Charles ...

No. 1079 W 19 St

No. 1079 W 19 St

No. 1079 W 19 St

No. ... Street



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, ... 189 ... Police Justice.

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

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

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

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

POOR QUALITY ORIGINAL

0217

505

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Edward Ross

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

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

The said Edward Ross

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

seven hundred and eighty-one yards of cloth of the value of ninety cents each yard

of the goods, chattels and personal property of one Henry Abegg

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.

~~Abraham~~

**POOR QUALITY
ORIGINAL**

0218

SECOND COUNT—

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

Edward Ross

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

The said

Edward Ross,

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

*seven hundred and eighty-one
yards of cloth of the value of
ninety cents each yard*

of the goods, chattels and personal property of one

Henry Abegg

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

Henry Abegg

unlawfully and unjustly did feloniously receive and have; the said

Edward Ross

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

DE LANCEY NICOLL,

District Attorney.

0219

BOX:

496

FOLDER:

4523

DESCRIPTION:

Rossen, Mosses

DATE:

09/07/92



4523

POOR QUALITY ORIGINAL

0220

McMey
Counsel,
Filed *7* day of *Sept* 189*0*
Pleads, *Myself*

George F. ...
THE PEOPLE
vs.
F

Moses Rosen

DE LANCEY NICOLL,
Sept 2 - Nov. 20 1890 District Attorney.
On motion of District Attorney
deft discharged on his own recogn.

A TRUE BILL.

James T. ...

Foreman.

Nov 25th
A.S.B.

Witnesses:

It appears with
the witness officer
city that it is
impossible to
find David Kauf-
man the 2nd
wife who is a
Marriage Witness
without whom
people 22 not yet
a Commission of
power to ...
Nov. 29 1890
R.P.A.
A.S.B.

POOR QUALITY ORIGINAL

0221

Witnesses:

*It appears with the within official -
-city that it is
improperly to
find Sarah Kent
-man the 2nd
wife who is a
Marriage Witness
- without whom
People 22 not yet
a Corporation is yet
person to be married in
MS. 29 1/2
S.P.A.
S.D.A*

McMay
Counsel,
Filed *7* day of *Sept* 189*2*
Pleads, *Myself*

THE PEOPLE
vs.
7
George Forester
Morris Rosen

DE LANCEY NICOLL,
Sept 2 - Nov. 20 1892
District Attorney.
On motion of District Attorney
deft discharged on his own recogn.

A TRUE BILL.
James T. ...
Foreman.
Nov 25th
4 Sub.

0222

POOR QUALITY ORIGINAL

Sec. 198-200.

3rd District Police Court.

CITY AND COUNTY OF NEW YORK, ss:

Morris Rosen

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

Question. What is your name?
Answer. Morris Rosen

Question. How old are you?
Answer. 31 years

Question. Where were you born?
Answer. Russia

Question. Where do you live and how long have you resided there?
Answer. 54 Lorimer Street Brooklyn N.Y.

Question. What is your business or profession?
Answer. Shoemaker

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
Morris Rosen
mark

Taken before me this

day of August 1917

[Signature]

Police Justice

POOR QUALITY

0223

Form No. 122.

328

New York, Aug. 15, 1892

A Transcript from the Records of the Marriages Reported to the Health Department of the City of New York.

COUNTY OF NEW YORK.

STATE OF NEW YORK.

CITY OF NEW YORK

No. of Certificate,

5285

I Hereby Certify, that Moses Rosser and Sara Kaufman were joined in Marriage by me in accordance with the laws of the State of New York, in the City of New York, this 29th day of April, 1892

Witnesses to the Marriage, { Abe Goldenberg Isaac Strog

Signature of person performing the Ceremony, { Abram Zaisich

Date of Record.	Residence.	Official Station.	Name of Person performing Ceremony.	Number of Brides' Marriages.	Mother's Maiden Name.	Father's Name.	Birthplace.	Maiden Name, if a Widow.	Single or Widowed.	Color.	Age.	Residence.	Bride's Full Name.	Number of Groom's Marriages.	Mother's Maiden Name.	Father's Name.	Birthplace.	Single or Widowed.	Color.	Age.	Residence.	Groom's Full Name.	Date of Marriage.	
May 3, 1892	10 Water St	Rabbi	Abraham Zaisich	1	Sara	Moses Rosser	Russia				23 years	112 Bowdoin St	Sara Kaufman	1	Sara	Moses Rosser	Russia				26 years	159 Bowler St, Brooklyn	Moses Rosser	April 29, 1892

A True Copy.

Signature of official

NOTICE.—In issuing this transcript of record, the Health Department of the City of New York does not certify to the truth of the record transcribed. The seal of the Board of Health attests only the correctness of the transcript, and no inquiry as to the facts reported has been provided for by law.

**POOR QUALITY
ORIGINAL**

0224

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

J. Richard Berkley
of *3. Dist. Police Court N. Y.* being duly sworn, says
he is acquainted with the handwriting of *P. S. Duffy*
the Justice who issued the annexed warrant, and that the signature to this warrant is in
the handwriting of said *P. S. Duffy*

Sworn to before me this *17* day

of *Aug.* 189*7*

J. Richard Berkley
Bluyman
POLICE JUSTICE.

0225

POOR QUALITY ORIGINAL

Brooklyn, N. Y.,
Aug. 17 189*2*
The annexed warrant may be executed
in the City of Brooklyn.
[Signature]
Police Justice.
This warrant may be served in the
night time or on Sunday.

Police Justice.

0226

POOR QUALITY ORIGINAL

Sec. 151.

Police Court 3rd 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 Wittet Rosen

of No. 70 Orchard Street, that on the 29th day of April

1897 at the City of New York, in the County of New York,

Messrs Rosen did
commit the crime of
bigamy

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 3rd 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 17th day of April 1897
[Signature] POLICE JUSTICE.

(Vertical stamp)
MAY 19 1897

POOR QUALITY ORIGINAL

0227

POLICE COURT 3 DISTRICT.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

George Rosen
vs.

Wm. Rosen

Warrant-General.

Dated *August 17th* 188*8*

Dwyer Magistrate.

Burley Officer.

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

..... Officer.

Dated 188

This Warrant may be executed on Sunday or at
night.

..... Police Justice.

Dated 188

WARDEN and KEEPER of the City Prison of the City of New York.

having been brought before me under this Warrant, is committed for examination to the

The within named

August 17th 1888
George Rosen
Wm. Rosen
Warden
City Prison
New York

Police Justice.

0220

POOR QUALITY ORIGINAL

at 2 pm May 18-

BAILED,

No. 1, by _____
Residence _____ Street _____

No. 2, by _____
Residence _____ Street _____

No. 3, by _____
Residence _____ Street _____

No. 4, by _____
Residence _____ Street _____

111 W 24 1037

Police Court, _____ District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Wills P. Foster
70 Orchard St
Masses Paves

1 _____
2 _____
3 _____
4 _____

Offense, _____

Dated, *Aug 17th* 189 *2*

Wm. Buckley Magistrate.

Derby Officer.

Wm. Buckley Precinct.

Witnesses
William Jones

No. _____ Street _____
Per. Adam Jones

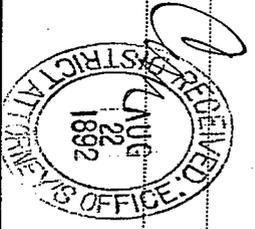
No. _____ Street _____
100 Street

No. _____ Street _____
Wm. Paves

No. _____ Street _____
90 Stuyvesant

No. _____ Street _____
172 Stuyvesant

No. _____ Street _____
377 to answer



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

W. J. Gaudan

Wills P. Foster 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, _____ 189 _____ Police Justice.

Wm. Buckley

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

Dated, _____ 189 _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

GLUED PAGE

POOR QUALITY ORIGINAL

0229

PART II

THE COURT ROOMS... If this Subpoena... Bring this Subpoena... Room to which you... (SEE OTHER SIDE FOR OTHER DIRECTIONS)

New Original
SUBPOENA FOR A WITNESS TO ATTEND THE GENERAL SESSIONS OF THE PEACE

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

To *Sarah Rossini*
of No. *54 Rarremore* Street *Brooklyn*

YOU ARE COMMANDED to appear before the Court of General Sessions of the Peace in and for the City and County of New York, at the Sessions Building, adjoining the New Court House in the City Hall Park, in the City of New York, on the ~~day of~~ **NOVEMBER** 189*2* at the hour of 11 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 *Moscow Rosen*

Dated at the City of New York the first Monday of **NOVEMBER** in the year of our Lord 189*2*

DE LANCEY NICOLL, District Attorney.

GLUED PAGE

POOR QUALITY ORIGINAL

0230

Court of General Sessions.

THE PEOPLE

vs.

Moses Rosser

City and County of New York, ss:

Frank Dowling being duly sworn, deposes and says: I reside at No. *409 West 25th* 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 *27th* day of *November* 189*2* I called at *54 Lorimer Street, Brooklyn*

the alleged *residence* of *Sarah Rosser* ~~a witness~~ ~~the complainant~~ herein, to serve her with the annexed subpoena, and was informed by *the Housekeeper* that she had moved away from there four months ago, and no one around the neighborhood was able to tell where she had gone

Sworn to before me, this *29th* day of *November* 189*2*

Henry W. Illwitzer
Com. of deeds N. Y. Co

Frank Dowling
Subpoena Server.

POOR QUALITY ORIGINAL

0231

Court of General Sessions.

THE PEOPLE, on the Complaint of

Sarah Rosen

vs.

Moses Rosen

Alvan H. Wood

District Attorney.

Affidavit of

Frank C. Lowrey

Shiffena Server.

Failure to find Witness.

GLUED PAGE

POOR QUALITY ORIGINAL

0232

PART II.

THE COURT ROOMS 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 GENERAL SESSIONS OF THE PEACE.

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

To Sarah Rosen
of No. 172 Ludlow Street

YOU ARE COMMANDED to appear before the Court of General Sessions of the Peace in and for the City and County of New York, at the Sessions Building, adjoining the New Court House in the City Hall Park, in the City of New York, on the day of NOVEMBER 29 1892 at the hour of 11 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

Moses Rosen

Dated at the City of New York, the first Monday of NOVEMBER
in the year of our Lord 1892

DE LANCEY NICOLL, District Attorney.

GLUED PAGE

POOR QUALITY ORIGINAL

0233

Court of General Sessions.

THE PEOPLE

vs.

Rosen

County of New York, ss:

John Hanna

being duly

sworn, deposes and says: I reside at No. *204 East 21st*

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 *28th* day of *November 1892*

I called at *no 172 Duane Street - in the City of New York* the alleged residence of *Sarah Rosen*

the complainant herein, to serve her with the annexed subpoena, and was informed by *Mrs*

Hauptman - the mother of said Sarah Rosen that that the said Sarah did not live there and she did not know where she lived and did not care to know where she lived, and I was unable to get any further information in regard to her present whereabouts

Sworn to before me, this *29th* day of *November 1892*

John H. Hauptman

Clerk of Court

John Hanna
Subpoena Server.

POOR QUALITY ORIGINAL

0234

Court of General Sessions.

THE PEOPLE, on the Complaint of

Frank Rosen

vs.

Frank Rosen

Arrested by

Offense:

Dr. Henry McColl
JOHN D. FELLOWS,
District Attorney.

Affidavit of

John Hanna
Subpoena Server.

Failure to find Witness.

POOR QUALITY ORIGINAL

0235

CITY AND COUNTY }
OF NEW YORK, } ss.

1921

aged 67 years occupation Abraham Galich
Rabbi of No. 100 Forsyth Street, being duly sworn, deposes and
says, that he has heard read the foregoing affidavit of Little Rosen
and that the facts stated therein on information of deponent are true of deponent's own
knowledge.

Sworn to before me, this 17th day of Aug, 1892 by Abraham Galich
Little Rosen

[Signature]
Police Justice.

Police Court, Third District.

City and County of New York, ss.

of No. 70 Orchard Street, aged 30 years,

occupation Married woman being duly sworn, deposes and says, that on the 29th day of April 1892, at the City of New York, in the County of New York, Mosser Rosen

did commit the crime of bigamy under the following circumstances: In the year 1887 in the City of Kuttnow, Poland deponent was married to the aforementioned Mosser Rosen by a Rabbi, said Rabbi being a person duly authorized to perform marriages in said City. That thereafter deponent lived with the said Mosser Rosen as his wife for a number of eight years. That thereafter the said Rosen left Poland and came to this country. That deponent came to New York about a week ago and discovered her husband the said Mosser Rosen living with another woman as man and wife. That deponent is informed and believes information given her by the Rev. Abraham Zalick that on the 29th day of April 1892 he the said Zalick performed a marriage ceremony at the City of New York between deponent's husband the said Mosser Rosen and

POOR QUALITY ORIGINAL

0237

one Sarah Kaufman. Wherefore deponent charges the said Maxine Rosen with bigamy, all being in violation of Section 299 Penal Code of New York, wherefore deponent prays that a warrant issue for the arrest of the Rosen and that he be dealt with according to law.

Giles H. Rosen
man

From before me
May 19th 1904
J. J. [Signature]
[Signature]
[Signature]

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 Person of the City of New York, until he give such bail. I order that he be held to answer the same and he be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail. I have admitted the above named to bail to answer by the undertaking hereto annexed. There being no sufficient cause to believe the within named guilty of the offence within mentioned, I order he to be discharged.

Police Court-- District,

THE PEOPLE, &c.,
ON THE COMPLAINT OF
vs.
1
2
3
4
Offence,

Dated 188
Magistrate.
Officer.
Clerk.
Witnesses,
No. Street,
No. Street,
No. Street,
\$ to answer Sessions

POOR QUALITY
ORIGINAL

0238

1409

COURT OF GENERAL SESSIONS

CLERK'S OFFICE,

New York, 189

PEOPLE

vs.

Morris Rosen.

Bigamy

Part 2. No. 10.

*If witnesses cannot
be found, prepare
affidavit of failure
of ability to find them.*

Nov. 9/92

Vernon M. Davis

To Chief Clerk.

**POOR QUALITY
ORIGINAL**

0239

Court of General Sessions

-----x
The People &C. x

vs x

Morris Rosen x
-----x

Bigamy

Please to take notice that a motion will be made on
Friday October 14th 1892 before Hon. *Randolph B. Martine*
Part *III* at Eleven o'clock A. M. for the discharge of
the above named defendant on the ground of the failure of
the people to prosecute.

Yours &C.

Maurice Meyer

Counsel for Defendant

World Building

N. Y. City

To

Hon. Delancy Nicoll

District Attorney

POOR QUALITY ORIGINAL

0240

DISTRICT ATTORNEY

HON. DELANCEY NICOLL

TO

M. A. GIRA

WORLD BUILDING

COURT FOR DEFENDANT

MAINTENANCE

County General Sessions

the people to prosecute
the above named defendant on the ground of the failure of
the State to prove its case
at eleven o'clock A. M. for the discharge of
the defendant forthwith
Please take notice that a motion will be made on

Notice of Motion

*Morris Rosen
vs
The People &c.*

Accepted

W. M. Davis

W. M. Davis

MORRIS ROSEN

vs

THE PEOPLE &c.

COURT OF GENERAL SESSIONS

POOR QUALITY ORIGINAL

0241

Court of General Sessions.

THE PEOPLE

vs.

Moses Rosen

City and County of New York, ss :

John Hannas

being duly

sworn, deposes and says: I reside at No. 204 E 21 Street, in the City of New York. I am a Subpcena server in the office of the District Attorney of the City and County of New York. On the 24 day of Nov 1892 I called at 172 Ludlow

the alleged residence of Sarah Rosen the complainant herein, to serve her with the annexed subpcena, and was informed by her mother that she did not live there and does not know of her present whereabouts. I also called at the above address on the 10th of Nov, with the same results.

Sworn to before me, this 29 day of November 1892

John Hannas
Subpcena Server

John A. McGuire
Court of General Sessions

POOR QUALITY ORIGINAL

0242

Court of General Sessions.

THE PEOPLE, on the Complaint of

Gittel Roscoe

vs.

Moses Green

John R. Fellows

District Attorney.

Affidavit of

John Hanna

Subpoena Server.

Failure to Find Witness.

John Hanna
John Hanna

POOR QUALITY ORIGINAL

0243

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.]

1702

SUBPOENA FOR A WITNESS TO ATTEND THE GENERAL SESSIONS OF THE PEACE.

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

To Sarah Rosen
of No. 173 Ludlow Street

YOU ARE COMMANDED to appear before the Court of General Sessions of the Peace in and for the City and County of New York, at the Sessions Building, adjoining the New Court House in the City Hall Park, in the City of New York, on the 20 day of NOVEMBER 1892 at the hour of 11 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

Moses Rosen

Dated at the City of New York, the first Monday of NOVEMBER in the year of our Lord 1892

DE LANCEY NICOLL, *District Attorney.*

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

Moses Rosser

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this

indictment, accuse *Moses Rosser*

of the crime of *Bigamy*,

committed as follows:

The said *Moses Rosser*,

late of the City of New York, in the County of New York aforesaid, on the
Twenty-ninth day of *April*, in the year of our Lord one thousand
eight hundred and ninety-*two*, — at the City and County aforesaid,
then having a wife living, to wit: one
Lizzie Rosser, did feloniously marry
one *Sarah Kaufman*.

DeLooney Hall, District Attorney

0245

BOX:

496

FOLDER:

4523

DESCRIPTION:

Rossman, Jacob

DATE:

09/14/92



4523

POOR QUALITY ORIGINAL

0246

Witnesses:

Edw. H. ...
Almon ...
Samuel ...
John ...
Robert ...
George ...

Counsel,

Filed

day of

1892

Pleas,

THE PEOPLE

vs.

Jacob Rossmore

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

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Foreman.

James ...
John ...
Charles ...
George ...

POOR QUALITY ORIGINAL

0247

Police Court— 3 District.

(1365)

Affidavit—Larceny.

City and County }
of New York, } ss.

of No. 63 Ridge Annie Heller
Street, aged 15 years,

occupation go to school being duly sworn,

deposes and says, that on the 26 day of August 1897 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 Ernest Meyzel of Ernest Meyzel, in the right time, the following property, viz:

One watch of the value of about
Five dollars or there abouts.

Sworn to before me, this

day

the property of said Ernest Meyzel

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 Jacob Rossmann (now here) for the reasons that the said Meyzel was a guest in deponent's parents saloon at the above premises. Said Meyzel had said watch in a pocket of the vest then worn on his person. Deponent saw the defendant surreptitiously remove the watch from the person of said Meyzel and when he defendant had the watch he ran out of the saloon and escaped. Said Meyzel complained to deponent that the defendant had stolen said watch from his person.

Annie Heller

of September 28 1897
Police Justice

POOR QUALITY ORIGINAL

0248

Sec. 198-200.

3 District Police Court.

CITY AND COUNTY OF NEW YORK, ss:

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

Question. What is your name?

Answer. *Jacob Rosman*

Question. How old are you?

Answer. *20 years*

Question. Where were you born?

Answer. *Austria*

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

Answer. *79 Ridge St. 8 years*

Question. What is your business or profession?

Answer. *Segar maker*

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*
Jacob Rosman

Taken before me this *6* day of *September* 1930 at *New York*
[Signature]
Police Justice.

POOR QUALITY ORIGINAL

0249

BAILED,

No. 1, by _____
Residence _____ Street _____

No. 2, by _____
Residence _____ Street _____

No. 3, by _____
Residence _____ Street _____

No. 4, by _____
Residence _____ Street _____

94
1130

Police Court, 3 District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Amos Heller
63. Page St
East Noaman

1 _____
2 _____
3 _____
4 _____

Offense, Manufacturing

Dated Sept 6 1892

Butler Magistrate.
Shelby's Precinct Officer.

Witnesses *Betty Keller* Precinct

No. 63 *Ryger* Street

No. 45 *Royard* Street

No. _____ Street

to answer _____

SEP 8 1892
DISTRICT ATTORNEY

COMMITTED.
Also

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

Dated, Sept 6 1892 *[Signature]* Police Justice.

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

Dated, _____ 189 _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

POOR QUALITY ORIGINAL

0250

504

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

THE PEOPLE OF THE STATE OF NEW YORK

against

Jacob Rossman

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

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

The said *Jacob Rossman*

late of the City of New York, in the County of New York aforesaid, on the *26th* day of *August* in the year of our Lord one thousand eight hundred and ninety-*two*, in the *night* time of the said day, at the City and County aforesaid, with force and arms,

one watch of the value
of five dollars

of the goods, chattels and personal property of one *Ernest Weyvel*
on the person of the said *Ernest Weyvel*
then and there being found, from the person of the said *Ernest Weyvel*
then and there feloniously did steal, take and carry away, against the form of the statute in
such case made and provided, and against the peace of the People of the State of New York
and their dignity.

De Lancey Nicoll
District Attorney

0251

BOX:

496

FOLDER:

4523

DESCRIPTION:

Rothbaum, Meyer H.

DATE:

09/20/92



4523

POOR QUALITY ORIGINAL

0252

Witnesses:

Jan 12

Adm'd agst clemency of PSD

*Board of Directors
1908
Mandator*

Counsel,

20 day of *Sept* 189*2*

Pleads,

Myself

THE PEOPLE

*28
1909*

Meyer H. Rothbaum

Arson in the [Section 486, Penal Code.] Degree.

DE LANCEY NICOLL,

District Attorney,

*Oct 24. 1892 by agent with
Counsel - U.S.A.*

A TRUE BILL.

*John S. ...
Oct 26/92
Foreman.*

*Part 3. Nov 3/92
Tried and convicted
Arson 2d deg
S.P. 129485 ms.
RBM,*

STENOGRAPHER'S MINUTES.

Third District Police Court.

THE PEOPLE, &c., IN COMPLAINT OF

Wiley
Rothbaum
Wilson

BEFORE HON.

Major Hogan
POLICE JUSTICE,
Sept 3rd 188*9*

APPEARANCES:

For the People,
For the Defence,

188

I N D E X .

WITNESSES.

Direct Ex.

Cross Ex.

Re-Direct.

Re-Cross.

Wheeler
Wilson
McGuire
Richard
Lerze

14
16
18
21

W. J. Peasey
Official Stenographer.

My Dear Aug 25th 1921
Your District Police
Court
Hon. Grand Hogan
Residing Justice

Since the time being
my more deposed and
days, I am Chief of
Detachment - St. Morrey
Street, I am 49
years old

Q. State all
you know about
this alleged person?

A. I was in my
quarters when we
got the alarm - on
the 21st of the present
month at 12³⁰ o'clock
arriving at the house
we found the fire
burning in the back
part of the cellar;

2

When that was extinguished, I went to the front part of the building and found fire in the front part, and one of the hook and ladder men found a candle burning among the wood, I looked and saw it was under the shelf; I moved it to the men and put the light out myself, after that I thought the other side might be set the same way, I told the men to search on the opposite side and they found another candle; it was not lighted; after the fire was over I questioned

2

3

The Defendant, about what time or who was the last person on the premises; if he was alone or was there any one else with him; he said, he was there alone, locked the place and left, he said it was after six o'clock, night time, I tried to get him down to the exact time; he said he was alone there that day I asked him how he discovered the fire, he said some of the neighbors razz up stairs and told him there was fire on his premises and he came down and unlocked the door

H.

That there was so much smoke, it drove him out, I have stated all I know about it.

Q, Look at the diagram and say if it is a correct one of the place?

A, Yes Sir, it is a very good one; we brought our hose through the back stairs through the hall, here is where the fire burned (on the diagram) right here there was a big table and there is a sink, the goods were on this shelf, I found fire burning behind a pile of wood along side of the sink, I

July

Called the men to
overhaul that, we
put that fire out,
there was a lot of
goods on this side —

Q. The two candles
now shown are the
candles found there?

A. Yes Sir,
Q. What facilities were
there for getting
light besides these
candles?

A. None what
ever, except what
came through the
side window.

Q. They
had no gas in the
place?

A. Not that I
know of. I asked him
if he used kerosene

6.

oil stove or lamp,
he said no, there is
the candle marked
I found burning,
on the north side,
this was on the south
side

Q.

Do that all you
have to say?

A. That is
all. John H. Kehoe

sworn to before me }
 this 25th day of aug 1892 }

Police Justice

6

Geo's Rheinhardt being
only sworn deposer
and says I am a
fireman attached to
Hook and Ladder 18, I
am 29 years old,

Q.

State what you
know about the
matter under inves-
tigation here?

A.

I arrived at
the place where the
fire was and went
through the hall on
the 21st of August 1892
at 11:29 or half past
twelve o'clock night
time

Q.

What did you
find?

A.

I went into the
hall, down through
the basement about

7.

Whether he ignited
the fire or not?

A. Q. Yes Sir,
When you got there
was every means
of access to that
basement, except
that part in front,
closed? Did you
notice the condition
of the door and windows
of the basement?

A. Q. Yes Sir,
What was the
condition?

A. The door and the
windows fastened
and half of the front
door open.

Q. There is
nothing unusual
about his premises

7

P.

being closed when
his business is
over?

Q. Did you notice
whether there was
any other means of
lighting except by
candle?

A. He could
not find any
gas, if there were
pipes we would
have seen them,
we found two candles,
one lighted and
one not lighted,
the candle not lighted
was placed in the
same position, on
the opposite side,

Q. Recall of Mr. Wilson when
did you visit these

P.

Q. Premises first?
A. Tuesday Aug
23rd 1892

Q. When did
you last visit the
place?

A. This morning
I found sewing
machines on the pre-
mises

Q. Had you ever
seen them before?

A. Yes Sir, on the
occasion of my
last visit Aug 23/92

Q. Was the visit in
presence of Defendant?

A. Yes Sir,
Cross Examination

notice you say the
Defendant is insured
for two thousand
?

1 Q.

Q. Dollars & cents. That is our information.

Q. Your information on the policies?

Q. No ^{his} sworn statement to myself.

Q. Who gave you these policies? They show you that he is insured in two (2) companies for one thousand dollars.

Q. One thousand dollars each, I took his sworn statement that he was insured in two companies that appeared on the face of the policies.

Q. What does that mean?

11
That he is insured
to an amount not
exceeding One thousand
and do you?

Q. All he would get
would be 50 cents
if that was the
damage?

Q. I believe so.
When did you
first see the Defendant?

Q. The 23rd of August
1892 at the Fire
Marshal Office, I
went for him, by
Officer Long, who is
attached to our Office,
he came alone, I
saw him when he
came there, my eye
was there, his
Counsel was not

12.

Q. Present the statement was ex parte
Did you tell him of his rights, that he had a right to have counsel?

A. Yes & I advise him. I was acting Fire Marshal, I did not tell him that his statement might be used against him

Q. Will you permit the Court to see the ~~document~~ statement
Yes Sir.

Q. How many times did you send for the Defendant

Q. Once
A. How many times did he call on you?
Once

13

Q. Was he there on several occasions?

A. I do not know, Was it at your Office he handed over the picture?

Q. Had a Complaint been made?

A. No Sir, After you had his sworn statement then you made Complaint?

Q. You based your Complaint on his statement?

A. No, very partly
Q. What do you mean I based the Complaint on the violation of the peace

13

14.

Q. and the statement
of the fireman when
did you have their
statement?

A. Before I
got his, I had their
statement.

Q. You did
not make complaint
till then?

A. After hearing his
statement having
him swear to and
sign it, then you
made application
for his arrest.

A. No, having
visited the premises
and seen for my
self and gotten the
statement from the

15.

fireman; when I
said I had their
statements, I had
them through Officer
Levy indirectly, I
got the statement of
the Officer

Q.

After he
made the ^{ment} statement, you
made application
for his arrest?

A.

He was arrested
without the next day
after he made his
statement

Q.

When you
made this complaint

A.

Res. Sir, very
partly on his state-
ment

Q.

How long
have you been
connected with the

13

16

Q. Fire Marshal Office?
Q. Since March 15th 1892
You were not on
the premises that
day?

A. No, not till 48
hours afterwards

James D. McQuinn,
living at South and
Moulton Corners, and
connected with The
Meele and Wilson
Manufacturing Co,
being duly sworn
deposes and says,

Q. Your business
is dealing in sewing
Machines?

A. I am a
Special man to
look after our goods,
in case of fire - for

16

16

Q. 21 Years You have had opportunity to gain experience as to the value of such goods?

Q. Yes Sir. I was at 25 Pitt St. this morning and found three of our Machines there.

Q. Can you state to whom they were sold objected to by Mr Friend — Mr Mitchell — I have

shown by Mr Wilson that he saw the Machines and the Defendant acknowledged they were his property.

Q. Have you any knowledge as to

14

Q The value of them they are worth about \$2,50 a

Q piece Did they bear any evidence of being damaged by fire

Q No. by water
Mr. Fryard & slides to all this testimony

Sworn to before me }
This 3rd day of Sept 1892 }
Police Justice

14

18

Cross Examination of
Reinhart

Q. You are one of
the men who got
there?

A. Yes Sir, I went in
Q. On August 23rd at
seven, twenty nine
o'clock did you find
the door open?

A. No, I went in
through the hall

Q. Did you see
the Deputy?

A. Yes Sir,
Q. There was a package
along side the candle?

A. Several packages
alongside the
candle, piled up 5
or 6 feet high
from the board or
chess.

18

19

Q. You found the
candle, not lighted?

A. What candle
was lighted

Q. Do you remember
saying that this
candle was not light-
ed; after the fire
was out there the
Chief said go to the
other side and "we
found that candle
not lighted"; what
distance was there
from the wall to the
beard?

A. How do you

Q. mean? What distance
was there between
the wall and the
packages?

A. The packages

19

20.

were close against the wall, no space between the wall ^{and} packages

Q. You say the candle was at the bottom of

A. Underneath they board up against the shelf so it would catch the goods

Q. Did you say there was a distance, there was a space of 2 inches between the wall and the candle?

A. I mean the space between the boards and the wall, there was 2 or 3 inches of space, I know nothing about firing the premises

(20)

21

Cross Examination of
Officer Lenge. When did
you go there?

Q. At twelve (12)
o'clock the day after
the fire

Q. He did not
tell you he set the
place on fire?

Q. No Sir.
Did you tell him
who you were?

Q. I told him
I represented the Fire
Marshal

Q. Did you go
with him to the
Office?

Q. No, I told
him, I gave him
a subpoena issued
by myself on the
21

22

instruction of the
Fire Marshal served
it on him, then he
came to the Marshal's
Office and was
examined, I was not
present

Q. Does he speak
English?

A. Yes Sir,
Q. After you served the
 subpoena that state-
ment was made?

A. Yes Sir,

Examination of Mr
Mull

Q. Did you visit this
place on the day of
the fire?

A. I visited the
premises the day
after the fire
w w

Q. 9

Q. He permitted you to enter the premises?

A. Yes Sir, He went with you?

Mr. Mitchell. The people have no further evidence

Mr. Friend. I move to discharge the Defendant on the ground that the people have failed to prove that any crime has been committed, or that the Defendant committed any crime
Court. Motion denied

Defendant held in \$2500.
to answer

POOR QUALITY ORIGINAL

0279

District Police Court.

[Handwritten signature]

[Handwritten signature]

[Handwritten signature]

STENOGRAPHER'S TRANSCRIPT.

[Handwritten signature]
188

BEFORE HON.

[Handwritten signature]

Police Justice.

[Handwritten signature]

Official Stenographer.

POOR QUALITY ORIGINAL

0280

STENOGRAPHER'S MINUTES.

Third District Police Court.

THE PEOPLE, &c., IN COMPLAINT OF

W. J. Wilson
M. H. Rockbann

BEFORE HON.

Arnold Hogan
POLICE JUSTICE,
Aug 23 1892

APPEARANCES: { For the People,
For the Defence,

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W. J. Lacey
Official Stenographer.

L

Cross Examination of
Chief Ketcher

Q. You received the alarm at 29 minutes after seven o'clock?

A. Q. Yes Sir, Did you go to the fire?

A. I drove there in my wagon

Q. Were you among the first to enter the premises?

A. Q. Yes Sir, What did you find there?

A. We entered by the side door, I was first to enter; we found the fire burning in the back part of the cellar

Q,

occupied by the
Defendant we found
fire there and just
lit out.

Q.

What was
burning?
Q. Rags in bails
and some loose,
after putting out
the fire there, I went
towards the front of the
building and there
found a fire burn-
ing on the left side
of the building we
found a candle
burning in the
midst of the goods,
that was different
from what was in the
front part of the
building, there was a
candle burning it
n

D.

rested on the floor and
projected up so as
to communicate with
the goods, there was
nothing there to cause
the fire but that.

Q.

You suppose there
were goods of fire could
not the candle become
ignited from the
burning goods

Q.

Yes Sir,
Might not the goods
burning have ignited
the candle - are you
prepared to swear
that the candle
might not have been
ignited by the goods
that was there?

Q.

Yes Sir, I can

Q.

swear to that,
this is the candle

H.

and this was emp-
-ended by goods.

Q.

stood up at the
wainscoting, there was
a shelf there and
the goods were on this,
the candle was sup-
-per the goods, so there
was a triangle
between the end of that
and the end along the
wall, this candle set
right among the
goods

Q.

Here the goods
burning above the
candle?

Q. Q.

Joseph,
You have been in
the Department many
years might not
flames go down

5

Q. and Gas Sir, if the
draught move them
down

Q. If a candle
was there so, is it not
possible to give the
flame of the good
downward to the
candle?

Q. If a flasher

Q. of fire came down
supposing the
flash of fire came
down might it not
set the candle on
fire - was the fire
in the good burning
from the top or mid
way or from the
bottom up?

Q. the bottom upwards

6

Q. Running upwards
when were you present
when they returned
opened the door?

A. He, he told
me he opened it, I
was not there. At the
entrance, he opened
half of the front door
before they entered
came there

Q. How soon after
he opened the door
did they get there?

A. I cannot tell,
we got there three
minutes after the
alarm and found
the door half open,
he was not there
because there was
too much smoke

Q. You do not know

A

The middle of the building one found fire there, one kept the door closed till the line (of hose) of engine 15 came in & I kept to not cut the fire near the door, rage were on fire when I was called by the Chief to move bundles from the north to the south side, then I saw flames and dropping down & the marked candle underneath the pack-ages burning and set fire to the pack-ages, I called the attention of the assistant foreman and the chief and

A

9

we then saw the candle burning up against the package. Then he ordered us to the other side, we there found this candle but not lit, there were iron weights holding this candle, it was not burning.

Q. What was above the candle?

A. Packages, the candle was under the shelves, and the packages were piled six feet high, there was a space of two inches between the wall and the packages. This candle was underneath.

Q. Where was the

9

19

Q candle? The board was about two inches from the wall

Q The candle which was not burning was under the packages, and close to the wall?

A. Q. Yes Sir, The other candle was in a similar position

Q. Under the shelf?

A. Q. Yes Sir, there were two fires, one in front and one in the rear about 20 feet apart

I sworn to before me
this 25th day of Aug 1892

Police Justice

11

Q. Charles J. Putnamoth
being duly sworn
deposes and says, I
am assistant fore
man of engine 15,
I am 37 years old,
I state what you
knew about this
matter?

A. On the even-
-ing of the 21st of this
month at 4.28 o'clock
the alarm came in
and we went to the
fire, I ordered the
men to stretch in
the hose, then the
chief came and
told us to take the
hose, the rear door
was opened for the
hose line, we put
out this fire out
11

12

around the bench
and around the shelf
which was charred
and blacked, the
Chief called my attention
to the other fire, on the
North side of the build-
-ing, then we stooped
down and found a
candle burning, the
shelf was not a real
shelf; it was made of
boxes - a temporary shelf.
The packages projected
front and rear three
inches, that was burn-
-ing on the North
side of the building
in the cellar near
the sink and ignit-
-ing all the packages
made up of rags,
and remnants packed

12

13

with paper, and
bound with cork. I
went on the South
side and Reinhart
found this candle on
Wrights, it was not
burning, previous to
that we did have
enough hose to
cover this, we came
around and put the
fire out afterwards,
I brought before me
this 25th day of Aug 1892

Police Justice

B

J.H.

Charles Lunge being
being duly sworn
deposes and says,
I am a Policeman
attached to the Fire
Marshals Office, I
am 43 years old

Q.

A.

What do you know
about the alleged person
Then I went to the
house in question,
the day after the fire
about noon, I
discovered the day
after the fire, there
had been a fire in
the rear in the cellar
along on a window
rushing into the
air shaft and on
a table at the rear
end of the room I
also discovered there

15

had been a fire on
the North side, I
saw the occupant
there and questioned
the Defendant, I asked
him what time he
left, he said a few
minutes after 11
o'clock, that he was
the last one in the
place, he the windows
and doors leading to
the area were locked
and he had the key
of the premises, I
asked him, if he was
insured he said he
was for \$2000, I
asked him how long
long, he ^{had been there} said ^{for} ^{the}
months, and paid
only one month rent
and owed for a

15

16

month's rent, not
for a whole month
but \$20, as he had
paid \$17. On account,
he said he had no
capital, I asked him
if he had \$10, he said
not a cent. To his
name

Q.

What did he
say next day about
two hundred dollars?

A.

He said he
had two hundred (\$200)
dollars, I asked him
could he produce it,
and then where it
was, he said he gave
it to a friend, he
gave the name, and
said he had gone
travelling, he was a
peddler, I asked him

14

How he accounted for
the second fire, he
said he knew nothing
about it

Q. What do you
think the material
would be worth?

A. Probably about
five hundred dollars, he
told us these were
waistbands ready to
sew that some was
finished and some was
not, here are the waiste
bands, he said most
of the stock came from
Fall River

Q. Do you recognize
this?

A. This is the piece
of wood on the North
side of the building
marked C, L, with

14

~~16~~
18

Burned and candle
grease was taken from
the window on the
North side of the build-
ing where the fire was,
and the other that
is the base board which
was in the rear, it
is burned on the South
side, that is all I
remember, — We had
some more conversa-
tion which I can
not remember

Charles Gentry
sworn to before me
this 45th day of Aug 1892

Price Justice

18

19

Blanca Goodman
being duly sworn
deposes and says, I
live at 25 E. 10th St, I
am 30 years old and
I keep house for my
husband

Q. (To Mr. Wilson) What do
you want to prove by
her?

Mr. Wilson - That the Defendant
is a tenant

Q. Is the Defendant a
tenant in that house
you are in witness?

A. Yes, Sir,
Q. How long has he
been there?

A. Three months
Q. What part did he
occupy?

A. He occupied
on the first floor

19

20

Jew, (H) room and worked down stairs in the basement, he paid \$27.

Q. What day was the rent due

A. The 1st of the month

Q. On the 1st of August did he pay you his rent?

A. He had a check he could not change, he paid me \$7, he wanted to pay but could not change the check

Q. Did you all the check?

A. The Agent saw it, I did not,

Q. Was the rent paid to you or the Agent

(20)

21.

Q. When he did not
have time to give it
to the agent, he gave
it to me, he could
not say that time

Q. Was notice to leave
given him?

A. No, he said
he would not leave
the place he would
pay when he changed
the check

Sworn to before me
this 10th day of Aug 1892

Price Justice

21

Q. Q.

Thomas H. Friel being
only sworn deposed
and says I am
assistant fireman in
the fire department
detailed to the Fire
marshal's Office. I
am 35 years old.

Q.

What do you
know about this?

A.

On Monday the
day after the fire I
went with Officer
Leng to the place and
made an examination
of the premises, we
found the basement
occupied by the
Defendant, locked;
he came down and
let us in the base-
ment. One there exam-
ined and found there

yr

Q. 3,

had been two fires
in the part of the
basement occupied by
him, one on the North
side, midway between
the front and rear
wall, the other on the
South side in the rear,
there were twenty (20)
feet of a space between
the two fires, and no
possibility of connection
between the fires, We
put some questions
to the Defendant, he
could not account
for the fire, we
asked him if he was
alone, he hesitated
and said No, while
he closed it himself
he was not alone,
at four o'clock he

73

24

said two strange
men went in to
ask for a situation
and remained with
him till he closed
up, he said the
first time he closed
at 6 o'clock, then
he said it was before
it; he said he did
not know the men
but they remained
there two hours, that
he asked them if
they would not
remain out side
till he got his keys
on the second, they
remained till he
came down, and they
talked, then he locked
the place, he said all
the doors were closed

24

Q 5

right, he said he had lost goods a few days previous to the fire, I called his attention to the fact that it was a strange thing to leave two strange men there, he said he was afraid some one would steal some thing, I asked him if he was insured, he said yes for two thousand dollars that he got it one month previous to the fire, he said he was there going on ⁽³⁾ till now, he said his stock was worth two thousand dollars, that his assets consisted of the stock

75

26.

and machinery in
the place, I asked
if he or his wife
had any cash, he
said No; he said his
entire cash was less
than ten dollars; I
asked him if anything
was due him outside,
he said he thought
about one hundred
dollars. That is not
a positive statement
of what happened
James J. Keel
Sworn to before me
this 25th day of Aug 1892

Police Justice

26

POOR QUALITY
ORIGINAL

0306

District Police Court.

Chief

William Wilson

vs.

Mayor Cochran

Green

STENOGRAPHER'S TRANSCRIPT.

Aug 15 1892

BEFORE ME.

Edward Hogan

Police Justice.

M. J. Healey

Official Stenographer.

POOR QUALITY ORIGINAL

0307

Sec. 198-200.

3 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss:

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

Question. What is your name?

Answer. *Meyer H. Rothbaum*

Question. How old are you?

Answer. *28 years*

Question. Where were you born?

Answer. *Romania Austria*

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

Answer. *25 Pitt St. 3 months*

Question. What is your business or profession?

Answer. *Manufacturer*

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*
Meyer H. Rothbaum

Taken before me this *25*
day of *August*
189*7*

Police Justice.

POOR QUALITY ORIGINAL

0308

Sept 23rd 10 Min.
of request of
Roth's counsel who
wants the right to
cross examine witness
Cushman for purpose
of cross info counsel.

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

128 198
1135
Police Court, _____
District, _____

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Accused
Mayer Rothbaum
Offense, arson

Dated, Sept 23 1892

Magistrate, Togson

Officer, Rena

193rd Precinct

Witnesses
1. Chief (Keha?)

2. No. Fitzman Bayliss Street

3. No. East St. John Street

4. No. 119 Elm Street

No. 2500 to answer



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

guilty thereof, I order that he be held to answer the same, and he be admitted to bail in the sum of Twenty 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, Sept 24 1892 _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

of the room we found a candle on the floor in the same position, but not lit. The first candle we found was in contact with the goods and the goods were burning. I called some of my men to witness the position of these candles before removing them. I found three or four weights around one of the candles to hold it in position. There were two separate fires in this basement, and no connection between them. I saw the defendant in the premises at the time of the fire. I asked him if he had worked in the basement all day; he said "Yes, I securely locked the place shortly after 3 o'clock and went upstairs to my apartments; the first I knew of the fire was when some neighbors came up and told me the place was on fire."

CROSS EXAMINATION.

I was one of the first firemen to arrive at the premises. We had to break open the door in order to get in. We took the hose in through the rear door and extinguished the fire in the rear before going to the front. The bundles which I have spoken of were carefully placed on the shelves. The flame of the candle was right up among the goods on the north side of the room. I examined the sink, but did not find any water flowing. I cannot say that I saw any of the shelving charred. The hook and ladder men came in and overhauled all of the rags that were scattered over the floor. I did not examine all of the bundles, but those I did examine contained nothing but rags. The shelves were not permanent shelves, and were not attached to the wall in any way. I saw some sewing machine

there. I found that there were no gas fixtures in the place, and no means of lighting the place except by a lamp or a candle. The defendant told me he had opened the door with a key which he had upstairs.

GEORGE C. REINHARDT, a witness for the People, sworn, testified:

I am attached to the Hook & Ladder Co. No. 18, with headquarters at 84 Attorney Street. I went to the fire at 25 Pitt Street on the night of the 21st of August. When we reached the premises we forced open the rear door and discovered the basement to be on fire. A lot of rags were scattered all over the floor. One dash of the hose put out the fire in the rear of the store. I noticed shelving on each side of the store which was covered with small bundles. While I was waiting for the hose I stooped down on my hands and knees and saw a candle burning underneath the packages on the north side of the store. The candle was in a tube similar to the one produced here. When I saw that I called the attention of two other firemen, and they got down and saw it. The Chief took out the candle and marked the tube in our presence. There were two fires in that basement, 20 feet apart. I saw several of these bundles opened; they contained rags. There were six or eight sewing machines in the room. They appeared to be old machines.

CROSS EXAMINATION.

There was a great deal of smoke coming out of the front basement door when we reached these premises.

I assisted some of the men in overhauling the rags that were on the floor; they were on fire. I called the attention of the Chief to the candle that was burning underneath the packages; he stooped down and saw it. I made an examination of the place after the fire was out; there were no facilities for lighting the place, except by candle or a lamp.

CHARLES J. AUTENREITH, a witness for the People, sworn, testified:

I am an assistant foreman in the Fire Department, attached to 15 Engine. I went to the fire at 25 Pitt Street at 7.29 P. M. August 21st. When we reached the fire I ordered the men to stretch the hose in; there was a fire in the rear part of the store. We put that out. I then went through the place with a lantern, and I found temporary shelves on each side of the store. I got down on my knees and saw a candle placed under the bundles on the north side of the store. The floor of the place was scattered with rags.

CROSS EXAMINATION.

I examined some of the packages that were on the shelves; they contained rags. The baseboard was burned. The candle which I found was stuck in among the goods, and the goods were on fire. There were two fires in this store about 20 feet apart. Chief Kehoe called my attention to the candle burning, and I stooped down and looked at it.

CHARLES LENZ, a witness for the People, sworn, testified:

I am an assistant to the Fire Marshal. I went to the premises 25 Pitt Street about noon August 22nd. I found eight sewing machines, several bundles containing rags; a cutting table; two chairs. I examined some of the bundles and found that they contained rags; I found the window-sill burned and also the baseboard was a little scorched. I cut a piece of the wood and brought it here. I had an interview with the defendant, in which I asked him at what time he closed up his premises. He told me six o'clock the night before; that two strangers had spent all the afternoon with him, and had remained in the place while he went upstairs for the keys. He said he did not know the men, never saw them before, and did not know why they stayed talking to him all the afternoon. He said he had closed all the doors, windows and everything before going upstairs. He said the machines were worth \$90 each and the total value of the stock was about \$1,000. I asked him if he had paid his rent; he said he had paid \$10 on account; that he had a little less than \$10 in cash on hand. I went back again to the premises on the 24th in company with Mr Wilson. In the presence of the defendant we picked out several bundles and opened them. The defendant said they were waistbands; I would call them rags. I said "How do you account for two separate fires, one in the front part and one in the rear?" he said he didn't know. We found 16 manufactured waistbands. On the second visit he turned over to us his policy of insurance for \$1,000.

CROSS EXAMINATION.

The defendant went wherever we asked him, and answered all the questions we asked. The piece of wood was cut by me on the 24th. This basement looked as if it had been used for manufacturing purposes of some kind. The shelving on both sides of the room was temporary. The defendant made no objection to giving us his policies of insurance when we asked for them. I once saw the defendant at No. 89 Center Street, where he kept a place.

THOMAS F. FRIEL, a witness for the People, sworn, testified

I am an assistant to the Fire Marshal. I went to the premises 25 Pitt Street about noon on the 22nd of August. When I got in the basement I found that both sides of it were taken up with packages on shelves. On examination I found that the woodwork just around the window-frame and the baseboard was burned to a considerable extent. We found about a bale of rags scattered over the floor. We found eight machines in the place. I asked the defendant if the goods and chattels in that basement were his property; he said they were; that he had procured insurance about one month previous and held two policies of \$1,000 each. I asked him if it was not peculiar, his carrying \$2,000 worth of insurance on stock that was worthless. He said those rags were manufactured waistbands, and were valuable; that his stock, exclusive of the machines, was worth \$1,000; that the machines cost him \$90 apiece. He said that on the afternoon of the fire two strangers were in the place, and remained there several

hours; that he left them in the place when he went upstairs to get his key. I said "How do you account for your key being on the second floor if you had not been visiting or did not leave the place"; he did not say anything. He said he had \$10 cash on hand and had an outstanding indebtedness of about \$100. I asked him how he could account for the two separate fires, and he said he did not know, that somebody must have gotten in through the windows. He told me his wife had left the city on Saturday afternoon and was not home at the time of the fire.

CROSS EXAMINATION.

I have omitted nothing of importance in my testimony. In the police-court I made only a brief statement of my evidence, as I was not required to go into details. Mr Lenz was present during all of the conversation I had with the defendant. He asked some questions, and I asked some. While I was examining the premises Mr Lenz was asking questions. As near as I can recollect both of us asked the defendant if he was insured. In a great majority of the cases we reported the questions to him. I cannot account for any difference there may be between Mr Lenz's testimony and my own. I have been twelve years in the Fire Department.

AUGUSTIN J. WILSON, a witness for the People, sworn, testified:

I am an assistant to the Fire Marshal. I went to No. 25 Pitt Street on the 24th of August about noon. When I went in I found that there was indications of fire under

the southwesterly window in the rear part of the basement; and also the north wall was slightly discolored from burning. The defendant said to me he had used no candles in the basement on Sunday; that the bundles contained materials for making waistbands; that there were 16 manufactured waistbands in the basement; that he paid \$90 each for the machines; that for eight chairs he paid \$.50 apiece; that for one cutting table he paid \$5; ~~xxx~~ for an oil stove \$3; for a pair of scales \$3. He said he was insured for \$2,500, and that that amount included his insurance upstairs. He first told me that he had \$200 in cash on hand, but afterwards denied it. I took the defendant into custody. I afterwards visited the premises in company with Mr McGuire of the Wheeler & Wilson Company. From there we went to the premises ~~at~~ of one Pincus Blum, and there saw the same machines which we had seen in the defendant's basement.

CROSS EXAMINATION.

I made no written memoranda of this conversation, but am telling it from memory. I reported the facts to the Fire Marshal. The defendant gave us all the information we asked for. I took the numbers of the machines at the time I first saw them in the place, and I was able to positively identify them when I saw them in Blum's place. Mr Lenz had some conversation with the defendant while I was examining the place. We made a careful examination of the parts of the premises that were burned, and have brought a piece of the realty to court. The defendant said he had \$500 insurance on his household furniture

upstairs. I could not tell whether the machines had buttonhole attachments or not. There was a baby-carriage in the place, which the defendant valued at \$6.

JAMES MITCHELL, a witness for the People, sworn, testified:

I am the Fire Marshal of this city. I went to the premises 25 Pitt Street on the 22nd of August, 1892. The sun set on the 21st of August, 1892, at 6.49.

JACOB SEIDLE, a witness for the People, sworn, testified:

I live at 25 Pitt Street, and have a store on the ground floor. On the night of the 21st of August I was in my house with my three children and my wife. I was there at the time of the fire. The children were out in the street playing at the time.

FISHEL EISEN, a witness for the People, sworn, testified:

On the 21st of August last I lived at 25 Pitt Street. At the time of the fire I was in front of my door outside. I saw the firemen come, and enter the basement. I heard the firemen asking the defendant about his insurance.

PINCUS BLEUM, a witness for the People, sworn, testified:

I live at 53 Allen Street. I am a manufacturer of waistbands. Some time in August I bought some machines from Mrs. Rothbaum in a basement. I bought two machines and paid her \$13. for them.

CROSS EXAMINATION.

When new Singer machines are worth \$90.

JAMES J. MAGUIRE, a witness for the People, sworn, testified:

I am employed by the Wheeler & Wilson Manufacturing Company. I went to the premises 25 Pitt Street and saw the machines which were there. I am familiar with the value of machines. At the time I saw the machines in the basement at 25 Pitt Street they were worth about \$3.50 apiece. There were no buttonhole attachments on these machines. Their condition was very bad, rusty and greasy. I went to the house of Mr Blum, and saw the machines which he had purchased. They were worth about the same. I have examined the books of Wheeler & Wilson and find that the machines in Mr Rothbaum's place were purchased one on October 18th, 1837, one on July 20th, 1835, and one on April 11th, 1833.

CROSS EXAMINATION.

\$90 is the price of similar machines when new. I never collected \$90 from the defendant for those machines. They were transferred to him by some other person. The value I placed on those machines was a fair value. I have seen the defendant when he had a place in Center Street.

ABRAHAM SCHLIESKY, a witness for the People, sworn, testified:

I keep a waistband factory. The bundle of material shown me I consider rags. The material would not do for making waistbands.

CROSS EXAMINATION.

On closer examination I find that you could make

children's waistbands out of some of these pieces.

PINCUS BLUM, recalled:

I am in the waistband business. You could make some waistbands out of these articles.

DEFENSE.

MAX MUSKIVITZ, a witness for the Defendant, sworn, testified:

I know the premises 25 Pitt Street. I was passing the place on the day of the fire. I went in and asked the defendant if he was insured. I heard Mr Kehoe ask the defendant if he he was the whole day in the basement, and he answered that he was working until six o'clock; that he closed up his shop and went upstairs; afterwards he heard of the fire. I heard Mr Kehoe say that the companies were no good.

BERL BONNER, of No.246 Grand Street; Louis Clinger, and Morris Mulberg, of No.29 Delancey Street, testified to the good character of the Defendant.

ROSIE ROTIBAUM, a witness for the Defendant, sworn, testified:

I am the sister of the defendant. On the day of the fire I was in the house all day. After the defendant took his supper he sat down and read the paper. In a short time we heard the cry of fire, and he ran down stairs.

We have our rooms upstairs fully furnished, and there is more than \$500 worth of furniture in it.

CROSS EXAMINATION.

My brother was in the room about three-quarters of an hour before we heard of the fire. After the firemen left I went into the basement and saw him there. I remember his coming up for the keys, and bringing them down stairs.

ADOLPH GUTMAN, a witness for the Defendant, sworn, testified:

I am a salesman for the Singer Sewing Machine Company. I know the price of machines. The machines in the defendant's place of business were worth at least \$25 apiece.

CROSS EXAMINATION.

I have known the defendant for some time; I knew that he lived in Fall River. His character for honesty is good.

MYER H. ROTENBAUM, the defendant, sworn, testified:

I am 28 years of age. I occupy the premises 25 Pitt Street in August last. All the furniture in my apartments had been paid for by me. On the night of the 21st of August I worked in my place until 6 o'clock; I use candles when I work late. My business is manufacturing waistbands. I put candles in tubes when I used them. I left the candle burning when I went upstairs to my supper. At the time I went up for the keys there was two men waiting till I came down. After I had my supper I sat down.

and read the paper. In a few moments a little girl came up and told me the place was on fire. I went to the corner and turned the alarm box. Then I came back to the shop and found the firemen coming there. When I was questioned, I told them I was insured in two companies, the Manufacturers' & Traders' Co-operative Insurance Company, and the National Exchange Co-operative Insurance Company. One of the men told me that those companies were not worth a cent. After the firemen left I took the bundles that were not injured by fire or water and placed them on the opposite side of the hall. My wife was in Jersey, but came back about half past seven. I usually employ two men in my shop, manufacturing waistbands. The material used is worth 12 cents a pound. I have bills here from the Fall River Bleachery at that rate. I had from 20,000 to 25,000 bands made; they were worth \$7. a thousand. I had eight machines with buttonhole attachments, for which I paid \$90 each. On the 12th day of August I read in the Jewish Gazette that my policies of insurance were no good, that the companies were robbers and swindlers.

CROSS EXAMINATION.

I lived three months in that house in Pitt Street before the fire. Previous to that I had lived in Fall River. I was in the same business in Fall River. I brought a lot of these rags to this city from Fall River, so that I might continue my business. When I went upstairs to dinner, I left the key of the door upstairs. I did not lock the store while I was at dinner on that day. My

**POOR QUALITY
ORIGINAL**

0323

Indictment filed Sep. 20-1892

COURT OF GENERAL SESSIONS

Part III.

THE PEOPLE &c.

against

M Y E R H , R O T H B A U M .

Abstract of testimony

on trial, New York October

31st 1892.

POOR QUALITY ORIGINAL

0324

Court of General Sessions of the Peace

526

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Meyer H. Rothbaum

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

Meyer H. Rothbaum

of the CRIME OF ARSON IN THE first DEGREE, committed as follows:

The said Meyer H. Rothbaum,

late of the Thirteenth Ward of the City of New York, in the County of New York aforesaid, on the twenty-first day of August, in the year of our Lord one thousand eight hundred and ninety-two, at the Ward, City and County aforesaid, with force and arms, in the night time of the said day, a certain dwelling-house of one Fishel Eisen, there situate, there being then and there within the said dwelling-house, some human being, feloniously, wilfully and maliciously did set on fire and burn, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT.

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

Meyer H. Rothbaum

of the CRIME OF ARSON IN THE first DEGREE, committed as follows:

The said Meyer H. Rothbaum,

late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the Ward, City and County aforesaid, with force and arms, in the night time of the said day, a certain dwelling-house of one Jacob Seidel, there situate, there being then and there within the said dwelling-house some human being, feloniously, wilfully and maliciously did set on fire and burn, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

DE LANCEY NICOLL, District Attorney.

0325

BOX:

496

FOLDER:

4523

DESCRIPTION:

Rotholz, Charles

DATE:

09/22/92



4523

POOR QUALITY ORIGINAL

0326

Witnesses:

After an examination of all the facts in this case, I am convinced that the defendant had no intent to commit the crime charged against him. I therefore recommend the dismissal of this indictment.
Oct 24. 1892.

Vernon M. Davis
Asst. Dist. Atty

Counsel,
Filed *Wm. De Lancey Nicoll* 1892
Pleads, *10 July 96*

Grand Larceny, sections 528, 529, Penal Code.]

THE PEOPLE vs.

Charles Rotholz

DE LANCEY NICOLL,
District Attorney.

Oct 16. 1892. W.M.D.

A TRUE BILL.

John T. ...

Foreman.

Part 3. Oct 24 1892

On recem. of Wm. De Lancey Nicoll, Atty. indict. dis. P.M.

POOR QUALITY ORIGINAL

0327

Sec. 192.

J District Police Court.

Undertaking to Appear during the Examination.

CITY AND COUNTY }
OF NEW YORK, } ss.

An information having been laid before Charles Weidely a Police Justice of the City of New York, charging Charles Rotholz Defendant with the offense of Larceny

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

WE, Charles Rotholz Defendant of No. 161 124th Street, by occupation a Submarine Sophia Rotholz and of No. 124 W 130th Street, by occupation a Keep house Surety, hereby jointly and severally undertake that the above-named Charles Rotholz Defendant shall personally appear before the said Justice, at the 5th District Police Court in the City of New York, during the said examination, or that we will pay to the People of the State of New York the sum of Seven Hundred Dollars.

Taken and acknowledged before me this 24 day of August 189 2

Charles Rotholz
Sophia Rotholz
W. H. Hinde Police Justice.

POOR QUALITY ORIGINAL

0328

City and County of New York, ss:

Sworn to before me on this
day of
1881
Police Justice

Sophia Rotholz
free

the within-named Bail and Surety, being duly sworn, says, that he is a resident and holder within the said County and State, and is worth fourteen **Hundred Dollars,** exclusive of property exempt from execution, and over and above the amount of all ~~his~~ debts and liabilities,

and that his property consists of house and lot of land
124 W 120th St. worth \$6,000
mortgaged for \$5,000

Sophie Rotholz

District Police Court.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Undertaking to appear during
the Examination.

Taken the day of 1881

Justice.

POOR QUALITY ORIGINAL

0329

Police Court 5 District.

Affidavit—Larceny.

City and County }
of New York, } ss:

Margaret A. McKee

of No. 172 E. 123d Street, aged 29 years,
occupation None being duly sworn,
deposes and says, that on the 18th day of July 1892 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the pos-
session of deponent, in the Day time, the following property, viz:

1/ One Diamond Ring of the Value
of fifty 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 Charles Rotholz (Now here)
from the fact that at about the hour
of 5.30 o'clock P.M. said date deponent
took said ring from her finger and laid
it on the window sill in the kitchen of
said premises and in about fifteen
minutes thereafter deponent discovered that
said ring was missing and, as this
deponent was the only person other than
deponent and deponent's mother, and sister
who was in the kitchen from the time
deponent laid said ring on the window sill
until she missed it. Deponent charges
this defendant with feloniously taking,
stealing and carrying away said ring.

Margaret Anna McKee

Sworn to before me, this 17 day

of August 1892

[Signature]
Police Justice.

POOR QUALITY ORIGINAL

0330

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss:

Charles Rotholz

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

Question. What is your name?

Answer. Charles Rotholz

Question. How old are you?

Answer. 19 years old

Question. Where were you born?

Answer. New York

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

Answer. 161 E. 124th St 7 weeks

Question. What is your business or profession?

Answer. Salesman

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

Answer.

I am not guilty
Charles Rotholz

Taken before me this 1st day of April 1938
Police Justice

POOR QUALITY ORIGINAL

0331

BAILIED

No. 1, by John W. Burke
Residence 124 West 130 Street

No. 2, by _____
Residence _____ Street

No. 3, by _____
Residence _____ Street

No. 4, by _____
Residence _____ Street

99th 225
Police Court--- 31
District.
1898

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Margaret A. Wickel
Edward J. Wickel
Offense Larceny
felony

Dated, Aug 24 189 8

Wickel Magistrate.

John W. Burke Officer.

Mary E. McKee - 29
Elizabeth J. McKee - 29
Precinct.

Witnesses
Victoria Green
440 8 114 or

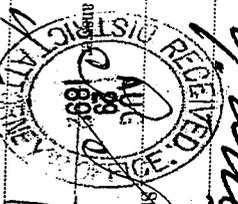
No. Walter Robinson Street
775 5 8 1/2 or

John D. Clark
203 6 123 or

No. M. J. G. O'Connell Street
203 6 123 or

No. _____ Street

No. _____ Street



44 25
700 Rail Builders

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 _____

Defen Durb
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, Aug 24 189 8 _____ Police Justice.

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

Dated, Aug 27 189 2 _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

New York General Sessions.

PEOPLE ON MY COMPLAINT,
VERSUS

Charles Rotholz

As complainant in the above case, I beg to recommend the defendant to such leniency and clemency as the Court and District Attorney may see fit to show; but I expressly assert that my reasons for so doing are not controlled by any advantage to myself.

The defendant above named is a young man of excellent character & reputation residing with his parents in this City.

He has been a visitor off and on to my home for the past few years. I do not believe after hearing all the facts in the matter that the defendant intended to steal my property or to appropriate the same to his own use.

The relations of the defendant have promised me to return to me my property & will make ample restitution to me of the same.

The defendant has now a good situation and is working steady.

Witness
my hand &
seal this 10th day of
June 1903

Margaret Anna McKee

POOR QUALITY ORIGINAL

0333

505

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Charles Rotholz

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

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

The said Charles Rotholz,

late of the City of New York, in the County of New York aforesaid, on the 18th day of July in the year of our Lord one thousand eight hundred and ninety-two, at the City and County aforesaid, with force and arms,

one finger-ring of the value of fifty dollars

of the goods, chattels and personal property of one Margaret A. McKee

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.

Re Lancey Nicoll District Attorney