

0190

**BOX:**

374

**FOLDER:**

3497

**DESCRIPTION:**

Lamont, Charles

**DATE:**

11/11/89



3497

POOR QUALITY ORIGINAL

0191

W 5413-

Witnesses:

*Wesley Rynders*

Counsel,  
Filed, *H. J. [unclear]* 188  
Pleads, *W. J. [unclear]*

THE PEOPLE

ILLEGAL VOTING.  
[Laws of 1882, Chap. 210, § 1804.]

*1882  
2-5-1882  
[unclear]*

*Charles Lamont*

~~ROBERT B. HARRING~~  
*[unclear]*

District Attorney.

A True Bill.

*Andrew Little*

Foreman.

*Part #7 November 22/89*  
Pleads Swifty

*S.P. 2 Mrs.*

POOR QUALITY ORIGINAL

0 1922

Police Court, 2 District.

City and County } ss.  
of New York, }

William H. Ryndes

of No. 5th Precinct Police Street, aged \_\_\_\_\_ years,

occupation Policeman being duly sworn, deposes and says,

that on the 5th day of Nov 1887, at the City of New

York, in the County of New York,

at a general election in said city, Charles Lamont, now here, did offer to vote illegally at the poll of the 10th election district of the 5th Assembly district at No 28 Sullivan street. The defendant then and there offered to vote illegally on the name of Joseph Waters a duly registered voter whom defendant saw at the said poll. Defendant avers that defendant he dealt with in the law district.

Sworn to before me this  
5th day of November 1887  
J. H. [Signature]  
Police Justice

Wm H Ryndes

**POOR QUALITY ORIGINAL**

0193

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

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

Question. What is your name?

Answer.

*Charles Lamont*

Question. How old are you?

Answer.

*20 years*

Question. Where were you born?

Answer.

*New York*

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

Answer.

*18 Thompson Ave 103 Prince Street*

Question. What is your business or profession?

Answer.

*Printer*

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

Answer.

*I am not guilty*

*of Charles Lamont*

Taken before me this

day of

*Nov 5*  
188

Police Justice.

*[Signature]*

POOR QUALITY ORIGINAL

0 1944

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

Police Court--- 1644  
 District 2

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

William H. Reynolds  
 Charles J. Fairbank

Offence: No Election Sec'd

Dated

Nov 18 1899

Residence

Kilbuck Magistrate

No. 3, by

Byrnes Officer

Residence

Precinct

No. 4, by

Witness: Joseph Waters  
 same N Officer

Residence

Street

No.

Street

No.

\$ 1000 to answer  
 E. J. Street

J. E. Orr

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 1000 Hundred Dollars, and be committed to the Warden and Keeper of the City Prison, of the City of New York, until he give such bail.

Dated Nov 18 1899 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

0 195

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 Samont

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

Charles Samont

of a FELONY, committed as follows:

Heretofore, to wit: on Tuesday, the 20th day of November, in the year of our Lord one thousand eight hundred and eighty nine, (the same being the Tuesday succeeding the first Monday in the said month of November), there was held a general election throughout the State of New York and in the said City and County of New York; and on the day and in the year aforesaid, and at the said election, the said Charles Samont, late of the said City and County, at the City and County aforesaid, did personally appear before the Inspectors of Election of the 2nd Election District of the 22nd Assembly District of the said City and County, at a meeting of the said Inspectors of Election then being duly held at the duly designated polling place of the said Election District, and did then and there feloniously

did falsely personate one Joseph Waters, an elector of the said Election District, and attempt and offer to vote in and upon the name of the said Joseph Waters.

against the form of the statute in such case made and provided, and against the peace and dignity of the said People.

~~RANDOLPH B. MARTINE,~~

District Attorney.

0196

**BOX:**

374

**FOLDER:**

3497

**DESCRIPTION:**

Lavezali, Joseph

**DATE:**

11/29/89



3497

0197

Witnesses;

Louis Berocco

In this case I recommend  
the release of Paul. ~~with~~ It  
appears to me from an exam-  
ination of all the facts, that the  
alimony would not warrant  
a conviction.

Dec 11/89  
A. J. Rankin  
Deputy

757

Counsel, *John J. [unclear]*  
Filed *29* day of *Nov* 188*9*  
Pleads, *Guilty - Deaf*

THE PEOPLE  
vs.  
*Joseph Lavergani*  
Assault in the First Degree, Etc.  
(Sections 217 and 218, Pennl Code.)

JOHN R. FELLOWS,  
District Attorney.

*W. Lunt*

A True Bill.

*Arthur Little*

*Dec 11/89*  
Foreman.  
*Paul Duchesne*

**POOR QUALITY  
ORIGINAL**

0-198

New York General Sessions.

PEOPLE ON MY COMPLAINT,  
VERSUS

Joseph Lavezoli  
J. Louis Crocco

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. I have known the defendant since childhood and at the time the assault happened.

I and the defendant were under the influence of liquor and I consider myself as much to blame as the defendant and I now desire to withdraw this complaint.

Witness

John McGee } Louis Crocco

POOR QUALITY  
ORIGINAL

0 199

State of New York  
City and County of New York, on  
this 14th day of December 1889 before  
me personally came Lewis Rocca,  
to me known and known to me  
to be the individual described  
in and who executed the within  
instrument and who acknowl-  
edged to me that he executed the  
same.

Frank Ferretti  
Notary Public No 116  
N. Y. County

**POOR QUALITY ORIGINAL**

0200

Police Court \_\_\_\_\_ District.

CITY AND COUNTY OF NEW YORK, } ss.

*Louis Brocco*  
of No. *51 Duane* Street,

being duly sworn, deposes and says, that  
on *Sunday* the *3<sup>d</sup>* day of *November*  
in the year 188*8* at the City of New York, in the County of New York,  
he was violently and feloniously ASSAULTED and BEATEN by \_\_\_\_\_

*Joseph Lanzani (now Lee)*  
*who violently cut and stabbed*  
*deponent three (3) times on the*  
*right arm with some sharp*  
*instrument then held in*  
*his hand*

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 be dealt with according to law.

Sworn to before me, this *4<sup>th</sup>* day of *November* 188*8* *Louis Brocco*

*D. J. [Signature]* POLICE JUSTICE.

**POOR QUALITY ORIGINAL**

0201

Sec. 193-200.

District Police Court.

CITY AND COUNTY } ss.  
OF NEW YORK,

*Joseph Lavergali* 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.

*Joseph Lavergali*

Question. How old are you?

Answer.

*19 years.*

Question. Where were you born?

Answer.

*New York City*

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

Answer.

*179 Park Row. 17 years.*

Question. What is your business or profession?

Answer.

*Flowers*

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

Answer.

*I am not guilty  
Joseph Lavergali  
man*

Taken before me this

Day of *Monday* 188*8*

*H. J. [Signature]*  
Police Justice.

POOR QUALITY ORIGINAL

0202

Police Court--- 1653  
District

THE PEOPLE, Ec.,

ON THE COMPLAINT OF

Levi Pease  
81<sup>st</sup> Street

Joseph Lawrence  
Lawrence

Offence: Assault

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Dated

November 4 1889

Magistrate

Officer

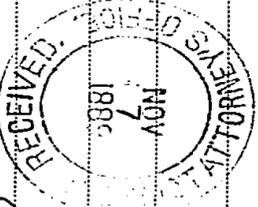
Witnesses

No. Street

No. Street

No. Street

No. Street



COMMITTEE

Handwritten 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.....

Leopold and

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

Dated Nov 4 1889 Police Justice.

I have admitted the above-named.....

Leopold and

to bail to answer by the undertaking hereto annexed.

Dated November 4 1889 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

0203

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 Lavezali*

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

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

The said

*Joseph Lavezali*  
late of the City of New York, in the County of New York aforesaid, on the *third* day of *November* in the year of our Lord one thousand eight hundred and *eighty-nine* with force and arms, at the City and County aforesaid, in and upon the body of one *Louis Crocco* in the Peace of the said People then and there being, feloniously did make an assault and *him* the said *Louis Crocco* with a certain *sharp instrument to the Grand Jury aforesaid unknown* which the said *Joseph Lavezali* 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 *Louis Crocco* 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 *Joseph Lavezali* of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said

*Joseph Lavezali*  
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 *Louis Crocco* 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

*sharp instrument to the Grand Jury aforesaid unknown* which the said *Joseph Lavezali*

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.

**POOR QUALITY  
ORIGINAL**

0204

THIRD COUNT—

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

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

The said

*Joseph Lavezali*  
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  
*Louis Cracco* in the peace of the said People then  
and there being, feloniously did wilfully and wrongfully make another assault, and

with a certain *sharp instrument to the*  
*Grand Jury aforesaid unknown*  
which *he*, the said *Joseph Lavezali*

in *his* right hand then and there had and held, in and upon the *arm*  
of *him* the said *Louis Cracco*

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

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

JOHN R. FELLOWS,

District Attorney.

0205

**BOX:**

374

**FOLDER:**

3497

**DESCRIPTION:**

Lawrence, Edward

**DATE:**

11/14/89



3497

POOR QUALITY ORIGINAL

0206

#105

Witnesses:

officer Jones

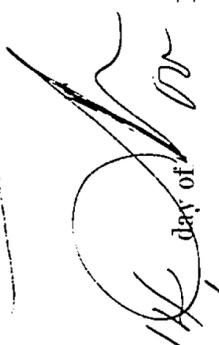
Alph A. is her  
He is a young  
Man; N. then may  
be a Chemist  
Up to me then I  
charge present the  
plea to be heard

Counsel,

Filed

day of

1889



Pleads, *Not guilty*

THE PEOPLE

vs.

Edward Lawrence

*Keeping goods for sale*  
*(Sec. 336, Penal Code)*

*John R. Fellows*

JOHN R. FELLOWS,

District Attorney.

A TRUE BILL.



Foreman.



*I lead guilty.*

*Ans \$25.00*

*Paul*

POOR QUALITY ORIGINAL

0207

Police Court, 1st District.

City and County } ss.  
of New York, }

of No. 24th Regiment Street, aged 29 years,

occupation Police Officer being duly sworn, deposes and says,

that on the 9th day of July 1889, at the City of New

York, in the County of New York, Samford Lawrence

(now here) did unlawfully

engage as dealer in a

gambling game, known

as "Under and Over" when

money was dependent on

the result in violation of

Section 344 of the Penal

Code of the State of New

York, for the reasons follow-

ing, to wit: at about the hour

of 12 o'clock on said date

deponent saw this defendant

on the steamer "St. John" the

said steamer being in

New York Bay, on its way

from New York to Sandy Hook,

throwing dice on a cloth upon

which cloth was marked

(Over Under)

1 for 1 3 for 1 1 for 1

Deponent saw persons win

and lose on the result of

said game

Sworn to before me } John Jose  
this 10th day of July }  
1889 }  
D. Hagan

Police Justice

**POOR QUALITY ORIGINAL**

0208

Sec. 198-200.

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. *Edward Lawrence*

Question. How old are you?

Answer. *30 years*

Question. Where were you born?

Answer. *New York City*

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

Answer. *212 E 56<sup>th</sup> St. 10 years*

Question. What is your business or profession?

Answer. *Bar tender*

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*  
*Edward Lawrence*

Taken before me this

day of

*July*

188

*9*

Justice

*W. H. [Signature]*

POOR QUALITY ORIGINAL

0209

Police Court... 1012 District

THE PEOPLE, Etc., ON THE COMPLAINT OF

John Jones Edward Lawrence

Offence Gambling

BAILIED

No. 1, by James Jones Residence 2304 Grand Street

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Dated July 10 1889

James Jones Magistrate

James Jones Officer 24 Precinct

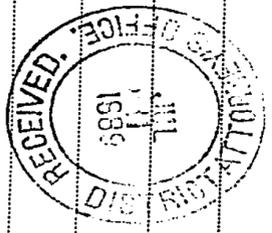
Witnesses

No.

Street

No.

Street



No.

Street

\$

500

to answer

James Jones

James Jones

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 July 10 1889 Police Justice

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

Dated July 10 1889 Police Justice

There being no sufficient cause to believe the within named

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

Dated 1889 Police Justice

POOR QUALITY ORIGINAL

02 10

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 Lawrence

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

Indictment accuse Edward Lawrence of a Misdemeanor,

of the crime of

committed as follows:

The said Edward Lawrence,

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

ninth day of July in the year of our Lord one thousand  
eight hundred and eighty-nine, at the City and County aforesaid,

did unlawfully and knowingly keep and  
use, within a certain vessel, to wit: the  
steamer called "St. John" then navigating  
the waters of this State known as New  
York Bay, and then being within that  
portion of the said waters which is between  
Staten Island and Long Island, certain  
dice, and a certain article, to wit: a certain  
cloth marked with certain figures and  
devices, the same being commonly used  
and intended to be used in playing a  
certain game of chance called "Under

**POOR QUALITY  
ORIGINAL**

0211

and over Seven" upon which money is  
usually made; against the form  
of the Statute in such case made and  
provided, and against the peace of the  
People of the State of New York,  
and their dignity.

John P. Kellogg,

*[Signature]*

02 12

**BOX:**

374

**FOLDER:**

3497

**DESCRIPTION:**

Leddy, Margaret

**DATE:**

11/27/89



3497

POOR QUALITY ORIGINAL

0213

Witnesses;

John Mulligan

My att. has  
his att. has

the first Comdr.

FR

037

Counsel,  
Filed by *[Signature]* 1889  
Pleads,

THE PEOPLE  
vs.  
Grand Larceny, Second Degree.  
[Sections 528, 531 - , Penal Code].

*[Signature]*  
Margaret Leady

JOHN R. FELLOWS,  
District Attorney.

A True Bill.

*[Signature]*

Foreman.

*[Signature]*  
Pleas & Pray

24ps H. M. [Signature]

**POOR QUALITY ORIGINAL**

0214

Police Court District 5 Affidavit—Larceny.

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

of No. 124 St. Boulevard Street, aged 37 years,  
occupation Carpenter being duly sworn

deposes and says, that on the 11 day of November 1887 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the Night time, the following property, viz:

One Gold Watch and One Gold Chain, worth together the sum of Fifty dollars P. T. 00

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 Margaret Liddy now here

from the fact that deponent on the night of November 11 occupied a room with defendant at a Hotel at 3rd Ave & 128th St. and when defendant awoke the defendant had disappeared and deponent missed the said property. Deponent was subsequently informed by Detective Mott that the missing property was in a Trunk at 165 East 125th deponent fully identifying the property as that stolen from him by defendant.

John Mulligan

Sworn to before me, this 11 day of November 1887 at New York City, N. Y.  
[Signature]  
Police Justice.



**POOR QUALITY ORIGINAL**

0215

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK ss.

*Margaret Leary* 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. *Margaret Leary*

Question. How old are you?

Answer. *40*

Question. Where were you born?

Answer. *Ireland*

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

Answer. *178 St. Ave New York.*

Question. What is your business or profession?

Answer. *Domestic*

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.*

*Margaret Leary*  
*Maurer*

Taken before me this *17* day of *March* 19*33*  
*[Signature]*  
Police Justice.

POOR QUALITY ORIGINAL

0217

BAILED.

No. 1, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street \_\_\_\_\_

No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street \_\_\_\_\_

No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street \_\_\_\_\_

No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street \_\_\_\_\_

Police Court... 5. 1929  
District.

THE PEOPLE, Ac.,  
ON THIS COMPLAINT OF  
*[Signature]*  
Magistrate

Offence: *Grand Larceny*

Dated *November 13 1929*

*Max Price* Magistrate  
Precinct *219*

Witnesses \_\_\_\_\_

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

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

No. *5110* Street \_\_\_\_\_  
10 INSURER

*[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 *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 *Nov. 13 1929* *[Signature]* 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

0218

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Margaret Ledy*

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

*Margaret Ledy*

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

The said

*Margaret Ledy*

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

*one watch of the value of thirty dollars, and one chain of the value of twenty dollars*

of the goods, chattels and personal property of one

*John Mulligan*

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

*John R. Bellows,*  
District Attorney -

02 19

**BOX:**

374

**FOLDER:**

3497

**DESCRIPTION:**

Levy, Solomon

**DATE:**

11/29/89



3497

POOR QUALITY ORIGINAL

0220

250  
N7-N

Counsel,  
Filed 29 day of Apr 1889

Pleads, *Not guilty Quia*

Grand Larceny, Second Degree.  
(From the Person.)  
[Sections 528, 587 — Penal Code].

THE PEOPLE

vs.

*B*  
Solomon Levy

*John R. Fellows*  
District Attorney.

JOHN R. FELLOWS,  
District Attorney.

*Seven days*  
*in January*

A True Bill.

*Allyson Little*

*Foreman*  
Jury 7/90

*Foreman*  
Jury 10/90

*10*  
Jury 10/90

Witnesses:

*Peter Brady*  
*Remondes Kirby*

*Jan 7/90*  
*GA*

*Dept a Watson*  
*Municipal*  
*Deputies of*

**POOR QUALITY  
ORIGINAL**

0221

The People  
vs.  
Solomon Levy.

Court of General Sessions, Part I.  
Before Recorder Smyth.

Monday, January 6, 1890.

Indictment for grand larceny in the second degree.

Peter Brady sworn and examined.

I live at 44 Rutgers Street and am a driver for Lord & Taylor; on the 21st of November, 1889, I worked for them as a driver and on that day I saw the Defendant, I saw him about ten minutes past twelve in the morning standing on the corner of Division and Canal Street I was standing there watching a man selling watches, my attention was attracted to the Defendant when he stuck his hand in my pocket, I was standing there about fifteen minutes, he took the wallet out of my pocket and when he took it I grabbed him and I dragged him from there to East Broadway and Rutgers Street and in the meantime he pulled out his watch and tried to make a countercharge that I was taking his watch and somebody tried to trip me, I could not see who it was to take him away; so the Officer came up and took him to the Station House, I had hold of him when the Officer came up, I felt the Defendant's hand in my pocket and when I turned around I grabbed him, I felt the hand and turned around sharply and when I grabbed him I saw the wallet, it belonged to Mr. Tiernan, I grabbed the Defendant by the lapels of the coat, he kind of resisted but I would not let him go, I pulled him along with me, I did not see a policeman. The Defendant said at the Station House and at the Police Court that I was trying to steal his watch and his money. I did not see him pass the wallet but I saw him fire it to somebody, there was

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a crowd there, I did not see anybody take it, I know Mr. Smith of Lord & Taylor's, he was not there at the time, the wallet did not belong to Lord & Taylor but to Mr. Tiernan. I was home to my dinner and Mr. Tiernan sent me on an errand for the wallet to Ridley's; there were receipts in the wallet, I believe the wallet was made of leather and that there was receipts in it for rent and water tax.

Cross Examined. I carry wallets sometime in my outside coat pocket when there is no money in them. When I left Ridley's I went down Canal and through Canal to Division Street and I was attracted by the man selling watches; nobody was with me, Tiernan who sent me for the wallet lives next door to me in Rutgers Street. I had finished my work about twenty minutes past eleven, I went down to the stable and I was going up home to dinner and was asked to go for this wallet and so I went; the stable is in Cherry Street and I live in Rutgers Street between Madison and Monroe, I was standing alone in the crowd for fifteen minutes, I felt the Defendant's hand going into my pocket and grabbed him, he did not holloa, nor did he have hold of me but I had hold of him by the lapels of his coat, I remember when the policeman came up there was no man with me who ran away but he made a charge that I and the other man attempted to rob him, I was taken to the Station House with the Defendant and was detained there until two o'clock in the sitting-room to go to Court to make a charge against him, we were both taken to Court and my complaint was entertained against the Defendant and I was discharged. The Defendant told them

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ORIGINAL**

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in the Station House that I followed him into a liquor store at nine o'clock that morning but at ten o'clock that morning I was on my route uptown; he said he saw me change a ten dollar bill, he spoke English; at the time he said that Officer Dorrian and I believe Judge Duffy at the Court House and Sergeant Walsh and Officer Fay were present. When the defendant was arrested there was found on him about fifty dollars in cash and a pocket handkerchief full of jewelry, a gold watch and chain, a half bottle of whiskey, an knife and a scarf-pin. He was not asked in the Station House or in the Police Court where he was going, he did not say he was going down on an errand for his employer, I did not hear him ask that, he goes under the name of Goldstein at the house he lives in. Detective Leary called him one side and says, "aint your name Goldstein?" He says, "NO." The detective said, "don't you live at 112 Monroe Street", and he said yes; and he (Leary) told Officer Dorrian that he knew the Defendant as a crook. I never heard the Defendant say that his name was Goldstein.

William F. Dorrian sworn and examined.

I am an officer of the 7th precinct and arrested the Defendant on the 21st of November in East Broadway near Rutgers Street, Rutgers Street is my post, I was attracted by a crowd at this time near twelve o'clock at noon and when I got to the crowd I saw Brady have hold of this man by the lapels of the coat and the Defendant had his watch in his hand. Brady accused him of taking a pocketbook from him and had dragged him from Canal Street over there I brought them down to the Station House. Did the

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ORIGINAL**

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defendant say anything? No, I did not hear anything he said, he said he took his watch. Did you search the Defendant? I did, in the Station House. Was that right after you got him at the Station House? Yes sir, when I brought him in. What did you find upon him? I found a roll of money, a pocket handkerchief containing jewelry, I did not count the money but I handed it over to the Sergeant. What was the jewelry? Chains and lockets I believe. Do you know how many lockets? No; the Sergeant kept the bottle of whiskey, he had it half full of whiskey; the Sergeant took out the money and counted it and gave it back to him. What else besides the handkerchief full of jewelry? That is all, except a small knife. These articles were given back to the Defendant? Yes, all but the whiskey. Did you hear any conversation about the case in the presence of the Defendant? No; on the way to court Detective Leary accused Levy of going under the name of Goldstein, Leary told me that he was a thief and that he came from the 12th precinct into ours. Was this said in the presence of this Defendant? In the presence of me and him. What did Levy say to that? He did not know anything about it, he denied it. Did you hear him say anything else? No sir.

By Counsel. Will you please look at these, Officer, and say if that property was on this man when he was arrested? Chains and lockets like these, he had a watch and chain on, I did not count his money and do not know how much he had. Did not he tell you that he, the complainant, tried to rob him? He accused the boy of robbing him; nobody else was there. Did not the Defendant say that there was

**POOR QUALITY  
ORIGINAL**

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somebody else with the complainant? No. Didn't you ask him that? No; they were both excited. You say that Officer Leary on the way to the Station House or on the way to the Court said his name was Goldstein and that he was a thief, what did he say? He shook his head and said no. Did not you say a moment ago that he denied it No, I say that he shook his head and said, "it aint that, it aint Goldstein."

Solomon Levy sworn and examined in his own behalf, testified:

My name is Solomon Levy. Were you ever known by any other name, did you give any other name than Solomon Levy?

No, I have been for eight years here and always had the same name. Where did you live when you were arrested?

I lived in 112 Monroe Street. How long did you live there? Five months. Before that where did you live?

No. 120 Broome Street. How long did you live there?

One year. Before that where did you live? 25 Allen St.

How long did you live there? Over two years. What have you been working at for the last number of years? I am

working on a sewing machine, I am a tailor. For whom

did you work at the time you were arrested? Goldberg in

Rutger Street. How long did you work for him? I worked

first for over three years and I left him and then I went

again to work for him for seven months. Were you ever

arrested before? No sir, never before in my life.

Where were you going on this day and where did you come

from? I came from Ludlow Street and I was sent by my

5 boss to a place where we get workmen and I could not get

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ORIGINAL**

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one and I was on my way back to my boss. It was between eleven and twelve o'clock in the daytime when it happened. What did you have in your pockets? That jewelry, fifty-four dollars and my watch and chain, that is all. Where did you get this jewelry and what were you doing with it? I bought it from a peddler on installments and I owe him a few dollars yet; his name is Gottleib, he is not in court to-day, he came down three times to court. Where does Gottleib live? No. 115 Broome Street. How long did you have that jewelry? I bought the chain for cash and the watch I bought in Grand Street from Mr. Horwitz between Clinton and Suffolk, I paid twenty-nine dollars for it over a year ago last winter. Tell us what happened between you and some people there down near Rutgers St.? I came from Ludlow Street and I crossed the street to go over to the place where my boss is; the Complainant tackled me twice before, he lives the second house from me, he stands on the corners till ten o'clock at night; there were two together, this man and another one and the Complainant pushed the other on me and the other one ran away, he threw the complainant against me, I remained standing and said, "what do you want of me?" The Complainant came to me and said, "what is the matter with you sheeny", and showed fight and the other one said, "leave him alone", and with one hand he grabbed my watch and with the other one he pushed the other man away, I caught hold of his hand in which my watch was and commenced to holla police. The police did not come and then he gave me a blow on my hand and ran away, I held on to the Complainant and dragged him to East Broadway and Jefferson

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Street; then two policemen came and one arrested the man I held on to and the other policeman arrested me; we were held in the Madison Street Station House until two o'clock then a policeman said my name was not Levy but Goldstein and I was put under five hundred dollars bail. I did not steal a pocketbook from this man but I can prove that they were about to rob me.

Cross Examined. I have been in this country eight years, I got rheumatism in my legs and went home and came back again to America. I am sure I have never been arrested. Brady commenced to show fight, he caught hold of me and commenced pulling me and the other one stepped in and said, "let him alone", and caught hold of my watch, I held on to both of them for a while; Brady rushed at me and said, "I will kick you", and called me names. I have seen Brady on the corner whenever I happened to be in the street at night, but I never saw the other man on the corner, he never tried to rob me before. I did not tell the Officer about Brady trying to get my watch, I did not say that Brady followed me into a saloon that day, I said I came from the liquor store and was taking five cents worth of whiskey home. I bought these rings on installments two years ago. The ring now shown me was given by a friend to my wife, he brought it from London about two years and a half ago, the ring now shown me was made to order by a man in Canal Street, I do not remember his name, I paid eight dollars for it.

The Defendant withdrew his plea of <sup>not</sup> guilty and pleaded guilty to the indictment.

**POOR QUALITY  
ORIGINAL**

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*Testimony in the case  
of Solomon Levy  
filed Nov. 1889.*

POOR QUALITY  
ORIGINAL

0229

Police Department of the City of New York.

Precinct No. 7

New York, Jan'y 10<sup>#</sup> 1880

Saloman Levy

Is in this country about 8 years. When here 9 months was arrested for picking pockets in front of ridley's on grand St. And sent to prison for 6 months Pennty. 7 months after he was arrested in trenton in company with his brother and was sent to prison for 2 years for picking pockets. On Sept. 3<sup>d</sup>/88. was arrested with his wife for petty larceny. And when the case was called for trial the complainant failed to appear and could not be found.

About 1 year ago officer Hogan of 10<sup>#</sup> Prec. Arrested the same man for stealing a plush sack from M<sup>rs</sup> Collins of 189 Elizabeth St. And he got 6 months in the Pennty. His sister and her husband are doing 2 $\frac{1}{2}$  and 3 $\frac{1}{2}$  Sentence.

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For picking pockets.

He has been arrested on 2 other occasions but discharged for want of evidence. There were a regular band of them.

Det. Cornelius Sears  
7<sup>th</sup> Prec.

Det. M<sup>r</sup> Cormack of 13<sup>th</sup> Prec.

Know him well as he had him under arrest, when the Capt. failed to appear.

POOR QUALITY ORIGINAL

0231

Police Court— 3 — District—

Affidavit—Larceny.

City and County }  
of New York, } ss.

of No. 44 Putnam Street, aged 18 years,  
occupation Driver being duly sworn

Peter Brady

deposes and says, that on the 21 day of November 1889 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the day time, the following property, viz:

one pocket book of the value of thirty cents

30  
100

the property of Elizabeth Freeman 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 Solomon Levy (now here)

for the reason that on the above mentioned at the hour of 12 o'clock noon the deponent was standing on the South west corner of Division and Canal Streets when the said Defendant then and there thrust his hand into the right hand side pocket of deponent's overcoat which was then worn on the person of deponent and took/snatched from said pocket the same property.

Peter Brady

Sworn to before me, this 1st day of Nov 1889  
[Signature]  
Police Justice.

**POOR QUALITY ORIGINAL**

0232

Sec. 198-200.

3

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

*Solomon Levy*

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. *Solomon Levy*

Question. How old are you?

Answer. *27 years*

Question. Where were you born?

Answer. *Austria*

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

Answer. *112 Monroe Street New York City*

Question. What is your business or profession?

Answer. *Tailor*

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*  
*Solomon Levy*

Taken before this day of *April* 1911  
*[Signature]*  
Police Justice.



POOR QUALITY  
ORIGINAL

0234

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Solomon Levy*

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

*Solomon Levy*  
of the CRIME OF GRAND LARCENY in the *second* degree, committed as follows:

The said

*Solomon Levy*

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

*one pocket-book of the value of thirty cents*

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

*John R. Fellows,*  
District Attorney

0235

**BOX:**

374

**FOLDER:**

3497

**DESCRIPTION:**

Levy, William

**DATE:**

11/07/89



3497

**POOR QUALITY ORIGINAL**

0236

*Handwritten initials*

Counsel,  
Filed *17* day of *Nov* 18 *89*

Pleads *Not Guilty*

*Grand Larceny Second degree*  
[Sections 528, 53, 57, Pennl Code.]

vs.  
**THE PEOPLE**

*William Levy*

JOHN R. FELLOWS,  
*Apr 17/89* District Attorney.

*Spec. Convicted of  
Cyclot Yarney*

**A TRUE BILL.**

*W. M. Little*

Foreman.

*Jan 19/89*  
*John P. Little*  
*10/10/89*  
*Edw. Little*

Witnesses;

*Geo. E. Romanus*

**POOR QUALITY  
ORIGINAL**

0237

The People  
vs.  
William Levy.

Court of General Sessions, Part I.  
Before Recorder Smyth.

Friday, November 22, 1889.

Indictment for grand larceny in the second  
degree.

George E. Romaine sworn and examined, testified:

I reside at 108 East 114th Street and am a manager and  
superintendent for Spellman Bros. 361 Broadway, wholesale  
fancy goods and notions; they sell music boxes and knives  
the Defendant at the bar was in the employ of Spellman  
Bros., he was a light porter, he was such on the 24th of  
October last and was in the building 361 Broadway, I had  
occasion on that day to watch this boy Levy, he came in  
from dinner at one o'clock and I followed him down stairs,  
two flights, into our receiving room in the rear sub-basement,  
he took off both coats together an overcoat and an under-  
coat and hung them on a nail in this receiving room, I  
put my hands in the outside pocket of the overcoat and  
pulled out two packages of knives down up in brown paper,  
I opened the packages and found a dozen knives in one, I  
looked at the trade mark which was the Windsor, our own  
private mark, and called the attention of the receiving  
clerk to it; they were our knives, the Defendant was not  
present when I put my hand in the pocket -- he was present  
in the room but not in that vicinity. These knives had  
not the mark of Spellman Bros. on them, it was our private  
cutlery mark, the knife was manufactured in Germany for  
Spellman Bros. and marked Windsor; the knives were worth  
from five to six dollars a dozen, I put the two packages  
back into his pocket and went upstairs to consult with the

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ORIGINAL**

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firm, I then went down again into the room and sent the Defendant upstairs on an errand, he took both coats as they were off the nail and took them upstairs in the front store, I afterwards examined his coats and found three and a half dozen knives, that included those that I had put back, making three dozen and a half in all, two dozen were done up in the original packages in brown paper but not in a box, the boxes had been taken off and thrown away and a dozen and a half of the knives were loose in the pocket; all the knives had our private mark on them with the exception of one which was the Defendant's knife. I found a music box but I could not positively identify it. When I went to this coat on the wall there were two receiving clerks there, Charles Weitling and George Boyne. I had no conversation with the Defendant after this discovery until the officer came in the store, I went out for an officer, I sent the young man upstairs and came up after him to the front door and when I got within about ten feet of the front door I beckoned to the Officer and he came in, I then said to Levy, "I am having you arrested for stealing these knives"; the Officer arrested him and he said nothing. I had his two coats in the front office by the door when I examined the coats and found the property, I have only told you about the overcoat, not the under coat what I found; the Defendant put on those coats and went off with the Officer, I had no conversation with him after that.

Cross Examined. The Defendant was not employed as a packer in our establishment, he was a light

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ORIGINAL**

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porter. His duties were all over the house from seven o'clock in the morning until six o'clock at night; the knives and the music box were kept on the top floor, he returned to the store about one o'clock on the day in question according to the register, I followed him down to the basement and saw him hang the coats up in the room it was not the room where the employees hung coats, it was our receiving department where all our goods were received; there were two other coats beside the coats of this young man hanging on the wall and other people had access to that room who were in the employ of that firm; when I saw him hang his coats up he left that little room and went out to the large room, he was out of my sight and I do not know where he went to then, I went and put my hand in his overcoat pocket and found two packages of knives, they were wrapped in the original paper, I did not put my hand in any of the other pockets for the reason that that room is a very public room, there was a good many people in there and I did not want to disgrace him by going through his clothes; there were a great many ladies in that room and other clerks and I did not want to go through that man's pockets so publicly in the presence of those ladies, I had one other reason and that was that I wanted to hurry up and consult with the firm, it took me about five minutes to do so and I went down to the coat again, I took both coats upstairs in the front office.

Up to the time I came back the second time to the coats I had not spoken with Levy, I had no conversation with Levy at all, I sent him upstairs for my object was to get him out of the way; the only time I left the coat was the

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ORIGINAL**

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time that I went up to consult with the firm, I went down to the room where the two coats were and on my way I met Levy and sent him upstairs. Louis Botteger and John Cotter were present when the coats were searched. I have the knives in Court, they are in charge of John Dudgeon.

The package now shown me contains the knives that I found in the Defendant's pocket, the Police Court surrendered the property to me, I sealed them up myself and gave them to my cashier, the officer found some of the knives, I found knives in two pockets of his overcoat; there were other knives found when the Defendant was brought to the Police Court, I searched the smaller coat and found pawn tickets, I produce them in the envelope, I gave them to the police. I remember swearing to an affidavit in this case that we missed goods in that establishment from time to time for some time before this day for several years but uninterruptedly for a period of seven months. The Defendant was in our employ two weeks before this day.

(The witness was shown packages of knives which were found in the Defendant's coat pocket and identified them.)

I went to the pawn shop where goods were deposited, I found in Simpson's 91 Park Row, a watch and at Simpson's 181 Bowery, a watch, I found handkerchiefs at Moss's place and at Cahen & Son a watch. I did not identify those watches as the property of Spellamm Bros. but our buyer did. I have the music box which I found in his coat with me (box produced). There are about one hundred and fifty persons employed in that establishment. I am sure the Defendant on that day went out to lunch at twelve o'clock. I did not have him watched during the time that he was at

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ORIGINAL**

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lunch. Why are you so positive that he went out to lunch at twelve o'clock? Because he puts it down on the register and he returned at one. Do you remember what time he got to work that morning? He was always very early, about seven o'clock.

r. MacDonna: I offer these pawn tickets in evidence.

Charles Weitling sworn and examined.

Where are you employed? Spellam Bros. 361 Broadway. Were you in their employ on the 24th of October last? Yes. Were you present in the store on the 24th of October last at 361 Broadway when Mr. Romaine examined the clothes of Levy, the Defendant? Yes. At the first examination Mr. Romaine drew a package of knives from the left hand coat pocket. Did you examine the package? Yes; the package now shown me is not the package but the box of knives shown me is the one. Have the knives any particular mark? The packages are not marked, the knives had no particular mark but they were pearl knives. Were you present at the second examination? No. How many packages did you see taken from his coat? One package in my presence. Where was the coat when you first saw it? It hung on the rack in the receiving room in my department alongside the desk. What time of day about? That was about half past one. Who else was there? Mr. Boin.

Cross Examined. How long have you been working in that establishment? About eighteen months or two years, something like that, I aint positive, I remember the day when the Defendant was arrested and a package of knives was taken out of his overcoat pocket by Mr. Romaine.

**POOR QUALITY  
ORIGINAL**

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You were down in this room where the coats are generally hung up, the receiving room? Yes. Some other employees hang their coats there? Only myself, my assistant and this young man at that time, the Defendant. Other people had access to the room? Yes sir, they had access to the room. How was it you came to notice that Mr. Romaine took out one package the first time? Because Mr. Romaine asked me to identify the knives after he took the package out, I saw the package and am sure it was one package, it was similar to the package shown me. Did you see the Defendant hang his coats up after his return from lunch that day? That I did not see, I was at my dinner at the time. What time did you return? About half past one, I am sure it was. Do you remember what time you went to lunch that day? In the neighborhood of twenty minutes after twelve. After Mr. Romaine showed you that one package what did he do, did he go upstairs afterwards? He put it back in the coat pocket and went upstairs. Did you remain in there after that? Yes.

George Boin sworn and examined.

Where do you live? No. 295 South Fourth Street, Brooklyn. Are you employed by Spellman Bros. at 361 Broadway in this city and were you on the 24th of October last in their employ and were you in the store on that day about noontime? Yes sir, from noon until probably a quarter or half past one. Did you see Mr. Romaine there that day examining the clothing of the defendant Levy in the receiving room? Yes, I did. Do you know what time of day it was? Between one and two in the afternoon. Tell

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ORIGINAL**

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us what you saw? I saw him go into one of the overcoat pockets. I believe it was, and take out one or two packages of knives similar to the packages shown me now, I think they were pearl handled; then Mr. Romaine asked a question and I believe he went upstairs. Did he put back the packages in the coat? That I do not remember.

What next did you see? He came down again in a few minutes and took the clothes upstairs with him, that is, he took the coat from which I saw him take the one or two packages. Did you go upstairs? Not at that time, I went up a quarter of an hour after. Did you see Mr. Romaine? I saw the coats that had been taken up but I did not see the goods, I saw the coats on a chair. There are buyers in all departments and Mr. Lyon is the buyer in the watch department. I went to lunch that day between one and two. Did you see Levy come in from lunch that day? Yes I do not remember the time but I think it was after one. What did you see him do? I saw him hang up his coats.

Montgomery Lyon sworn and examined, testified:

Are you employed by Spellman Bros. at 361 Broadway in this city? I am. What particular department are you in? I am the buyer in the jewelry department. Do you remember having seen these pawn tickets before? (Tickets shown) I do, I cannot say the date, but about two weeks ago, it was in this month, Mr. Romaine gave them to me. Did you go to the pawn shops designated on these tickets? I did. I went to Simpson's, 181 Bowery and presented a ticket and there was presented to me first a silver cased watch and the next one was a gold filled ladies' hunting case.

**POOR QUALITY  
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Did you identify these watches as the property of Spellman Bros.? I did. When you went to Simpson's at 91 Bowery what did you find? I found a gold plated ladies watch which I identified as the property of Spellman Bros.

I went to Cahen & Sons. 41 Canal Street and found a ladies gold filled watch with the crystal broken which I identified as the property of Spellman Bros.; the watch which I found at Simpson's, 91 Bowery was in the care of Spellman Bros. for repairs. The goods found at Moss's, 157 Park Row were not my property, I had not anything to do with them. Were you present the day that this boy was arrested? I was in the store but I did not know anything about it.

Louis Botteger sworn and examined.

I am in the employ of Spellman Bros. and am the stock clerk in the silk and knife department, I am familiar with the stock of Spellman Bros. I ask you if you identify these knives (knives shown) as a portion of the stock of Spellman Bros.? Every one of them.

Mr. McDonna: That is the case for the People.

Counsel: Has the value of the property been proven?

The Court: Yes, the first witness Mr. Romaine says that the two packages of knives which he found were worth between five and six dollars.

Counsel: I move that your Honor take from the consideration of the Jury the charge of grand larceny in the second degree as contained in the first count of the indictment on the evidence.

The Court: I will instruct the Jury if they convict at all they can only convict of petty larceny.

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George E. Romaine recalled by Counsel for the Defendant.

Did you see Levy go out to lunch that day? No sir. You watched for his return? I did. And your watch for his return was in consequence of something that was told you from the time he went out by somebody in the employ of the house? Yes.

William Levy sworn and examined in his own behalf, testified:

How old are you? I am nineteen. Where did you live at the time you were arrested? No. 398 Grand Street. With whom? My folks. Your mother is in court, I believe? Yes sir. How long have you been working for different stores in this city from the time you started to work? About five or six years. For whom have you worked? I worked for P. Hyatt, 149 Broadway; I also worked for Jacob Bros. cigar manufactures 398 Grand Street and I have worked for Mr. Hornbecker, I worked for him either three or four months. How long had you been in the employ of Spellman Bros.? Just two weeks the day of my arrest.

Were you ever arrested before this in your life? No sir, never in my life. What were you doing in the employ of Spellman Bros.? Putting the goods on the packers tables. Is that the way you went to work, the way you are dressed now? Yes, I had my overcoat with me. Do you remember the day you were arrested? Yes, it was on a Thursday, I think it was either the 23rd or the 24th. Who arrested you? Some officer arrested me. Do you see him in Court to-day? I did not see him yet but I guess he is here. What time were you arrested? I was arrested about

**POOR QUALITY  
ORIGINAL**

0246

two or a quarter past two in the afternoon. Did you go out to dinner that day? Yes, about five minutes past twelve. Where did you go to dinner? I went to dinner in Church Street, three doors below Walker toward Canal Street. Did anybody go with you to dinner? No, I had my overcoat on when I went to dinner, I returned from dinner about five minutes past one and I hung my overcoat and the other coat up together on the rack in the receiving room. After that did you see Mr. Romaine or Mr. Spellman on that day? I seen Mr. Romaine, I came back and went down there and hung up my overcoat and started to work; about three quarters of an hour or an hour after Mr. Romaine came down to me and said, "Levy, go upstairs, Mr. Spellman wants to see you at the front door"; I went up and Mr. Spellman told me to look out for the tickets, they were falling out of the desk and I said I would; I went down stairs to work again and fifteen minutes after Mr. Romaine came down and told me that Mr. Spellman wanted to see me, he said, "go upstairs"; I was arrested and never knew what for until the policeman asked me a block from the Court what I was arrested for; I told him I did not know; when I got to the Court room they went through me on the outside pocket and they found some penknives.

Did you know you had those penknives when you were walking with that Officer? No sir. There was some pawn tickets found on your person I believe in the Police Court? Yes, they said so but I never seen them taken out of my pocket. Did you ever have them in your pocket? No sir, I solemnly swear I did not. Do you know anything about those pawn tickets? No sir. About how many

**POOR QUALITY  
ORIGINAL**

0247

knives was it the police officer found in your pocket?  
I think I heard him say in the Police Court that he found  
from a dozen to a dozen and a half, I think they were all  
loose if I am not mistaken.

Cross Examined. The first you knew of those  
knives being in your pocket was when the Officer found  
them there? Yes, that is the first time I ever knew it.

I heard him say in Court that he found from a dozen to a  
dozen and a half, I cannot exactly remember just now. I  
cannot exactly remember whether the knives now shown me  
are the ones or not, he just took them out of my overcoat  
pocket, I did not have a look at them even, that is as  
true as everything else I have sworn to. You were  
under arrest from your place of business to the Court  
House? Yes.

Henrietta Levy sworn and examined.

You are the mother of this boy? Yes. Where do you  
live? No. 398 Grand Street. Has he ever been in trouble  
before or ever arrested? No sir. Do you know how long  
he has been working in the city here for different firms?  
I know he was working three years in Broadway somewhere.  
What kind of a boy is he? My son is a good boy, he has  
never been arrested, he is an honest boy and he never had  
a fight in the street.

Aaron W. Manchester sworn and examined by

Mr . McDonna. You are connected with the Broad-  
way squad of police in this city? Yes. Did you arrest  
this defendant Levy on the 24th of October and did you  
find in his possssion any knives? I did. Where was

**POOR QUALITY  
ORIGINAL**

0248

he when you arrested him? I arrested him inside of the store I believe the number is 361 Broadway. What time in the day? I do not remember now. What did you do with him, did you take him to Court? I took him immediately to the Tombs first District Court. Did you search him? I did. What did you find on him? and where did you find it? I found a dozen and a half pocket knives in his over coat pocket. Could you identify the knives, in what condition were they, were they loose or were they done up in brown paper? Some of them were loose and some done up in brown paper; they were knives similar to the one now shown me and some were pearl handled. What else did you find? I found a small music box. Is that the music box you found? (Box shown.) It looks like it. Did you have any conversation with Levy? I had a little going over to Court. What did you say to him? I asked him why he took these goods and he denied taking them to me, he said, "I did not take them." That was before you examined him and found the dozen and a half knives? Yes, before I examined him. What did you say to him after that? I did not say anything. Did he offer you any explanation for the presence of those knives? No; all he said to me was, "I did not take them." Will you tell this jury what you said to this man from the time that you arrested him to the time you took him to Court? I asked him why he took these goods. What goods? Knives. Go on and tell what he said. He said, I did not take them -- that is all I remember saying to him. Who told you he took any knives? Mr. Romaine. Was it in his presence? I could not say whether he was present or not, I think

**POOR QUALITY  
ORIGINAL**

0249

not. I marched him from 361 Broadway to the Tombs Police Court. You did not search him in the store? NO. Did anybody put anything into his pockets on the way there that you know of? No. You did not put anything in of course? I did not. No. 361 Broadway is between Franklin and Leonard Streets, is it not? Yes, about two blocks from the Tombs.

George E. Romaine recalled by Counsel.

You say, Mr. Romaine, you found pawn tickets in the smaller coat? Yes, in the small coat in the inside pocket. Have you any doubt about that? No, I have not any doubt. Will you be kind enough to tell us what part of the clothing you found them in? It was in one of the pockets in the outer part of the inside coat, I could not swear whether it was the outside pocket of the under coat or the inside pocket. I will explain it, it was either the outside pocket of the inside coat or the inside pocket of the inside coat, I am not sure which, the tickets were in an envelope.

The Jury rendered a verdict of guilty of petty larceny.

**POOR QUALITY  
ORIGINAL**

0250

the Rockosa T... ..

Testimony in the  
case of  
William Levy  
filed  
Nov. 1949

**POOR QUALITY ORIGINAL**

0251

Police Court—1 District.

Affidavit—Larceny.

City and County }  
of New York, } ss.

George B. Romaine

of No. 361 Broadway Street, aged 38 years,

occupation Superintendent being duly sworn

deposes and says, that on the 24<sup>th</sup> day of October 1889 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the day time, the following property, viz:

Four and one half dozen pen knives  
and one music box  
All of the value of Thirty five  
dollars

the property of Spellman Brothers and in care  
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 William Levy (now here) for the

reasons that on said day the defendant was in the employ of Spellman Brothers when deponent is Superintendent. That from time to time deponent has missed property of said firm. That at about the hour of one o'clock the defendant returned from dinner and deponent saw the defendant remove his coat and overcoat from his body and deponent immediately thereafter, without losing sight of said coat and overcoat, searched said coat and overcoat and in the pockets of said coat and overcoat deponent found the said pocket knives and

of }  
Sworn to before me, this }  
18 }  
day }  
Police Justice.



**POOR QUALITY ORIGINAL**

0253

Sec. 198-200.

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. *William Levy*

Question. How old are you?

Answer. *19 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *398 Grand Street. 2 1/2 years*

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  
W Levy*

Taken before me this *27th*  
day of *October* 188*9*

*D. J. McNeill*  
Police Justice.

POOR QUALITY ORIGINAL

0254

PAIDED,  
 No. 1, by \_\_\_\_\_  
 Residence \_\_\_\_\_ Street  
 No. 2, by \_\_\_\_\_  
 Residence \_\_\_\_\_ Street  
 No. 3, by \_\_\_\_\_  
 Residence \_\_\_\_\_ Street  
 No. 4, by \_\_\_\_\_  
 Residence \_\_\_\_\_ Street

Police Court--- / District

1623

THE PEOPLE, Ac.,  
ON THE COMPLAINT OF

*George E. Roman*  
*361 1st Ave*  
*William Levy*

*Handbary*

Date: *Oct 24*

1889

*Keely* Magistrate

*Murphy* Officer

*James M. ...* Precinct

*James ...* Street

*361 Broadway* Street

*1000* to answer

*Walter ...*

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 *Oct 24* 1889 *W. 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**

0255

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*William Levy*

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

*William Levy*

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

The said

*William Levy*

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

*fifty four penknives of the value  
of fifty cents each, and one  
musicbox of the value of  
eight dollars*

of the goods, chattels and personal property of one

*Timothy M. Spellman*

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.

**POOR QUALITY  
ORIGINAL**

0256

SECOND COUNT—

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

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

The said

*William Levy*  
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,  
*fifty-four pen knives of the value of fifty cents each and one music-box of the value of eight dollars*

of the goods, chattels and personal property of one

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

*Timothy M. Spellman*  
unlawfully and unjustly, did feloniously receive and have; the said

*William Levy*

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

JOHN R. FELLOWS,  
District Attorney.

0257

**BOX:**

374

**FOLDER:**

3497

**DESCRIPTION:**

Livingston, Charles

**DATE:**

11/08/89



3497

**POOR QUALITY ORIGINAL**

0250

*59* Selling on Sunday.

Counsel,

Filed

Pleads

1889

*J. D. Kelly*  
day of *Nov*  
*12*

THE PEOPLE,

vs.

*C B*

*Charles Livingston*

*transferred to the Court of Sessions for trial and final disposition.*

*part 2. . . . . 1895*

**VIOLATION OF EXCISE LAW**  
(Selling on Sunday, Etc.)  
[III Rev. Stat. (7th Edition), page 1983, Sec. 21 and page 1989, Sec. 5.]

JOHN R. FELLOWS,

*District Attorney.*

**A True Bill.**

*Andrew White*

*Foreman.*

WITNESSES:

*Officer Marigold*

**POOR QUALITY ORIGINAL**

0259

59 Selling on Sunday.

Counsel,

Filed

Pleads

day of

1889

*L. J. ...*  
*Hyacinty 12*

VIOLATION OF EXCISE LAW  
(Selling on Sunday, Etc.)  
[III Rev. Stat. (7th Edition), page 1983, Sec. 21 and  
page 1989, Sec. 5.]

THE PEOPLE,

vs.

*CB*

*Charles Livingston*  
*transferred to the Dept. of ...*  
*Sold as per trial and legal disposition*  
*part 2 ...*  
*from 15 ... 1895*

JOHN R. FELLOWS,

District Attorney.

**A True Bill.**

*W. W. ...*  
Foreman.

WITNESSES:

*Officer Mavigolce*

POOR QUALITY  
ORIGINAL

0250

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 Livingston*

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

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

The said

*Charles Livingston*

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

*Max Mangold*

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

SECOND COUNT—

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

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

The said

*Charles Livingston*

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

**JOHN R. FELLOWS,**

District Attorney.

0261

**BOX:**

374

**FOLDER:**

3497

**DESCRIPTION:**

Loewenthal, Max

**DATE:**

11/14/89



3497

POOR QUALITY ORIGINAL

0262

Witnesses

*H. S. Wood*

Counsel,

Filed, *14* day of

1889

Pleads, *Adversely*

THE PEOPLE,

vs.

ADULTERATED MILK.

(Chap. 183, Laws of 1854, Section 1, as amended by chap. 577, Laws of 1856, Section 1; Section 186, Sanitary Code, and Section 575 of the N. Y. City Consolidation Act of 1882.)

*Max Loewenthal*

JOHN R. FELLOWS.

*District Attorney.*

A True Bill.

*Am. M. Little*

*Comptrolr sent to the Foreman of Special Sessions.*

*True Bill, Nov 18 1889.*

POOR QUALITY  
ORIGINAL

0263

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 Loewenthal*

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

*Max Loewenthal*

(Chap. 183, Laws of of a MISDEMEANOR, committed as follows:  
1885, § 1, as amended  
by Chap. 577, Laws of  
886, § 1.)

The said

*Max Loewenthal*

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

*fifth* day of *July* in the year of our Lord  
one thousand eight hundred and eighty-*three*, at the City and County aforesaid,

did unlawfully expose for sale three quarts of unclean, impure, unhealthy, adulterated  
and unwholesome milk (the same not being skimmed milk produced in the said County),  
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.

**POOR QUALITY  
ORIGINAL**

0264

SECOND COUNT:

(§186, Sanitary Code

And the Grand Jury aforesaid, by this indictment, further accuse the said  
*Max Loewenthal*  
of the CRIME OF VIOLATING THE SANITARY CODE OF THE BOARD OF HEALTH OF THE  
HEALTH DEPARTMENT OF THE CITY OF NEW YORK, committed as follows:

The said

*Max Loewenthal*

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, did unlawfully keep, have and offer for sale, three quarts of milk which had been and was then and there watered, adulterated, reduced and changed by the addition of water and other substances to the Grand Jury aforesaid unknown, and by the removal of cream, against and in violation of the Sanitary Code of the Board of Health of the Health Department of the City of New York, duly adopted and declared as such at a meeting of the said Board of Health, held in said city on the second day of June, 1873, as amended in accordance with law, and particularly in violation of a certain ordinance thereof, to wit: the one hundred and eighty-sixth section of said code, which is as follows, that is to say:

“No milk which has been watered, adulterated, reduced or changed in any respect by the addition of water or other substance, or by the removal of cream, shall be brought into, held, kept, or offered for sale at any place in the City of New York; nor shall any one keep, have or offer for sale in the said city any such milk.”

Which said section and ordinance above set forth was, by a certain resolution, duly passed and adopted by the said Board of Health and by said Health Department, at a meeting thereof duly held in said city on the twenty-third day of February, 1876, added to and made a part of the said Sanitary Code aforesaid, and adopted and declared to form a portion thereof, pursuant to the authority and power conferred by law upon the said Board, and which said ordinance was thereafter duly published once a week, for two successive weeks, in the *City Record*, a daily official newspaper and journal published in the said city, to wit: in the issues of such newspaper of the twenty-fourth day of February, 1876, and also of the second day of March, 1876, and which said Sanitary Code so amended and altered was then and there, at the time of the committing of the offense hereinabove alleged, in full force and operation, and was by law declared to be binding and in force in said city, and which said section and ordinance above set forth was then and there in full force and virtue, having been in nowise altered, amended or annulled by said Board of Health, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,  
District Attorney.

0265

**BOX:**

374

**FOLDER:**

3497

**DESCRIPTION:**

Lyons, Michael

**DATE:**

11/15/89



3497

**POOR QUALITY ORIGINAL**

0266

#152

Counsel,

Filed 15 day of Apr 18 89

Pleads,

THE PEOPLE

vs.

R

Michael Lyons

19.90

*Burglary in the Third degree,  
and Petit Larceny*

[Section 498, 576, 578 & 579]

JOHN R. FELLOWS,

District Attorney.

**A True Bill.**

*Madison Little*

Foreman.

Apr 15 89

*John R. Fellows*

*John R. Fellows*

Witnesses:

*R. V. Kane*

POOR QUALITY ORIGINAL

0267

Police Court— 2 District.

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

of No. 222 9th Avenue Street, aged 39 years,  
occupation Baker being duly sworn

deposes and says, that the premises No. 222 9th Avenue 16 Ward  
in the City and County aforesaid the said being a four story brick  
building in part Bakery and dwelling house  
and which was occupied by deponent as a no  
and in which there was at the time no human being, by name

were BURGLARIOUSLY entered by means of forcibly breaking a  
panel in the door leading from the  
cellar of the aforesaid house into  
cellar base house. then putting his hand  
through the broken panel and turning the catch  
on the 10 day of November 1889 in the night time, and the  
following property feloniously taken, stolen, and carried away, viz:

Quantity of cakes apples &c  
and a knife and lamp. of the  
value of one dollar.

the property of deponent  
and deponent further says, that he has great cause to believe, and does believe, that the aforesaid  
BURGLARY was committed and the aforesaid property taken, stolen and carried away by  
Michael Lyons. (Witness)

for the reasons following, to wit: that- at the hour of  
10.20 O'clock a Mr said date  
deponent discovered said door broken  
as aforesaid, and that said property  
was missing, and also discovered the  
said deponent in the aforesaid  
cellar, and the said deponent then  
admitted and confessed to deponent in  
the presence and hearing of Officer

POOR QUALITY ORIGINAL

0268

David A. Gillespie that he had been in defendant's baby shop and had taken some cake therefrom. Defendant also saw the lamp and knife which he had lost in the cellar, where the defendant was.

Wherefore defendant charges the said defendant with burglarious entering said premises as aforesaid and feloniously taking and carrying away said property.

Sworn to before me this 11<sup>th</sup> day of Nov 1889

R. V. Kane

Police Justice

Dated 1889 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 1889 Police Justice.

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

Dated 1889 Police Justice.

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

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

Police Court, District, THE PEOPLE, vs., on the complaint of, Offence—BURGLARY. Dated 1889 Magistrate, Officer, Clerk, Witness, No., Street, No., Street, No., Street, \$ to answer General Sessions.

**POOR QUALITY ORIGINAL**

0269

Sec. 199-200.

CITY AND COUNTY }  
OF NEW YORK, } ss.

2 District Police Court.

Michael Lyons 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.

Michael Lyons

Question. How old are you?

Answer.

16 years old

Question. Where were you born?

Answer.

New York

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

Answer.

222. 9th Ave. 1 Year

Question. What is your business or profession?

Answer.

Nothing.

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

Answer.

I am guilty.

Michael Lyons

Taken before me this

day of

Nov 11  
1885

Wm. J. ...  
Police Justice.

POOR QUALITY ORIGINAL

0270

Police Court 1646 District

THE PEOPLE, &c.,

ON THE COMPLAINT OF

*Richard H. Kane*  
*229 Stuyvesant*  
*Michael Lym*

Offence

*Burglary*

BAILED,

No. 1, by

Residence

Street

No. 2, by

Residence

Street

No. 3, by

Residence

Street

No. 4, by

Residence

Street

Dated

*April 11*

188

Magistrate

*Shoreham*

Officer

Witnesses

*A. G. Sillman*

Precinct

*16*

*St. Paul Peter's*

Street

No.

Street

No.

Street

\$ *1000* to answer

Street

*Law*

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

*Defendant*

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

Dated *April 11* 188 *9* Police Justice.

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

Dated 188 Police Justice.

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

Dated 188 Police Justice.

**POOR QUALITY  
ORIGINAL**

0271

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Michael Lyons*

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

*Michael Lyons*

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

The said

*Michael Lyons*

late of the *Sixteenth* Ward of the City of New York, in the County of New York, aforesaid, on the *tenth* day of *November* in the year of our Lord one thousand eight hundred and *eighty nine*, with force and arms, at the Ward, City and County aforesaid, a certain building there situate, to wit: the *Store* of one

*Richard V. Kane*

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

*Richard V. Kane*

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

**POOR QUALITY ORIGINAL**

0272

SECOND COUNT—

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

*Michael Lyons*  
of the CRIME OF *Petit* LARCENY committed as follows:

The said *Michael Lyons*

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

*five cakes of the value of five cents each, five apples of the value of one cent each, one knife of the value of twenty five cents and one lamp of the value of fifty cents*

of the goods, chattels and personal property of one

in the *store* of the said

*Richard V. Kane*  
*Richard V. Kane*

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

*John R. Fellows,*  
*District Attorney.*

0273

**BOX:**

374

**FOLDER:**

3497

**DESCRIPTION:**

Lyons, Thomas

**DATE:**

11/21/89



3497

POOR QUALITY ORIGINAL

0274

Witnesses:

*officer Mulloy*

*W*

Counsel,

Filed

Day of

1889

Pleads,

*Not guilty in*

THE PEOPLE,

vs.

*B*

*Thomas Lyons*

VIOLATION OF EXCISE LAW

(Keeping Open on Sunday)

[11 Rev. Stat. (7th Edition), Page 1980, Sec. 5.]

JOHN R. FELLOWS,

District Attorney.

A True Bill.

*Wm. J. Little*

Foreman.

*Richard Buckley*

*Filed \$20 - or Van Dorn*

*Cont.*

**POOR QUALITY ORIGINAL**

0275

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, } ss

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

Question. What is your name.

Answer. *Thomas Lyons*

Question. How old are you?

Answer. *27 years*

Question. Where were you born?

Answer. *M.S.*

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

Answer. *304 E 14th Street*

Question. What is your business or profession?

Answer. *Liquor Dealer*

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

Answer. *I am not guilty  
and await  
my jury*

*Thomas Lyons*

Taken before me this

*27*

188

*W. M. Thompson*  
Police Justice.

POOR QUALITY ORIGINAL

0276

BAILED.

No. 1, by *John Stewart*  
 Residence *45 Stuyvesant Ave*  
 Street, \_\_\_\_\_

No. 2, by \_\_\_\_\_  
 Residence \_\_\_\_\_  
 Street, \_\_\_\_\_

No. 3, by \_\_\_\_\_  
 Residence \_\_\_\_\_  
 Street, \_\_\_\_\_

No. 4, by \_\_\_\_\_  
 Residence \_\_\_\_\_  
 Street, \_\_\_\_\_

Police Court

District

1619

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*James McHenry*  
 vs.  
*James J. Spence*  
 Office *Violating  
 Excise Law*

Dated *October 27* 188*9*

*Murray* Magistrate

*Mulvey* Officer

*23* Precinct

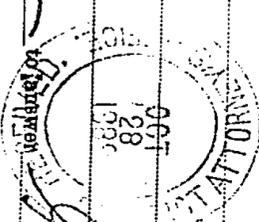
Witnesses \_\_\_\_\_

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

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

No. *102* Street, *Stuyvesant*

*James*



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

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

Dated *Oct 27* 188*9* *James J. Spence* Police Justice.

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_ *James J. Spence* Police Justice.

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

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

**POOR QUALITY ORIGINAL**

0277

Excise Violation-Keeping Open on Sunday POLICE COURT- 1 DISTRICT.

City and County } ss.  
of New York,

James Mulvey  
of No. 23 Peabody Police Street,

of the City of New York, being duly sworn, deposes and says, that on SUNDAY the 2<sup>nd</sup> day  
of October 1889 in the City of New York, in the County of New York,

Thomas Lyons (now here)  
being then and there in lawful charge of the premises No. 222 - 2<sup>nd</sup> Avenue  
Street, a place duly licensed for the sale of strong and spirituous liquors, wines, ale and beer, to be  
drunk upon the premises DID NOT KEEP SAID PLACE CLOSED contrary to and in violation of  
the statute in such case made and provided.

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

Sworn to before me, this 2<sup>nd</sup> day of October 1889 James Mulvey

Police Justice.

POOR QUALITY  
ORIGINAL

0278

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Thomas Lyons

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

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

JOHN R. FELLOWS,

District Attorney.