

1033

**BOX:**

431

**FOLDER:**

3978

**DESCRIPTION:**

Heller, William

**DATE:**

03/18/91



3978

1034

**BOX:**

431

**FOLDER:**

3978

**DESCRIPTION:**

Nathan, Joseph

**DATE:**

03/18/91



3978

POOR QUALITY ORIGINAL

1035

374

Witness:

*C. Crawbry Smith*

Counsel,  
Filed  
Pleadings

*H. H. Hawk*  
day of *March* 189*1*

*of*  
*the*  
*County*  
*of*  
*San*  
*Francisco*

Grand Larceny *Second Degree*

[Sections 528, 537, 538, 539 Penal Code.]

THE PEOPLE

vs.

*Joseph Nathan*  
and *I*  
*William Heller*

*5*  
*Francisco*

DE LANCEY NICOLL,  
District Attorney.

A True Bill.

*Alfred [Signature]*  
*March 19* Foreman.  
*David [Signature]*  
*Henry J. Daley*  
*M. J. [Signature]*  
*" " [Signature]*  
*El. [Signature]*  
*P. B. M.*

POOR QUALITY ORIGINAL

1036

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged \_\_\_\_\_ years, occupation *Jeremiah Kniffin* Police Officer of No. *4<sup>th</sup>*  
*Stuyvesant* Street, being duly sworn deposes and

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

Sworn to before me, this *12* day of *March* 188*9*  
*J. Williams* Police Justice  
*Jeremiah Kniffin*

POOR QUALITY ORIGINAL

1037

Police Court

District.

Affidavit—Larceny.

City and County of New York, ss:

L. Bainbridge Smith

of No. 74 Liberty Street, aged 60 years, occupation Lawyer

deposes and says, that on the 10th day of March 1891, 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 following property, viz:

Two Hand Satchels 1 pair brass garters 2 Clothes Brushes in Cases 1 pair Trowsers 1 Hair Brush 1 Razor Strap 2 Quits Silk undergarments 1 pair Small Prizos and 1 pair tickets representing a Diamond Studded brooch the whole valued at about one hundred dollars \$100

the property of Deponent and his wife

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 Joseph Nathan and William Keller (both men)

from the fact that on or about said

date deponent's house in Bergen point

N.J. was burglarized and a quantity

of property was stolen from said

premises. That deponent is informed

by Officer Griffin that he arrested the

defendants, with said property in their

possession which property deponent has

identified as being part of the property

stolen from deponent as aforesaid.

Deponent therefore charges the defendants

with bringing stolen property into his

state and prays that they be held

to answer the said charges

L. Bainbridge Smith

Sworn before me this 12th day of March 1891 J. H. McCall Police Justice

POOR QUALITY ORIGINAL

1038

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

William Heller

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. William Heller

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. 4 Second Street 1 week

Question. What is your business or profession?

Answer. Painter

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

Answer.

I am Guilty

William Heller.

Taken before me this

day of

March 1891

J. H. ... Police Justice.

POOR QUALITY ORIGINAL

1039

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

Joseph Nathan 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 Nathan

Question. How old are you?

Answer. 29 years

Question. Where were you born?

Answer. U.S. Nashville Tenn

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

Answer. 5 Second Street 1 week

Question. What is your business or profession?

Answer. Clerk

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

Answer.

I am guilty  
Joseph Nathan

Taken before me this  
day of March 1891

Police Justice.

[Signature]

**POOR QUALITY ORIGINAL**

1040

BAILED,

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

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

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

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

Police Court

THE PEOPLE  
vs.  
ON THE COMPLAINT OF

*Colburn Smith*  
*74 Eldon St*  
*Joseph Nathan*  
*John Keller*

Offence

*Larceny*  
*Business State Property*  
*in the State*

District

343

Dated *March 12 1891*

*Robert*  
Magistrate

*William W. Brown*  
Officer

*John Smith*  
Witness

*John Smith*  
Witness

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



No. *200*  
to Justice

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

*Defendants*

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of *20* Hundred Dollars, *Each* and be committed to the Warden and Keeper of the City Prison, of the City of New York, until he give such bail.

Dated *March 12 1891* *Smith* 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

1041

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 Nathan and William Heller

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this indictment, accuse Joseph Nathan and William Heller, of the CRIME of GRAND LARCENY in the second degree committed as follows:

The said Joseph Nathan and William Heller, both

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

two Satchels of the value of five dollars each, two brushes of the value of one dollar each, one pair of trowsers of the value of fifty cents, one pair of garters of the value of fifty cents, one hair-brush of the value of one dollar, one razor-strop of the value of one dollar, two shirts of the value of three dollars each, two pair of drawers of the value of three dollars each pair, one pair of scissors of the value of one dollar, one brooch of the value of seventy dollars,

of the goods, chattels and personal property of one E. Cambridge Smith

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

SECOND COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further accuse the said *Joseph Nathan and William Heller* of the CRIME OF RECEIVING STOLEN GOODS, committed as follows:

The said *Joseph Nathan and William Heller*, both

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,

*the same goods, chattels and personal property described in the first count of this indictment*

of the goods, chattels and personal property of one *C. Bainbridge Smith*

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

unlawfully and unjustly, did feloniously receive and have; the said *Joseph Nathan and William Heller*

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

DE LANCEY NICOLL,

*District Attorney.*

1043

**BOX:**

431

**FOLDER:**

3978

**DESCRIPTION:**

Nathan, Louis

**DATE:**

03/05/91



3978

1044

POOR QUALITY ORIGINAL

*J. W. ...*  
*J. W. ...*

Counsel,  
Filed *5* day of *March* 18*91*  
Pleas, *Indemity* 6

THE PEOPLE  
vs.  
*Louis Nathan*  
Burglary in the Third degree.  
[Section 498. *Pen. Code*]

DE LANCEY NIGOLL  
~~JOHN W. FELLOWS~~  
District Attorney.

A True Bill.  
*Alfred ...*  
*March 10/91*  
Foreman.  
*Spier ...*

Witnesses;  
*Peter Cavallo*

**POOR QUALITY ORIGINAL**

1045

Police Court - 57 District.

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

of No. 420 - E - 112<sup>th</sup> Street, aged 38 years,  
occupation Salem Keeper being duly sworn

deposes and says, that the premises No. 420 - E - 112 Street, 12 Ward

in the City and County aforesaid the said being a four story ten-  
ement the first floor of  
and which was occupied by deponent as a dwelling place  
and in which there was at the time a human being, by name

were **BURGLARIOUSLY** entered by means of forcibly breaking off  
a lock from a door leading  
into said premises

on the 27 day of September 1889, in the day time, and the  
following property feloniously taken, stolen, and carried away, viz:

A quantity of wearing apparel  
and furniture value unknown  
dollars

\$ 900.00

the property of A. P. Dependent

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

James Nathan  
(now here)

for the reasons following, to wit: at the hour of seven  
o'clock A. M. on said date de-  
ponent securely locked and  
fastened the doors and windows  
of said premises and he having  
found the said doors broken  
up and he is informed by  
James Bruno here present that  
he Bruno saw the defendant Com-

**POOR QUALITY ORIGINAL**

1046

ing out of said apartments and held him in said premises until the arrival of Officer William Garner. Reppert says that the defendant does not live in said premises and that two false keys or skeleton keys were found on the floor in said premises.

Sworn to before me this 27<sup>th</sup> day of February 1891.

*H. A. Peltz*  
Police Justice

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

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

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

Police Court, District, \_\_\_\_\_

THE PEOPLE, &c.,  
on the complaint of \_\_\_\_\_

ss.

1 \_\_\_\_\_  
2 \_\_\_\_\_  
3 \_\_\_\_\_  
4 \_\_\_\_\_

Offence—BURGLARY.

Dated \_\_\_\_\_ 188 \_\_\_\_\_

Magistrate. \_\_\_\_\_  
Officer. \_\_\_\_\_  
Clerk. \_\_\_\_\_

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

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

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

\$ \_\_\_\_\_ to answer General Sessions.

**POOR QUALITY ORIGINAL**

1047

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Jerry Bruno*

aged 37 years, occupation Lamp lighter of No.

420-8-112 Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Peter Cavallo

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

Sworn to before me, this 27  
day of February 1889

*his*  
Jerry Bruno  
*mark*

*M. J. Redde*

Police Justice.

**POOR QUALITY ORIGINAL**

1048

Sec. 198-200.

5 District Police Court.

CITY AND COUNTY } ss.  
OF NEW YORK, }

Louis Nathan 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. Louis Nathan

Question. How old are you?

Answer. 20 years

Question. Where were you born?

Answer. U.S.

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

Answer. 35 Division ST 1 yr

Question. What is your business or profession?

Answer. Truckman

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

Answer. I am not guilty

Louis Nathan

Taken before me this 27  
day of February 1899  
[Signature]

Police Justice.

POOR QUALITY ORIGINAL

1049

BAILED,

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

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

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

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

Police Court, \_\_\_\_\_ District, \_\_\_\_\_

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Peter Savalls*  
*420 E 112*  
*Donis Nathan*

2 \_\_\_\_\_  
3 \_\_\_\_\_  
4 \_\_\_\_\_

Offense *Burglary*

Dated, *Feb 27* 1891

*M. P. P. P.*  
Magistrate.

*Harner*  
Officer.

*29*  
Precinct.

Witnesses *Jerry Brown*

No. *420-E-112*  
Street \_\_\_\_\_

*officers*

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

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

\$ *1000*  
to \_\_\_\_\_



*Can*  
*Buy 3 1/2*

280

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

*Defendant*

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

Dated, *Feb 27* 1891 \_\_\_\_\_ Police Justice.

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

Dated, \_\_\_\_\_ 189 \_\_\_\_\_ Police Justice.

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

Dated, \_\_\_\_\_ 189 \_\_\_\_\_ Police Justice.

POOR QUALITY  
ORIGINAL

1050

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Louis Nathan*

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

*Louis Nathan*

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

The said

*Louis Nathan*

late of the *Twelfth* Ward of the City of New York, in the County of New York  
aforesaid, on the *27th* day of *February* in the year of our Lord one  
thousand eight hundred and *ninety-one*, with force and arms, in the  
*day* time of the same day, at the Ward, City and County aforesaid, the  
dwelling house of one *Peter Cavalls*

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

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

*De Lancey Nicoll,*  
*District Attorney.*

1051

**BOX:**

431

**FOLDER:**

3978

**DESCRIPTION:**

Nedorusky, Mick

**DATE:**

03/20/91



3978

Witnesses:  
*Pet. Schino*

*John J. Callahan*  
Counsel,

Filed *20* day of *March* 18 *91*  
Pleads. *Argyris*

*THE PEOPLE*  
vs:  
*Mick Demosky*  
Grand Larceny Second Degree  
[Sections 528, 581, 532 Pennl Code]

*John J. Callahan*  
DE LANCEY NICOLL,  
~~JOHN R. FELLOWS~~

District Attorney.

A True Bill.

*Alfred J. ...*  
*Frank B. ...* Foreman.  
*Henry B. ...*  
*2 yrs & months*

POOR QUALITY ORIGINAL

1053

Police Court - 1 - District.

Affidavit - Larceny.

City and County }  
of New York, } ss.

of No. 10 Trinity place Street, aged 27 years,  
occupation Miner being duly sworn

deposes and says, that on the 17<sup>th</sup> day of March 1894 at the City of New  
York, in the County of New York, was feloniously taken, stolen, and carried away from the possession  
of deponent, in the day time, the following property, viz:

Good and lawful money of the  
United States consisting of Gold  
Notes and bills of the denomination  
and value of  
Two hundred and fifteen Dollars  
the property of Deponent.

Spoken to before me at New York  
1894  
Noted Justice

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 Henry Medowsky (pro alias)

for the reasons hereunto set out  
That on said day deponent was at the premises  
where in the aforesaid premises drinking  
and deponent had said property in all  
pockets upon in the right hand side  
pocket of the pants he then had on  
when deponent passed for the said pocket  
book to pay for the drinks he found  
the same gone and deponent for then  
says he thereupon told Henry Reiss who  
is the proprietor of said premises of his loss  
and said Reiss refused to allow any person  
in said premises to leave and searched  
said deponent and deponent further

POOR QUALITY ORIGINAL

1054

he saw. I saw that said Reiss took the pocket book containing said money but of defendant's papers. I believe he is guilty as being his defendant therefore charges said defendant with the felony of passing

I swear to before me (19) Pet his friend  
this 17th day of March 1911  
J. H. Jones  
Police Justice

POOR QUALITY ORIGINAL

1055

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 31 years, occupation Nat'l of No.

10 Trinity Place Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Det Schuis

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

Sworn to before me, this

day of June 1888

17th Henry Reiss  
[Signature]  
Police Justice.

**POOR QUALITY ORIGINAL**

1056

Sec. 198-200

CITY AND COUNTY } ss.  
OF NEW YORK,

District Police Court.

*Victor Medomsky* 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. *Victor Medomsky*

Question. How old are you?

Answer. *17 years.*

Question. Where were you born?

Answer. *Russia*

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

Answer. *No Home*

Question. What is your business or profession?

Answer. *Labourer*

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  
Victor Medomsky  
Turn*

Taken before me this  
day of *March*

189*7*

Police Justice

*[Signature]*

POOR QUALITY ORIGINAL

1057

BAILED,

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

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

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

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

Police Court

District

SHIPPEN & Co.,  
BY THE COMPLAINANT OF

1 *John J. ...*  
 2 *John J. ...*  
 3 *John J. ...*  
 4 *John J. ...*  
 Offence *John J. ...*

Dated *Nov 17* 189*9*

Magistrate *John J. ...*

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

*John J. ...*

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

Dated *Nov 17* 189*9* *John 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

1058

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Mick Redorsky*

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by  
this indictment, accuse *Mick Redorsky*

of the CRIME OF GRAND LARCENY IN THE *second* DEGREE,

(committed as follows:

The said

*Mick Redorsky*

late of the City of New York, in the County of New York aforesaid, on the *17th*  
day of *March* in the year of our Lord one thousand eight hundred and  
*ninety-one*, at the City and County aforesaid, with force and arms, in the  
*day* - time of the same day, divers promissory notes for the payment of money, being  
then and there due and unsatisfied (and of the kind known as United States Treasury  
Notes), of a number and denomination to the Grand Jury aforesaid unknown, for the  
*\$215.* payment of and of the value of *one hundred and ten*

dollars; divers other promissory notes for the payment of money, being then and there due  
and unsatisfied (and of the kind known as Bank Notes), of a number and denomination  
to the Grand Jury aforesaid unknown, for the payment of and of the value of  
*one hundred and ten*

dollars; divers United States Silver Certificates of a number and denomination to the Grand  
Jury aforesaid unknown, of the value of *one hundred and ten*

dollars; divers United States Gold Certificates of a number and denomination to the  
Grand Jury aforesaid unknown, of the value of *one hundred and ten*

dollars; divers coins of a number, kind and denomination to the Grand Jury aforesaid  
unknown, of the value of

of the goods, chattels and personal property of one *Pet Schirns*  
*on the person of the said Pet Schirns* then and there being found,  
*from the person of the said Pet Schirns*  
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

*Second* COUNT:—

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

*Mick Redowsky*

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

The said

*Mick Redowsky*

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,

*the same goods, chattels and personal property described in the first count of this indictment*

of the goods, chattels and personal property of one

*Pet Schirns*

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

*Pet Schirns*

unlawfully and unjustly, did feloniously receive and have;

*he*

the said

*Mick Redowsky*

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

DE LANCEY NICOLL.

JOHN R. FELLOWS, District Attorney.

1060

**BOX:**

431

**FOLDER:**

3978

**DESCRIPTION:**

Nelson, Albert

**DATE:**

03/16/91



3978

**POOR QUALITY ORIGINAL**

1061

316

Witness  
*Wm. Carey*

Counsel,  
Filed, *1899*  
Pleas, *1899*

THE PEOPLE  
vs.  
Albert Nelson

**VIOLATION OF EXCISE LAW**  
(Selling without license,  
III. R. S. (7th Ed.) page 1881, § 13, and  
of 1889, Chap. 340, § 5.)

F. LANCEY NICOLL,  
JOHN R. FELLOWS,

District Attorney.

SUPREME COURT PART 1,  
December 22 1899  
INDICTMENT DISMISSED,  
A True Bill.

*Alfred...*

Foreman.

WILLIAM L. ...  
1899

**POOR QUALITY  
ORIGINAL**

1062

# Court of General Sessions of the Peace,

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,  
AGAINST

*Albert Nelson*

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

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

(Ill. Revised  
Statutes, 17th  
edition, p. 1081  
Section 13).

The said *Albert Nelson*

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

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

(Laws of 1883,  
chapter 340 sec-  
tion 5).

SECOND COUNT—

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

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

The said *Albert Nelson*

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

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

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

**POOR QUALITY  
ORIGINAL**

1063

(Laws of 1883,  
chapter 240 sec-  
tion 5.)

THIRD COUNT :

And the Grand Jury aforesaid, by this indictment, further accuse the said  
Albert Nelson  
of the CRIME OF GIVING AWAY STRONG AND SPIRITUOUS LIQUORS, ALES,  
WINE AND BEER WITHOUT A LICENSE, to be drank upon the premises, committed  
as follows:

The said

Albert Nelson

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

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

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

DeLooney

~~JOHN R. FILLIOWS,~~

District Attorney.

1064

**BOX:**

431

**FOLDER:**

3978

**DESCRIPTION:**

Neuberger, Frank

**DATE:**

03/24/91



3978

POOR QUALITY ORIGINAL

1065

*[Handwritten signature]*

601.  
*[Handwritten signature]*  
Counsel,  
Filed *[Handwritten signature]* 1891  
Pleas *[Handwritten signature]*

INJURY TO PROPERTY.  
[Section 634, Penal Code.]  
vs.  
Frank Newberger

Redeemey Nicoll,  
JOHN R. FELLOWS,  
District Attorney.  
*[Handwritten signature]*  
A True Bill.  
*[Handwritten signature]*  
Sat 2 - April 1891  
In presence of District Attorney  
deft. discharged on his own  
recognizance. Foreman.

Witnesses:  
*[Handwritten signature]*  
*[Handwritten signature]*

I doubt that the evidence in  
this case would warrant  
a conviction. Ex. Judge Reduey  
attorney for defendant.  
in this recommendation to  
discharge.  
I recommend def's discharge  
upon his own recognizance.

Apr. 15, 91  
*[Handwritten signature]*  
*[Handwritten signature]*

POOR QUALITY  
ORIGINAL

1066

Police Court, 2 District.

City and County }  
of New York, } ss.

Michael Burns  
of No. 325 W 23rd St Street, aged 57 years,  
occupation Conductor 23rd St RR being duly sworn, deposes and says,  
that on the 17 day of March 1887, at the City of New  
York, in the County of New York,

Frank Neuberger,

No 44  
now here, did wilfully injure a car, of the  
Twenty Third street railway company which is  
a railway operated by horses in Twenty third street  
in said city, under the following circumstances.  
Said car No 44 was being driven east  
through Twenty third street, and had crossed  
both tracks of the 8th Ave. RR. The defendant was driving  
a beer wagon at a rapid rate up Eighth  
Avenue going north, and he was racing  
with another truck. The defendant drove  
his wagon against the rear of said car  
44, and threw the said car off the  
track, breaking the woodwork and iron  
work and doing damage to said car to  
the amount of one hundred and fifty  
dollars. Deponent charges that the  
said damage to said car 44 was

1067

POOR QUALITY ORIGINAL

Wilfully done by the Defendant for the reason that Defendant had ample opportunity to avoid such an occurrence, and plenty of time to see the said car No 44 crossing the Avenue in front of him, and would not have been delayed one minute in his course if he had held up his horses until the said car No 44 had fully passed. Defendant therefore charges Defendant with wilful injury to said car in violation of Section 635 of the Penal Code of the State of New York

Michael Payne

March 1881  
J. Henry Bird

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 Prisoner 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 guilty thereof, I order that he be held to answer the above named to bail to answer by the undertaking hereto annexed. I have admitted the above named Dated 1881 Police Justice.

THE PEOPLE, &c., ON THE COMPLAINT OF vs. Offence, Dated 1881 Magistrate, Officer, Clerk, Witnesses, No. Street, No. Street, No. Street, \$ to answer Sessions.

Police Court-- District.

POOR QUALITY ORIGINAL

1068

CITY AND COUNTY } ss.  
OF NEW YORK, }

POLICE COURT, 2 DISTRICT.

Edward Sheridan

of No. 519 West 24<sup>th</sup> Street, aged 25 years,  
occupation Driver

being duly sworn deposes and says  
that on the 17 day of March 1887

at the City of New York, in the County of New York, deponent was

driving car No 44 of the Twenty Third Street  
line when the defendant Frank Neubeyer  
drove a beer wagon against it, and deponent  
is positive that the injury to said car was  
wilfully done by defendant for the  
reason that defendant had plenty of time  
and opportunity to avoid said occurrence  
and that defendant would not have been  
delayed one minute if he had held up his  
team so as to avoid said collision.

Edward Sheridan

Sworn to before me, this  
of March 1887 day

J. Murray  
Police Justice

POOR QUALITY ORIGINAL

1069

Sec. 198-200.

2

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

Frank Neuberger 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. Frank Neuberger

Question. How old are you?

Answer. 25 years

Question. Where were you born?

Answer. Ellis

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

Answer. 205 E. 95th St 2 months

Question. What is your business or profession?

Answer. Drive

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. If the car had not been stopped by the driver putting on the brake I would not have collided with the car. I did not know the car was going to be slowed up. or I would have stopped my wagon.

F. Neuberger

Taken before me this 18th

day of

April

1891

Edmund J. Brink Police Justice

**POOR QUALITY ORIGINAL**

1070

BAILED  
 No. 1 by *Edward Davis*  
 Residence *1639 3<sup>rd</sup> Avenue*

No. 2 by \_\_\_\_\_  
 Residence \_\_\_\_\_

No. 3 by \_\_\_\_\_  
 Residence \_\_\_\_\_

No. 4 by \_\_\_\_\_  
 Residence \_\_\_\_\_

THE PEOPLE, etc.,  
 ON THE COMPLAINT OF  
*Michael Abrams*  
*325 Spring Street*  
*Frank Neuberger*

Offence *Wilful injury to RR car*

Dated *March 18* 18*91*  
 by *rod* Magistrate

*Wesley* 16 Precinct Officer

Witnesses *Edward Abrams*  
 No. *519 W 24* Street

*Thos. M. [unclear]*  
 No. *237 W 13* Street

No. *550 W 10* Street  
*Edward Davis*

*101 [unclear]*  
 Police Court District  
*372*

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

*Frank Neuberger*

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

Dated *March 18* 18*91* *J. Henry [unclear]* Police Justice.

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

Dated *March 18* 18*91* *J. Henry [unclear]* 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

1071

Court of General Sessions, PART 3.

THE PEOPLE

INDICTMENT

vs.  
*Frank Neuberger*

For

To

M. *Emery P. Bato*

No. *1639-3<sup>rd</sup> ave* Street.

The indictment against the above-named defendant for whose appearance you are bound, has been placed upon the Calendar for *trial* at the Court of GENERAL SESSIONS of the Peace, at the Sessions Building, adjoining the New Court House, in the Park of the said City, on the *10<sup>th</sup>* day of *April* instant, at eleven o'clock in the forenoon.

If the defendant is not produced at that time, your bond will be forfeited.

DE LANCEY NICOLL,

*District Attorney.*

**POOR QUALITY  
ORIGINAL**

1072

1039 3 W

92 W

**POOR QUALITY ORIGINAL**

1073

**Court of General Sessions of the Peace**

IN AND FOR THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,  
against  
*Franka Henderson*

The Grand Jury of the City and County of New York, by this indictment, accuse,  
*Franka Henderson*  
of the CRIME OF UNLAWFULLY AND WILFULLY *injuring*  
PERSONAL PROPERTY OF ANOTHER, committed as follows:

The said *Franka Henderson*,  
late of the *Sixteenth* Ward of the City of New York, in the County of New York  
aforesaid, on the *seventeenth* day of *March*, -- in the year  
of our Lord one thousand eight hundred and *eighty nine*, at the Ward, City and  
County aforesaid, with force and arms, a *certain railway-car*  
*made and constructed of wood, iron, of brass and*  
*other materials, and*

of the value of *one thousand dollars*,  
of the goods, chattels and personal property of *one* a *certain corporation*  
*known as the Third Street Railway Company*,  
then and there being, then and there feloniously did unlawfully and wilfully injure to  
*the amount of the value of one hundred and*  
*fifty dollars, by then and there unlawfully and*  
*illegally driving a certain horse and wagon, drawn*  
*by two horses, then and there being driven by him*  
*the said Franka Henderson, to, at and against the*  
*said railway car, thereby breaking, smashing*  
*the wood and iron work of the said railway car and*  
*injuring and damaging the same to the extent aforesaid.*  
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.

*Wm. D. ...*  
*District Attorney*

1074

**BOX:**

431

**FOLDER:**

3978

**DESCRIPTION:**

Nicolo, Passalaqua

**DATE:**

03/20/91



3978

POOR QUALITY ORIGINAL

1075

Witnesses:

*Wm. Barrett*  
*John R. Fellows*

Counsel, *[Signature]*  
Filed *20 March 1891*  
Pleas, *17 Aug 73*

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

THE PEOPLE

vs.

*Pasalaey Nicolò*  
(2 cases)

DE LANCEY NICOLL

JOHN R. FELLOWS

District Attorney.

A True Bill.

*[Signature]*  
*20/3/91*

Foreman.

*Spied & printed at*  
*Scamby & deuce*  
*107 Cross St. N.Y.*

POOR QUALITY ORIGINAL

1076

Witnesses:

*Alfred Barrett*

Counsel,

Filed *20* day of *March* 1891

Pleas, *Not guilty*

THE PEOPLE

vs.

*Passolunghi, Nicolo*  
*(2 cases)*

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

DE LANCEY NICOLL

~~JOHN R. FELLOWS~~

District Attorney.

*Ed. March*  
*Wm. Apple*

A True Bill

*Alfred Barrett*

Foreman.

*March 31/91*

*Spied & returned by*  
*Assault & degree*

*1076001*

POOR QUALITY ORIGINAL

1077

Police Court 2 District.

City and County of New York, ss.:

Richard H. Lawless  
of No. 9<sup>th</sup> Precinct Street, aged 33 years,  
occupation Police officer being duly sworn

deposes and says, that on the 16<sup>th</sup> day of March 1891 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and ~~BEATEN~~ by Passalacqua Nicolo, (now here), who made a lunge at deponent's body with the blade of a dirk, dagger or dangerous knife with intent to cut and stab deponent.

That said assault was so committed while deponent was in full uniform and on patrol duty, and in the night time while deponent was answering a call for assistance of another officer who was arresting the defendant for committing a felony.

That said assault was so committed

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

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

Sworn to before me, this 16<sup>th</sup> day of March 1891 } Richard H. Lawless

W. W. McMahon Police Justice.

POOR QUALITY ORIGINAL

1078

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Passalacqua Nicolo* 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. *Passalacqua Nicolo*

Question. How old are you?

Answer. *20 years*

Question. Where were you born?

Answer. *Italy*

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

Answer. *311 West 13<sup>th</sup> St. 2 months*

Question. What is your business or profession?

Answer. *Upholsterer*

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*

*Passalacqua Nicolo*

Taken before me this

day of

*March* 1891

1891

*A. J. ...*

Police Justice.

POOR QUALITY ORIGINAL

1079

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

Police Court... 2 District

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Richard H. Spaulter*

*Carrolla Lynn Mott*

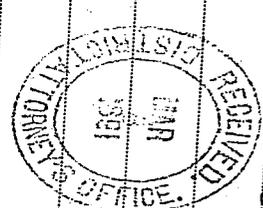
2 \_\_\_\_\_  
 3 \_\_\_\_\_  
 4 \_\_\_\_\_  
 Office *Sub. Assault*

Dated *March 16* 1891

*Lawler* Magistrate

Witness *Mark Bennett* Precinct

No. *9* Street *Princeton*



No. \_\_\_\_\_ Street \_\_\_\_\_  
\$ *1000* to answer *S.S.*

*[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 *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 *March 16* 1891 *W. J. Mott* 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.

47

The People  
vs.  
Parsalacqua Nicolo

Court of General Sessions. Part I  
Before Judge Fitzgerald March 31. 1891  
Indictment for assault in the first degree.

William H. Barrett, sworn and examined  
by Mr. Townsend. Q What is your business, Officer?

A Policeman. Q Of what precinct? A The ninth precinct

Q Where were you on the night of the 16<sup>th</sup> of March?

A In Horatio street on patrol. Q About what time  
did you go on? A I went on at twelve o'clock.

Q You were supposed to stay on until six in  
the morning? A Six o'clock in the morning.

By the Court Q Horatio street in this city, Officer? A Yes sir, Horatio  
street in this city. Q Were you in uniform? A Yes sir.

By Mr. Townsend Q Did you see the defendant that night?

A Not until I met him. Q You met him, did you?

A Yes. Q Where? A I met him in a stand window.

Q What kind of a stand? A A fruit stand. Q Where

was the fruit stand? A In Horatio street near

Hudson. Q About what time was it? A About 12.30.

Q What did you say to him? A I did not have any

chance to say anything to him; he sprang out

of the window on to me. Q Do you know whether

he owned the fruit stand? A No sir, he did

not own it. Q What did he do? A He forced an

entrance in there by bursting the window, and

after he knocked me down on the sidewalk

he drew that pistol on me, put it to my

mouth, and used the language, "I will kill

you, you son of a bitch." Q Take that,

you son of a bitch. Q Take that,

have you seen that before (showing witness the  
 pistol) <sup>a</sup> "This is the pistol that he threw in the  
 street." <sup>o</sup> "What did he do to you?" <sup>a</sup> "He jumped out  
 of the window and felled me to the ground.  
 By the Court <sup>o</sup> "Knocked you down?" <sup>a</sup> "Yes sir." <sup>o</sup> "What did he  
 knock you down with?" <sup>a</sup> "His body as he came  
 on me unawares, and after I was on  
 the ground he knelt on me with his knee  
 in this position (showing) and put this  
 (the pistol) to my chin and said, "I  
 will kill you, you son of a b h." I turned  
 my head one side and struck him  
 with my night stick in the fore arm  
 and knocked the pistol in the street.  
 He jumped off me to regain his pistol,  
 I jumped on my feet and sent out a  
 rap for assistance and drew my  
 pistol and gave him a demand to  
 halt or I would shoot him. He was back  
 away from me with the pistol in his  
 hand, and as soon as he seen me  
 with mine he started and escaped and  
 threw it one side and officer Lawless  
 came to my assistance I halloed to him  
 to look out for him. With that officer  
 Lawless ran to him, and he drew  
 that dirk (pointing to a dirk on the  
 table). <sup>o</sup> "Did you see him do it?" <sup>a</sup> "Yes, I

took it away from him, and officer Lawless struck him with his baton and staggered him; and he tried to work it in his inside pocket; he had it in that position (showing) when I took it from him. He could not close it for a day or two, and then we found out how it was closed. How is it closed? "It is closed in this manner (showing) by hitting that blade there. What about the revolver?" "This revolver was loaded." "By the Court? Officer, you told us that he put that to your head?" "Yes sir." "What did he do with the pistol?" "I knocked it out of his hand, I jumped off to recover it. Did he get it?" "He did, yes sir, he got it in his hand again, and when I caught him he stood and trembled, and when he seen the other officer coming he threw this away and drew his knife and aimed it at the other officer. He captured him and he broke a pair of wristlets in resisting the arrest." "Hand cuffs?" "Yes sir, hand cuffs. There is also some evidence there."

By Mr. Townsend "These things - did you search him?"  
"That is a cuff there. After we had him secured, I went back into the stand and secured one of those cuffs that was in the stand and the other one was on his wrist. We matched them in the

By the Court: Jefferson Market Police Court the following morning  
 a "Where those found (cartridges shown to the witness)  
 a "Yes sir; they were in the pistol that was loaded.  
 By the Court: "What calibre is that pistol, officer?" "No. 32.  
 "How many chambers?" "Six." "Were they all loaded?"  
 a "Yes sir." "Ball cartridges?" "Ball cartridges."

Cross Examined by Counsel.

Q "Is it a self-cocking pistol, officer?" "Yes sir."  
 Q "Was the stand closed for the night, officer, that  
 this man was in?" "Yes sir." "Do you know who  
 owns that stand?" "I did not know him until  
 afterwards, no sir." "You have since found  
 out, officer, who owns that stand?" "Yes sir, that  
 same morning." "Is the man here who owns  
 the stand?" "Yes, sir." "You are sure then that this  
 man was inside the stand when you first  
 saw him?" "Positive."

Richard H. Lawless, sworn and examined  
 by Mr. Townsend: "You are a police officer in this city?" "Yes, sir."  
 "Have you ever seen the defendant before?"  
 "I never saw him before that morning. Do  
 you mean the 16<sup>th</sup>?" "The 16<sup>th</sup>." "Where did you  
 see him and what was he doing?" "I was com-  
 ing up through Little Twelfth street - my post is  
 Gansevoort and Little Twelfth - I was standing  
 on the corner of Ninth avenue. I heard a  
 rap; at first I could not locate it, then I  
 heard another, and I ran through Greenwich

to Horatio and got to Hudson street. I heard Barrett or some policeman, I don't know who he was say, "Look out, Dick, he has something in his hand. I seen something shining in his hand. I hit him between the hat and the ear with my stick and staggered him. Barrett came up and he grappled the man. He threw something one side, I thought he threw it on the ground; he threw it on the inside pocket of his coat; he has got the same coat on. "Look at that (showing a dirk knife) "That is the dirk knife, I just seen it glitter, I could not tell what it was. I caught him on this side, and he dropped it this way; he pointed it up as it stands that way. "What did you do with him?" "We put the nippers on him and started to take him to the station house; he commenced to scream; another policeman came up and we brought him to the station house and searched him. He wanted the sergeant to hand it (the dirk knife) back to him; the Sergeant would not give it to him, but it was closed in the morning by Sergeant Pyones. "When you arrived on the scene what was he doing with reference to Officer Barrett?" "He was running towards me and Barrett after him. I saw Barrett's revolver. I halloed to Barrett not to shoot. This man came so

near me I hit him between the ear. "You heard Officer Barrett's testimony with reference to that fruit stand?" "Yes sir. How near was he to the fruit stand, did you see the fruit stand?" "I saw the fruit stand; the fruit stand was I should say twenty five feet from the corner of Hudson street, that is from the curb to where the stand was; the stand was up to the side of the building. This Italian had just got to the gutter. Did you examine the fruit stand windows?" "We examined the fruit stand; we left the patrolman there to cover the place until we came back.

By the Court. What was the condition of the window?" "The window was all smashed in." "Was the glass broken?" "The glass window was there, but the wooden shutter that was all broken. There was a Kerosene lamp on the floor without any chimney or burning; the shutter was broken; the lamp was among a lot of papers, apples, bananas and every thing else; it was lit when we came back. Then officer Barrett found that revolver I should say thirty feet away under a light wagon in the street where he had thrown it. Did you see him when he picked it up?" "I saw officer Barrett when he picked it up. I got a citizen to hold him till he came back.

Cross-examined by Counsel.

Q This was in the night? A Monday morning 12.30 of the 16<sup>th</sup>. I just came out on post at twelve o'clock. Q Do you know this man? Never saw before that night.

Francesco Luche, sworn and examined by Mr. Townsend through the Interpreter.

Q Ask him if he keeps a fruit stand at 629 Hudson street? A My stand is No 635, and I live the number you mentioned. Q No. 635-Hudson street is the stand? A Yes sir, the stand. Q And he lives at No. 629? A Yes sir.

By the Court

Q Between what streets is that? A Horatio and Hudson streets; it is on the corner, but it is in Horatio street.

By Mr. Townsend

Q Ask him if he kept that stand, if he was the proprietor of that stand on the 16<sup>th</sup> of March?

A Yes sir. Q Ask him if he knows the defendant?

A No sir, I first saw him in the station house.

Q Ask him if he had any right to be in that stand, any permission from him? A No sir.

By the Court

Q When did you leave the stand on the night of the 16<sup>th</sup> of March? A Half past eight o'clock.

Q Did you close it up? A Yes sir. Q How did you fasten the windows? A With a padlock I fastened the door.

Q How about the woodwork? A With a shutter, the window has a shutter.

Q Were the shutters fastened that night? A Yes sir.

Q Was the glass broken when you went away?

It was all in good order. "What property did you have in there?" "Fruit, goods that I sell on the stand, different goods." "What did they consist of?" "I had oranges, lemons, bananas and all kinds of fruit." "Of what value?" "About seventy dollars in all." "Did he come back there in the morning?" "Yes, I came." "In what condition did you find your window in the morning?" "I found it broke in; the panes in the window were broken and the door was broken open; that was all that was broken." "How about the shutter?" "It was broken on the top where it entered into the groove."

The Case for the Defence.

Passalacqua Nicolo, sworn and examined through the Interpreter. "How long have you been here, Nicolo?" "A month and a half." "Is that your pistol (showing pistol) "This is not mine, the knife is mine." "Do you remember the night you were arrested?" "Yes sir, I recollect." "Did you go into this man's fruit stand?" "I was walking in the street going home, and I was arrested, I was not in the stand." "Did you pull that knife on the policeman as he swore to here? They took it out of my pocket, it was shut, closed." "What do you use that knife for?" "I need it in my business to cut string, I am an upholsterer."

Q You did not strike the officer and you did not have that pistol? A No sir, I had the knife only.

Cross Examined by Mr. Townsend. Q Did you see the officer there that night? A Yes sir. Q Ask him what the officer did to him? I was going on the street in the direction of my home to retire for the night. All at once the policeman came in front of me and said to me, "An Italian man?" I said, "yes", and he said, "God damned son of a b---", and struck me. Another policeman who was near by he rushed at me and hit me two or three times in the face with his fist. There were not only two but three policemen; and one took the knife out of my pocket. Q Didn't he ever own a pistol, a revolver? A No, never carried one. Q Does that cuff belong to you? A Yes sir, that is mine, he took it from me after he hit me. This is my cuff. Q Did you have these things in your possession (showing papers, etc.) A Yes sir. Q Where did you get them? A That belongs to me and some that I found. That is mine (pointing to a pocket book) I found it; all the other papers are mine, the book I found. Q Where did you find it? A I found it just then, I had the hand on this book putting it in my pocket when he hit me. Q Where did he find the things? A A little further up about fifteen or twenty paces

away I found it. I saw it, and I saw that there are some leaves to write on and I thought I like to use it.

By Counsel

Q Where did you get this (paper) A This is mine.  
Q What is that? A I got it in the saloon where I was that night. Q Was there a whole lot of Italians there that night? A There were Italians and English speaking people also. Q What does it relate to that paper, ask him? A I did not read it yet. Q Was there a meeting in that saloon that night of Italians? A No sir, there were about three or four Italians there. Q Did you have that paper (shown) A Yes sir, I did. Q This book I want you to ask him where he found that? A Near by where I was arrested about twenty or twenty five paces away from the place where I was arrested.

By the Court

Q Did you find it on the street, is that it.  
A Yes, on the street, on the sidewalk.

By Mr. Townsend Counsel

Q And this (showing another book) A Both together that is the case for the defendant.  
Francesco Lurche recalled by Mr. Townsend.  
Q Look at these? (two books shown) A That belongs to me, it was in the stand inside. Ask him where he last saw it in the stand? A It was always there in the stand. Ask him if he found it the next morning when his window was broken? A They were not there when I came the next morning. Q Where did you next see

them! <sup>a</sup> It was not shown to me, I did not see it any more.

Counsel

That is my case.

The jury rendered a verdict of guilty of assault in the first degree.

The defendant was sentenced to the State prison for ten years.

**POOR QUALITY ORIGINAL**

1091

Testimony in the  
case of  
Passa Inquadrato  
filed  
March 1890.

POOR QUALITY ORIGINAL

1092

Police Court 2 District.

Affidavit—Larceny.

City and County } ss:  
of New York,

*Francesco Loncke*

of No. 629 Hudson Street, aged 57 years,  
occupation Keep fruit stand being duly sworn,

deposes and says, that on the 16 day of March 1891 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~~  
<sup>attempted to be</sup>  
~~the night~~ time, the following property, viz:

A quantity of candy and fruit  
of the value of about Fifty dollars

the property of deponent

and that this deponent  
has a probable cause to suspect, and does suspect, that the said <sup>attempted</sup> property was feloniously taken, stolen and  
carried away by Passalacqua Nicolo (now here)  
for the reasons that said property  
was in a stand on the sidewalk  
on Hudson Street and deponent  
having found the stand broken  
open, deponent is informed by  
William H Barrett (now here) a police  
officer that he found said stand  
broken open and the defendant  
therein Francis Loncke

Sworn to before me, this 16 day  
of March 1891  
W. M. Shaler  
Police Justice.

POOR QUALITY ORIGINAL

1093

CITY AND COUNTY }  
OF NEW YORK, } ss.

*William H. Barrett*

aged *29* years, occupation *Police officer* of No.

*90 Peconic* Street, being duly sworn, deposes and

says, that he has heard read the foregoing affidavit of *Francesco Lonche*

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

Sworn to before me, this *16* day of *March* 189*8*, } *William H. Barrett*

*W. W. ...*  
Police Justice.

**POOR QUALITY ORIGINAL**

1094

Sec. 198-200.

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Passalacqua Nicolo* 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. *Passalacqua Nicolo*

Question. How old are you?

Answer. *20 years*

Question. Where were you born?

Answer. *Italy*

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

Answer. *311 West 13<sup>th</sup> St. 2 months*

Question. What is your business or profession?

Answer. *Upholsterer*

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.*  
*Passalacqua Nicolo*

Taken before me this *16* day of *March* 189*7*  
*H. H. M. Justice*  
Police Justice.

POOR QUALITY ORIGINAL

1095

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

Police Court... 2 District

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*James Fowler*  
629 Hudson St  
*Caralacogaa Muel*

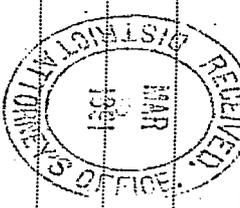
Offence *Receipt*  
*Grand Larceny*

Dated *March 16* 1891

*Barrett* Officer

*Richard K. Fowler* Precinct

*9th Precinct* Street



No. *157* Street *4.8*

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

Dated *March 16* 1891 *ATM* 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.

360

POOR QUALITY ORIGINAL

1096

Police Court 2 District.

City and County of New York, ss.:

of No. 9<sup>th</sup> Precinct Street, aged 29 years, occupation Police officer being duly sworn

deposes and says, that on the 16 day of March 1891 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED ~~and DEBAUCHED~~ by Passalacqua Nicolo (now here) who pointed and aimed a loaded revolving pistol containing ball cartridges, at deponent's body. That said assault was so committed while deponent was on patrol duty in full uniform as a police officer in the night time and attempting to arrest the defendant for committing a felony. That said assault was committed

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

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

Sworn to before me, this 16 day of March 1891 } William H Barrett

W. W. W. W. Police Justice,

POOR QUALITY ORIGINAL

1097

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Passalacqua Nicolo* 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. *Passalacqua Nicolo*

Question. How old are you?

Answer. *20 years*

Question. Where were you born?

Answer. *Italy*

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

Answer. *311 West 13<sup>th</sup> St. 2 months*

Question. What is your business or profession?

Answer. *Upholsterer*

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*

*Passalacqua Nicolo*

Taken before me this

*16<sup>th</sup>*

day of *March 1897*

*M. J. Maloney*

Police Justice.

POOR QUALITY ORIGINAL

1098

BAILIED.

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

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

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

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

Police Court... District...

THE PEOPLE, vs.,  
ON THE COMPLAINT OF

*William H. Bennett*  
*Charles Augustus Mott*

1  
2  
3  
4  
Offense *Terrorism Act*

Dated *March 16* 1891

*M. M. Mott*  
Magistrate

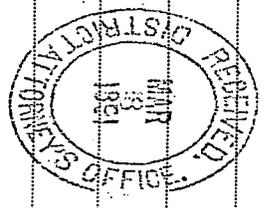
*Bennett*  
Officer

*9*  
Precinct

Witnesses \_\_\_\_\_

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

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



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

§ *1000* to answer *9.8.91*

*W. H. Bennett*  
*Charles Augustus Mott*

360

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 *March 16* 1891 *M. M. Mott* 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.

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

Passalacqua Nicola

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this indictment, accuse Passalacqua Nicola of the crime of attempting to commit of the CRIME OF GRAND LARCENY in the second degree committed as follows:

The said Passalacqua Nicola;

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

a quantity of fruits, a more particular description whereof is to the Grand Jury aforesaid unknown, of the value of thirty dollars, and one hundred pounds of candy of the value of twenty cents each pound

of the goods, chattels and personal property of one

Francesco Lonche attempt to

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

De Lucey Nicoll, District Attorney

**POOR QUALITY ORIGINAL**

1100

554  
*[Signature]*

Counsel,  
Filed 20 day of March 1891  
Pleads, Not guilty

*[Signature]*  
Grand Larceny Degree.  
[Sections 528, 534. Penal Code.]

THE PEOPLE  
vs.

*Savannah Tucker*  
(3 cases)

DE LANCEY NICOLL,  
District Attorney.

Witnesses:  
*[Signature]*  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**A True Bill.**

*[Signature]*

Foreman.

POOR QUALITY ORIGINAL

1101

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK, against

Passalacqua Nicols

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

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

The said Passalacqua Nicols

late of the City of New York, in the County of New York aforesaid, on the sixteenth day of March, in the year of our Lord one thousand eight hundred and eighty-one with force and arms at the City and County aforesaid, in and upon the body of one William N. Barrett in the peace of the said People then and there being, feloniously did make an assault and to, at and against him the said William N. Barrett a certain pistol then and there loaded and charged with gunpowder and one leaden bullet, which the said Passalacqua Nicols in his right hand then and there had and held, the same being a deadly and dangerous weapon, wilfully and feloniously did then and there shoot off and discharge, the same, with intent him the said William N. Barrett 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 Passalacqua Nicols of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said Passalacqua Nicols

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 William N. Barrett in the peace of the said People then and there being, feloniously did wilfully and wrongfully make another assault, and to, at and against him the said William N. Barrett a certain pistol then and there charged and loaded with gunpowder and one leaden bullet, which the said Passalacqua Nicols 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 shoot off and discharge, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

DE LANCEY NICOLL, JOHN R. FELLOWS, District Attorney.

1102

**BOX:**

431

**FOLDER:**

3978

**DESCRIPTION:**

Nolan, Michael J.

**DATE:**

03/05/91



3978

POOR QUALITY ORIGINAL

1103

65

Boe

Witnesses:

*Officer [Signature]*

Counsel,  
Filed *5* day of *March* 1891  
Pleads, *Guilty*

THE PEOPLE

vs.

*H*

*Michael J. Nolan*

Grand Larceny Second Degree  
[Sections 528, 587, 579 Penal Code.]

DE LANCEY NICOLL,  
*Dist 2 - March 26/91* District Attorney,  
*tried and acquitted*

A True Bill.

*Alfred [Signature]*

Foreman.

*March 26/91*  
*West II*

POOR QUALITY ORIGINAL

1104

Police Court First District. Affidavit—Larceny.

City and County of New York } ss: Alexander H Ritchie  
of No. 109-Liberty Street, aged 65 years,  
occupation Engraver being duly sworn,  
deposes and says, that on the 24 day of February 1897 at the City of New York,  
in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in  
the day time, the following property, viz:

Nine (9) Steel Engravings of the  
value of Fifty dollars (\$50)

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 Michael Nolan (now here)

from the following facts to wit: That deponent is informed by Officer John H Lyons of the Second Precinct Police, that he found the aforesaid property, on the 24<sup>th</sup> day of February 1897, in a closet in a room No 475-Pearl Street, said room being occupied by the defendant as a sleeping and living apartment.

And deponent further says that he has seen the said property found in the said room occupied by defendant and fully and truly recognizes the same as his property. Deponent therefore charges the defendant with having committed a Larceny and asks that he be held and dealt with as the Law may direct  
A H Ritchie

Sworn to before me, this 24 day of February 1897  
Charles W. Stewart Police Justice

**POOR QUALITY ORIGINAL**

1105

CITY AND COUNTY }  
OF NEW YORK, } ss.

*John M Lyons*  
*Police Officer*

aged \_\_\_\_\_ years, occupation \_\_\_\_\_ of No. \_\_\_\_\_

*Second Precinct Police* Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of *Alexander H Ritchie*

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

Sworn to before me, this *27*  
day of *February*, 188*7*

*John M Lyons*

*Charles W Linton*  
Police Justice.

Blank lined area for additional text or notes.

POOR QUALITY ORIGINAL

1106

Sec. 198-200.

First District Police Court.

CITY AND COUNTY }  
OF NEW YORK } ss.

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

Question. What is your name?

Answer. Michael J. Nolan

Question. How old are you?

Answer. 42 years

Question. Where were you born?

Answer. New York City

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

Answer. 475 Pearl Street - 2 years -

Question. What is your business or profession?

Answer. Plate 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

M. J. Nolan

Taken before me this 27 day of January 1897  
Charles N. Smith Police Justice.

POOR QUALITY ORIGINAL

1107

BAILIED,

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

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

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

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

Police Court... 147 District. 289

THE PEOPLE, cc.,  
ON THE COMPLAINT OF

Alexander H. Hiltner  
109 Liberty St  
Michael W. ...

Offence Garcery

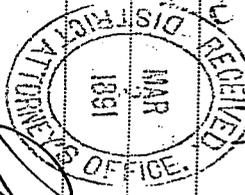
Date January 27 1891

Magistrate J. J. ...  
Officer S. J. ...  
Precinct 2

Witnesses

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

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



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

\$ 500 to answer \_\_\_\_\_

James ...  
1891

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 January 27 1891 Charles ... 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**

1108

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 J. Nolan*

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

*Michael J. Nolan*

of the CRIME OF GRAND LARCENY in the ~~second~~ degree committed as follows:

The said *Michael J. Nolan*

late of the City of New York, in the County of New York aforesaid, on the *24th* day of *February* in the year of our Lord one thousand eight hundred and ninety-one at the City and County aforesaid, with force and arms,

*nine steel engravings of the value of five dollars each*

of the goods, chattels and personal property of one *Alexander W. Ritchie*

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**

1109

SECOND COUNT—

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

*Michael J. Nolan*  
of the CRIME OF RECEIVING STOLEN GOODS, committed as follows:

The said

*Michael J. Nolan*

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,

*nine steel engravings of the  
value of five dollars each,*

of the goods, chattels and personal property of one *Alexander H. Ritchie*

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

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

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

DE LANCEY NICOLL,

*District Attorney.*

1110

**BOX:**

431

**FOLDER:**

3978

**DESCRIPTION:**

Norman, Peter

**DATE:**

03/06/91



3978

Counsel,

Filed 6 day of March 1891

Pleads, Not guilty

THE PEOPLE

vs.

2

Peter Norman  
(2 cases)

Burglary in the Third degree,  
Grand Jurors in the second  
degree & obtaining money  
[Section 498, 506, 528, 537, 550.]

W. LANCEY MCCOLL  
JOHN R. FELLOWS

District Attorney.

A True Bill.

Alfred R. ...

Foreman,

12 March 1891

Pleads Not guilty

S.P. ...

Witnesses,

Ted Albrecht

Ed ...

POOR QUALITY ORIGINAL

1112

Police Court 3- District.

City and County } ss.:  
of New York,

of No. 66 Market Street, aged 36 years,  
occupation Roughshoeman being duly sworn

deposes and says, that the premises No. 66 Market Street, 7 Ward

in the City and County aforesaid the said being a tenement building  
the fourth floor of  
and which was occupied by deponent as a dwelling apartment

and in which there was at the time ~~a~~ human being by names Catharine M. Curdy  
(deponent's wife) and ~~two~~ children Edward, Daniel  
Mary Ann and Margaret  
were **BURGLARIOUSLY** entered by means of forcibly bursting the  
door leading to said premises, and  
which door had been securely bolted

on the 26<sup>th</sup> day of Feby 1891 in the night time, and the  
following property feloniously taken, stolen, and carried away, viz:

A quantity of wearing ap-  
parel of the value of about  
Fifty (50) Dollars

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

Peter Norman (now here)

for the reasons following, to wit: Deponent says, - Said property  
was in said premises, and, at about  
11 AM of said date, deponent was awak-  
ed by hearing his wife calling to him,  
declaring to deponent there was a man  
in the room. Deponent further says,  
he arose, and saw defendant leave  
said room, which deponent had entered,  
and followed defendant to the street,

POOR QUALITY ORIGINAL

1113

defendant decamping when he saw deponent who pursued defendant and caused his arrest by Officer Henry Michaels of the 7<sup>th</sup> Precinct. He is informed by said officer that deponent further says, & he saw defendant come from an alley at 66 Market Street followed by deponent who was in his night clothes, and saw defendant running, and that said Officer gave chase and arrested defendant on Cherry Street and found several skeleton keys in defendant's possession when searched.

Wherefore, deponent charges defendant with burglariously entering said premises, and attempting to take, steal and carry away aforesaid approximated property from deponent's possession.

Given to before me  
this 26<sup>th</sup> day of Feb 1893 at St. Paul  
M. J. Curdy  
Police Justice

I have admitted the above named to bail to answer by the undertaking hereto annexed.  
Dated 1893  
Police Justice  
I appear to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Hundred Dollars and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.  
Dated 1893  
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 1893  
Police Justice

Police Court, District, Offence—BURGLARY.  
THE PEOPLE, etc., on the complaint of vs.  
1  
2  
3  
4  
Dated 1893  
Magistrate  
Officer  
Clerk  
Witness, No. Street, No. Street, No. Street, \$ to answer General Sessions.

POOR QUALITY  
ORIGINAL

1114

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Henry Michael*  
aged \_\_\_\_\_ years, occupation *Officer* of No. \_\_\_\_\_  
*7<sup>th</sup> Precinct* Street, being duly sworn, deposes and  
says, that he has heard read the foregoing affidavit of *Neil McCurdy*  
and that the facts stated therein on information of deponent are true of deponent's own  
knowledge.

Sworn to before me this *26<sup>th</sup>* day of *July* 189*8*, } *Henry Michael*

*Henry Michael*  
Police Justice.

POOR QUALITY ORIGINAL

1115

Sec. 198-200.

3 District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Peter Norman* 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. *Peter Norman*

Question. How old are you?

Answer. *32 years*

Question. Where were you born?

Answer. *Sweden*

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

Answer. *13 1<sup>st</sup> Street - South Brooklyn - 10 months*

Question. What is your business or profession?

Answer. *Deal hand on a lighter.*

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.*  
*P. Norman*

Taken before me this

2<sup>nd</sup> Oct

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*John J. ...*

Police Justice.

1115

POOR QUALITY ORIGINAL

Police Court... 3- District.

279

THE PEOPLE &c.,  
ON THE COMPLAINT OF

Wells McCurdy  
60 Charles St  
Peter Newman

Offence Burglary

BAILLED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Dated

Sept 26 1891  
Mudbury Magistrate

Michael  
7 a  
Officer

Witnesses said Officers

No. Elizabeth Nixon  
Street

No. 100 Lawrence  
Street

No. Street



\$1000 to answer

PO  
Street

Comm

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 Sept 26 1891 James M. ... 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.

1117

POOR QUALITY ORIGINAL

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against
Peter Norman

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

Peter Norman

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

The said Peter Norman,

late of the 5th Ward of the City of New York, in the County of New York
aforsaid, on the 5th day of February, in the year
of our Lord one thousand eight hundred and eighty-nine, with force and arms, about the
hour of 9 o'clock in the night time of the same day, at the Ward,
City and County aforsaid, the dwelling house of one Ned McRuddy,

there situate, feloniously and burglariously did break into and enter, there being then and there
some human being, to wit: The said Ned McRuddy.

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

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

[Large handwritten flourish]

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,

[Handwritten signatures]

POOR QUALITY ORIGINAL

1110

4 38 Bill ordered  
J.H.A.

Counsel,  
Filed 5<sup>th</sup> day of March 1889  
Pleads, Not guilty

Section 497, Penal Code +  
Burglary in the second degree.

THE PEOPLE  
vs.  
F

Peter Norman

DE LANCEY NICOLL,  
NICHOLSON & FELLOWS

District Attorney.

March 18 1889

A True Bill.

*[Signature]*

Foreman.

Sentenced March 18 1889  
on an and this indictment.

Witnesses:

Neil M. Candy



**POOR QUALITY ORIGINAL**

1120

DISTRICT ATTORNEY'S OFFICE.

City and County of New York.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Frederick Alexander*  
190 Cherry St.  
vs.

*Peter Norman*

*Office of  
Langdon and  
Langdon*

Dated *March 6,* 189*8.*

Witnesses.....

No. .... Street,

*James Haggerty*

No. *7th Precinct* Street,

No. .... Street,

.....

.....

.....

POOR QUALITY ORIGINAL

1121

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,  
against

*Peter Norman*

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

*Peter Norman*

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

The said *Peter Norman*

late of the *Seventh* Ward of the City of New York, in the County of New York aforesaid, on the *twelfth* day of *February*, in the year of our Lord one thousand eight hundred and *eighty-one*, with force and arms, in the *month* time of the same day, at the Ward, City and County aforesaid, the dwelling house of one *a certain building, to wit: the*

*house of one Frederick Alexander.*

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

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

SECOND COUNT—

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

*Peter Norman*

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

The said *Peter Norman*

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

*nine pairs of trousers of the value of three dollars each pair, five vests of the value of two dollars each, three overcoats of the value of ten dollars each, five flannel shirts of the value of one dollar each, two other shirts of the value of one dollar each, four pairs of shoes of the value of two dollars each pair, three pairs of socks of the value of twenty cents each pair, and one muffle of the value of fifty cents,*

of the goods, chattels and personal property of one *Frederick Alexander*,

in the ~~dwelling house~~ <sup>store</sup> of the said *Frederick Alexander*.

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

THIRD COUNT—

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

*Peter Norman*

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

The said *Peter Norman*,

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

*the same goods, chattels and personal property described in the second count of this indictment,*

of the goods, chattels and personal property of *Frederica Alexander*,

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

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

*Peter Norman*

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

DE LANCEY NICOLL,  
JOHN R. FELLOWS,  
District Attorney.

1125

**END OF  
BOX**