

0786

**BOX:**

492

**FOLDER:**

4494

**DESCRIPTION:**

Taccardo, Frank

**DATE:**

08/16/92



4494

POOR QUALITY  
ORIGINAL

0787

Witnesses:

Fortunate Pinaldo

Counsel,

Filed

day of

1892

Pleads,

THE PEOPLE

vs.

Frank Taccara.

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Alley P. Ayers

Foreman.

May 17/92  
Frank Taccara  
Alley P. Ayers  
Edmund C. P. B. M.

Burglary in the Third Degree,  
Section 408, Penal Code.

POOR QUALITY  
ORIGINAL

0788

Police Court— District.

City and County } ss.:  
of New York,

of No. 32 Madison

occupation Laborer

Fortunato Rinaldo

Street, aged 32 years,

being duly sworn

deposes and says, that the premises No. 32 Madison Street, 4 Ward

in the City and County aforesaid the said being a Four story brick

near building Dwelling House - The right side part of 3<sup>rd</sup> floor  
and which was occupied by deponent as a Dwelling

and in which there was at the time a teamster being, by name

were BURGLARIOUSLY entered by means of forcibly breaking open  
the door leading into said apartments

on the 29 day of July 1892 in the day time, and the  
following property feloniously taken, stolen, and carried away, viz:

A quantity of Jewelry and good and  
lawful money of the United States  
Amounting to One hundred and twenty five  
dollars. all of the value of Two  
hundred 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

Frank Taccardo (now here)

for the reasons following, to wit: Deponent is informed by  
his wife, Angelo Rinaldo, that on said date  
she securely locked and fastened the door  
of said apartments - and she went away -  
for about two hours - when she returned  
she found that the place had been entered  
and the property missing from a trunk which  
was in said apartments. The trunk had  
was broken open - Deponent is further

POOR QUALITY ORIGINAL

0789

informed by Maria Cagiana of no 32  
Madison Street that on said date she  
saw the Defendant on the stairs in said  
building - The defendant is further  
informed by Officer Wagner that on  
August 7<sup>th</sup> 1892 he arrested defendant  
and he admitted to said officer that he  
had broken into said place and had stolen  
said property - and that he had pawned  
the jewelry - in four different pawn shops  
Deponent therefore charges defendant with  
Burglary and prays he be dealt with  
according to Law

his  
Fortunato X Rinaldo  
Deponent

8  
August 2  
Fortunato

If appearing to me by the within depositions and statements that the crime therein mentioned has been  
committed, and that there is sufficient cause to believe the within named  
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of  
Hundred Dollars and be committed to the Warden and Keeper of the City Prison  
of the City of New York, until he give such bail.  
Dated 1888 Police Justice.  
I have admitted the above named  
to bail to answer by the undertaking hereto annexed.  
Dated 1888 Police Justice.  
There being no sufficient cause to believe the within named  
guilty of the offence mentioned, I order he to be discharged.  
Dated 1888 Police Justice.

Police Court, District,

THE PEOPLE, &c.,  
on the complaint of

1  
2  
3  
4

Offence—BURGLARY.

Dated 1888

Magistrate.

Officer.

Clerk.

Witnesses.

No. Street,

No. Street,

No. Street,

\$ to answer General Sessions.



POOR QUALITY  
ORIGINAL

0790

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Maria Cagiana*  
aged 35 years, occupation Housekeeper of No. 32 Madison  
Street, being duly sworn deposes and  
says, that he has heard read the foregoing affidavit of Fortunato Rinaldo  
and that the facts stated therein on information of deponent are true of deponents' own  
knowledge.

Sworn to before me, this  
day of Aug

1889

*Wm. M. M.*

Police Justice.

*for*  
*Maria X Cagiana*  
*M. M.*

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Frederick Wagner*  
aged — years, occupation Police Officer of No. 4 Precinct  
Street, being duly sworn deposes and  
says, that he has heard read the foregoing affidavit of Fortunato Rinaldo  
and that the facts stated therein on information of deponent are true of deponents' own  
knowledge.

Sworn to before me, this

day of August

1889

*Wm. M. M.*

Police Justice.

*Frederick Wagner*

POOR QUALITY  
ORIGINAL

0791

(1895)

Sec. 198—200.

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Frank Taccardo* 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. *Frank Taccardo*

Question. How old are you?

Answer. *17 years*

Question. Where were you born?

Answer. *Italy*

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

Answer. *32 Madison St 3 years*

Question. What is your business or profession?

Answer. *Laborer*

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

Answer. *I am guilty*

*Frank Taccardo*

Taken before me this

day of August 1897

*John J. ...*

Police Justice.

POOR QUALITY ORIGINAL

0792

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

Police Court--- District. 960

THE PEOPLE vs.

Forbush Rinaldo  
32 Hudson St  
Frank Jacarando

Offense Burglary

Dated Aug 8 1892

Magistrate  
Wagner

Witness  
Officer

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

No. Maria Capiana \_\_\_\_\_ Street \_\_\_\_\_

No. 32 Madison \_\_\_\_\_ Street \_\_\_\_\_

No. Angelo Rinaldo \_\_\_\_\_ Street \_\_\_\_\_

No. 32 Madison \_\_\_\_\_ Street \_\_\_\_\_  
to answer by \_\_\_\_\_



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

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

Dated, Aug 8 1892 \_\_\_\_\_ Police Justice.

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

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

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

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

POOR QUALITY  
ORIGINAL

0793

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Frank Taccardo*

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

*Frank Taccardo*

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

The said

*Frank Taccardo*

late of the *4th* Ward of the City of New York, in the County of New York aforesaid, on the  
*29th* day of *July* in the year of our Lord one  
thousand eight hundred and ninety-*two*, with force and arms, in the *day* time  
of the same day, at the Ward, City and County aforesaid, the dwelling house of one

*Fortunato Rinaldo*

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 *Fortunato*  
*Rinaldo* 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

*Frank Taccardo*  
of the CRIME OF *Grand LARCENY* in the second degree, committed as follows:  
The said *Frank Taccardo*

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

*the sum of one hundred and  
twenty-five dollars in money,  
lawful money of the United States  
of America, and of the value  
of one hundred and twenty-five  
dollars, and divers articles of  
jewelry of a number and description  
to the Grand Jury aforesaid unknown,  
of the value of one hundred and  
twenty-five dollars,*

of the goods, chattels and personal property of one *Fortunato Rinaldo*

in the dwelling house of the said

*Fortunato Rinaldo*

there situate, then and there being found, from the dwelling house aforesaid, then and there felon-  
iously did steal, take and carry away, against the form of the statute in such case made and pro-  
vided, and against the peace of the People of the State of New York and their dignity.

*De Lancey McCall,  
District Attorney*

0795

**BOX:**

492

**FOLDER:**

4494

**DESCRIPTION:**

Theiss, August

**DATE:**

08/10/92



4494

POOR QUALITY  
ORIGINAL

0796

Witnesses:

Henry Loring  
Ann's Book

Counsel,

Filed, 10<sup>th</sup> day of Aug 189

Pleads, *Not guilty*

THE PEOPLE

vs.

B

August Weiss

(Acorn)

ILLEGAL PRACTICE OF PHYSIC.  
Chapter 647, Laws of 1887, S 6.

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Allen P. Appert  
Part 3, Sep 20/92 Foreman.  
J. H. L. L. L.  
The H. B. L.

POOR QUALITY  
ORIGINAL

0797

Police Court 7<sup>th</sup> District.

City and County } ss.  
of New York.

of No. 1 25 West 60<sup>th</sup> St

occupation Nurse

that on the 4<sup>th</sup>

day of August

1892, at the City of New

York, in the County of New York,

Kate Sullivan  
Street, aged 14 years,  
being duly sworn, deposes and says,  
August Thiers practice

medicine upon defendant and made  
as a physician diagnosis of defendant's  
disease as rheumatism and advised  
defendant as to treatment and  
performed an operation for the  
cure of said disease charging there-  
for the sum of one dollar.

Defendant says that said August  
Thiers is not registered or licensed as  
a physician according to law and  
his said practice was contrary to the  
statute in such cases provided; this  
she says upon information given  
her by ~~the~~ the counsel of the  
Medical Society of the County of  
New York.

Exposed before me

this 5<sup>th</sup> day of August 1892

Kate Sullivan

J. W. Smith  
Police Justice



POOR QUALITY  
ORIGINAL

0798

Police Court, 7<sup>th</sup> District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Kate Sullivan

vs.

1. August Thiers

2.

3.

4.

Offense. Illegal Practice

Dated August 5

1892

Magistrate.

Officer.

Clerk.

Witnesses,

No.

Street.

No.

Street.

No.

Street

to answer

Sessions.

POOR QUALITY  
ORIGINAL

0799

Sec. 198-200

4 District Police Court.

CITY AND COUNTY }  
OF NEW YORK. } ss.

*August Thies* being duly examined before the undersigned, 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.

*August Thies*

Question. How old are you?

Answer.

*63 years*

Question. Where were you born?

Answer.

*Germany*

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

Answer.

*1515 Webster St. Newark*

Question. What is your business or profession?

Answer.

*Miller*

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

Answer.

*I am not guilty and demand a jury trial*

*August Thies*

Taken before me this

day of

*Aug* 189*8*

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

POOR QUALITY  
ORIGINAL

0000

Sec. 151.

Police Court 9<sup>th</sup> District.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*In the name of the People of the State of New York; To the Sheriff of the County  
of New York, or to any Marshal or Policeman of the City of New York, GREETING:*

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police  
Justices for the City of New York, by Kate Sullivan  
of No. 125 West 60<sup>th</sup> Street, that on the 4 day of August  
1892 at the City of New York, in the County of New York,

August Thier  
practised medicine contrary to the  
statute in such cases provided

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

These are Therefore, in the name of the PEOPLE of the State of New York, to command you the said  
Sheriff, Marshals and Policemen, and each and every of you, to apprehend the said Defendant and bring him  
forthwith before me, at the 7<sup>th</sup> DISTRICT POLICE COURT, in the said City, or in case of my absence  
or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to  
be dealt with according to law.

Dated at the City of New York, this 5 day of August 1892

J. W. Smith POLICE JUSTICE.

POOR QUALITY  
ORIGINAL

0001

POLICE COURT 7 DISTRICT.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Kate Sullivan

vs.

August Rhein

Warrant-General.

Dated August 5 1892

Magistrate.

Officer.

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

Officer.

Dated 188

This Warrant may be executed on Sunday or at  
night.

Police Justice.

Dated 188

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

The within named

Police Justice.

0802

Residence . . . .

**Street**

950

*Offence*

..

Street

.....

10/11/2011

*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.....*

Aspirant

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

Dated May 18 1960 at Pune 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 h to be discharged.

Dated.....18.....Police Justice.

POOR QUALITY  
ORIGINAL

0003

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

581

THE PEOPLE OF THE STATE OF NEW YORK,

against

August Thersis

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

indictment, accuse August Thersis

of the CRIME OF PRACTICING PHYSIC

WITHOUT THE LICENSE AND REGISTRATION provided by  
law, committed as follows:

The said August Thersis,

late of the City of New York, in the County of New York aforesaid, not being and not  
having been on the first day of October, 1887, lawfully authorized to practice physic

in this State, and registered in accordance with the laws then in force, did  
thereafter, to wit: on the 25<sup>th</sup> day of April, 1892, at the City  
and County aforesaid, unlawfully practice physic without the license and  
registration provided for in a certain Act of the Legislature of this State, passed on the  
twenty-third day of June, 1887, entitled "An Act to regulate the licensing and registration of  
physicians and surgeons, and to codify the medical laws of the State of New York," and  
which said Act was at the time of the commission of the offense and misdemeanor herein  
alleged, in full force and operation throughout this State; and the said August

Thersis, without such license and registration as aforesaid, then and there, to  
wit: on the said 25<sup>th</sup> day of April 1892, at the City and County  
aforesaid, did unlawfully examine, treat and prescribe for  
one Henry Sornig, as a physician; 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.

POOR QUALITY  
ORIGINAL

0004

Bail fixed \$500. Cash  
deposited  
Aug 11/92

Witnesses:

Kate Sullivan

Counsel,

Filed, day of

189

Pleads,

THE PEOPLE

vs.

63 W 82  
115

tailor

August Thiers

(2 cases)

ILLEGAL PRACTICE OF PHYSIC.  
Chapter 647, Laws of 1887, S. 6.

DE LANCEY NICOLL,

District Attorney.

Book 1 Sept 20, 92 R-10

A TRUE BILL.

Allen D. Appgar

Part 3, Sept 20, 92 Foreman,

Pleaded Guilty

Five \$50 paid

## TORTURED FOR BLINDNESS.

A Strange Alleged Cure Being Attempted  
on Sightless Thomas Hayden,  
of Brooklyn.

Thomas Hayden, formerly an amateur actor, of Brooklyn, who was stricken with blindness two years ago, is undergoing heroic and extraordinary treatment at the hands of Dr. August Theiss, of No. 111 West 111th street, this city, in the hope of having his sight restored.

Mr. Hayden said he hardly knew what to expect from the treatment. The doctor had told him he would expect no pay unless he effected a cure.

"Some time ago," said Mr. Hayden to me yesterday, "a friend of mine whose father had been a doctor in Germany told me of a method for treating blindness that his father had successfully practiced. It consisted of puncturing the skin and rubbing into the wounds a liquid the constituents of which were a secret in the possession of the German government."

By a strange coincidence Dr. Theiss called to see Mr. Hayden shortly afterward, and outlined to him the same treatment, although he said he had not seen Mr. Hayden's friend. The physician expatiated at length on his theory and the blind man consented to try the treatment.

This is how the patient describes it:—"Dr. Theiss uses an instrument something like a square brush, the bristles of which are of steel and thirty-three in number. A syringe moves these needles in such a manner that when the brush rests on the flesh they can, at the will of the operator, be driven into the skin to the depth of about an eighth of an inch."

"At the first sitting with Dr. Theiss I received 14,000 of these punctures. Into the bleeding skin then is rubbed an oil which is the curative principle of the treatment. For three days the torture was agonizing. The oil was not only absorbed into the system, but blistered the skin. Sleep was impossible."

Ten days ago I took the second application. This time Theiss applied the steel brush 667 times, making 22,011 punctures. Theiss guarantees that at the end of three months I shall begin to distinguish objects faintly. At the end of six months he claims I shall be able to recognize my friends, but that I shall not be able to read or write for a year."

Dr. Theiss says Mr. Hayden's blindness is caused by a blood clot or some impurity of the blood which is lodged in the vessels around the optic nerve and which presses against it. The doctor has studied in Germany, but he claims his theories were so radically different from those of the faculty that he was not given his degree. There are 22,011 tiny wounds on Mr. Hayden's body, and the treatment is repeated fortnightly. There is not a portion of his body that has not been punctured.



POOR QUALITY  
ORIGINAL

0006

*Seventh*  
~~FIRST~~

DISTRICT POLICE COURT.

THE PEOPLE  
ON THE COMPLAINT OF THE MEDICAL SOCIETY  
OF NEW YORK

against

AUGUST THEISS.

: VIOLATION OF  
: MEDICAL ACTS,  
: CHAPTERS 847 OF  
: LAWS OF 1887,  
: AND 507 LAWS  
: 1890.

THE MEDICAL SOCIETY OF THE COUNTY OF NEW YORK,  
a duly incorporated Medical Society of the State and Coun-  
ty of New York, entitled to representation in the Medical  
Society of the State of New York, complain, upon the in-  
formation contained in the following affidavits, that  
August Theiss, residing at No. 115 West 62nd Street, in  
said County, has practised physic and surgery in said  
County without the license and registration provided for  
by law contrary to the provisions of the Statutes in such  
cases provided

W. A. PURRINGTON,

Counsel of the Medical Society of the  
County of New York.

CITY AND COUNTY OF NEW YORK:SS:

HENRY LORING being duly sworn, de-  
poses and says as follows:-

I. I am the agent of the Medical Society of

the County of New York, and reside in said County having my address at No. 63 Wall Street; *and living at No 304 East 59<sup>th</sup> Street*

II. Having examined carefully the Register of physicians and surgeons, kept pursuant to law in the office of the Clerk of this County, for the name of August Theiss I can find no such name therein registered and therefore declare that at the time of the practice of physic and surgery by said August Theiss herein below set forth, the said August Theiss was not authorized to practice physic and surgery, and registered in accordance with the laws of this State, and his said medical practice was unlawful and against the form of the statutes in such case made and provided.

III. That said Theiss is practising medicine in said County. This deponent says on the following information: (1) On April 25th, 1892, said Theiss made diagnosis of deponent's symptoms, told deponent that he had the disease known as bronchitis, and offered to cure the same by the use of an instrument and applications, charging three dollars for each operation, to which treatment, however, deponent did not submit; at the same time, said Theiss gave to deponent a card bearing the words "August Theiss. The greatest physician in the world. No medicine," and advised deponent to see certain patients mentioned in circulars handed by him to deponent

POOR QUALITY  
ORIGINAL

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several of whom deponent saw and found to have been treated by said Theiss.

IV. On or about July 21st, 1892, said Theiss as a physician examined, treated and operated on Annie Baake of <sup>414</sup>~~403~~ East <sup>78th</sup>~~35th~~ St. in said County.

V. That said Theiss prints and distributes and gave to deponent on or about April 25, 1892, a circular of which a copy is hereto annexed<sup>Annexed.</sup> wherein he represents himself as the greatest physician in the world, and gives the names of twelve persons whom he as a physician has treated for divers diseases.

Sworn to before me this :  
4th day of August, 1892. :

*Henry Loring*

*J. J. Wickert*

*Notary Public*

**POOR QUALITY  
ORIGINAL**

0809

*City and County of New York, ss.*

*Annex A.*

The book just published by Mr. Theiss in the German language  
discovering the subject of

**NATURAL TREATMENT OF DISEASES**

has an unpayable value for the public.



**AUGUST THEISS,**  
the greatest Physician of the world,

after 30 years of study and practical experience, put down in this book all his knowledge with regard to the above subject, so that every one, upon careful study of the book, will now be in the position to restore his health without the assistance of any physician whatever.

Mr. Theiss will pay \$50.00 to anybody who should be able to prove that any of the diseases referred to below will still remain incurable upon a proper treatment on strict conformity with the rules laid down in my book, provided the trouble has not been caused by use of drugs or any interior injury and also provided that the patient has not been too late in taking to my methods of treatment.

*People & Theiss  
Annex A. to Affidavit of H. Long*

City and County of New York, ss.

— 2 —

By Mr. Theiss' method you can cure inflammation of the lungs, pneumonia, in 24 hours; cramps in 5 to 10 minutes; cholera, yellow fever, diarrhoea, or whatever you may call it, in 24 hours; in general, all interior inflammations of any organ in 24 hours, and all acute diseases, as Small-pox, Measles, Typhus, Scarlet and Typhoid fever, and acute rheumatism, in a few days; heart-disease, brain-disease, apoplexy, which is caused by cramps, can only be prevented through Theiss' method. In fact all internal sicknesses are allied with inflammation and are cured by an external inflammation.

Nine-tenths of all chronic diseases, even those declared incurable by medical men, can be cured by Theiss' method, as for instance: deafness not congenital, Amourosis, blindness through paralyzed optic nerve, baldness and so forth. The principles of this new natural treatment of diseases are based upon the following discovery made by Mr. Theiss 30 years ago:

*Each natural inflammation of human organs, whether the same be an interior or exterior, can be removed by an artificially produced inflammation, if the latter can be made more effective, effecting a larger quantity of blood.*

Only by this law rests the healing results of the medicine doctors since thousands of years. Because through poisonous medicine they bring an artificial inflammation of the stomach, which if stronger than the natural one situated in an organ remote from the stomach would bring on its cure.

The medicine doctors believe yet to this day, that for every sickness there has to be a different medicine, because they do not know that this artificial inflammation which is caused through the medicine, was the healing principle. They believe yet to this day that the medicine itself is the healing principle.

How many million people have died already through this misunderstanding of the doctors of this law, and how many million will die yet.

According to Mr. Theiss' account there die in New York alone 10,000 people as a result of false treatment; 5,000 people die of Pneumonia, which is mostly caused through the artificial inflammation of the stomach. Because the lung lies too near the stomach to be reached through the artificial inflammation of the stomach brought on by the medicine.

On the same law and principle rests the Theiss method. He don't use the stomach, only the external part of the body. Theiss thinks if the doctors would have known of this law before, they would not have selected the stomach for their field of operation.

How and where this artificial inflammation has to be made for any sickness according to Theiss' method can be found in his book.

Proofs of the correctness of Mr. Theiss' statement and knowledge will be found as follows:

Every man knows when he has colic or cramps in the bowels, and he takes a handful of pepper and a good whiskey it will cure him.

The doctor himself would not believe that the pepper and whiskey cured him. No, but Dr. Theiss says that the artificial inflammation which the pepper and whiskey caused in the stomach healed him.

— 3 —

further proof of the correctness of Mr. Theiss' method. On a re-announced that the physicians in Germany had lately cured diphtheria by production of an artificial inflammation and that out of 14 children so treated only 2 died. Theiss would have cured them all. Theiss discovered the true cause of cholera, yellow fever, cramps, insanity, etc. The true causes of all sickness can be found as stated in his book, and proved by the natural law.

The German newspapers have not taken notice of this great discovery, although the great discoverer gave them his book as soon as it was published in July, 1891, for this purpose, they did not even bring one line in their newspaper of what was in this book for their readers. That they did not understand it would be an insult to these gentlemen, because it is written in public language. There must be something else that kept them back from publishing this great discovery. I hope that the English newspapers will have more sense and courage and less selfishness to publish this great discovery for their readers. Thousands of years have gone by and millions of people have troubled their brains over this great problem: how and in what way this poisonous medicine can cure a sickness.

The medicine doctors and the civilized people of the whole world do not know it to-day, only the readers of his book know that not the medicine itself, but that the artificial inflammation of the stomach which the medicine makes was the healing principle.

When the medicine has cured smaller portions, even if the physicians have cured some small diseases, the disadvantage of being poisoned through their medicine, is a million times larger.

Now most all kinds of medicine, and all patent medicine, can be dispensed with, because the Theiss cure method cures all diseases through an artificial external inflammation without poison.

Among the great number of certificates from the thousands already cured we wish to call your attention to the few selected at random:

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

Joseph Bott, being duly sworn, says: I live at 530 W. 55th St., New York. I am a locksmith. I suffered a long time of rheumatism in the hip. All the smearing that the doctors ordered me to do could not help me. By the application of the Theiss cure method I was restored in 8 days and have been working without any trouble.

JOSEPH BOTT.

Sworn to before me this 26th day of  
December, 1891, New York.

BENJAMIN J. GRETSCH,  
Notary Public, New York County.

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

Friedrich Richter, being duly sworn, says: I live at 514 W. 55th St., New York. A year ago a child of mine by the name of Dora, at that time only six weeks old, became sick of the same disease of which my first

*City and County of New York, ss.*

— 4 —

born boy Wilhelm died. The doctors called this sickness constipation. The constipation became so strong that the boy became affected with a rupture. Through the many drugs the boy had taken he got water in his head and the doctors sent the boy to Staten Island, where he died the same night. The sickness of my daughter began in the same way, and treated by Theiss' method, she fully recovered in 14 days. 5 months later the child became affected with whooping cough and pneumonia and from this disease she has also been cured by the application of the Theiss method. Shortly she contracted an eruption on her face and through one application of the Theiss method she recovered altogether.

FRIEDRICH RICHTER.

Sworn before me this 26th day of  
December, 1891, New York.

BENJAMIN J. GRETSCH,  
Notary Public, New York County.

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

Johann Sprengel, being duly sworn, says: I live at 508 W. 55th St., New York. In December, 1890, I became a victim of the at that time epidemical grip-headache, and a kind of deafness was the result of this malicious disease. Through one application of the Theiss' method I was restored in three days and could resume work.

JOHN SPRENGEL.

Sworn to before me this 26th day of  
December, 1891, New York City.

BENJAMIN J. GRETSCH,  
Notary Public, New York County.

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

Mary Farrell, being duly sworn, says: I live at 504 W. 55th St., where I own a grocery store. In June, 1891, I got a sore face, full of blotches, some also on the head, causing me a continual headache. Both of my eyes got inflamed. Theiss' method cured me in about fourteen days. Since then I have been free of all pains.

MARY FARRELL.

Sworn to before me this 26th day of  
December, 1891, New York City.

BENJAMIN J. GRETSCH,  
Notary Public, New York County.

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

Marcel Schmelzer, being duly sworn, says: I live at 226 E. 56th St., 3rd floor, New York City. Fifteen years ago I was cured by Theiss' method from a very serious illness, commonly called Fits. My son Alex, being one year old, became sick with cramps and one application of the Theiss cure method put him on his feet, although the doctors gave up every hope of curing him. He is now 14 years old. Two weeks ago he

— 5 —

fell down. His knee became paralyzed and a humming in his ears made him almost crazy. After two applications of Theiss' method he became well and is now attending to his business.

MARCEL SCHMELZER.

Sworn to before me this 26th day of  
December, 1891, New York City.

BENJAMIN J. GRETSCH,  
Notary Public, New York County.

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

Joseph Pankau, being duly sworn, says: I live at 508 W. 55th St., New York City. In November, 1890, I became sick with diphtheria and my neck swelled up so, that I could not speak any more and I was in danger of being suffocated. Through my friends I got acquainted with the Theiss cure method and one application of it worked so well that on the fifth day I went to work.

JOSEPH PANKAU.

Sworn to before me this 26th day of  
December, 1891, New York City.

BENJAMIN J. GRETSCH,  
Notary Public, New York County.

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

Barbara Seifert, being duly sworn, says: I live at 240 W. 60th St., 3rd floor, New York. My child, John, suffered last summer for 8 weeks of summer complaint. Two doctors had him in their care and the result was that nobody believed that he would ever live. Through the Theiss cure method my child was restored in 8 days and I can truly say that the child was saved only by Theiss.

BARBARA SEIFERT.

Sworn to before me this 26th day of  
December, 1891, New York.

BENJAMIN J. GRETSCH,  
Notary Public (151), New York County.

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

Eva Lauth, being duly sworn, says: I live at 791 2nd Ave., New York. My parents and brother died of consumption about a year and a half ago. I myself had the cough for a year and a half, so that I could not work regularly. I consulted 5 physicians, they gave me medicine, but the cough had not stopped and all doctors foretold me that I would also have the consumption.

My good friends turned my mind to Theiss' cure method, to which I have taken my resort for the last six weeks. The cough left me entirely and I am now able to visit balls, dance for many hours uninterruptedly and am almost entirely cured.

Miss EVA LAUTH.

Sworn to before me this 26th day of  
December, 1891, New York.

BENJAMIN J. GRETSCH,  
Notary Public, New York County.

— 6 —

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

Michael Coleman, being duly sworn, says: I live at 541 W. 57th St., New York City. For three months I suffered, as the doctors told me, of malaria fever and typhus. I was near dying through the many medicines I took. I could not eat and became so low that I could not walk. The Theiss' method worked so nicely on me, that in a week after the first application, I could begin with my work and felt as well as a fish in the water.

MICHAEL COLEMAN.

Sworn to me before this 26th day of  
December, 1891, New York.

BENJAMIN J. GRETSCH,  
Notary Public, New York County.

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

Margaret Breen, being duly sworn, says: I live at 502 W. 55th St., New York City. My child, Thomas, four years old, became sick with diphtheria, which resulted in an inflammation of both eyes. Pus came out of his ears in large quantities. Two well known doctors attended to him and I also visited a poliklinik. Nothing could help my child for two years, when I got acquainted with Theiss' method and after a few applications thereof the child became well altogether and so he is now.

MARGARET BREEN.

Sworn to before me this 26th day of  
December, 1891, New York City.

BENJAMIN J. GRETSCH,  
Notary Public, New York County.

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

Catherine Schaefer, being duly sworn, says: I am the Janitor of the house known as number 2731 8th Ave., New York City, of which I occupy the first floor. My husband, Adam Schaefer, became sick in August, 1891. Three doctors attended to him without being able to cure him. They called his sickness dyspepsia and malaria. Everything he ate he vomited. He became so bad that he could not stand on his feet. For 4 months he laid in bed. Through acquaintances he became familiar with Theiss' method, and in three days he was cured entirely.

CATHERINE SCHAEFER.

Sworn to before me this 26th day of  
December, 1891, New York City.

BENJAMIN J. GRETSCH,  
Notary Public, New York County.

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

Martha Palmer, being duly sworn, says: I live at 134 Linden St., Brooklyn, N. Y. I was sick for about 18 months. The doctor said it was

City and County of New York, ss.

— 7 —

paralysis. He gave me different medicines and at last he said to my friend, Mrs. Van Buskirk of Demarest, N. J., that there was no hope for me to live, that he had done everything he could and that nothing more could be done. First it was rheumatism; it began with weakness and pain in the back and across the bowels surrounding my knees. I could hardly walk and once I fell on the sidewalk, and then I could not move at all. I got acquainted with Theiss' method in July, 1891, and ten days after the first application, I began to move and my bowels did not ache any more. Two weeks after this I visited my friend in New York, Mrs. Rebecca McDonald, of 241 W. 61st St., and now, after five months, I am almost cured, and I hope that a few more applications will restore me my old strength, and for this all I am obliged to Theiss' cure method.

MARTHA PALMER.

Sworn to before me this 26th day of  
December, 1891, New York City.

BENJAMIN J. GRETSCH,  
Notary Public, New York County.

As the book has been published only in the German language, I kindly request the English public to assist me, so that the book may also be published in the English language, as I have no means to do this on my own account.

Whoever wishes to have a good manual on self-treatment, will please forward one dollar to my address, whereupon he will receive a copy of the English edition of the book as soon as published.

If anybody should be desirous to give \$100 to charitable purposes let him give them to me, and I will have 100 copies printed extra which he may then distribute gratis among the needy and this will do more good than that done by a certain millionaire Huntington, who donated a million for the erection of a hospital in Baltimore, where people will be treated to poison in the form of drugs.

Those who are affected with any disease at present and who desire to be cured without further delay may call upon me at my office, 115 West 62d Street, New York, where they will receive any advice how to cure themselves, free of charge. Come all, even those who have lost the hope to be cured, as there is always a chance to be cured by my method.

And further more, I wish to say to the readers of this circular, how much trouble and pain I have taken to show this new method to the public. I went to Mayor Hugh J. Grant and begged him to appoint a committee who should have the authority to examine this new method before the public.

He sent me to the Board of Health. They said they would have nothing to do with it. Theiss wrote a letter to Mayor Grant and he told him what they said and he sent him back again. Theiss then went to Professor Dr. Jacoby in 34th St., New York, and begged him to test his method. He said that he would have nothing to do with it. Then he went to the German Hospital, and the head doctor said he would have nothing to do with it; then he went to Ex-Minister Carl Schurz and begged him to use his influence to Mayor Grant that he should test his new method. He

— 8 —

answered him that he had no influence over him because he was against him last election.

Then he went to Ex-President Grover Cleveland and he said that this was not in the line of his business, he could not do anything for him. All this was a year ago.

Then Dr. Theiss had his German book printed and distributed among the people.

This year, in January, he went to the Board of Health again, and brought them a German book and a circular, and begged them again to test this new method and they again said they would have nothing to do with it.

At the same time he spoke to one of the men that has an office in the Board of Health, and he said, how can you want the Board of Health to test your method, if it would be the best in the world; after the test the people would say that is the smartest men in the world and the doctors are all foolish.

Now I beg the readers, if any of them should have the influence and power to test this new method and publish it, then the people in the whole world would be thankful to him.

The German book can also be bought in Theiss' office, 115 West 62d Street, New York.

NEW YORK, March 14, 1892.

On March 2d, 1892, I sent a copy of this circular to Mayor Grant, but did not receive an answer thereto, I therefore personally went to the Mayor's office and asked for an answer. On this occasion the copy was returned to me and I was told that I could not receive an answer from that source. I will now leave it to the readers to draw their own conclusion from this decision. I have now exhausted all my efforts in trying to spread my great discovery in the quickest possible manner. There is now only one way left open to me in which to place myself before the public and that is through the publication of this circular.

I would like to call the attention of the public to the great misery which the incurable poisonous medicines have caused among the people, almost every tenth person you meet on the streets is either a cripple, blind, deaf, or lame, but these are still the lucky ones, as they can enjoy the fresh air; the ones to be pitied most are those who are confined to their bed and room, with their whole system poisoned and expecting to die every moment. If you, dear reader, should have the power or influence, or any sympathy whatever for your fellow-beings, you should beseech Congress to pass a law under which reliable and trustworthy men have the power to test the different methods, the best method to be taught and allowed by the State, all others should be prohibited as being fraudulent; the greatest frauds are carried on under the name of medical science. There can only be one true method, but never two, although the State acknowledges two methods: the Homeopathic and Allopathic, the most nonsensical ones of them all.

Respectfully yours,

AUGUST THEISS,  
115 West 62d Street, New York City.



POOR QUALITY ORIGINAL

0814

Police Court, First District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF  
THE MEDICAL SOCIETY OF THE COUNTY OF  
NEW YORK,  
23.  
1. August Thiers  
2.  
3.  
4.  
Offence, Assault

Dated August 14 1897

Magistrate.

Officer.

Clerk.

Complainant's Counsel W. A. ...

No. 63 Wall Street.

Witnesses, Henry ...

No. 63 Wall Street.

Ann ...

No. 118 East 78th Street.

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

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

to answer \_\_\_\_\_ Sessions.

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.

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

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

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

The complainant Society, having reason to think that the ends of justice will be subserved by a discharge of defendant, agree thereto, and in consideration thereof the defendant agrees to bring no action against said Society, its officers, agents or counsel, by reason of his arrest upon this information.

Dated, New York City \_\_\_\_\_ 18

POOR QUALITY  
ORIGINAL

08 15

Sec. 193-200

4 District Police Court.

CITY AND COUNTY }  
OF NEW YORK. } ss.

*August Thiers* being duly examined before the undersigned, 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.

*August Thiers*

Question. How old are you?

Answer.

*63 years*

Question. Where were you born?

Answer,

*Germany*

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

Answer.

*6115 West 62 St. 3 months*

Question. What is your business or profession?

Answer,

*Sailor*

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

Answer.

*I am not guilty and demand  
a jury trial*  
*August Thiers*

Taken before me this

day of

188

Police Justice.

POOR QUALITY  
ORIGINAL

08 16

Sec. 151.

Police Court, First District.

CITY AND COUNTY }  
OF NEW YORK. } ss.

In the name of the People of the State of New York; To the Sheriff of the County  
of New York, or to any Marshal or Policeman of the City of New York, GREETING:

Whereas, Complaint in writing and upon oath, has been made before the undersigned, one of the Police  
Justices for the City of New York, by THE MEDICAL SOCIETY OF THE COUNTY OF NEW YORK,  
upon the affidavits of Henry Loring of No. 304 East 59 St., and  
of No. \_\_\_\_\_ St., that on the  
21<sup>st</sup> day of July 1892 at the City of New York, in the County of New York,  
and at this time August 2<sup>nd</sup> 1892  
then and there, not being lawfully authorized to practice Physic and Surgery and registered as a Physician and  
Surgeon in the office of the Clerk of this County, did medically treat, examine and prescribe for one  
Annie Baake and others and did practice physic and surgery contrary to the form  
of the Statute in such case provided.

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

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

Dated at the City of New York, this 4 day of August 1892

J. Williams POLICE JUSTICE.

POOR QUALITY  
ORIGINAL

0817

POLICE COURT, FIRST DISTRICT.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF  
THE MEDICAL SOCIETY OF THE  
COUNTY OF NEW YORK,  
vs.  
*August Theiss*  
Warrant-General.

Dated *August 4* 18 *92*

Magistrate.

*Totten.* Officer.  
The Defendant *August Theiss*  
taken, and brought before the Magistrate, to an-  
swer the within charge, pursuant to the command  
contained in this Warrant.

Officer.  
Dated *August 5* 18 *92*

This Warrant may be executed on Sunday or at  
night.

Police Justice.

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

Dated  
18

Police Justice.

The within named

*Age 63. Spurn. Dec 11. 1892. St.*

POOR QUALITY ORIGINAL

0818

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

*Carl Augustus*

Police Court---

District.

950

THE PEOPLE, vs.  
ON THE COMPLAINT OF

*Henry Brown*  
*Stephen Thomas*

Offence *Illegal Practice of Medicine*

Dated

*August 5*

1892

Magistrate.

*Hubert*

Officer.

*Frank*

Witnesses.

*Amie Pearce*

Witness.

*418 Broadway*

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

*8*

Street.

*1892*

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

*211*

Street.

*1892*

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

Dated *Aug 5* 1892 *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.

-----X  
The People )

-against- )

August Theiss. )  
-----X

City and County of New York, ss:-

AUGUST THEISS, the defendant, being charged with practicing medicine contrary to the statute in such case made and provided, and desiring to enter a plea of guilty, and throw himself on the mercy of the Court, being duly sworn, says:-

That he will not in future violate the provisions of the medical laws of the State, and that he will not, nor will any member of his family diagnose the diseases of the sick, or to prescribe medicines, or other means for curing, or alleviating the same, or use instruments for such purposes, or in any way act after the manner of a physician or surgeon, unless he or they shall become legally entitled to practice medicine under the laws of the State.

Sworn to before me this )  
20th day of September, 1892.)

*August Theiss*

*Frederick B. House*  
*Comm. of Health*  
*N.Y. City & Co.*

POOR QUALITY  
ORIGINAL

0020

General Sessions Court.

The People

—against—

August Thers.

Copy. Affiant.

FRIEND & HOUSE,  
Deft. ATTORNEYS,  
61-65 PARK ROW,  
WORLD BUILDING,  
NEW YORK.

Due and timely service of a copy of the within

is hereby admitted.

this \_\_\_\_\_ day of \_\_\_\_\_ 189

Attorney for

Sir

Please take notice, that the within is  
a true copy of an  
in the within-entitled action, this day duly  
entered and filed in the office of the Clerk  
of this Court.

Dated, N. Y.,

189

Yours &c.,

FRIEND & HOUSE,

Att'ys for

To

Esq.,

Attorney for

POOR QUALITY  
ORIGINAL

0021

General Sessions Court.

The People

—against—

August Theres.

Copy. Affidavit.

FRIEND & HOUSE,  
208th ATTORNEYS,  
61-65 PARK ROW,  
WORLD BUILDING,  
NEW YORK.

Due and timely service of a copy of the within

is hereby admitted.

this \_\_\_\_\_ day of \_\_\_\_\_ 189

Attorney for

Sir

Please take notice, that the within is  
a true copy of an  
in the within-entitled action, this day duly  
entered and filed in the office of the Clerk  
of this Court.

Dated, N. Y.,

189

Yours &c.,

FRIEND & HOUSE,

Attys for

To

Esq.,

Attorney for



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

581

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

*August Thieris*

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this  
indictment, accuse *August Thieris*  
of the CRIME OF PRACTICING PHYSIC *and surgery*  
WITHOUT THE LICENSE AND REGISTRATION provided by  
law, committed as follows:

The said *August Thieris*  
late of the City of New York, in the County of New York aforesaid, not being and not  
having been on the first day of October, 1887, lawfully authorized to practice physic *and*  
*surgery* in this State, and registered in accordance with the laws then in force, did  
thereafter, to wit: on the *fourth* day of *August* 189*2*, at the City  
and County aforesaid, unlawfully practice physic *and surgery* without the license and  
registration provided for in a certain Act of the Legislature of this State, passed on the  
twenty-third day of June, 1887, entitled "An Act to regulate the licensing and registration of  
physicians and surgeons, and to codify the medical laws of the State of New York," and  
which said Act was at the time of the commission of the offense and misdemeanor herein  
alleged, in full force and operation throughout this State; and the said *August*  
*Thieris* without such license and registration as aforesaid, then and there, to  
wit: on the said *fourth* day of *August* 189*2*, at the City and County  
aforesaid, did unlawfully examine, treat and prescribe for *and operate upon*  
one *Kate Sullivan* as a physician *and surgeon*; 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.*

0823

**BOX:**

492

**FOLDER:**

4494

**DESCRIPTION:**

Thomas, Milton H.

**DATE:**

08/18/92



4494

POOR QUALITY  
ORIGINAL

0824

#284

Witnesses:

*Wm B Dixon*

Counsel,

Filed,

day of May,

1892

Pleads,

*Myself*

THE PEOPLE

vs.

B

*Multon & C. Thour*

*McKinty*

DEPARTMENT OF JUSTICE  
RECEIVED FOR THE  
RECORD OF THE  
DISTRICT COURT

VIOLETION OF THE EXCISE LAW.  
Selling, etc., on Sunday.  
[Chap. 401, Laws of 1892, § 32].

DE LANCEY NICOLL.

*District Attorney.*

A TRUE BILL.

*Allen S. Apples*

*Foreman.*

POOR QUALITY  
ORIGINAL

0025

Court of General Sessions of the Peace

1907

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,  
against

*Milton J. C. Thomas*

The Grand Jury of the City and County of New York, by this indictment, accuse  
of the CRIME OF *Milton J. C. Thomas* SELLING STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND  
BEER ON SUNDAY, committed as follows:

The said

*Milton J. C. Thomas*

late of the City of New York, in the County of New York aforesaid, on the *seventh*  
day of *August* in the year of our Lord one thousand eight hundred and  
ninety-*two*, at the City and County aforesaid, the same being Sunday, certain strong  
and spirituous liquors, wines, ale 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 spiritu-  
ous liquor to the Grand Jury aforesaid unknown, unlawfully did sell, to one

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  
New York and their dignity.

SECOND COUNT—

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

of the CRIME OF *Milton J. C. Thomas* OFFERING AND EXPOSING FOR SALE ON SUNDAY STRONG AND SPIRITUOUS LIQUORS,  
WINES, ALE AND BEER, committed as follows:

The said

*Milton J. C. Thomas*

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, the  
same being Sunday, certain strong and spirituous liquors, wines, ale 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 offer and  
expose for sale to one

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.

DE LANCEY NICOLL

District Attorney.

0826

**BOX:**

492

**FOLDER:**

4494

**DESCRIPTION:**

Thompson, Frank

**DATE:**

08/05/92



4494

POOR QUALITY  
ORIGINAL

0827

Witnesses:

Counsel,

Filed

Pleads,

5 day of Aug 1892

Wm. H. H. H.

THE PEOPLE

vs.

PETIT LARCENY.

Sections 528, 532, Penal Code.

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Alfred D. Apgar

Foreman.

Sept 17/92  
Jury  
Friedel  
1912 Jan 20

1-112

The People  
Frank Thompson

Court of General Sessions - Part I  
Before Recorder Smith. Sept. 7. 1892

Indictment for petty larceny.

Lauritz S. Larsen, sworn and examined.

Where are you stopping at present? Stopping  
on a steamboat at Pier No. 20 East River.

I am a seaman. On the 30th of July did  
you reside at No. 84 Greenwich Street or  
did you sleep there? Yes. I slept there in a  
room on the second floor. What time

did you go to your room on that day? I  
went out in the morning about seven  
o'clock and returned to my room at 11  
o'clock in the evening and went to bed. Who

was in bed with you? Frank Thompson  
anybody else? No. not anybody. Did you

have any money with you when you  
went to the room? Yes. I had forty eight  
dollars. Where did you put it? I put it  
in my money bag and placed it under

neath the bed and went to bed. Did  
Thompson go to bed? He was in bed before  
me. Where did you put the bed, on the  
mattress or on the floor? No. on the floor.

What time did you wake up the next  
morning? I woke up about six o'clock  
when Thompson went out. I saw him go  
out; he went out about six o'clock  
I did not get up then. I looked for

my book when I got up. I looked in the book and found that twenty five dollars of the \$48.23 was left. Did Thompson come back that day? He came back in the evening had he been drinking? Yes. Did you say anything to him about the loss of the twenty five dollars? Yes I asked him about it and he said he took the money; he said he spent it; he had only a few cents.

Cross examined. Who was the other man in the room? Nelson. Is he here? Yes. You say you saw Thompson leave the room in the morning? Yes. How long after that was it you got up? About an hour after that.

Then you discovered the loss of the money? Yes. Then the defendant came back in the evening at eleven o'clock I spoke to him. I said to him "I have lost my money. Did you tell him you lost your money or what? No. I just asked him what he had done with that twenty five dollars he took. What did he say to that? First he answered me he did not take any money; then a little while after that I was standing talking to him; he said he took the money but when he got the money sent from home he will pay me the money back. Did he



say what he did with your money. No, he did not say how he spent it. Then he told you that he had taken your money and spent it what did you do? I called for the police and had him arrested. You did not see him take the money? No I did not. He had the door shut that night; there was nobody else in the room. Nelson was in the room but not in the same bed. I asked Nelson in the morning whether he took the money and he said, no. The reason why I charged Thompson with taking the money was that he told us he had no money. I did not know if he had it or not; and then he went out in the morning & we did not see him all day. He came home at night drunk. Where could he get the money from? Harry Nelson, sworn and examined. Do you know Frank Thompson the defendant? Yes, I know him. On the 30th of July did you sleep in 84 Greenwich St where Frank Thompson and the last witness slept? Yes, the same room. Did you see any money on the person of the last witness? No. I did not see his money. Did you see him put money in the bed? No. Did you see

him put his money in the book? No sir.  
You did not take any money from any  
bed that night? No I did not. You heard  
that the last witness had lost twenty five  
dollars didn't you? Yes, he told me so  
in the morning. The complainant asked  
the defendant in the evening if he  
took the money. What did this man  
say? He said he took the money and  
he would pay him the money back  
as soon as he would get some. He  
said he wrote for some money and  
he would have it in a short time and  
he will pay the money back. After he  
was arrested I saw a letter which Thomp-  
son wrote to Larsen.

Cross Examined. What was it that Larsen said  
to Thompson when he came home at  
night? I do not remember what he said  
when he came home at night. Larsen  
and I came home together. Thompson  
was in bed. What time did you get home  
I do not remember, about twelve or one  
o'clock at night I think. Did this man  
come in? He was in bed before we  
got there. What did you and Larsen  
do when you found he was in bed?  
I went to bed and Larsen went to bed

alongside of him - They two slept in one bed.  
 I slept in another bed. What did Larsen  
 say to him about nine or ten o'clock -  
 when he came back? Larsen did not  
 say much to him, but another fellow  
 asked him if he took this money. Who  
 was the other fellow? The other Larsen. What  
 did this other Larsen say to Thompson?  
 He told Thompson to tell the truth about  
 that money if he took it or did not take  
 it. Thompson said, "I will tell you the truth  
 about it. I took the money," and he said  
 he was going to pay it back. Did he say  
 anything about getting money from  
 home? Yes. he did say something about  
 getting money from home. Did he deny  
 taking the money? Yes, at first he said he  
 did not know anything about that money  
 at all. He admitted taking it and said  
 he would return it when he got money  
 from home is that so? Yes, he said he  
 took the money; he did not say how much.  
 "I am going to pay it back as soon as  
 I get money from home," he says.  
 You said you saw a letter, where were  
 you when you saw that letter? I  
 been that in the same house No Green  
 wick street after Thompson was arrested.  
 Where did he write the letter? He wrote

It from the prison after he was arrested, the letter carrier left it at the desk. How do you know it was a letter from Thompson? His name was on it, Thompson. Did you ever see him write? No. What was done with that letter? It is up stairs in the room yet. I have got it in the trunk.

Lauritz Larsen, recalled by the District Atty. Did you receive this postal card (showing it)? Yes. I received it. Did you ever see Frank Thompson write? No. I do not think I have - Do you know his handwriting? Did you have any conversation with Thompson about this card? No. When you got that card did you go and see him in the Tombs? No. I did not. Did the other man go and see him? No. Did you go out and get a policeman? No. just rung the bell for a policeman in the hotel. Was it that night when you came back? Yes. Did the policeman come? Yes. He was arrested then? Yes. Thomas J. Carney, sworn and examined. What precinct are you connected with? The second precinct. Did you arrest the defendant? Yes. When did you arrest him? The night of the 30<sup>th</sup> of July. Where did you arrest him? At 84 Greenwich St.

On whose complaint? On the complaint of Larsen. When you arrested him did you have any conversation with him? Yes. I asked him if he took this man's money and he denied it that night. Did you have any conversation with him after that? No sir. At any time did he say that he did take the money? Yes, in the Tomb's police Court he told me that he took the money but he was willing to pay it back in three weeks.

Cross Examined. He was somewhat under the influence of liquor when I arrested him; he was able to talk and to walk. I searched him in the station house. I did not find any money upon him. I do not think he dropped any money on the way from the lodging house to the station house. The complainant told me the defendant was sleeping in the room with him and he got up early in the morning and went out and a little while afterwards he got up and missed a twenty dollar gold piece and a five dollar bill; that when the defendant came in he asked him if he took the money and he said he did. There was two men there at the time, a man named Larsen and a man named Nelson. The defendant said he took the money, that he spent it, but was willing to pay it back.

Frank Thompson, sworn and examined in his own behalf testified. I am 25 years old. I have been in New York about seven weeks. I came from Sweden. The complainant came over on the same boat with me. I first saw him on the City of Chester; we were both passengers. On the 31<sup>st</sup> of July I lived at the same house with Larsen. I slept in the same bed with him. I did not know he had \$48 in his book. I did not take \$48 out of it. I left the room at seven o'clock, leaving him there. I came back between ten and eleven o'clock. He asked me if I took the money. I told him, "yes." I did not know what I was talking about. I never thought he was going to get me arrested. Why did you say, 'yes' if you did not take it? The officer took me to the station house and the next morning he took me before the Magistrate. Did you not state at the Terms you took the man's money and in three weeks you would pay it back again? No. I went to work that morning in Second Avenue. I don't know the name of the man who keeps the place. There was two butchers there, Swedes. They invited me to drink and they paid for it. I did not have a cent.

The jury rendered a verdict of guilty.

POOR QUALITY  
ORIGINAL

0036

testimony in the  
case of  
Frank Thompson

filed. Aug.

1992

200

Police Court

District.

Affidavit—Larceny.

City and County }  
of New York, ss:

Laurence D. Larsen

of No. 84 Greenwich

Street, aged 28 years,

occupation Seaman

being duly sworn,

deposes and says, that on the 30 day of July 1892 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the nighttime, the following property, viz:

Good and lawful money of the United States amounting to Twenty five (\$25<sup>00</sup>) Dollars

the property of Deponent

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

(now here) for the reasons following to wit: on said date deponent placed said money in his boot which boot he put under his bed in no 84 Greenwich Street— he then went into said bed— and in the morning when he arose he missed said money. The defendant occupied the same bed with deponent on said night and in the morning he was missing. The defendant returned to said place on Sunday night (July 31-1892) and admitted to deponent in the presence of two other persons that he had taken deponents money.

Laurence D. Larsen

Sworn to before me, this 1892 day of July

Police Justice



POOR QUALITY  
ORIGINAL

0038

(1335)

Sec. 198—200.

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Frank Thompson* being duly examined before the under-  
signed according to law, on the annexed charge, and being informed that it is ☒ 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.

*Frank Thompson*

Question. How old are you?

Answer.

*25 years*

Question. Where were you born?

Answer.

*Sveedan*

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

Answer.

*84 Greenwich St 1 wk*

Question. What is your business or profession?

Answer.

*Glassblower*

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*  
*this*  
*Frank X Thompson*  
*Thompson*

Taken before me this

day of *August* 189*2*

Police Justice.

POOR QUALITY ORIGINAL

0039

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

Police Court--- District. 930 1894

THE PEOPLE, &c.  
ON THE COMPLAINT OF

*Samuel D. Larson*  
*84 Hammond St*  
*Frank Thompson*

Offense *Larceny*

Dated *Aug 1* 189*2*

*Diener* Magistrate.

*Carney* Officer.

Witnesses *Ed Larson* Precinct.

No. *84* *Greenwich* Street.

No. *84* *Greenwich* Street.

RECEIVED  
AUG 2 1894  
DISTRICT ATTORNEY

No. *500* Street.

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

*Defendant*  
guilty thereof, I order that he be held to answer the same, and he be admitted to bail in the sum of *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, *Aug 1* 189*2* *Diener* Police Justice.

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

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

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

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

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Frank Thompson*

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

*Frank Thompson*  
of the CRIME OF PETIT LARCENY, committed as follows:

The said

*Frank Thompson*

late of the City of New York, in the County of New York aforesaid, on the *30th*  
day of *July* in the year of our Lord one thousand eight hundred and  
ninety-*two*, at the City and County aforesaid, with force and arms,

*the sum of Twenty-five dollars*  
*in money, lawful money of the*  
*United States of America, and of*  
*the value of twenty five dollars*

of the goods, chattels and personal property of one

*Lauritz D. Larsen*

then and there being found, then and there unlawfully 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.

*W. L. Lacey McCall*  
*District Attorney*

0841

**BOX:**

492

**FOLDER:**

4494

**DESCRIPTION:**

Thornton, William H.

**DATE:**

08/04/92



4494

POOR QUALITY  
ORIGINAL

0842

Witnesses:

George C. Percy

I am of opinion the evidence in this case will not warrant a conviction of the defendant. The complainant has signed a ~~written~~ withdrawal of the complaint which is filed herewith.

I recommend the dismissal of this indictment.

Aug 26. 1912

Vernon M. Davis  
Clerk

#67

Wm P Schram  
Counsel, 206 Broadway

Filed 4 day of Aug 1892

Pleads, *Not guilty* 3

THE PEOPLE

vs.

William H. Shorrey

Grand Larceny, Second Degree. [Sections 528, 529, Penal Code.]

DE LANCEY NICOLL,

District Attorney.

Aug 25. 1892 W. H. D.  
Rec'd 25. 1892. W. H. D.  
A TRUE BILL.

Allen O. Apgar  
Foreman.

on view of book,  
Atty. indict. ok's.  
Aug 26/92 B.M.

Police Court 1st District.

Affidavit—Larceny.

City and County }  
of New York. }

Emma C. Garwood  
of No. Allendale Pennsylvania Street, aged 40 years,  
occupation Brooming house keeper being duly sworn,  
deposes and says, that on the 16 day of September 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 day time, the following property, viz:

Good and lawful money  
of the United States of the  
amount and value of one  
hundred and fifty-dollars

\$150.00

the property of

Refrigerator

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 H. Thorne

(now here) for the reasons following  
to wit: on the said date this  
deponent gave to the defendant the  
said sum of money to deposit it in  
the Manhattan Savings Bank at  
644 Broadway to her account. Deponent  
is informed by George C. Pierce that  
the said defendant did not deposit  
the said money with said bank.  
Wherefore the defendant having  
appropriated the said money to his  
own use deponent prays the de-  
fendant be held to answer.

Emma C. Garwood,

Sworn to before me this 17 day

of

1892

Police Justice

POOR QUALITY  
ORIGINAL

0844

CITY AND COUNTY }  
OF NEW YORK, } ss.

1877.

*George C. Percy*  
aged 27 years, occupation Bookkeeper of No.

614 Broadway Street, being duly sworn, deposes and

says, that he has heard read the foregoing affidavit of *Anna C. Gorman*

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

knowledge.

Sworn to before me, this

day of

22  
July  
1892

*George C. Percy*

*[Signature]*  
Police Justice.

POOR QUALITY  
ORIGINAL

0045

(1235)

Sec. 198—200.

CITY AND COUNTY  
OF NEW YORK, } ss.

*[Signature]*  
District Police Court

*William H. Thorne* 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 H. Thorne*

Question. How old are you?

Answer.

*34 years*

Question. Where were you born?

Answer.

*Brooklyn*

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

Answer.

*213 W-125th St. N. York*

Question. What is your business or profession?

Answer.

*Salesman*

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

Answer.

*I am not guilty and  
am not in examination*

*Wm. H. Thorne*

Taken before me this

day of

1892

Police Justice.



POOR QUALITY  
ORIGINAL

0046

1000 by July 28<sup>th</sup> 1892

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.,  
OF THE COUNTY OF \_\_\_\_\_

*James C. Van Hook*  
*Alfred C. Thompson*  
*Wm. J. Van Hook*

1 \_\_\_\_\_  
2 \_\_\_\_\_  
3 \_\_\_\_\_  
4 \_\_\_\_\_  
Offense, \_\_\_\_\_

Dated, *July 22* 189 \_\_\_\_\_

*McKim* Magistrate.

*Thompson* Officer.

*James C. Van Hook* Precinct.

Witnesses *James C. Van Hook*  
No. *67* *McKim* *M. Thompson* Street.

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



No. *500* Street *9, 8*

*James C. Van Hook*

902

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 *five* Hundred Dollars, *500* 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 22* 189 *2* \_\_\_\_\_ Police Justice.

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

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

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

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

New York General Sessions.

PEOPLE ON MY COMPLAINT,  
VERSUS

*William H. Thorne*

*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 desire to withdraw  
and ask that he be  
discharged.*

*Emma C. Garwood.*

*Witness*

*James W. Garfield*

COURT OF GENERAL SESSIONS.

-----o  
:  
THE PEOPLE &C.

VS

WILLIAM H. THORNE  
:  
-----o

I first met W. Harry Thorne that is the name he uses generally either in October or November 1890, we were both engaged by Mrs. E. Coggs well to go in a company on the road, the play was a failure after one night's performance, he professed at that time to be an actor.

When we reached New York, Mr. Garwood befriended him in every possible way, he borrowed money at various times and never returned it.

He then went into Bloomingdale's store 59th. St and 3rd. Avenue, from there he went to Koch's on 125th. Street, he left there, and pretended he wanted to get into Singer's office at 123rd. Street and 3rd. Avenue, and borrowed \$50.- of me for a deposit, (but he never went to Singer's).

Previous to that time he had borrowed \$150.- of me for board. Then he went to work for a cigar factory Cor. of 8th. Street and Avenue C. From there he went to C. W. Koff, Cor. Hudson and Duane Streets.

In August he forged Mrs. Brower and Mrs. Murray's name to a note and received \$60.- from me on the note. Then he forged other notes in Mr. Manning, Mr. Gates and Mr. Swazys names, and received \$35.- from me on the notes.

On 8                      On September 16th. 1891, I gave him \$150.- to put in either the Manhattan Savings Bank or the Bleecker Street Savings Bank, and in October I gave him \$55.- and he never deposited it. He then took one of my checks I had my name signed to, (after he told me that he had destroyed it,) and drew from the Manhattan Bank the sum of \$25.- leaving me only \$5.- in that Bank, and \$50.- in the Bleecker Street Bank. In September I wanted him to go and draw me \$50.- and he made it up himself, for he had drawn all my money and I had none there to draw, I discovered his rascality between October 18th. and November 15th.

On the 16th. of September I gave him \$150.- Within a week I saw the defendant and asked him where he had deposited the \$150.- and he told me that he had deposited \$100.- in the Manhattan Savings Bank and \$50.- in the Bleecker Street Savings Bank.

When I discovered my loss, I charged the defendant with having stolen my money, and I told him I would cause his arrest, he begged me not to do so, and if I would not he would get the money and pay me. He said he had lost the money on the Races in a Pool Room on 14th. Street near 4th Avenue. I could not afford to lose the money and hoped that he would pay me, which he never did.

After the discovery of my loss, I was dispossessed from the place where I lived and during the conversation I had with him in regard to his stealing off \$150.- I

**POOR QUALITY  
ORIGINAL**

0850

said to him, Harry, you see what you have done, you have  
robbed me of every dollar, forged ntes and took all I have  
got, and now leave me about to be thrown into the Street with-  
out a Dollar.

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

\_\_\_\_\_ being duly  
sworn, says that he resides at No. \_\_\_\_\_ Street, in the City of  
New York; that he is \_\_\_\_\_ years of age; that on the \_\_\_\_\_ day of \_\_\_\_\_  
18 \_\_\_\_\_, at Number \_\_\_\_\_ in the City of  
New York, he served the within \_\_\_\_\_ on \_\_\_\_\_  
the \_\_\_\_\_ by leaving a copy thereof with \_\_\_\_\_

Sworn to before me this  
day of \_\_\_\_\_ 189 \_\_\_\_\_ }

*J. J. Lewis, of General Sessions*

*The People*

Plaintiff

against

*William A. Thorne*

Defendant

*De la Motte*

*J. PURDY & McLAUGHLIN,*  
Attorneys for

No. 280 BROADWAY, New York City

Due and timely service of cop of the  
within hereby admitted  
this day of \_\_\_\_\_ 18 \_\_\_\_\_

Attorney.

To \_\_\_\_\_

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 W. Thorne*

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this  
indictment, accuse *William W. Thorne*

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

The said

*William W. Thorne*

late of the City of New York in the County of New York aforesaid, on the *16th* day of  
*September* 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 said 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 payment of and of the value of *seventy-five*

dollars; divers other promissory notes for the payment of money, being then and there due and un-  
satisfied (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 *seventy-five*

dollars; divers United States Silver Certificates, of a number and denomination to the Grand Jury  
aforesaid unknown, of the value of *seventy-five*

dollars; divers United States Gold Certificates, of a number and denomination to the Grand Jury  
aforesaid unknown, of the value of *seventy-five*

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

of the goods, chattels and personal property of one

*Emma C. Garwood*

then and there being found,

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

DE LANCEY NICOLL,

*District Attorney.*

0853

**BOX:**

492

**FOLDER:**

4494

**DESCRIPTION:**

Thornton, Edward

**DATE:**

08/17/92



4494



0054

POOR QUALITY  
ORIGINAL

Witnesses:

Chas Bennett

Counsel,

Filed

Pleads,

day of May 189

THE PEOPLE

vs.

Edward Thornton

[Section 498, 499, 500, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000]

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Alfred J. Apgar

Foreman.

Alfred J. Apgar

Elmwood P. F. P.S.M.

Police Court— District.

City and County } ss.:  
of New York,

Charles Bennett  
of No. 163 Hudson Street, aged 34 years,  
occupation Liquor Dealer being duly sworn

deposes and says, that the premises No. 163 Hudson Street, 5 Ward  
in the City and County aforesaid the said being a five story brick building  
the store on the first floor of which  
~~and which~~ was occupied by deponent as a Liquor store  
~~and in which there was at the time a human being, by name~~

were BURGLARIOUSLY entered by means of forcibly entering through  
the fan light over the side door of said store  
on Laight Street

on the 14 day of August 1892 in the night time, and the  
following property feloniously taken, stolen, and carried away, viz:

A quantity of Liquors and Segars  
valued at six hundred 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  
Edward Thornton (now here)

for the reasons following, to wit: The said store was secured  
locked and fastened by James Cotter  
of No 163 Hudson - on the night of August 13  
1892 - about 5 o'clock A. M. on August 14  
1892 deponent was informed by Officer  
Donohoe of the 5<sup>th</sup> Precinct, that the said  
place had been entered - deponent went  
into said store and there found the  
defendant ~~hiding~~ secreted behind barrels

in said store - Deponent also says that  
the money drawer in the cash register in  
said place was opened and the contents  
missing - on defendant being searched the  
sum of sixteen dollars, in small coins,  
was found in defendants possession which  
deponent believes was taken from the money  
drawer in said place

Sworn to before me Charles Bennett  
this 14 day of August 1892

Thos J. Brady

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  
Twenty 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 1892 Police Justice.  
I have admitted the above named  
to bail to answer by the undertaking hereunto annexed.  
Dated 1892 Police Justice.  
There being no sufficient cause to believe the within named  
guilty of the offence mentioned, I order he to be discharged.  
Dated 1892 Police Justice.

Police Court,	District,
THE PEOPLE, &c., on the complaint of	
1. _____ 2. _____ 3. _____ 4. _____	
Offence—BURGLARY.	
Dated	1892
Magistrate.	
Officer.	
Clerk.	
Witness,	
No.	Street,
No.	Street,
No.	Street,
\$	to answer General Sessions.

POOR QUALITY  
ORIGINAL

0857

CITY AND COUNTY }  
OF NEW YORK, } ss.

*John F. Donohoe*  
aged \_\_\_\_\_ years, occupation *Police Officer* of No. \_\_\_\_\_  
*5th Precinct* Street, being duly sworn, deposes and  
says, that he has heard read the foregoing affidavit of *Charles Bennett*  
and that the facts stated therein on information of deponent are true of deponent's own  
knowledge.

Sworn to before me, this *14*  
day of *May* 189*0* } *John F. Donohoe*

*Wm. H. Brady*  
Police Justice.

POOR QUALITY  
ORIGINAL

0058

(1935)

Sec. 198—200.

District Police Court.

CITY AND COUNTY } ss.  
OF NEW YORK, }

*Edward Thornton* 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.

*Edward Thornton*

Question. How old are you?

Answer.

*17 years*

Question. Where were you born?

Answer.

*New York*

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

Answer.

*46 Saight St - 4 years*

Question. What is your business or profession?

Answer.

*Cooper*

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 Thornton*

Taken before me this

*14*

day of

*April*

*1897*

Police Justice.

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

Charles Bennett  
163 Hudson St  
Edward Hornbake

Offense: Burglary

Dated, Aug 14 1892

Magistrate.  
Hornbake  
Officer.

Witnesses  
James Cotten  
163 Hudson Street.

No. \_\_\_\_\_  
Officer Hornbake  
5-3-92 Street.

No. \_\_\_\_\_  
to answer \_\_\_\_\_ Street.



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

guilty thereof, I order that he be held to answer the same, and he be admitted to bail in the sum of 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, Aug 12 1892 \_\_\_\_\_ Police Justice.

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

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

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

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

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Edward Thornton

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

Edward Thornton

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

The said

Edward Thornton

late of the 5<sup>th</sup> Ward of the City of New York, in the County of New York aforesaid, on the  
fourteenth day of August in the year of our Lord one  
thousand eight hundred and ninety-two in the night time of the same day, at the  
Ward, City and County aforesaid, a certain building there situate, to wit, the store of  
one Charles Bennett

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 Charles  
Bennett 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.

SECOND COUNT—

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

*Edward Thornton*

of the CRIME OF *Petit* LARCENY

committed as follows:

The said

*Edward Thornton*

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,

*the sum of sixteen dollars in  
money, lawful money of the  
United States of America,  
and of the value of sixteen  
dollars*

of the goods, chattels and personal property of one

*Charles Bennett*

in the

*store*

of the said

*Charles Bennett*

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.

*DeLancey Nicoll*  
*District Attorney*



0862

**BOX:**

492

**FOLDER:**

4494

**DESCRIPTION:**

Tierney, John

**DATE:**

08/01/92



4494

0863

**BOX:**

492

**FOLDER:**

4494

**DESCRIPTION:**

Walton, Edward F.

**DATE:**

08/01/92



4494

POOR QUALITY  
ORIGINAL

Witnesses:

Counsel,

Filed

day of June 1892

Pleaded

THE PEOPLE

vs.

John Tierney  
Edward S. Walton

DE JANCY NICOLL,  
District Attorney.

A TRUE BILL.

Allen J. Appgar

very truly,  
your servant,

W. D. P.

Placed Aug 24

Booth S. P. G. 1892

Aug 26 1892

Burglary in the  
first degree  
Section 482, 483, 484, 485, 486, 487, 488, 489, 490, 491, 492, 493, 494, 495, 496, 497, 498, 499, 500, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000

**POOR QUALITY  
ORIGINAL**

0065

7-9/92  
THE PEOPLE

COURT OF GENERAL SESSIONS, PART I.

vs

BEFORE JUDGE MARTINE.

EDWARD F. WALTON

jointly indicted with

JOHN TIERNEY.

Tuesday, August 23, 1892.

Indictment for burglary in the first degree; grand larceny in the first degree, and receiving stolen goods.

CHARLES REIFSTECK, sworn and examined:

Where do you live? I live at 165 Mott St. What kind of a building is that? It is a five story, brick building. Do you keep a saloon there on the ground floor? Yes. Which floor do you occupy as your living apartments? 165 Mott St., in the back, the first floor; the store is 163 Mott and I live at 165. What kind of a building is 165? It is a five story, brick building. What floor do you live on? The first floor. You lived there on the 7th of August, 1892? Yes, there is just three stairs up. To get up to your floor you go up 3 steps from the street? Yes. How many rooms have you there? Three; there are two floors front and rear, three rooms on the front and three on the back. This building fronts on the street? Yes. It is a double one? Yes. You occupy the rear apartments looking into the yard? Yes; the front parlor looks into the yard, the next is the kitchen, and then comes a bedroom; the kitchen is next to the parlor and the bedroom is nearest the street. How do you enter your rooms from the hallway? We can go in from the hallway into the parlor and into the kitchen. There are two doors leading from the hallway into your rooms? Yes. How many windows are there in

**POOR QUALITY  
ORIGINAL**

0066

your parlor looking out into the yard? Two. How high are they from the ground? Five or six feet. Do you remember the night of the 7th of August, 1892? Yes. Did you live there then? Yes. Who lived in those apartments with you? My wife, and nobody else. Which room did you sleep in? In the bedroom. Did you close your rooms that night? Yes, the doors were locked. How about the windows? The windows were not locked but they were closed and the shutters were tied with a rope? Did you put the window sash down and pull them down? Yes, sir, and the blinds were closed together with a rope. What time did you go to bed that night? 12 o'clock. What next happened after that? I woke up about 4 o'clock. What awoke you? I do not know, I may have heard a little noise, something like that. I woke up and I seen a man standing alongside my bed putting the cash box with the money in it and the watch and chain into it. That was a tin box? Yes, a tin box. What was he doing with it? Putting it right under his arm and walking away, I jumped up. Did you see anybody else there? I only seen him there; I jumped up and grabbed him. Who was it? John Tierney. John Tierney, the one who pleaded guilty in this case? Yes; I grabbed him and he ran out of the door, the door was open, he pulled away from me and he jumped out of the door. What door? The door going into the kitchen next to the bedroom; and he jumped out of the door and I seen two men running away. Jumped out into the hall? Yes, ran into the hall. backyard. Now, where were the men when you saw them? In the hallway, one man besides Tierney. Where was the other man when you first saw him? By the kitchen door, in the hall. Who was that man, do you know? I do not know who he was, I could not swear who he was. What did these men do when you

**POOR QUALITY  
ORIGINAL**

0067

went toward the door? They ran out in the back yard, ran into the other yard; those two houses belong together, they ran into the other yard, I do not know where they went to. Where did you go? I ran back again in my room and I grabbed a revolver and I ran into the street and I shot off a shot calling police, and the policeman came around and then he told me I should put a pair of pants on and dress me. We looked around, We could not find anybody, we went up to the station-house and made complaint. The same time I was in the station-house, making the complaint, I seen a policeman come in with the two fellows; officers Maxan and Dowling, they brought in Tierney and Walton. Were they searched there? Yes. Did you see anything found on them? Yes, there was a little money, there was my check and watch and chain I had in the box. What was found on Walton? On Walton was found \$224.00 in bills and a check for \$10.00 that belongs to me on the Canal Street Bank, I cashed it for a neighbor of mine of the name of Pelman on the 7th of August and had it with the money in the cash box that Tierney took away. And the next you saw of it you saw it on Walton? Yes. Did you have anything else in that cash box? That is all I had, the check and the money. How much money? I had about \$275.00 in it, and change and gold and had about \$250.00 in bills; the watch was silver and the chain was gold-plated. Did you see that again? Yes, Tierney had it, it was taken off Tierney. What time was it that you saw these two men brought into the station-house, Tierney and Walton? Twenty minutes after four. Twenty minutes after you saw Tierney in your room? Yes. Did you get that tin cash box? No that was not found. Did you miss anything else that night? No. Did you notice your windows when you came back from chasing those men? Yes. What was their condition? They were

**POOR QUALITY  
ORIGINAL**

0058

open, and the string which tied the blind was cut and the window was up. Did you have the windows up when you went to bed? They were shut but not locked. How many windows were open? Only one, the one they came in, the other one was locked. And they went out of what door? They went out of the kitchen door. Did Walton say anything to you? No. Did you hear him say anything in the station-house? He said that he found a check, that is all I heard, and he said the money belonged to him. The Sergeant asked him how much money he had and if the money belonged to him? He said, \$180.00. The Sergeant said, just let us count the money. There was \$224 in bills and a couple of dollars in change, I am not sure how much. That Canal Street Bank check was your check and was in your box that night? Yes sir, that night. When had you seen it before? I cashed it a couple of days before and I always had it in the box with the money. When did you look in the box before the box was taken? 12 O'clock, when I put the money in Saturday night. You opened the box and looked into it, was the check there then? Yes, the check was in the box with the money at 12 o'clock. You found it in his possession at 20 minutes past four, is that it? Yes. Is that the Tierney whom you saw in the room with the tin box (pointing to Tierney)? Yes sir.

VINCENT J. DOWLING, sworn and examined:

You belong to the 10th precinct and arrested this defendant Walton? Yes. And the other officer arrested him, or did you arrest him alone? I arrested both of them. Whereabouts did you see them first on the evening of the 7th of August, 1892? The first time my attention was drawn to them---the first time

**POOR QUALITY  
ORIGINAL**

0869

I saw these two men they were crossing Grand Street down Elizabeth. What time was that? About quarter after four in the early morning, Sunday morning, August 7th. Were they together? Yes. Talking and walking together? Walking very fast, that is what drew my attention to them. Was anybody else with them? No, they were entirely alone. Were you on post? I was off post at that time; my post only came up as far as Mulberry Street and Grand. You observed them walking quickly down Elizabeth Street and crossing Grand Street? Yes. Go on and tell us everything that occurred. These two men, I saw them walking very rapidly down Elizabeth Street; I ran up towards Elizabeth Street, in front of the cracker bakery, near Grand; to stand, I told them that I wanted both of them. Tierney says, what for? I says, never mind, come along with me; so while I was taking Tierney, getting hold of Tierney, he tried to put his hand in his pocket; I says, don't put your hand in your pocket or I will kill you; I brought him back to Mott Street, I brought back both of them. Did that man, the defendant, say anything? No, he did not say anything or do anything; there was other officers there, I brought them back to Mott Street, that is where the other officers were; I wanted to get another officer to assist me in taking them to the station house. Did you know anything of the burglary at that time? Yes, I did; there was two young men told me about a shot being fired, I got information about the burglary and I went to Mott Street to find where the burglary had been committed and went into the yard of 163 and 165. You were looking for the burglars? Yes; I asked Mr. Reifsteck for a description. Did he give you an account of the affair? Yes, he described Tierney and then I started out to look for them. You saw them cross Grand Street, going down Elizabeth? Yes, I was on Grand St.



**POOR QUALITY  
ORIGINAL**

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and I went up to Elizabeth St. Did you take them back to the place of the burglary? I took them outside, yes, sir. I said to one of the officers, I am not sure whether it was Maxon or Feeney because there was much excitement at the time, I told him to take one of those prisoners, I gave Walton to him; we brought them both to the station house. How many blocks did you go down Grand Street from the place where you arrested this man? Only one block. When you arrested them they were going away from that direction were they, away from Grand St. down? Yes, down Elizabeth. Did you have any conversation with this man, Walton, about the affair? I had no conversation with Walton. Did you have any talk with him at all on the way to the station house? I gave him up to the other officer. Did you search Walton? Yes, in the station house. What did you find on this defendant? I found \$224.00 in bills, and some small change in his pocket, and a check; he had \$180.00 concealed between his undershirt and his skin in the back of his neck, the band of his undershirt. How far down? About three inches, I should judge; we made him take off all his clothes in the station house. Where was the rest of the money? The rest of the money was in his pocket; I think there was about twenty dollars in bills in his pocket; there were bills all over his body, in his drawers and the calf of his leg, there were bills in his fob pocket. And some silver beside? Yes, about four or five dollars in five and ten cent pieces. What bank was that check on? The check was on the Canal Street bank, for ten dollars. Where was that check? The check I got out of Walton's right hand trousers pocket. Did Reifsteck see it and identify it as his? He identified it as his. Did he have a handkerchief, go on and tell everything he had? I do not recollect. Did he say anything at the time

he was being searched? He claimed the money as his money; he said said he won it at the races. Was anything said why he concealed it about the calves of his legs and down his back? He could not give any explanation of that; the Sergeant asked him, how much money he had? He told him \$180.00, he said he won it at the races and could prove that he was up at Bleeker Street, I believe. Did he say anything about the check? He denied having the check, we told him the check was found. What did he say about that? He said the check was picked up off the floor. You found it on him? Yes, I took it out of the pocket. You had it in your hand when you took it out of the pocket, he was there, you were there, and the other man was there and the other Officer? Yes. When you got the check what did he say? I told him the check was found on him. He denied it; he said, you never got that check out of my pocket. At the time there was money dropped on the floor, I stooped to pick up the money, I told him he seen me take the check out of his pocket; he denied it; he said that he picked that check up off the floor. Did he say anything about finding it? No. Did you pick it up from the floor? No, I got that check out of his pocket. Was Tierney there at the same time and was he being searched? Yes. What was found on him? There was about twenty odd dollars in bills found in his pocket, there was a silver watch and chain that was picked up by Officer Maxon going into the station house, which he took out of his pocket and threw down in the areaway. Did you see it? I did not but Officer Maxon did. What was done with that watch and chain? It was brought inside the station house. Did Reifsteck see it? Yes. Did he identify it as his? Yes. Was there anything else found on Tierney? A little small change, pennies.

7 What did he say about it? He said, he was a newsdealer and

made that money that day.

**CROSS EXAMINATION:**

You speak of \$180.00 that was found in the back of the neck? Two or three inches under his undershirt. It had not got down to the lower part of the shirt to where the trousers come? No. Was it in a roll or wad? It was folded up, the five dollar bills were lengthwise. Did you count the money? The Sergeant counted the money in my presence. Did you hear any declaration made by him then as to the amount? I did but I have forgotten the exact amount; to the best of my recollection the Sergeant said it was about \$180.00. It was about the sum of \$180.00 was it that he claimed as his own money? Yes, he claimed it. Was his shirt taken off? Yes. When the shirt was taken off did the money drop down? Yes, the money dropped down on the floor. You saw it drop? Yes. That was the first you saw of the money was it not? Yes. How much money did you find in his drawers? I think it was about \$25.00 in the right leg and twenty or twenty-two in the left leg, he had money all over his legs and all over his body. There was some gold found on him and coin in his pockets? I do not know the denominations of the gold pieces? Did you also examine Tierney and find money on his person? Yes. Was that money down his back? No, there was only seven dollars, I think, concealed between his shirt and his vest; when he took his vest off that money fell on the floor and the rest of the money was found in his pockets, five or six dollars in quarters and ten-cent pieces. You were present at the only time Walton was searched, were you not? Yes. Was the watch and chain found on the person of Walton? No. Did you hear the testimony of the complainant here to-day? I heard it but I did not pay much attention to it. Is it not a fact that you picked the

8 check up from the floor? I did not, I took it out of the

**POOR QUALITY  
ORIGINAL**

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right hand trousers pocket of the defendant. Was it wrapped up in money? I am not sure whether it was a one or a two dollar bill around it, the check was on the outside of the money, I put it on the outside of the desk. The complainant was behind the desk with the Sergeant and he identified the check as his? Did you have any other conversation than you have stated with the defendant Walton? I asked him if he was ever arrested before and he denied ever being arrested; that was all the conversation I had with him.

WARREN MAXON, sworn and examined:

You belong to the 10th precinct? I do. Did you see this defendant in the early morning of the 7th of August and did you see Tierney? I did. Where were they when you first saw them? I first saw them about half past two, I saw them three or four times walking through Broome Street around the block of Mott and Mulberry Streets. Were they alone? There was another person with them at the time, they were talking and walking around. Had you known them before? I had seen Tierney before but the other I did not know. Did they pass 165 Mott Street? I did not see them pass there. When next did you see the defendant? There was a burglary in Broome St. of a similar nature as was committed in Mott Street about a quarter past two and I saw them, Tierney and this man and another man, together between 2 and 3 o'clock; that was the second time that I saw them. When next did you see them? I was at the corner of Mott and Broome Streets, I followed them to the station house, Officer Dowling had the two prisoners under arrest; there were two or three officers there and I noticed Tierney had something in his hand that he was trying to dispose of going up Mulberry Street to the station house; he

9 looked into an ash-barrel as though he wanted to drop some-

thing, I watched him going up to the station house and he gave his arm a sling and threw the watch and chain down in the basement. Did you go down? Yes, I did, and picked up the watch and chain and laid it on the desk. Was it identified by the complainant? Yes. Did you see this search going on? I did. Did you see a check there? I did. Where was it when you first saw it? Officer Dowling took it from the person of Walton and laid on the desk of the station house, I could not tell what part of the person he took it from. You did not aid in the search? No. You simply stood there? I did.

**CROSS EXAMINATION:**

When you first arrived at the station house were you present when the defendant Walton was searched? I was. Did you see the money drop down from his shirt? I saw a portion of it drop from his shirt or drawers or some part of his clothing, I could not exactly see where. Did you see any money or bills laid on the desk? Yes, there was bills lying there and small change and the check which was taken out of his pocket was laid on the desk. Where was it you first saw the check? The check was in Officer Dowling's hand when I first saw it. What else did the officer have in his hand? He had some money in his hand but I do not know how much it was. Did you see the officer in the act of putting this money down on the desk? I did. Was it then your attention was drawn to the check? When he took it out of his pocket he held it in his hand and Mr. Reifsteck saw a piece of paper in his hand and he said, "That is my check." Just as it was being passed on the desk he looked at it and said, that is my check; the Sergeant asked him if he could identify that check before he looked at the check. He said, it called for \$10.00; it was drawn by so and so; he said he examined the check before he

cashed it. Did you see any check drop to the floor? I did not. Did you see any check drop from any money? I did not. Did you see any money wrapped around that check? None, the check was wrapped around some money, I believe. When you met Officer Dowling with these prisoners, where did you say you met him? On the corner of Mott and Broome Streets. Which direction were they going? Towards the station house. How far were you from them? Perhaps two or three feet, nobody was between them. Did you hear any conversation between them? I did not. When they got to the station house did you hear any conversation there on the part of Walton, did you hear anything said to Walton or did you hear Walton say anything? He claimed he won that money at the races. Did he say anything about the amount? He said \$180.00 in the station house, the money was his and he won it at the races. What was the first thing done, was he searched or talked to first? He denied his first having the money, he denied the burglary altogether. The officer brought him in and he told the Sergeant he arrested him on suspicion of burglary. He (the defendant) denied it until the money was found under his undershirt and he said he won it at the races, about \$180.00. Is that all the conversation, all that Tierney said? He said he was a newsdealer. Was there any other conversation? Not that I recollect.

THE CASE FOR THE DEFENCE:

JOHN TIERNEY, called and sworn:

THE COURT: You need not answer any question you do not want to if it has a tendency to criminate or degrade you. If you put it on that ground you need not answer any question that may be put to you.

BY COUNSEL:

How old are you, Tierney? I am 21, I gave in 22. What has been your business? I worked at the ice business and I worked for a china decorator, John Bonnett, #4 Great Jones St., and I worked for A. T. Stewart and John E. Crawford; lately I have been in the news business. How long have you been out of work? I have been out of work about 7 months. Were you supported by anybody during that time? I live with a married sister. Did your married sister support you? Yes, she done more than support me, she paid my doctor's bills. Up to the time of arrest have you been living at her house? Off and on I have. You are familiar, are you not, with the facts of this case? I am as far as myself is concerned. You pleaded guilty? Yes. Was there any other criminal charge against you than the one to which you pleaded guilty, to your knowledge? I decline to answer.

THE COURT: On the ground which the Court has mentioned?

BY COUNSEL: Have you ever been convicted? I decline to answer.

THE COURT: On the same ground? On the same ground.

BY COUNSEL:

Do you recollect the occurrences of the nights of the 6th and 7th of August, 1892? Yes. Do you know the defendant, Edward Walton? I know him slightly. How long have you known him? I may have known him a month or two months, I know him through friends of mine, that is all. Where did you meet him that night? I met him on the Bowery. Had he been with you that night? No. Do you know the premises of Charles Reifsteck at 165 Mott St.? Yes. Were you there on the night in question between the 6th and 7th of August? Yes, I was there. Was the defendant, Walton, with you? No. What were you there that night for? I belong in the neighborhood, there was two men

into the burglary but the other man escaped. Into what burglary, the premises in question, to which you have pleaded guilty? Yes. Do you know the names of those two people? No, I know them by sight, they was all living in the complainant's house some time ago but they do not live there now. Had you ever been around with them prior to this night in question, these two people that you speak of? Only one person, I am talking about myself. Can you give the name of that person? No, I only know him by sight and to live in the complainant's house. You were arrested that night or early that morning and taken to the station house? Yes. One of the officers says that you threw a watch and chain into the basement? That is right, in the station house basement I threw it. Did you have any check with you and was that check on your person? Yes. Do you know Officer Dowling? I did not know his name until I heard it in the station house. He says that he, in company with another officer, arrested you and the defendant? That is right. That at the station house he took the check, which was for \$10.00, from the pocket of the defendant, Walton, and that the complainant identified that check as belonging to him, can you state whether or not, of your own knowledge, that particular check was taken from this defendant? I dropped that check on the floor. You were near the defendant, Walton, at that time? Yes. What became of this man that was with you on that morning in question? He got away. Explain how it was that the defendant, Walton, was in your company, walking fast, as one of the officers testified in this case? We were walking very slowly when the officer came up and arrested us, I seen the officer a block away running to us and we still kept on walking; I wanted to run, Walton says, no, walk, what do you want to run away for? Where did you meet Walton? I met



him on the Bowery. How long after the burglary was it that you were arrested? I guess it was something near an hour afterwards, I am not sure. Was it after the burglary that you met the defendant, Walton? Yes. Did he know that you had committed a burglary? No. Did you say anything to him about it? No. The officer says that you were arrested about a block and a half away from the place where this burglary was committed, is that so? I was arrested in Elizabeth Street below Grand, it is about a block and three-quarters. What did you do immediately after leaving the premises of the complainant? My idea was to get away. Was any pistol shot fired? Yes. Did you run away then? Yes. Did it take you an hour and a half to get where you were when the officer arrested you? I ran across the street and hid in a house. That was one of the reasons for delay? Yes. I could not say exactly how long I stayed in there but I was arrested about fifteen or twenty minutes after coming out of the house, I got as far as the Bowery. Was your friend with you? The one that was concerned with me took a different direction; we agreed to meet but I was arrested before we met. Did you see the complainant in his house that night? I was not in his house that night. He says that he saw you near his bed in his sleeping room take up his tin box and put it under your arm. He swears wrong, the only part I took in the affair was standing outside watching for the police. Was there any tin box in there at all? Yes, there was a tin box, I do not know what became of it but I suppose the other fellow held on to it. No tin box was found with you? No. And when you were arrested with the defendant, Walton, no tin box was found with him? No. No tin box was found in the street between the place of the burglary and where you were arrested? I do not know whether it

had been found or not, not to my knowledge. From whom was it that you received the check? From this man that was with me, he handed me the check and watch together and told me to put some silver in my pocket; we heard the rapping of clubs, four or five officer's clubs. Did you see the officer? No, but I would tell the sound of the Officer's club. After you received the check from the person that you say gave it to you what did you do with it? I put it in my pocket, I could not say which pocket because I was excited at the time. Did you divide any of the money that night with anybody? I could not divide it. Do you know what the amount was that was taken from those premises? No. I had no knowledge of the affair until this man came up and told me about it; he agreed to go in and take it if I would watch out for him. How long did you watch out there? About two minutes. He went in and rushed out, did he? Yes, and we rushed across the street and stayed there about fifteen minutes and then walked away. The reason why the two of us did not go together was he expressed the opinion that it would attract attention to have two of us together. He says, I ain't known and I will go away with the money, and we agreed to meet. Why did you allow this defendant, Walton, to walk with you if you thought it was suspicious to have two people together? I could not answer that, I had no idea. You knew you had committed a burglary and you knew you had stolen money, why was it you allowed the defendant to walk with you? I met him and we had a drink. Did you hear the testimony of the two officers who testified in this case? No. Did you hear a single word of their testimony? I heard them speaking but I could not understand them.

**CROSS EXAMINATION:**

Have you been here in the box ever since recess began? Yes.

**POOR QUALITY  
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Was the defendant in the same box with you? Yes, he was in the morning then we were separated. Did you talk with him at all? Not since we went in the box. Did you talk with him in the box this morning? We were talking but not concerning the case. Didn't you speak about this case and his trial? No, I do not think I did. Is Tierney your right name? Yes, I have no other name. Did you ever go under the name of Bulwinkle? No. How many terms of imprisonment have you served? I decline to answer. Did you go down with the defendant in the van this morning? Yes. How near together are your cells in the Tombs? He in one section and I in the other, my number was 65 and his was 49. Did you meet him in the Tombs at all while you have been together? Only in passing the door. You have spoken? Yes. Did you speak about the case? No. Has anybody spoken to you about this case with reference to your testifying? No. Nobody has seen you? No. Officer Maxon says that he saw you about 2 o'clock that morning with this defendant in Broome Street, is that so? No. You were not in his company about 2 o'clock? No. Were you in Broome Street about half past 2 with this defendant? Not in Broome Street; I suppose he means up towards Spring Street. He says he saw the defendant with you in Broome Street twice that morning, once at 2 o'clock and <sup>the</sup> other at half past 2? No, sir, it is a lie. What time was it when you met the defendant? After the thing happened an hour or so. Was it less than an hour? It might have been less, it might have been an hour, I could not say positively. Where was it you met this defendant? On the Bowery near Houston Street. On the street or in a house? Outside, he was talking to some friends, it was near the "Capitol," a saloon. I was alone. That was about what time you met the defendant? After the thing happened, I guess it was

**POOR QUALITY  
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after 4 o'clock. Was it half past 4? I could not say, I had no idea what time it was. Was he talking to these people? Yes. Who were they? I could not tell you who they were, there was a friend of mine there, I do not know his name. I think there was two other people there. Are any of those men here to-day? No. What did you say to him when you met him? I asked him to have a drink. Did you go and have a drink? Yes, we went in the corner of Houston St. and the Bowery, I do not know the man who owns it, it was the up-town corner on the east-side of the Bowery. Who paid for the drinks? I did. Did you invite your friend to go with you? Yes, he came along and drank also. Did the other two go? No, sir, I called him away, me, my friend, and the defendant went and had a drink. How long did you stay in there? Just long enough to have a drink and come out, it may have been 5 or 6 minutes and we took a walk and went down through Elizabeth Street, I was trying to meet this man, as I stated before. You and the man who committed the burglary? Yes. You were going to divide the proceeds? Yes. You wanted to take him with you, the defendant? I did not, exactly, I was going down that way, I asked the defendant to take a walk, he was going to take the car to go home. I came off the Bowery and went into Elizabeth Street. Where were you to meet the other burglar? I was to meet him around Bleeker Street and the Bowery. What time were you to meet him? There was no specified time. He was to wait and you were to wait at Bleeker Street and the Bowery? Yes. The officer got you before you met your friend? The officer arrested me and arrested him, the defendant; he arrested me before I got to the man that was in the crime with me. What was the name of the man who broke in? I could not tell you, I only knew this man by sight. When did your friend ask you to help  
17 watch? He was guilty of committing this burglary, about five

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minutes before it was done I was in Mott Street. Who was with you? There was nobody with me at the time? What did he say to you? He told me where there was a lot of money to be got and he says, I will get it, all you need to do is to watch for the police and I will come out with it. What was the agreement as to the division, how much were you to get, half and half? The agreement, I suppose, was to be half. Had you ever been in any job with him before? No. Where did you stand? I stood right inside the street door, then he went in, and went in the hallway, I could not tell which way he got in or which way he got out, he said he would get it and all I had to do was to watch. The complainant says that he saw two men there in the hall and the one who was watching was at his door right near the door? No, the complainant is mistaken. Did you see your friend come out? Yes, I ran with him, he ran out of the hall just as fast as he could go and as soon as I heard somebody halloo I started to run too, I ran across the street and he came over after me; it is a house inhabited by Italians, I went into the yard and stood in the rear house, he came in; Was there any light there? No. I could not tell how long we stayed there, I think about twenty or twenty-five minutes. Did you talk with him about the burglary? I did not have time to talk, the only thing that was in my mind was to get away, I was in an excited condition, we were not talking of dividing the spoil, we did not talk about the burglary at all. Was anybody in the rear house but you and he? No. What did he have in his possession? He had a box, I could not tell the color of it in the dark. Where did he break it open? In this hall, he broke it open right away after he entered. Did you see the contents? I could not see, it was dark. Did you see what they were? No. You were in there about 20 or 25 18 minutes and you say you did not know what was in the box? No,

only the watch and chain and the check that he handed to me and some silver, I do not know what the amount was. Can you tell us why he picked out that check, made payable to the order of Goldfar & Co., and gave it to you? I suppose it came into his hand, that is the only reason I can give. When did you first find out it was a check? When I got to the station house. The box was not broken open until you got into the hall? No. Where did you have the check when you went into the police station? I had it in my hand. Why didn't you throw it with the watch and chain in the area? I did not have a chance, I had it in one hand and the watch and chain in the other hand.

EDWARD F. WALTON, sworn and examined:

How old are you? 20 years old. last February. What is your business? This last Spring I have been playing the races, I am a sign hanger by trade and all last winter I attended bar. Where do you live? I decline to answer, I do not wish to disgrace my mother, I live with my grand-mother. How long have you been playing the races? Ever since Decoration day? Do you know Tierney? I know him slightly, a couple of months. Were you present at a burglary that was committed between the 6th and 7th of August on the premises in question? I knew nothing about it until I got into court the next morning, I did not know what I was arrested for. Who were you with at the time? I was with Tierney, going through Elizabeth Street, the officer came up to us, I saw him coming along and Tierney ran. I said, what are you afraid of, what do you want to run for. Tierney wanted me to run; I said, come, walk ahead, what are you afraid of? The policeman took hold of us and told us he wanted to take us to the station house. Did you have any

19 check upon you in the station house? No, I knew nothing about

the check. You heard what the officer testified to, that the check was taken from you at the station house? No, it was not; there was one bill in this top outside coat pocket, it was a bill I had in my pocket about a month. Was there any money in your possession? I had bills and silver and some gold pieces, I did not have any bills in my pocket, I had gold and silver change in my pocket, in my right hand pants pocket and in my other pants pocket too, I had a ten dollar gold piece of my own in this small top pocket, I had a lot of five dollar bills, I had one roll of \$180.00. Going to the station house I thought he would take the money off me, I was not there before, I did not know anything about the neighborhood, I put it in my back, I did not know what I was arrested for. Did they tell you what you were arrested for before you arrived at the station house? No, sir, I had no idea of it. How long had you had that roll of \$180.00. I had it all that day, Saturday, and I had some of it for two weeks. Where did you get it from, did you steal it? No, I did not steal it, I won it on the races, on different tracks; on that day I played Saratoga, Monmouth and the Gloucester. Do you know a horse Pete Oakley. Yes, I won on that horse, I got four to one on Pete Oakley that day. I won \$40.00 on <sup>Sea Ray</sup> ~~Dieter~~ even money, I played Viceroy and got two to one, I won \$40.00 on that, altogether I won \$210.00 on the races. Why did you separate the bills and have \$180.00 down in the back of your neck? I was going to leave that home the next day when I was going out, the rest I had around me was what I was going to keep, I had four five-dollar bills in the pants pocket, and I shoved them down here as I was going to the station house, I did not have any bills in my pocket at all when I went to the station house only one dollar bill, I had that for quite a while in my pock-

et. When you arrived at the station house did you have any conversation with Officer Dowling? No, I did not have anything to say to him. Did you have any conversation with the other officer any time there? I No, I did not have anything to say to either one of them only in the station house. Was anything said about playing the races at that time? Yes, in the station house I said, that is my money. Where did you get it? I won it on the races. The complainant jumped up and said, that is my money, I said, no, it ain't, that is mine, I won it on the races. You say you were not present at the time this burglary was committed? No, I did know anything about it until I went to the station house. Have you anything to say to the Court and Jury other than what you have said in explanation of your conduct that night? Yes, I was talking to a friend of mine from 1 o'clock to 4 that same morning, a saloon-keeper, I was in his saloon drinking; he is here in the court room now, his name is James O'Donnell. From there I went over to the Bowery, I was going to get something to eat, I met Tierney while I was talking to a couple of people and Tierney and I went and had a drink and we went and had something to eat. We came through Houston Street, I wanted to go up through Mott Street and Tierney would not have it, I met Mr. O'Donnell in Houston Street, we left him, Tierney insisted upon going through Elizabeth Street. Was anything said about the burglary? No, he never mentioned anything about it, if he had I would not have went there, I was going up Grand Street to take a car home over to the Sixth Avenue Elevated Station. Where do you live? I was going up to see my mother who lives in 8th Avenue and 147th Street. Have you ever been arrested before? No, I was never in any station house in my life. Have you ever been convicted of any crime? No.



CROSS EXAMINATION:

Is Walton your right name? It is part of my name, my full name is Felix Edward Walton McCarthy. Your last name is McCarthy is it not? Yes. Were you playing the races last June? I played them on and off. Had you pretty good luck all the time? Different races, sometimes I would loose and sometimes I would not. Did you have money all the time? If I have not got the money I generally borrow it off friends, I generally have money all the time. You were not in any bad scrape for money? No, if I wanted it I could get it off my mother. Some pawn tickets were found on you? Yes. A vest for McCarthy, June 27, 1892, 56 cents, did you pawn it? Yes, I did not pawn it myself, that is my vest. What was done with the money? I did not get the money, it was over in Brooklyn, it was a pretty warm day, I left the vest in a friend's house and he pawned it, he was running short of money and he took my vest and pawned it. Here is one ticket "Walton?" That is 4 white shirts of mine, I did not need them in the summer time. 4 white shirts, 75 cents, you pawned those didn't you? Yes, I pawned them, I did not care to carry them, I was after taking them out of the laundry and I did not need them until the winter, that is why I pawned them. That was pawned July 18, 1892? I am not exactly sure now when they were pawned. And yet you say you were playing the races and when you were arrested you had all the money, the proceeds of the races, on you? Yes. Did you ever go by any other name than McCarthy and Walton? No; I was never imprisoned and never convicted. Where did you first meet Tierney this night? I met him on the Bowery, it was not exactly at the "Capitol" but it was a little lower down, he had two fellows with him, one of their names is Charlie Smith, I do not know exactly where he lives,

and I do not know the name of the other who was a friend of his. He says only one was a friend of his and the others were your friends, now you say one was your friend and the others were his friends, which is right? This friend of mine is acquainted with Tierney too, the others are only acquaintances, I do not know their names. Is Charlie Smith in court? No, he is in Saratoga. What did Tierney say to you when he came up? He came up and wanted to know what I was doing around the neighborhood; he did not say anything the first time; I said, hello, Tierney, he came along, I was standing on the Bowery and he said he was going up the street. Which way did Tierney come from when you saw him first? I am not exactly sure which way he came from, I was standing on the corner and he was standing at the oyster stand when I seen him about 10 feet from me. How long did you stand there talking, how long did he stand theretalking with you? He only stood there a minute and I bid the friends of mine good-night and went with him, we went in the "Capitol" and had a drink and went in another place in the Bowery. I left my friends at 4 o'clock and I went into a restaurant with Tierney and had something to eat, I went through Houston Street and met a saloon-keeper a couple of doors below Elizabeth Street, pretty near Mott Street, Tierney was with me, we stood talking to the saloon-keeper, O'Donnell, a few minutes, there was a friend with O'Donnell, I do not know his name. Then where did you go? Then we went up Elizabeth Street. Did you have a drink in O'Donnell's? No. We went down towards Grand Street, it is about four blocks from Houston to Grand Street, I was going to stop and Tierney said, take a walk down, I want to see somebody, I went away down about the middle of the block, the officer arrested the two of us. Where did you live at that time? I lived with my grand-mother at the time, #77 Broome

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ORIGINAL**

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Street near Columbia, I was going up to my mother's house 8th Avenue and 145th Street to give her some money after 4 o'clock Just before you were arrested where did you have all this money? I had it all in my pockets at the time. Where was the officer when you put the money down in the back? He was with me at the time. You could put that money down here? Yes. That is why they searched me. You took it out of here and put it down here (illustrating) the roll of bills? Yes. While the other officers were walking behind you? Yes. How many other officers were there? There must have been a half a dozen more with me. You took the bills out of your trousers pocket and slid them down here? Yes, I put some down here and some down here. Why did you do that? I was afraid they would take the money. You had not committed any crime and had not been in prison before? No. The money was yours? Yes. You were afraid these men would take the money away from you, is that it? Yes. What kind of silver was it you had? I had all kinds of silver change, quarters, ten cent pieces, and fives, I think I had a one dollar silver piece, as near as I could judge I must have had ten or fifteen dollars in silver. You accumulated ten or fifteen dollars in silver in one day, that is true is it? Yes. I cannot tell how many pennies I had, I had a couple of five-dollar gold pieces. I was standing along side of Tierney when they stripped him in the station house, I do not know what they took off Tierney, I did not see anything taken off him, I know they took money off him. Do you know whether they took any silver from him? No, I cannot swear. Did you see any watch? Yes, I saw the watch, the officer came in the station house with it. You heard Tierney say that he had thrown it away? Yes. Don't you know that 240 pennies were found on Tierney? No, I do not know what Tierney had. Did you see 240 pennies? They did not count the money

**POOR QUALITY  
ORIGINAL**

00009

in front of us. Did you see any copper coin or any silver taken from Tierney? No; I did not have my attention on Tierney, they were searching me at the same time. You were standing right beside him were you? Yes, I was looking out for myself, they were searching me.

The defendant, Walton, withdrew his plea of "Not Guilty" and pleaded "Guilty to Burglary in the Second Degree."

Testimony in the  
case of  
Edward J. Walters

filed Aug. 1942

95 (a)

THE UNITED STATES OF AMERICA, by and through the undersigned, do hereby certify that the foregoing is a true and correct copy of the original as the same appears in the files of the Department of Justice.

WITNESSED my hand and the seal of the Department of Justice at Washington, D.C., this 10th day of August, 1942.

JOHN EDGAR HOOVER, Director

(10)

POOR QUALITY  
ORIGINAL

0091

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 26 years, occupation Police officer of No. 10th Precinct Street, being duly sworn deposes and

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

Sworn to before me, this

day of August 1894

Warren Mason  
Police Justice.

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 26 years, occupation Police officer of No. 10th Precinct Street, being duly sworn deposes and

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

Sworn to before me, this

day of August 1894

Vincent J. Dowling  
Police Justice.

POOR QUALITY  
ORIGINAL

0892

(1935)

Sec. 198-200.

District Police Court.

CITY AND COUNTY } ss.  
OF NEW YORK

*John Tierney* 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. *John Tierney*

Question. How old are you?

Answer. *31 years*

Question. Where were you born?

Answer. *United States*

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

Answer. *25 East Houston St.,*

Question. What is your business or profession?

Answer. *News 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*  
*John Tierney*

Taken before me this

day of *August* 1935

Police Justice.

POOR QUALITY  
ORIGINAL

0093

(1335)

Sec. 198-200.

District Police Court.

CITY AND COUNTY } ss.  
OF NEW YORK, }

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

Question. What is your name?

Answer. *Edward Walton*

Question. How old are you?

Answer. *34 years.*

Question. Where were you born?

Answer. *United States*

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

Answer. *Decline*

Question. What is your business or profession?

Answer. *Sportingman*

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 F. Walton*

Taken before me this

*August 1892*

Police Justice.





Police Court— District.

City and County } ss.:  
of New York,

of No. 165 Mott

occupation Saloon Keeper

deposes and says, that the premises No. 165 Mott

Street, aged 26 years,

being duly sworn

Street, 14th Ward

in the City and County aforesaid the said being a rear apartment of the first

story brick tenement dwelling

and which was occupied by deponent as a private dwelling

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

Christina Reigsten

were BURGLARIOUSLY entered by means of forcibly opening the

shutters in the rear of said premises and

(which were attached to the windows of said

premises) by means of strings tied together

and then opening the windows leading into the premises

on the 7th day of August 1887 in the night time, and the

following property feloniously taken, stolen, and carried away, viz:

One cheque on the Central State Bank

of the value of Ten Dollars

Good and lawful money of the United

States consisting of Bank Notes and bills

and silver and gold coins together of the value of

Two hundred and seventy five dollars

One double faced silver watch and pendant chain

of the value of Thirty two Dollars

Benignini all together of the value of

Three hundred and seven Dollars

(\$ 307 <sup>25</sup>/<sub>100</sub>.)

the property of 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

John Tierney and Edward Walton,

(partners) who were acting in concert

for the reasons following, to wit: That on the night of the aforesaid

day deponent securely fastened the shutters

in the rear of said premises by tying the

same together with strings and closing the

windows in the rear of said premises

and deponent had all of said property

herein described in a box which he

left standing on the window sill in the

rear of said premises; in said room

0096

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

<p><b>Police Court,</b> _____ <b>District,</b> _____</p> <hr/> <p style="text-align: center;"><i>THE PEOPLE, &amp;c.,</i> on the complaint of</p> <p style="text-align: center;">vs.</p> <p>1. _____</p> <p>2. _____</p> <p>3. _____</p> <p>4. _____</p>	<p style="text-align: right;"><i>Offence—BURGLARY.</i></p> <p>_____ <i>Magistrate.</i></p> <p>_____ <i>Officer.</i></p> <p>_____ <i>Clerk.</i></p> <p><i>Witnesses,</i> _____</p> <p>No. _____ <i>Street,</i> _____</p> <p>No. _____ <i>Street,</i> _____</p> <p>No. _____ <i>Street,</i> _____</p> <p>No. _____ <i>Street,</i> _____</p> <p>_____ <i>to answer General Sessions.</i></p>
<p><i>Dated</i> _____ 188 _____</p>	

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

John Tierney and  
Edward T. Walton

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

John Tierney and Edward T. Walton

of the CRIME OF BURGLARY in the first degree, committed as follows:

The said John Tierney and Edward T.  
Walton, both

late of the 14th Ward of the City of New York, in the County of New York aforesaid, on the  
Seventh day of August, — in the year of our Lord one  
thousand eight hundred and ninety-two, in the night time of the same day, at the  
Ward, City and County aforesaid, the dwelling house of one Charles Reifsteck, —

there situate, feloniously and burglariously did break into and enter, there being then and there a  
human being within the said dwelling house, with intent to commit some crime therein, to wit: the  
goods, chattels and personal property of the said Charles Reifsteck, —

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

the said John Tierney and Edward  
T. Walton, and each of them, being then and  
there assisted by a confederate, actually  
present, to wit: each by the other, and also by  
an other person whose name is 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

*John Tierney and Edward T. Walton*  
of the CRIME OF *Grand LARCENY in the first degree*, committed as follows:

The said *John Tierney and Edward T. Walton, both* —

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

*one written instrument and evidence of debt, to wit: an order for the payment of money of the said called bank cheques, for the payment of and of the value of ten dollars, the sum of two hundred and seventy nine dollars in money. Lawful money of the United States of America, and of the value of two hundred and seventy nine dollars, one watch of the value of thirty dollars, and one chain of the value of two dollars,*

of the goods, chattels and personal property of one *Charles Reifstach*, —

in the dwelling house of the said *Charles Reifstach*, —

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

THIRD COUNT:

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

*John Tierney and Edward F. Walton*  
of the CRIME OF RECEIVING STOLEN GOODS, committed as follows:

The said *John Tierney and Edward F. Walton*, both —

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

*one written instrument and evidence of debt, to wit: an order for the payment of money of the kind called bank cheques, for the payment of and of the value of ten dollars, the sum of two hundred and seventy nine dollars in money, lawful money of the United States of America, and of the value of two hundred and seventy nine dollars, one watch of the value of thirty dollars, and one chain of the value of two dollars, of the goods, chattels and personal property of one Charles Reifsteck, —*

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

unlawfully and unjustly did feloniously receive and have; the said *John Tierney and Edward F. Walton*, —

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.*

0900

**BOX:**

492

**FOLDER:**

4494

**DESCRIPTION:**

Tinsley, William J.

**DATE:**

08/09/92



4494

POOR QUALITY  
ORIGINAL

0901

#112-82

Comsol,

Filed

9<sup>th</sup> day of August 1892

Pleads,

THE PEOPLE

vs.

Robbery, (Sections 224 and 226, Penal Code.)  
Degree.

P

William Jinsley

DE LANCEY NICOLI,

District Attorney.

A TRUE BILL.

Allen P. Ryan

Foreman.

Charles A. Robby  
S.P. 9 vs. P.B.M.  
Jury 1/2

Witnesses:

Robert J. Ryan  
Jury 1/2



POOR QUALITY  
ORIGINAL

0902

MANHATTAN DISPENSARY (AND HOSPITAL.)

131st STREET AND AMSTERDAM AVENUE,

J. HOOD WRIGHT, PRESIDENT.  
MACOMB G. FOSTER, SECRETARY.  
THOMAS C. BUCK, TREASURER.  
JOHN F. O'REILLY, SUPERINTENDENT.

New York, Aug. 1<sup>st</sup> 1892.

This is to certify, that -  
James Walsh was brought to  
this hospital by ambulance, July  
31<sup>st</sup> 92 at 9.25 P.M. suffering  
from lacerated wounds of scalp  
and arm and a dislocation of left  
shoulder joint, which latter will  
necessitate his losing the use of  
that arm for four or five weeks.  
Theo. J. Townsend M.D.  
House Surgeon.

Police Court— 3<sup>rd</sup> District.

CITY AND COUNTY }  
OF NEW YORK, } ss

*James Walsh*  
of No. *87 High St Brooklyn* Street, Aged *32* Years  
Occupation *Plasterer* being duly sworn, deposes and says, that on the  
*31<sup>st</sup>* day of *July* 189*2*, at the *3<sup>rd</sup>* Ward of the City of New York,  
in the County of New York, was feloniously taken, stolen, and carried away, from the person of de-  
ponent by force and violence, without his consent and against his will, the following property, viz:

*Good and lawful money  
of the United States to the  
amount and sum*

of the value of *Three (3)* DOLLARS,  
the property of *deponent*

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

*William Johnson Tinsley*  
(now here) from the fact that  
at about the hour of 8 o'clock  
P. M. said date, deponent in  
company with a lady was  
in Riverside Park. When this  
defendant came up, behind deponent  
he then made a noise which attracted  
deponent's attention. and when deponent  
looked at him, deponent saw  
that he had a pistol in his left  
hand and a club in his right  
hand. and that his hat was lying

Subscribed and sworn to before me this

188

Notary Public

on the ground about three feet from where defendant was standing. The defendant then pointed and held the pistol at defendant's body and at the same time he held the club in a threatening manner. He then demanded that defendant should place his valuables in his the defendant's hat. and when defendant refused to place his valuables in said hat he the defendant. He struck defendant on the head with the club he held in his right hand. Wherefore defendant charges this defendant with feloniously attempting to take steal and carry away said sum of money from the pockets of the clothing then and there worn by defendant by force and violence against his will and without his consent.

Sworn to before me } James Walsh  
the 2<sup>nd</sup> day of Aug 1891 }  
Police Justice

I have admitted the above named  
to bail to answer by the undertaking hereunto annexed.  
Dated 1891  
Police Justice

I have admitted the above named  
to bail to answer by the undertaking hereunto annexed.  
Dated 1891  
Police Justice

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

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

Police Court, District

THE PEOPLE, &c.,  
on the complaint of

vs.

1  
2  
3  
4

Offence—ROBBERY.

Dated 1891

Magistrate.

Officer.

Clerk.

Witnesses,

No. Street,

No. Street,

No. Street,

\$ to answer General Sessions.

POOR QUALITY  
ORIGINAL

0905

Sec. 198-200.

District Police Court.

CITY AND COUNTY } ss:  
OF NEW YORK, }

*William Johnson Tinsley* 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 sees 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.

*William Johnson Tinsley*

Question. How old are you?

Answer.

*19 years old*

Question. Where were you born?

Answer

*St Joseph Miss*

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

Answer.

*No home*

Question. What is your business or profession?

Answer.

*Porter*

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*  
*Wm J Tinsley*

Taken before me this

189

*William Johnson Tinsley*  
Police Justice

POOR QUALITY  
ORIGINAL

0906

CITY AND COUNTY } ss.  
OF NEW YORK.

POLICE COURT, S<sup>D</sup>

DISTRICT.

of No. *26th Precinct* *David L. Ryan* *Officer* *31st* *July* *1894*  
being duly sworn, deposes and says

occupation *Officer* *31st* *July* *1894*  
that on the *31st* day of *July* *1894*

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

arrested. William Johnson Trukey  
(now here) on complaint of James  
Walsh. who charged this defendant  
with attempted robbery and felonious  
assault.

Deponent further says that the  
said Walsh is now confined in  
Manhattan Hospital suffering  
from the effects of the injuries  
inflicted upon him by this  
defendant and unable to appear

Sworn to before me this  
1894

Police Justice

Police Court, District.

District.

THE PEOPLE, &c.,  
'ON THE COMPLAINT OF

US.  
William J. Insley

Dated May 1 1897

Magistrate.

By *\_\_\_\_\_* Officer.

Witness: *Has R. Yarnett*

786 West End Ave

Wm Drough

412 Br 104

Yes Glenwood

Castle Hotel 1032

Katie Spencer.

772.88d.

Disposition...

Com. H. Stewart Mundy insured.

in Court as shown by the Certificate  
hereto annexed.  
Wherefore defendant prays this defendant  
be held to account result of said  
injuries.  
Sworn to before me } David F. Ryand  
this 1<sup>st</sup> day of Aug 1892 }  
Deputy Justice

POOR QUALITY  
ORIGINAL

0908

**PART I.**

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

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

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

1701

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

To

*David J. Ryan*

of No.

Street

YOU ARE COMMANDED to appear before the Court of General Sessions of the Peace in and for the City and County of New York, at the Sessions Building, adjoining the New Court House in the City Hall Park, in the City of New York, on the day of **AUGUST** 1892, at 10.30 o'clock in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York, against

*William J. Timsky*

Dated at the City of New York, the first Monday of **AUGUST**  
in the year of our Lord 1892.

DE LANCEY NICOLI, *District Attorney.*

POOR QUALITY  
ORIGINAL

0909

August 9-1892

Patrolman David Ryan  
on summer vacation  
won't be back until  
about 6 days

Bert Williams

Bert  
26th

Should the case not be called on for trial, and no reason assigned in Court, please inquire in the District Attorney's Office about it, and you may save time.

If inconvenient to remain, and you prefer another day, state this early to the District Attorney, in the Court.

If ill when served, please send timely word to the District Attorney's Office.

If you know of more testimony than was produced before the Magistrate, or if a fact which you think material was not there brought out, please state the same to the District Attorney or one of his Assistants.



POOR QUALITY ORIGINAL

0910

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

*John A. Clark*  
87. 8th St. New York  
*John J. Stanley*  
Offense, *Attempted Robbery*

Dated, *Aug 2* 189 *4*

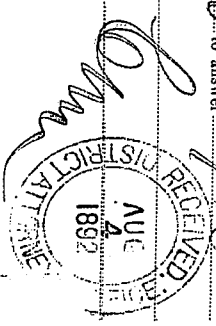
*Michael* Magistrate.  
*Samuel F. Hyman* Officer.

*Geo. J. Danforth* Precinct.

*7th & 1st Ave* Street.  
*Wm. Dringht* 212

*Geo. Cunningham* Street.  
*Castle Hotel* 1070

*Lucas Chancer* Street.  
*73 m 81st*  
*\$1,000 to answer*



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

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

Dated, *Aug 2* 189 *4* *W. J. McEachern* 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 he to be discharged.

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

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*William F. Tinsley*

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

*William F. Tinsley*  
of the CRIME OF ROBBERY in the *first* degree, committed as follows:

The said *William F. Tinsley*

late of the City of New York, in the County of New York aforesaid, on the *31st*  
day of *July*, in the year of our Lord one thousand eight hundred and  
ninety-*two*, in the *night* time of the said day, at the City and County aforesaid,  
with force and arms, in and upon one *James Walsh*,  
in the peace of the said People then and there being, feloniously did make an assault; and

*the sum of three dollars in money,  
lawful money of the United States  
of America and of the value of  
three dollars,*

of the goods, chattels and personal property of the said *James Walsh*,  
from the person of the said *James Walsh* against the will  
and by violence to the person of the said *James Walsh*,  
then and there violently and feloniously did rob, steal, take and carry away, *the said*  
*William F. Tinsley* being then and there  
armed with a dangerous weapon, to wit: with  
a certain pistol then and there charged and  
loaded with gunpowder and lead, and also  
with a certain club:

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.

*James M. Hall*  
*Attorney*

09 12

**BOX:**

492

**FOLDER:**

4494

**DESCRIPTION:**

Tobias, Charles

**DATE:**

08/10/92



4494

09 13

**BOX:**

492

**FOLDER:**

4494

**DESCRIPTION:**

Welzler, August

**DATE:**

08/10/92



4494

0914

City Prairie 20th Sep  
1900 B.

POOR QUALITY  
ORIGINAL

0915

Police Court—3<sup>rd</sup> District.

(1365)

Affidavit—Larceny.

City and County } ss.  
of New York,

Sidney J. Freeman  
of No. 120 Cherry Street, aged \_\_\_\_\_ years,  
occupation Tobacco Dealer & Manufacturer being duly sworn,  
deposes and says, that on the 6<sup>th</sup> day of August 1897 at the City of New  
York, in the County of New York, was feloniously taken, stolen and carried away from the possession  
of deponent, in the day time, the following property, viz:

A quantity of Leaf Tobacco  
of the value of about sixty dollars  
\$ 60.00

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 Charles Tobias & August Nettle

from the fact that deponent had  
said property in the cellar of said  
premises. That the defendants were  
in said cellar gathering tobacco stems.

That deponent missed said property.  
That he found said property in  
a wagon in front of deponent's premises  
said wagon being in the care and custody  
of defendants and that said tobacco  
was hidden beneath a quantity of tobacco  
stems. Deponent therefor charged the  
defendants with having stolen said  
property and he prays that they be  
held to answer.

Sidney J. Freeman

Sworn to before me, this

189

Police Justice

POOR QUALITY  
ORIGINAL

09 16

Sec. 198-200.

3

District Police Court.

CITY AND COUNTY OF NEW YORK, ss:

*Charles Tobias*

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

Question. What is your name?

Answer. *Charles Tobias*

Question. How old are you?

Answer. *22 years*

Question. Where were you born?

Answer. *N.Y.*

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

Answer. *379 Stanton Street 1 month*

Question. What is your business or profession?

Answer. *Driver*

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

Answer.

*I am not Guilty*  
*Charles Tobias*

Taken before me this

day of

*August* 189*8*

Police Justice.

POOR QUALITY  
ORIGINAL

0917

Sec. 198—200.

3 District Police Court.

CITY AND COUNTY OF NEW YORK, ss:

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

Question. What is your name?

Answer *August Metzler*

Question. How old are you?

Answer. *21 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *4 Harrison place Brooklyn N.Y.C. 6 months*

Question. What is your business or profession?

Answer. *work on a planing machine*

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*  
*August Metzler*

Taken before me this

day of

August

189

Police Justice.



POOR QUALITY  
ORIGINAL

0918

BAILED,  
No. 1, by Chas. J. Davis  
Residence 106 Spruce Street.  
No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.  
No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.  
No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

Police Court, 3 District, 946

THE PEOPLE, vs.  
ON THE COMPLAINT OF

Adrian J. McManus  
1201 Broadway  
Charles Adams  
Summit Street  
1  
2  
3  
4  
Offense, Larceny

Dated, August 7 189 7

Magistrate.

Officer.

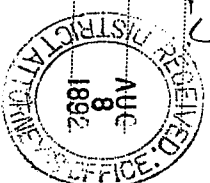
Witnesses.

No. Carl The Officer  
Street.

No. Harry Berger  
Street.

No. 120 Cherry  
Street.

No. 1000 h5  
to answer \_\_\_\_\_ Street.



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

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

Dated, August 7 189 7 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.

City and County of New York } ss:

William Clancy, being duly sworn  
deposes and says that he resides at No.  
51, Gurck Street, in the City of New  
York; that he is a neighbor of Charles  
Tobias who on the 29th day of ~~August~~  
September, 1892 was found guilty of  
petty larceny; that he has known said  
Tobias for two years and upwards  
and that he has always found said Tobias  
to be a gentleman, law-abiding,  
honest and of remarkably good habits  
and manners; and that said Tobias  
was never before to deponent's know-  
ledge or belief arrested or convicted  
for any crime or misdemeanor;  
and that deponent makes this affi-  
davit for the purpose of procuring  
suspension or clemency in sentence.

Sworn to before me this } William Clancy  
5th day of October, 1892 }  
Edward J. Bradley  
Commissioner of Deeds  
New York County

City and County of New York } ss.:

Annie Tobias, being duly sworn deposes and says that she is the wife of Charles Tobias who was on the 29th day of September, 1892, found guilty of petty larceny; that her said husband was never before arrested or charged with any crime; that he has always been an honest, sober, industrious and attentive man and husband; that he is her only support and without his aid would scarcely know how or where to turn make an honest and respectable livelihood. Deponent, therefore, asks that the Court show whatever proper consideration may be shown in the case towards the prisoner by suspending sentence or making the punishment as light as possible.

Sworn to before me this }  
6th day of October, 1892. }  
Edward J. Bradley  
Commissioner of Deeds  
New York County.

City and County of New York ss:

Max Tobias being duly sworn, deposes and says that he resides at No. 56 ~~Broome~~ <sup>Broome</sup> Street in the City of New York; that he is the father of Charles Tobias who was on the 29<sup>th</sup> day of September, 1892 convicted of petty larceny; that deponent ~~never~~ <sup>said</sup> knows that his <sup>said</sup> son was never before arrested or charged with any crime or misdemeanor whatsoever; that his <sup>said</sup> son is 22 years of age, is a married man without means except that of his daily labor, for the support of himself and wife; that deponent prays the Court ~~extended~~ <sup>extend</sup> to the prison on account of the circumstances of himself and his family and his previously good moral character, either a suspension of sentence or leniency in punishment.

Done before me this  
6<sup>th</sup> day of October, 1892,

Edward J. Bradley  
Commissioner of Deeds  
New York County

Max Tobias

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 Tobias*  
*and*  
*August Wetzler*

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

*Charles Tobias and August Wetzler*  
of the CRIME OF GRAND LARCENY IN THE *second* DEGREE, committed  
as follows:

The said *Charles Tobias, and August*  
*Wetzler, both* —

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

*ten pounds of tobacco of the*  
*value of six dollars each*  
*found*

of the goods, chattels and personal property of one

*Sidney J. Freeman*

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

*De Lancey Nicoll,*

SECOND COUNT—

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

*Charles Tobias and August Wetzler*  
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows:

The said *Charles Tobias and August Wetzler, 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,

*ten pounds of tobacco of the  
value of six dollars each  
pound*

of the goods, chattels and personal property of one

*Sidney J. Freeman*

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

*Sidney J. Freeman*

unlawfully and unjustly did feloniously receive and have; the said

*Charles Tobias and August Wetzler*

~~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.*

0924

**BOX:**

492

**FOLDER:**

4494

**DESCRIPTION:**

Tusie, George

**DATE:**

08/04/92



4494

POOR QUALITY  
ORIGINAL

0925

Witnesses:

Counsel,

Filed,

Pleads,

THE PEOPLE

vs.

George Tusie

I

ADJUDICATION.  
[Section 272, Sub. 1, Penal Code.]

DR LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Alfred C. Argue

Foreman.



Court of General Sessions.  
City of New York.

The People  
vs

— apt —  
George Tussie.

City and County of New York SS!

Mary Tussie.

being duly sworn says I reside at  
No. 273 Hudson Street in said City.  
I am the mother of George Tussie  
above named, who is 22 years  
of age. Myself and husband have  
been a resident of this City for the  
past twenty five years. the defend-  
ant was born in this City and from  
the age of about six years up to and  
until he was about 15 years of age  
he attended the public schools and  
thinafter and for about seven years  
last past he was continually  
employed, at one job or another -  
always lived at home and  
was a good and dutiful son -  
he gave me what money he earned  
and in every way aided and  
assisted me in maintaining

our household.

The defendant has never before  
been convicted of any charge  
save on an election day (some 2 or  
3 years ago) for starting a fire  
he was fined \$10.00 in the Police  
Court.

Sworn to before me this  
10th day of August 1913  
Hilf & Coedheim  
Notary Public  
1913

her  
Mary & Thessie  
maam.

General Session.

The People  
vs  
appt -  
Georg Trosari.

City of New York ss!

Dominick Chippie  
being duly sworn says. I reside at  
No 70 Thompson Street said City.  
I am a worker on Asphalt Pavement.  
I know the defendant for the past 10  
Years. and during this period have  
seen him almost every day, having  
resided in the same neighborhood.  
The defendant has always been a  
good character and others who also  
know him have at all times  
favorably regarded said defend-  
ant.

sworn to before me  
this 15<sup>th</sup> day of August 1912  
Phil O'Leary  
Notary Public

Dominick  
Chippie

General Sessions.

The People  
vs  
George Fossie.

City & County of New York ss!

Hugh Leonard  
Newly duly sworn says, I reside at  
No 546 Broome St. Aid City.

I am a Tally Clerk employed by  
The Pennsylvania Railroad -  
I know the defendant for the  
past five (5) years and during  
this period have seen him  
very often, hardly a week going  
by without being in his company.  
Others who also know him have  
at all times spoken well of  
him and I myself have regarded  
him in a favorable light.  
I never heard or knew of his  
being charged with any  
crime previous to the present  
charge -

Hugh Leonard

Subscribed and sworn to before me  
this 15<sup>th</sup> day of August 1892  
Notary Public in &c.

POOR QUALITY  
ORIGINAL

0930

General Services,

The People &

— apsh —

Gen. Jussie.

Ap. Jussie.

Jacob Benin.

Ally in debt

23 Chambers St.

M.

POOR QUALITY  
ORIGINAL

0931

General Services

The People's

— again —

Large Inside

Applicant

James Berling  
All in debt  
23 Chambers St.  
N.Y.

R. C. Church of the  
Transfiguration  
July 25<sup>th</sup> 1892

This certifies that  
Mary Ann Fox  
daughter of  
John H. Fox

and

Mary E. Garvey  
born September 14<sup>th</sup> 1877  
was baptized Sept. 16<sup>th</sup> 1877  
Names of { John F. Hubbard  
Sponsors { Margaret O'Brien  
by the Rev. James H. McGean  
as appears from the Register  
of this Church  
Thos. F. Lynch,  
Rector.

365 Lexington Avenue.

July 28<sup>th</sup> 92

Hon Eobroge T. Gerry,

President of the Society  
for the Prevention of Cruelty to Children,  
Dear Sir:—

I have this day  
examined the person of Mary  
Ann Fox, aged 14 years of 574  
Broome Street and find there has  
been complete penetration of  
her genital organs by some  
blunt object.

Respectfully Submitted

W. Travis M.D.

Exam. Physician



Police Court, 2<sup>a</sup> District.

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

of No. 108 East 23<sup>a</sup> Street, in said City, being duly sworn,  
deposes and says, that a certain female child called Mary Ann Fox.  
[now present], under the age of sixteen years, to wit, of the age of fourteen years, is a  
necessary and material witness on behalf of the People of the State of New York in a certain  
criminal case now pending in the Court of General Sessions of, in and for the City and  
County of New York, entitled, The People against  
George Rappe, wherein the said  
George Rappe is charged with the crime of Rape, under  
Section 278 of the Penal Code of said State, in that he, the said defendant

did willfully and unlawfully perpetrate an  
act of sexual intercourse with the said  
Mary Ann Fox; being then and there  
actually and apparently under the age  
of sixteen years, to wit of the age  
of fourteen years, not being his wife.

and that the said Mary Ann Fox  
will, as deponent verily believes, unless duly held to appear on trial thereof, avoid giving his  
testimony at the instance of the people.

Wherefore, deponent prays that the said child Mary Ann Fox  
may be held as a witness to appear on the trial of the aforesaid criminal case, and be committed  
temporarily to an institution authorized by law to receive children on final commitment, and to  
have compensation therefor from the City or County authorities, as a witness, to appear on the  
trial of the aforesaid criminal case, in pursuance of the statutes in such case made and provided,  
and especially of Section 291 of the Penal Code of the State of New York.

Sworn to before me, this 26<sup>th</sup> day of July 1893 } Patrick H. McManus  
A. J. White  
Police Justice.

POOR QUALITY  
ORIGINAL

0935

POLICE COURT 2<sup>d</sup> DISTRICT.

THE PEOPLE, &C.,  
ON THE COMPLAINT OF

*Catharine Williams*



AFFIDAVIT.  
WITNESSES.

*Mary Cunningham*  
*14. U.S. 514) Boone Rec.*

Dated *July 26* 1891

*Wm. W.* Magistrate.

*Mrs. Manns*, Officer.

Disposition *A.P.C.*

POOR QUALITY  
ORIGINAL

0936

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

*John H. M. M. M.*

*George - Maria*

Offense,

*Rape*

Dated *July 26* 189*3*

*Magistrate*

*Officer*

*Witness*

*Witness*

*Witness*

*Witness*

*Witness*

*Witness*

*Witness*

*Witness*

*Witness*

*Witness*

*Witness*

*Witness*

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 *Fifty* 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 26* 189*3*

*John H. M. M. M.*

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.

*The New York Society for the  
Prevention of Cruelty to Children*

100 EAST 23D ST. (COR. FOURTH AVE.)

New York, *Aug 25* 1892

Court of General Sessions of the Peace in and for the  
City and County of New York.

*The People*  
against  
*George Lucie.*

Notice of Prosecution.

To the District Attorney of the  
City and County of New York,

Sir: This Society is interested in the prosecution of  
the above defendant, and is familiar with the facts of the  
case. It respectfully requests that before sending the papers  
to the Grand Jury, fixing the day of trial, consenting to  
any postponement thereof, or to any reduction of bail, or  
final disposition of the charge, you will duly notify me as  
its President and Counsel, so that I may confer with you  
in regard thereto. This request is made pursuant to the  
statute (Laws of 1886, Chapter 30, Section 1), and in  
furtherance of the ends of Justice.

I have the honor to remain, with great respect,

*Elbridge T. Gerry,*  
President, &c.

POOR QUALITY  
ORIGINAL

0938

N. Y. GENERAL SESSIONS

THE PEOPLE



CRUELTY TO CHILDREN

NOTICE OF PROSECUTION

BY THE SOCIETY.

ELBRIDGE T. GERRY,  
*President, &c.*

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

THE PEOPLE etc.  
vs.

GEORGE TUSSIE

BRIEF FOR THE PEOPLE

STATEMENT OF THE CASE.

The defendant, George Tussie, is indicted for the crime of RAPE upon the person of one Mary Ann Fox, aged 14 years at the premises No. 70 Thompson St., on July 18, 1892.

WITNESSES.

MARY ANN FOX, 14 years.  
MRS. MARY E. TENNYSON,  
W. TRAVIS GIBB, M. D.  
PATRICK H. McMANUS,  
OFFICER SAVERCOOL,  
" CLARKER, 8th PRECINCT.  
DOORMAN CHARLES FLOOD,

MARY ANN FOX, aged 14 years, will testify that on Monday night July 18, 1892, about 10:30 O'Clock, she was met by the defendant, who enticed her into an alley way at premises 70 Thompson St., and after she refused to consent to his using her, took a forcible hold of her, and throwing her to the floor, pulled off the band of her drawers, and then ravished her. She will further testify to telling her friend Winnie Harrison of 172 Mulberry St., of what had happened, who in turn told witness' mother. The arrest followed. Witness will also testify to having met the defendant at divers dances, and at times on the street prior to the date of the assault.

MRS. MARY E. TENNYSON, the mother of the foregoing witness, will testify that Mary Ann Fox, is her daughter by a former marriage and was born in New York city on September 14, 1877 and she is therefore in her 15th year. Will also testify to being informed by Winnie Harrison of what had taken place between the defendant and her daughter, and taking the latter to a physician, later caused the arrest of the defendant.

**POOR QUALITY  
ORIGINAL**

0940

W. TRAVIS GIBB, M. D., examining physician for the Society will testify that on July 28th 1892, he examined the girl Mary Ann Fox, and found there had been complete penetration by some blunt object. See copy of certificate with papers.

PATRICK H. McMANUS, an officer of the New York Society for the Prevention of Cruelty to Children, will testify to having charge of the case at the 8th Precinct Police Station and subsequently at court. While at the Station in the presence of doorman Charles Flood, the defendant admitted that he had had sexual intercourse with Mary Fox, on the night in question twice, and once after.

OFFICER SAVERCOOL of the 8th Precinct will testify to making the arrest and later hearing the admission of the defendant who said he had sexual intercourse with the girl twice on the night of July 18th, and once thereafter.

DOORMAN CHARLES FLOOD, of the 8th Precinct will corroborate the evidence given by Officers McManus and Savercool, as to the defendant's admission of guilt.

Copy of baptismal certificate on file corroborating the mother's testimony as to the age of the girl.

**POOR QUALITY  
ORIGINAL**

0941

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**N. Y. GENERAL SESSIONS**

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**THE PEOPLE**

**AGAINST**

**GEORGE TUSSIE.**

PENAL CODE, " RAPE.

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**BRIEF FOR THE PEOPLE.**

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POOR QUALITY  
ORIGINAL

0942

Second District Police Court.

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

Patrick H. McManus

of Number 108 East 93<sup>rd</sup> street  
he has just reason to believe and does believe, that  
deposes and says, that, on the 18<sup>th</sup> day of July 1892, at the  
City of New York, in the County of New York, At the premises:

Known as Number 10 Thompson street, in  
the said city of New York, the George Fussie  
now here, did willfully and unlawfully per-  
petrate an act of sexual intercourse with  
a certain female child, called Mary Ann  
Fox, now here, said child being then and  
there actually and apparently under the  
age of sixteen years, to wit of the age  
of fourteen years, not being his wife  
in violation of Section 278 of the Penal  
Code of the State of New York.

Wherefore the complainant prays that the said

George Fussie  
may be apprehended, arrested and dealt with according to law.

Sworn to before me, this 26<sup>th</sup>  
day of July 1892

Patrick H. McManus

H. White

Police Justice.

POOR QUALITY  
ORIGINAL

0943

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Mary Ann Fox*

aged *14* years, occupation *works in a factory* of No. *514 Broome Street*

Street, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of *Patrick H. Mc Mann* and that the facts stated therein on information of deponent are true of deponent's own knowledge.

Sworn to before me, this *26*

day of *July*

189*2*

*( Mary Ann Fox )*

*A. White*

Police Justice.

(3693)



**POOR QUALITY  
ORIGINAL**

0944

(1335)

Sec. 198-200.

CITY AND COUNTY } ss.  
OF NEW YORK }

2 District Police Court.

*George Tussie* 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 to see fit to answer the charge and explain the facts alleged against him  
that he is at liberty to waive making a statement, and that his waiver cannot be used  
against him on the trial.

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

*I am not guilty. I waive  
further examination and I am  
ready to marry the girl -*

*George Tussie*

day of

Taken before me this

Police Justice.

Court of General Sessions of the Peace

515

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*George Turie*

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

*George Turie*

of the CRIME OF ABDUCTION, committed as follows:

The said *George Turie*,

late of the City of New York, in the County of New York aforesaid, on the *eighteenth* day of *July*, in the year of our Lord one thousand eight hundred and ninety-*two*, at the City and County aforesaid, did feloniously take, receive, harbor, employ and use one *Mary Ann Fox*, who was then and there a female under the age of sixteen years, to wit: of the age of *fourteen* years, for the purpose of sexual intercourse, he, the said *George Turie* not being then and there the husband of the said *Mary Ann Fox*, 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~~

~~Second~~ COUNT—

AND THE GRAND JURY AFORESAID, by this indictment further  
accuse the said *George Tinsie* —

of the CRIME OF PERPETRATING AN ACT OF SEXUAL INTERCOURSE  
WITH A FEMALE UNDER THE AGE OF SIXTEEN YEARS, NOT HIS  
WIFE, committed as follows:

The said *George Tinsie*,

late of the City and County aforesaid, afterwards, to wit: on the day and in the year afore-  
said, at the City and County aforesaid, with force and arms, in and upon a certain female  
not his wife, to wit: her, the said *Mary Ann Fox*, —  
then and there being, wilfully and feloniously did make another assault, she the said  
*Mary Ann Fox* being then and there a female under the  
age of sixteen years, to wit: of the age of *fourteen* years; and the said  
*George Tinsie* then and there  
wilfully and feloniously did perpetrate an act of sexual intercourse with her the said  
*Mary Ann Fox*, 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.