

0169

BOX:

512

FOLDER:

4663

DESCRIPTION:

Edward, Robert

DATE:

02/09/93



4663

0170

BOX:

512

FOLDER:

4663

DESCRIPTION:

Donohue, Thomas

DATE:

02/09/93



4663

Witnesses:

Off Farrell 6th St

Nickl Third

Ben for VP
and Long

XX

Counsel,

Filed

Pleads,

day of

1893

THE PEOPLE

vs.

Robert Edwards

and

Thomas Donahue

Dr LANCEY NICOLL,
District Attorney.

A TRUE BILL.

W. H. Edgell
Foreman.

July 10/93

Robt

Head May 2nd

S.P. 5 yrs.

Section 49, 52 & 53 of the
Criminal Code

Police Court— District.

City and County { ss.:
of New York,

of No. 2754-3rd Avenue Street, aged 65 years,
occupation Clothing dealer being duly sworn

deposes and says, that the premises No. 2754-3rd Avenue Street,
in the City and County aforesaid the said being a three story brick building

The store on the first floor of which

~~which~~ which was occupied by deponent as a salesroom and bedroom

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

this deponent

were BURGLARIOUSLY entered by means of forcibly opening the fanlight
over the front door of said store

on the 27 day of January 1883 in the night time, and the
following property feloniously taken, stolen, and carried away, viz:

Three coats - three vests and three
pair of pants all of the Value of
Twenty dollars (\$20-)

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

Robert Edwards and Thomas Donohue
(both now here) acting in concert with each

for the reasons following, to wit: about half past nine o'clock P.M.
on said date he securely locked and fastened
the doors and windows of said place and the
fan light was intact and he went to bed in the
rear of said store - deponent was awakened
by a noise in the store and got up out of bed
and saw heard the door close - he then discovered
that the place had been entered and the said
property had been taken - deponent is informed

0173

Sworn to before me
this 31st day of January 1893

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

Dated _____ 188____.

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

Dated _____ 188____.

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

Dated _____ 188____.

Police Justice.

Police Court, _____ District,

District.

*THE PEOPLE, &c.,
on the complaint of*

Office—BURGLARY,

U.S.

1

2

2

4

Dated

851

Magistrate.

Officer.

Clerk.

Witnesses.

No.

Street.

No

Street

No.

Street.

§..... to answer General Sessions:

0174

CITY AND COUNTY }
OF NEW YORK, } ss.

1921

aged 64 years, occupation Police Officer of No. 64 Beecroft Street, being duly sworn, deposes and
says, that he has heard read the foregoing affidavit of Nicholas Thiel
and that the facts stated therein on information of deponent are true of deponent's own
knowledge.

Sworn to before me, this 31 day of January 1893 } Christopher Farrell
John Ryan Police Justice.

0175

Sec. 198—200.

District Police Court.

1882

City and County of New York, ss;

Robert Edwards

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 a 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.

Robert Edwards

Question. How old are you?

Answer.

24 years

Question. Where were you born?

Answer.

Illinois

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

Answer.

2260-3rd ave

1 year

Question. What is your business or profession?

Answer.

Gas fitter

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

Robert Edwards

Taken before me this
day of *March* 31
1882

Police Justice.

0176

Sec. 198-200.

1882
District Police Court.

City and County of New York, ss:

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

Question. What is your name?

Answer. *Thomas Donohue*

Question. How old are you?

Answer. *18 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *2312 - 2nd Ave* *7 months*

Question. What is your business or profession?

Answer. *Plasterer*

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**Thomas Donohue*Taken before me this
day of*John H. [Signature]*
1893

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

Defendants

Fifteen ~~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, *June 31* 189*3* *J. M. Ryan* Police Justice.

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

Dated, _____ 189 _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

143

Police Court--- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Nicholas Thiel
273 1/2 3 Ave
Robert Edwards
Thomas Donohue

Offense *Barry*

3
4

Dated Jan 31 1893

Ryan Magistrate.
Farrell Officer.

Witnesses *6* Precinct.

No. *6* Street.

No. Street.

No. *1500* to answer *G. S.* Street.

C

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

0179

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against
Robert Edwards
and
Thomas Donohue

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

Robert Edwards and Thomas Donohue
of the CRIME OF BURGLARY in the first degree, committed as follows:

The said Robert Edwards and Thomas Donohue, both

late of the 23rd Ward of the City of New York, in the County of New York aforesaid, on the
twenty-seventh day of January in the year of our Lord one
thousand eight hundred and ninety-three, in the night time of the same day, at the
Ward, City and County aforesaid, the dwelling house of one Nicholas Thiel

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 Nicholas Thiel

in the said dwelling house then and there being, then and there feloniously and burglariously to steal,
take and carry away, the said Robert Edwards and
Thomas Donohue and, each of them being
then and there assisted by a confederate
actually present, to-wit: each
by the other;

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
Robert Edwards and Thomas Donohue
of the CRIME OF *Petit* LARCENY committed as follows:

The said *Robert Edwards and Thomas Donohue, 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,
three coats of the value of four dollars
each, three vests of the value of
one dollar each, and three pairs
of trousers of the value of two
dollars each pair

of the goods, chattels and personal property of one *Nicholas Thiel*
in the dwelling house of the said *Nicholas Thiel*

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 provided,
and against the peace of the People of the State of New York and their dignity.

0 18 1

THIRD COUNT:

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

Robert Edwards and Thomas Donohue
of the CRIME OF RECEIVING STOLEN GOODS, committed as follows:

The said *Robert Edwards and Thomas Donohue*, 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,

three coats of the value of four dollars each, three vests of the value of one dollar each and three pairs of trousers of the value of two dollars each pair

of the goods, chattels and personal property of one

Nicholas Thiel

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

Nicholas Thiel

unlawfully and unjustly did feloniously receive and have; the said

Robert Edwards and Thomas Donohue
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.

0182

BOX:

512

FOLDER:

4663

DESCRIPTION:

Eitel, Emil

DATE:

02/09/93



4663

Witnesses:

off Jacob Brunner
27 Brate

Counsel,

Filed,

day of

1893

Pleads,

51
9 July
Guilty 15

THE PEOPLE

vs.

B.

Emil Cital

May 16 93

VIOLATION OF THE EXCISE LAW.
Selling, etc., on Sunday.
[Chap. 401, Laws of 1892, § 92.]

Dr LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Geo S. Edgell

Foreman.

Court of General Sessions of the Peace

2907

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Emil Eitel

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

Emil Eitel

of the CRIME OF SELLING STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER ON SUNDAY, committed as follows:

The said

Emil Eitel

late of the City of New York, in the County of New York aforesaid, on the *twenty-second* day of *January* in the year of our Lord one thousand eight hundred and ninety-*three*, 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 spirituous 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

Emil Eitel

of the CRIME OF OFFERING AND EXPOSING FOR SALE ON SUNDAY STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said

Emil Eitel

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.

0185

BOX:

512

FOLDER:

4663

DESCRIPTION:

Eldridge, Frank

DATE:

02/28/93



4663

Witnesses:

Alfred Black

27 to print

Henry Calabry

Counsel,

Filed

day of

Pleads,

Wm. H. H. H. H.

THE PEOPLE

20
191 Hamburg vs. Robert
Glasco. L. 2

Frank Elavage

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

John H. H. H.

Foreman.

Part 2 - March 6, 1893.

Heads Receiving Stolen Goods

S P

one

up

Burglary in the Third Degree
[Section 498, 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]

0186

0187

Police Court—5 District.

City and County } ss.:
of New York,

of No. 1855 Third Avenue Street, aged 25 years,
occupation Merchant Sailor being duly sworn

deposes and says, that the premises No. 1855 Third Avenue Street, 12 Ward
in the City and County aforesaid the said being a five story brick building
and which was occupied by deponent as a Tailor Store
in part
~~and in which there was at the time a person being, by name~~

were **BURGLARIOUSLY** entered by means of forcibly trying off a
padlock from the door leading into said store
from the hall way and forcibly prying open
a show case in said store

on the 29th day of January 1887 in the day time, and the
following property feloniously taken, stolen, and carried away, viz:

Four Coats two vests six pairs of pantaloons
Even yards of cloth altogether of the
value of One hundred and fifteen
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 Edridge (nowhere) George Beckman
and James Cotta not now arrested

for the reasons following, to wit: Deponent securely locked and
fastened the doors and windows in said store
at about the hour of one o'clock P.M. on said
date and at about the hour of six o'clock A.M.
on the following morning deponent discovered
said store had been broken into and said
property taken stolen and carried away

Deponent further says that George Beckman
now serving an imprisonment in the house of

Refuge for being implicated in said burglary admitted and confessed in the Court of General Sessions that the defendant Frank Eldridge and John Cotten not arrested committed said burglary and gave said Beckman a portion of the proceeds of said burglary which was found in said Beckman's possession. Dependant further says that he is informed by Officer James Black of the 4th Precinct Police that he found a coat here shown in Court in the defendant's possession and worn on his person which defendant identifies as a portion of said property taken stolen and carried away as aforesaid.

Sworn to before me this 21st day of July 1893
 Henry S. Goldberg
 Police Justice

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named
 guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Hundred Dollars and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.
 Dated 1893
 I have admitted the above named
 to bail to answer by the undertaking hereto annexed.
 Dated 1893
 There being no sufficient cause to believe the within named
 guilty of the offence within mentioned, I order he to be discharged.
 Dated 1893
 Police Justice.

Police Court, District.

THE PEOPLE, &c.,
 on the complaint of

vs.

1. _____
 2. _____
 3. _____
 4. _____

Offence—BURGLARY.

Date 1893

Magistrate.

Officer.

Clerk.

Witnesses.

No. _____
 Street, _____

No. _____
 Street, _____

No. _____
 Street, _____

to answer General Sessions.

0 189

1377

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 33 years, occupation James Black Police Officer of No
27 E. 17th Street, being duly sworn, deposes and
says, that he has heard read the foregoing affidavit of Henry Goldberg
and that the facts stated therein on information of deponent are true of deponent's own
knowledge.

Sworn to before me, this 21 June Black
day of May 1899;
Chas H. Burke
Police Justice.

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss:

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

Question. What is your name?

Answer. *Frank Eldridge*

Question. How old are you?

Answer. *22 years*

Question. Where were you born?

Answer. *New York City*

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

Answer. *191 Hamburg Ave Bklyn 3 years*

Question. What is your business or profession?

Answer. *Redder*

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

Answer. *I am not guilty*
Frank Eldridge

Taken before me this *21* day of *March* 1938
[Signature]
Police Justice.

0191

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 Relford

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, May 11 189 1 Mr. J. R. R. R. 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.

Police Court--- 5 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Henry Goldberger
vs.
Frank Eldridge

Offense
Burglary

2
3
4

BAILED,

No. 1, by.....

Residence..... Street.

No. 2, by.....

Residence..... Street.

No. 3, by.....

Residence..... Street.

No. 4, by.....

Residence..... Street.

Dated, Feb 21 1893

Magistrate.

James Black Officer.

24 Precinct.

Witnesses Catherine Officer

No. Geo. F. Beekman Street.

Address of Referee

No. Street.

No. Street.

\$ 4000 to answer Feb

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0193

483

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 Elvridge

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

Frank Elvridge

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

The said Frank Elvridge

late of the Twelfth Ward of the City of New York, in the County of New York aforesaid, on the
twenty-ninth day of January in the year of our Lord one
thousand eight hundred and ninety-three 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 Henry Goldberg

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 Henry
Goldberg 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

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

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,

*four coats of the value of fifteen
dollars each, two vests of the
value of six dollars each, six pairs
of trousers of the value of six dollars
each pair, and seven yards of cloth
of the value of four dollars each
yard*

of the goods, chattels and personal property of one *Henry Goldberg*
in the *store* of the said *Henry Goldberg*

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.

THIRD COUNT:

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

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

The said *Frank Eldridge*

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

four coats of the value of fifteen dollars each, two vests of the value of six dollars each, six pairs of trousers of the value of six dollars each pair, and seven yards of cloth of the value of four dollars each yard.

of the goods, chattels and personal property of

Henry Goldberg

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

Henry Goldberg

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

Frank Eldridge

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

DE LANCEY NICOLL,

District Attorney.

0196

BOX:

512

FOLDER:

4663

DESCRIPTION:

Elliot, Harry

DATE:

02/21/93



4663

0197

Witnesses:

Israel Cohen

Herman Becker

Counsel,

Filed *21* day of *Decr* 189*3*

Pleads,

Magist 23

THE PEOPLE

vs.

Harry Elliot

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

John A. Tard
Foreman.

Fred H. K. K. K.

Burglary in the Third Degree.
[Section 498, no 6, 5, 2, 8, 53, 1, 45, 50, 1.]

Police Court— 3 District.

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

Israel Cohen

of No. 74 Eldridge Street, aged 29 years,
occupation Upholsterer being duly sworndeposes and says, that the premises No. 48 Essex Street, 10 Ward
in the City and County aforesaid the said being a five story and basement
brick Tenement the Basement
which was occupied by deponent as a Lounge Manufactory
and in which there was at the time a human being by namewere BURGLARIOUSLY entered by means of forcibly breaking the
lock from the door of said basementon the 17th day of February 1893 in the night time, and the
following property feloniously taken, stolen, and carried away, viz:Six Lounges. and a quantity of
hair cloth together with a quantity
of tools the whole of the value
of about Eighty dollars\$ 80 00
100

the property of

J. E. Fineman

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

Harry Elliot (nowhere)

for the reasons following, to wit: deponent securely locked
said premises at the hour of six p.m.
on said date. Deponent is informed by
Arman Ascher that he saw the
defendant leave said premises at
the hour of ten p.m. with a Lounge
in his possession. That deponent
subsequently found said place was
forcibly broken open and that said

property was missing. Defendant
thereupon charges the defendant
with Burglary and says that he
tried to arrest
Israel + Cohen
Sum to before me
this 18th day of February 1893

Clifford
Police Justice

It appearing to me by the within depositions and statements that the crime therein mentioned has been
committed, and that there is sufficient cause to believe the within named
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of
Hundred Dollars and be committed to the Warden and Keeper of the City Prison
of the City of New York, until he give such bail.
Dated 1888 Police Justice.
I have admitted the above named
to bail to answer by the undertaking hereunto annexed.
Dated 1888 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 1888 Police Justice.

Police Court, District,

THE PEOPLE, &c.,
on the complaint of

vs.

1
2
3
4

Offence—BURGLARY.

Dated 1888

Magistrate.

Officer.

Clerk.

Witnesses,

No. Street,

No. Street,

No. Street,

\$ to answer General Sessions.

0200

CITY AND COUNTY }
OF NEW YORK, } ss.

1921

aged 27 years, occupation Furnier of No. 42
Errett Street, being duly sworn, deposes and
says, that he has heard read the foregoing affidavit of Israel Cohen
and that the facts stated therein on information of deponent are true of deponent's own
knowledge.

Sworn to before me, this 18th day of July 1895 } H. J. ...

Commey Police Justice.

Sec. 198-200.

3

District Police Court.

CITY AND COUNTY OF NEW YORK, ss:

Harry Ellor 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. *Harry Ellor*

Question. How old are you?

Answer. *21 years*

Question. Where were you born?

Answer. *Russia*

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

Answer. *48 West 14th St 5 months*

Question. What is your business or profession?

Answer. *Lawyer*

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*
Harry Ellor
Wm

Taken before me this *16*

day of *May*

189*7*

Wm
Police Justice.

0202

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

De Jure
guilty thereof, I order that he be held to answer the same, and he be admitted to bail in the sum of *100* Hundred Dollars, and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

Dated, *May 18* 189 *2* *Police Justice*

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

Dated, 189 *Police Justice.*

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

Dated, 189 *Police Justice.*

020

194

Police Court, 3 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Isaac Cohen
74 Eldridge
Harry Elliot

1
2
3
4

Offense, *Murder*

BAILED,

No. 1, by
Residence Street.

No. 2, by
Residence Street.

No. 3, by
Residence Street.

No. 4, by
Residence Street.

Dated, *Feb 18* 1893

Meade Magistrate.
Haugh Officer.
11 Precinct.

Witnesses *Herman Richer*
No. *42* *222* Street.
Callahan
No. *11* Street.

No. *20* Street.
\$ *1000* to answer *U.S.*

Can *2.5*
942

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Harry Elliott

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

Harry Elliott

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

The said

Harry Elliott

late of the *10th* Ward of the City of New York, in the County of New York aforesaid, on the *seventeenth* day of *February* in the year of our Lord one thousand eight hundred and ninety-*three* in the *night* time of the same day, at the Ward, City and County aforesaid, a certain building there situate, to wit, the *building* of one *Israel Cohen*

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 *Israel Cohen* in the said *building* 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

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

The said

Harry Elliot

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,

*six lounges of the value of
ten dollars each, five yards of
hair cloth of the value of four
dollars each yard, and divers
tools of a number and description
to the Grand Jury aforesaid
unknown, of the value of
twenty dollars*

of the goods, chattels and personal property of one

Israel Cohen

in the

building

of the said

Israel Cohen

there situate, then and there being found, in the

building

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

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

The said

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

six lounges of the value of ten dollars each, five yards of hair cloth of the value of four dollars each yard, and divers tools, of a number and description to the Grand Jury aforesaid unknown of the value of twenty dollars

of the goods, chattels and personal property of

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

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

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

DE LANCEY NICOLL,

District Attorney.

0207

BOX:

512

FOLDER:

4663

DESCRIPTION:

Emos, Abraham

DATE:

02/28/93



4663

0208

BOX:

512

FOLDER:

4663

DESCRIPTION:

Kelly, Richard

DATE:

02/28/93



4663

POOR QUALITY
ORIGINAL

Witnesses:

Officer Madden
1st Precinct
Thos Madden

I am connected from
an examination
made in this case -
that a felonious intent
exists in the person
of Abraham Emos. He
has been in the city
prison for ten months
and no further testimony
can be obtained in the
case - I must therefore
recommend his discharge
upon his own recognizance
April 25/93. Robert L. Tompkins
Clerk

Counsel,

Filed

day of

1893

Pleads,

THE PEOPLE

vs.

Abraham Emos

and

Richard F. Kelly

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Justices
Part 2 April 25/93
on motion of District Attorney
No. 1 discharged on his own
recognizance

Foreman.

Grand Jurors, Second Degree
(Sections 523, 524, 525)

POOR QUALITY
ORIGINAL

Witnesses:

Officer Madden
1st frack
Thos Madden

I am convinced from
an examination
made in this case -
that a felonious intent
cannot be shown
against the prisoner
Abraham Enos. He
has been in the city
prison for ten months
and no further detaining
can be obtained in the
case - I must therefore
recommend his discharge
upon his own recognizance
Apr 25-93. Robert Lorn add
ass.

298

1-18-93
7-18-93

Counsel,

Filed

day of

189

Pleads,

THE PEOPLE

vs.

Abraham Enos

and

Richard B. Kelly

(2 cases)

DE LANCEY NICOLL,

District Attorney.

Grand Larceny, Accused Degree
[Sections 584, 585, 586 Penal Code]

A TRUE BILL.

Just D. Ford

Foreman.

Part 2 April 25/93
on motion of District Attorney
No. 1 discharged on his own
recognizance

0211

Police Court—

District.

1912

Affidavit—Larceny.

City and County } ss.
of New York,

William G. Dillingham

of No. 51 South

Street, aged 38 years,

occupation

Manufacturer of Blocks

being duly sworn,

deposes and says, that on the 10 day of February 1893 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:

Twenty seven pulley blocks

Valued at Forty seven \$100
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

Abraham Emos and Richard J. Kelly (both now here) acting in concert with each other for the following reasons Deponent is informed by Thomas Madden of 146 Cherry Street that on said date he assisted the defendants in ~~the~~ carrying said property from deponent's place of business no 51 South Street to the defendants (Kelly) express wagon which was in front of said place. said Madden further says that he saw said Kelly drive away with said property. Deponent inquired from the defendant Kelly "what he had done with said property?" said Kelly answered Deponent that he had taken it to Madden

of South to before me, this day 1893

Police Justice

Same - Deponent accompanied by said Kelly and Officer Madden visited the place mentioned and the property was not there - Kelly then informed deponent that he was engaged by the defendant Emos to carry said property to a junk store at 23 South Street - Deponent with Kelly and said officer visited said junk shop and there found the property - which deponent has fully identified as his property and that the same had been stolen.

Wm. G. Dieeling, Sen

Sworn to before me
this 10th day of July 1893

John H. Ryan
Police Justice

0213

CITY AND COUNTY }
OF NEW YORK, } ss.

1021

aged 18 years, occupation Thomas Madden
146 Cherry Street, being duly sworn, deposes and
of No.

says, that he has heard read the foregoing affidavit of William G. Dillingham
and that the facts stated therein on information of deponent are true of deponent's own
knowledge.

Sworn to before me, this 10 day } T. Madden
of Feb 1893

John Ryan Police Justice.

0214

Sec. 198—200.

1882
District Police Court.

City and County of New York, ss: "

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

Question. What is your name?

Answer.

Abraham Emos

Question. How old are you?

Answer.

29 years

Question. Where were you born?

Answer.

Russia

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

Answer.

170 Division St - 7 months

Question. What is your business or profession?

Answer.

Turner

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 -
Abraham Emos

Taken before me this

day of

189

31

Police Justice.

0215

Sec. 198-200.

1882
District Police Court.

City and County of New York, ss:

Richard F. Kelly 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 a 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.

Richard F. Kelly

Question. How old are you?

Answer.

54 years

Question. Where were you born?

Answer.

U.S.

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

Answer.

228 Cherry

Question. What is your business or profession?

Answer.

Expressman,

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
R. F. Kelly

Taken before me this

day of *March* 1882

John H. Ryan
Police Justice.

02 16

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

Defendant
guilty thereof, I order that he be held to answer the same, and he be admitted to bail in the sum of *100* Hundred Dollars,..... and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

Dated, *July 11* 189 *3* *John H. Ryan* Police Justice.

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

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

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

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

Police Court-- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

William G. Silvingham
Abraham Enos
Richard F. Kelly

Offense
Larceny

Dated, Feb 10 189 3

Ryan

Magistrate.

Officer
Madden

Officer.

Precinct.

Witnesses Thomas Madden

No. 146 Cherry Street.

~~Officer~~

No. Abraham Enos Street.

170 Brown St.

No. 1078 East 9th St.

Answer

1000 East 11-1030

Com

at 2

BAILED,

No. 1, by

Residence Street.

No. 2, by Coleman M. Feherty

Residence 64 Pike Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

0218

1725

Folio 2350

TO THE CHIEF CLERK.

Please send me the Papers in the Case of

PEOPLE

vs.

Charles H. ...

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District Attorney.

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New York, 189

0219

505

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Abraham Emos
and
Richard F. Kelly

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

Abraham Emos and Richard F. Kelly
of the CRIME OF GRAND LARCENY IN THE second DEGREE, committed
as follows:

The said Abraham Emos and Richard F. Kelly, both

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

twenty-seven pulley blocks of
the value of two dollars
each

of the goods, chattels and personal property of one William G. Dillingham

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

SECOND COUNT—

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

Abraham Emos and Richard F. Kelly
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows:

The said *Abraham Emos and Richard F. Kelly* 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,

*twenty seven pulley blocks of the
value of two dollars each*

of the goods, chattels and personal property of one *William G. Dillingham*

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

unlawfully and unjustly did feloniously receive and have; the said *Abraham
Emos and Richard F. Kelly*

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.

02221

BOX:

512

FOLDER:

4663

DESCRIPTION:

Engelsberg, Isaac

DATE:

02/02/93



4663

Witnesses:

Pat M. Cullough
Officer Himes

After an interview
with Officer Himes
& considering the
good character of
the prisoner, I do
not think a com-
mitment could be had
on account of a
doubt as regards
the security

March 22-93

J. S. P.
I ask that the
Indictment be
dismissed

Counsel,

Filed, 2 day of July 1893

Pleas, Guilty

THE PEOPLE

vs.

Isaac Engelsberg

RECEIVING STOLEN GOODS
(Section 550, Penal Code.)

Mark of DE LANCEY NICOLL,
Foreman.
District Attorney.

A TRUE BILL.

J. S. P.
March 22-93
Indictment
Dismissed

0223

Police Court, 3 District.City and County } ss.
of New York,

Patrick McCallough
 of No. 25 Mungen Street, aged 26 years,
 occupation Coal Dealer being duly sworn, deposes and says,
 that on the 23 day of January 1893, at the City of New
 York, in the County of New York Isaac Engelsberg

(now here) did buy or receive stolen
 property knowing the same to
 have been stolen in violation
 of the Penal Code

Deponent further says: that
 on said 23 January, 1893
 there was stolen from deponent's
 possession a cart saddle of
 the value of Ten dollars the
 property of deponent and said
 property was stolen as deponent
 has just cause to believe, by Edward
 Kimerle and Jacob Beyer. Deponent
 received information that said
 property was sold by said Kimerle
 and Beyer to the defendant who
 carries on a saddlery business
 at 23 Willett Street. Deponent is
 informed by Ambrose Hussey
 that he visited said defendant at
 said premises and made inquiries
 as to the whereabouts of said
 property but the defendant denied
 having received it although sub-
 sequently ~~on said day~~ he admitted
 that he bought and received said
 property.

Sworn to before me } Patrick McCallough
 this 26th January, 1893 }
Sup. Ct.
 Police Justice

0224

CITY AND COUNTY }
OF NEW YORK, } ss.

1921

aged 33 years, occupation Police Officer of No. 15th Precinct Street, being duly sworn, deposes and
says, that he has heard read the foregoing affidavit of Patrick McQuillough
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 January 1893, Ambrose W. Hussey

[Signature] Police Justice.

0225

(1835)

Sec. 198—200.

CITY AND COUNTY } ss.
OF NEW YORK, }

District Police Court

Isaac Engelsberg 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.

Isaac Engelsberg

Question. How old are you?

Answer.

21 years

Question. Where were you born?

Answer.

Russia

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

Answer.

23 Mallett St. 7 years

Question. What is your business or profession?

Answer.

Harness maker.

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

Answer.

I am not guilty
I Engelsberg

Taken before me this

26

day of

January

1897

at

New York

Police Justice.

0226

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

defendant

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

Dated *Jan 26* 189 *3*

[Signature]

Police Justice.

I have have admitted the above-named

defendant

to bail to answer by the undertaking hereto annexed.

Dated, *January 26th* 189 *3*

[Signature]

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.

0222

BAILED,

No. 1, by Abraham Bernstein
Residence 132 Cannon Street.

No. 2, by _____
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

Ala. Eisen

(381)

Police Court,

3

125

District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Patrick McCallough
25 Muzer
Isaac Engelberg

2
3
4

Dated

Jan 36

189

Koch
Shalouy Kussey

Magistrate.

Officer.

12 Precinct.

Witnesses

No.

Street.

No.

Street.

No.

Street.

\$

1000

to answer

Ala. Eisen
Bailed

257

Office,
Dec stolen goods

Court of General Sessions.

-----o
 :
 The People :
 :
 vs :
 :
 Isaac Engelsberg :
 :
 -----o

City and County of New York, ss:-

HERMAN OPPENHEIM being duly sworn deposes and says, that he resides at No. 116 East 84th. Street in the City of New York.

That he has known the above named defendant for about three years and always knew him to be an industrious, hardworking and honest young man.

That he knows other people who ^{know} him and they all speak very well of him.

Sworn to before me this: *Herman Oppenheim*
 21st. day of March 1893 :

James S. Fries
Commr. of Deeds,
N.Y.C.

Court of General Sessions.

-----o
 :
 The People :
 :
 vs :
 :
 Issac Engelsberg :
 :
 -----o

City and County of New York, ss:-

ABRAHAM BERNSTEIN being duly sworn deposes and says, that he is engaged in the boarding stable business at No. 63 & 65 Goerck Street in the City of New York.

That he has known the above named defendant for about six years, and always knew him to be an honest, hardworking and industrious young man.

That he knows other people who know him in the neighborhood and they all speak very highly of him as to his honesty.

Sworn to before me this:

21st. day of March 1893:

A. Gram/Scrutiny
James S. Finner
Comr. of Deeds
N.Y.C.

Court of General Sessions.

-----o
: The People :
: vs :
: Isaac Engelsberg :
: -----o

City and County of New York, ss:-

LAWRENCE ROONEY being duly sworn deposes and says, he resides at No. 586 Grand Street in the City of New York.

That he has known the above named defendant for over a year. That he has had many transactions with him and the same were all carried out honestly.

That he knows other people in the neighborhood who know him and they all speak in the highest terms of him.

Sworn to before me this :
21st. day of March 1893 :

Lawrence Rooney
James J. Quinn,
Commr of Deeds,
N.Y. Co.

Court of General Sessions.

-----o
:
The People
:
vs
:
Isaac Engelsberg
:
-----o

City and County of New York, ss:--

DAVID ENGELSBURG being duly sworn deposes and says, that he resides at No. 54 Graham Avenue in the City of Brooklyn, New York.

That the above named defendant is his brother and was employed by him when he came from Germany seven years ago.

That he worked steady for him for over six years until he transferred the business to his father, and then the defendant managed the business ever since for his father.

That he has had numerous opportunities to steal and become dishonest but he was not so inclined.

Other people in the neighborhood who know him speak of him in the highest terms.

Sworn to before me this:

21st. day of March 1893:

D. Engelsberg
James S. Tamm
Com. of Deeds
N.Y.C.

Court of General Sessions.

-----o
 :
 The People :
 :
 vs :
 :
 Isaac Engelsberg :
 :
 -----o

City and County of New York, ss:-

ISAAC ENGELSEBERG being duly sworn, deposes and says, that he resides at No. 23 Willett Street in the City of New York.

That he is employed by his father in the harness business at the above address. That he has been so employed by his father for the past six months. Previous to this he worked for his brother who was then the owner of said business, ever since he came from Germany seven years ago.

That he has never been arrested before charged with any offense. That he has had many opportunities to be dishonest but he had no inclination to do so.

Sworn to before me this : *I. Engelsberg*
 21st. day of March 1893 :

Louis S. Fisher
Com. of Deeds,
N.Y.C.

N. Y. Court of General Sessions

The People

Plaintiff

against

Isaac Engelsberg
Defendant

Affidavits

PURDY & McLAUGHLIN,

Attorneys for *Left*

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

Isaac Engelsberg

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

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

The said

Isaac Engelsberg

late of the City of New York, in the County of New York aforesaid, on the *twenty-third*
day of *January* in the year of our Lord one thousand eight hundred and
ninety-*three*, at the City and County aforesaid, with force and arms,

one saddle of the value of
ten dollars

of the goods, chattels and personal property of one *Patrick McCullough*
by *Edward Kummerle and Jacob Bager and*
by certain *other* persons to the Grand Jury aforesaid unknown, then lately
before feloniously stolen, taken and carried away from the said *Patrick McCullough*

unlawfully and unjustly did feloniously receive and have; the said

Isaac Engelsberg

then and there well knowing the said goods, chattels and personal property to have been felon-
iously 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.

0235

BOX:

512

FOLDER:

4663

DESCRIPTION:

Etchen, Ernest

DATE:

02/14/93



4663

Witnesses:

Alta Marnel

Notary Public
Barber

Counsel,

Filed

day of

1893

Pleadg

July 16

THE PEOPLE

vs.

P

Ernest Latham

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

DE LANCEY NICOLL,

District Attorney.

Frederick J. Bennett of
New York City

A TRUE BILL.

Wm. H. Edgell
Foreman.

W. H. Edgell

April 16/93

24/93

THE PEOPLE,

COURT OF GENERAL SESSIONS, PART 1.

vs.

BEFORE JUDGE FITZGERALD.

ERNEST ETCHEN.

Friday, March 24th, 1893.

Indictment for ASSAULT, in the FIRST DEGREE.

A Jury was ampannelled and sworn.

OTTO MANUEL, sworn and examined, testified:

Where do you live? I live now in 117 Ludlow street; on February 12th I lived in No. 25 Second street, in this city. I have been married nearly three years, and I know the prisoner. Where did he live on February 12th? In the same house, No. 25 Second street, on the same floor. Is he married? I know his woman. You saw this prisoner on the afternoon preceding the evening when you went to bed, on February 12; didn't you? I did. What time was it on the afternoon? Five oclock. Who was with him when you saw him? This lady, I know her name, she is in court. Is that the woman was with him (pointing to a woman)? Yes. What is her name? Maggie Hallowell; she lived with that man, in the front room. What did the prisoner say to you about five o'clock on the afternoon of February 12th? He shouted after me, "If you come home tonight, we will kill you." What did you say, if anything, when he said he would kill you if you came home? I didn't say anything; I went out; I stayed out until probably twenty minutes past twelve Sunday morning, and I went home. This conversation was on Saturday night, the 11th. On Sunday morning, at twelve o'clock, when you entered the house, where did you go? First I was afraid to go into the house; I went to my room. Who was in the room when you went in? Nobody was in there. You went into the room in company with your

wife; is that so? Yes. How long was it before you and your wife prepared to retire? We retired right away. What did you do with regard to the door before you commenced to go to bed? I bolted and locked my door, and, on account of the man threatening me, I put a chair under the knob of the door besides, and then went to bed; my wife was in bed. How long were you in bed before something attracted your attention? No more than three or four minutes. What happened then, what did you hear? I heard a knock at the door, and the opening of the door. Did you know the voice of the man? I knew the voice, it was the voice of this man, the prisoner; I jumped out of bed and tried to dress myself and put on my pants, and my wife jumps up out of bed and goes to the door, to hold it closed. What then happened? Then I no more had my pants on when the prisoner was in the door. How did he get in? He broke the door open, the bolt and lock. Who was with him when he broke that door open? His wife was outside. Did you see her? Yes. What did the prisoner have in his hand, the moment you saw him? A carving knife. Is that the knife (showing it)? That is the knife. What did the woman have in her hand? A knife, similar, but not so large. That is the knife, is it (showing another knife)? That is the knife; he rushes in with this knife, and she with that; What immediately occurred after they both got in the room? What did the prisoner do to you, if anything? He first hit me right over the forehead, and then I got four hits. You mean stabbing? Yes, but I was hit with the knife. He struck you with the blade of this knife? Yes. Then where else did he hit you? He hit me four or five times over the head, causing blood every time. Where did he strike you besides? He had my neck down, and cut me in the neck. Show

the gentlemen of the jury the wound; there is a wound three inches, near his neck (The witness exhibited his neck to the jury.) When you were down what did he do to you? He took the knife, and commenced stabbing at the neck. Where else did he stab you, if any place? I got loose from him, I don't know, I ran down and the man followed me with the knife and inflicted six wounds with the knife. You ran for your life, and while you were running he put this into your back six or seven times? Six times. What did you see the woman that entered with the prisoner do, if anything, with this knife? She assaulted my wife. The same time you were being assaulted? Yes. What did your wife do when the woman assaulted you with this knife? I remember her saying, "Maggie, he didn't do nothing;" she ran down stairs, and the woman after her, chasing her. You have told the whole truth, everything just as it happened that night? That's right, and nothing but the truth. Were you taken to the hospital? The officers assisted me to the station house, and I got my wounds dressed there; I didn't know how much I was hurt; I went home and afterwards went to Bellevue Hospital; I didn't stay in the hospital, I just went there and got my wounds dressed, and went out. I went every day there for three weeks, to get my wounds dressed. What became of this man after the stabbing, after the assault? He was arrested; it was probably only five or six minutes before the officer was in the house, and had him arrested.

CROSS EXAMINATION, By Counsel:

I didn't say that I met those two people in the street; I met them in the house. Where were they when you say that the defendant said, "If you come home, we will kill you?" The defendant came out of the room when I left my room, and hall-

oed that after me, he met me in the hall; my room is on the same floor with his; he came out with his wife. Did your wife come out with you? No. Were any words said but the mere, "If you come home, we will kill you?" No, nothing else. And then you went right ahead about your business? I did. Had the door of your room been shut, when you came out did you shut it after you? My wife was in the door, inside the room, when I left. I closed the door after I went out. Didn't his wife say something? They both said the same thing, she said that too, "If you come home, we will kill you." Did you have any reason to fear any harm at that time? No. I am a German; the defendant doesn't speak German, he speaks English; I have conversed with him in English. I know him since the day after election; he was there when I moved in. I am a married man; I was married by ceremony. What time was the threat made? Somewhere around five o'clock. Did you go out to business? I did. What business are you in? Attending bar; I didn't work that night, I went out to see a friend of mine. I was working on Thursday night, and this happened on Saturday night. I had been in that employment since the 28th of September; before that, I was over in Coney Island; I have been over there two seasons; I have been working in Wendel's casino, 44th street and 9th avenue. That evening I came home and asked a policeman to assist me in the house; and the policeman saw me into the house, until I was in my room; I was afraid of this man. My wife and I went to the new London Theatre. Then you went into your room, and locked your door, you say? Yes. How long after you were in the room was it this man came? It couldn't be more than about two or three minutes. You never had any trouble with him; had you? Never had any words with him at all.

Have you ever had any trouble with his wife? Not that I know of.

MARY MANUEL, sworn and examined, testified:

I am married to the man who has just left the witness-box, and was living with him on February 12th, in this city. We went to the London Theatre in the early part of the evening, and returned to our home in the neighborhood of twelve o'clock, or twenty minutes after. A policeman went up stairs with us, to our room, and then left us. We prepared to go to bed, my husband left the door just the same as every day, and he put a chair under the knob, and then we both got into bed. How long were you there before you heard something? A couple of minutes, I heard somebody knocking at the door, and saying, "Hello! Open the door;" I was sure it was the prisoner's voice. My husband went out of bed first, and he put on his pants, and then I got out of bed too and put something on. I went against the door, I was afraid he would come in; he broke in the door and came in with his wife. I noticed she had a big knife in her hand, and he had that knife in his hand (Pointing to the knife.) He went right after my husband, and cut him with the knife. He put him on the floor, and cut him with the knife. His wife wanted to go after me, and I said, "Maggie, what do you want with me, I never did anything to you." And then she didn't do anything, she didn't cut me or anything then. After my husband was cut I went down stairs, in my night-gown, and shouted for the police. She chased me out of the room with this knife, but she didn't cut me. I ran from her to avoid the stabbing, I was afraid; I got down on the side-walk in my night-clothes

and saw a policeman, I hallooed on the street and the policeman came up stairs with me; there was nobody in the room when the policeman and I got up there; my husband went on the street. What became of the defendant and his wife? Afterwards they came into their own room; the policeman went into the room and arrested him. I was not in the room when the knife was found. You are positive that you saw the prisoner knock your husband down, and, while he was down, cut him? Yes. You ran for your life that night, down the street, because the woman chased you with a knife? Yes.

CROSS EXAMINATION, by Counsel:

Your husband said that the defendant's wife assaulted you in the room, is that so, that she struck you? She insulted me before. I mean in the room; did she strike you with the flat part of the knife, for instance? She did not; the defendant used the knife on my husband out in the hall and in the room too. When the defendant first struck my husband his wife was standing outside of my door with a knife in her hand and I ran past her and continued to run down stairs. During all this time your husband had nothing in his hand; had he no means of defending himself at all? No; I didn't see anything. You didn't even see him trying to defend himself? No, because this man had him down there, and prevented him from defending himself. The defendant ran after him down two flights of stairs, and my husband ran after me; the defendant was running after my husband, but he didn't follow him all the way down. You have never had any trouble with the defendant or his wife? No, never a word.

SELMO HOPPER, sworn and examined through the interpreter, testified:

You are the housekeeper at 25 Second street, in this city?
 Yes. The witness who has just left the witness box and the man now on trial live there? Yes. Were you in that house about twelve o'clock at night on February 12th? Yes; I was below; I didn't see the actual stabbing. What did you see regarding this trouble? I am the house-keeper of the house, and I heard some one shouting, "Open the door, open the door, Do you know the voice of that person? was it the prisoner? I think he was the man. What did you do when you heard somebody say, "Open the door?" I lit the candle immediately and ran up stairs, and then I saw the prisoner coming out of the room of the man who was stabbed, he had only a shirt on. I saw the prisoner coming out of Otto Manuel's rooms. What did the prisoner have in his hand? He had nothing in his hand. What did you see about this affair, anything? Then I went inside the room with the light, kept the light in my hand, and I did not find any one in the room. When I came down stairs I found the wife of the man who was stabbed; she was in her night-dress, and she was crying. Whilst I was talking with the wife, the man who was stabbed came up with a policeman, and blood was coming from his face and his head, that is, Otto. I didn't see the stabbing.

JOHN H. KEELING, sworn and examined, testified:

I belong to the 14th precinct, and was on duty at mid-night on February 12, in the neighborhood of 25 Second street; I saw Mrs. Manuel, in front of her own house--about two doors above--she was running towards me in her night-clothes, between half-past twelve and one, she was shouting, "Police."

I went to the house with her, I met the complainant first on the street, at the foot of the door of his own house, Otto Manuel, covered with blood. The blood was coming from the head, all I could see. I went to the station house with him, after, and saw his wounds dressed. I went into the house, up stairs on the second floor. They pointed out the room where the Eychens lived, I knocked on the door; the door was closed, as though it was locked. They opened the door, I went in, and they both of them were undress, the prisoner and his wife. I asked her what she cut him for, and the wife said she didn't cut him, she struck him with a club. I asked for the club, and they wouldn't tell me where it was; they told me to go and find it. She said she did all the assaulting, that the prisoner didn't do any of the fighting. Then my side-partner and another officer came up, and we searched both rooms, for the club. I found a big knife, with blood on the handle of it, under the sofa. It was fresh blood; the knife now shown me is the one; I found a small knife under the bed; there was no marks on the small knife. What did the defendant say to you, or you to him? He was chattering away, very excited, I couldn't understand what he said. Were there any marks on either of these people? His hand was cut, just across the palm. I brought the complainant to the station house, along with the prisoner. The surgeon came there in an ambulance, Dr. White, from Bellevue, and sewed four wounds in his head and fixed his neck. How about his back? There were no remarks made at the time, about the back, that I heard, because I was at the desk, with the prisoner. I saw the stitching of the head. When you found the knife with the blood on it, did you have any other talk then with the defendant or his wife? I asked if that was the knife that

she done it with, and she said she didn't know anything about the knife.

THE CASE FOR THE DEFENCE.

MAGGIE ETCHEN, sworn and examined, testified:

On February 12, 1893, you were living with the defendant, where? Yes, at 25 Second street. Do you know the complainant? Yes. Do you know his wife? I know the woman that lives with him, I know the woman that keeps him; she is not his wife. On the night of February 12, 1893, about 12 o'clock was there any occurrence there, in that house? Yes, in my room; he came in, and broke my door; they broke it in; he said to me, "You son of a bitch, I will kill your husband, if you don't come away and live with me." Previous times he wanted me to go with him; he said he didn't like the old thing who was living with him, he asked me to live with him. Was she there? Yes. Who said that? Otto Manuel. Did he break in the room there? Yes, he did. Were you in bed at the time? Yes, I was already undressed and in bed, and my husband. What happened then? Then he pulled my husband out of bed and clubbed him, and hit him with some stick; I knew he had a club in his room. He took my husband out of bed, and threw him down on the floor, and wanted to catch me by the back of the neck, he turned me around, and kicked me in the knee, I have a sore knee from it. I took him by the back of the throat, and stabbed him with a chisel. My husband never used them knives; they are cooking knives. The next thing after that he went down stairs, shouting, "Police! Murder!" He said to me, "I will send your man away for five years," and he went down shouting, "Police! Murder!" And I was taken

out of the house, along with my husband, and kept in until morning, and discharged. The policemen came and arrested you and your husband? Yes. The complainant's wife says that on that night, your husband went into Otto's room, and that you stood at the door of his room with that knife in your hand? No, I never had it. If I had taken that knife with the intention of giving it to her, she would have got it. Did your husband take that other big knife? No, he never had it in his hand, that big knife; I used it for chopping wood; I kept it under my bed, because it was sharp. I have only one room, because I couldn't afford to pay for any more. The large knife I used for cutting wood, and the other knife was laying under the bed, I threw it under the bed, because it was sharp. Did you also repeat with your husband, on that day, to Otto, the complainant, "If you come home, we will kill you?" Those words were never mentioned. You never said anything at all? I never said a word, because, if I intended to kill the man, I wouldn't tell him.

CROSS EXAMINATION, by District Attorney:

You say that the little woman who swore that she was the complainant's wife is keeping him? Yes, she is keeping him, and I have got the very person who seen her walking the street and handing him money; he was chased off the street, by a policeman, for following her up. Suppose I will prove, by the marriage certificate, that this man and woman were married three years ago, by a minister named Schneider, on 4th avenue, and 125th street, wouldn't you feel a little ashamed for saying this wife keeps him? It will be a forged certificate, because out of his own mouth I heard the woman ask him to marry her; if you can prove it, I would like to see it.

Are you married? No, I didn't say I was married, I haven't

sworn it. You are the mistress of this prisoner? Yes, I am. Because you are a kept woman, you say, out of spite, that this little woman is a kept woman? She keeps a man; I don't. Even if they take and produce a certificate, you will say it is a forgery? Why don't they produce it; they can't; until the certificate is produced, I must say it is a falsehood. If I could produce a certificate I would. Did you stand at the door with a knife? No. Did you chase that little woman down the street? No, I didn't. Do you say the complainant broke into your room? Yes; I say that the knife was not wet with the complainant's blood; I kept it under the sofa. The officer may tell what lies he likes, but there was no marks of blood on it, or anything else. He was not cut with the knives; I cut him with the chisel, myself; I threw the chisel under the dirt barrel. I am sorry that I didn't cut the head off him, I would mind it; if any man was cut with the knife that man couldn't exist; there is no mark on him. That man tries to put my husband away.

MARTHA SHRANK, sworn and examined, testified:
I live at 130 Clinton place, and am a married woman, and live with my husband. I am engaged in the business of human hair work, and have been for fifteen years. I have seen the complainant, Otto Manuel, two or three times at 25 Second street. I have had conversation with him, relative to the defendant's wife. I know this man's wife in November. I didn't associate with them.

ERNEST ETCHEN, sworn, and examined through the interpreter testified:

11 I know the complainant, and have known him a month before I

was arrested. I had trouble with him on the 12th of February, 1893. The first trouble was during the day, on Friday. I was going to the grocery shop, passing by his door. He said that he wanted to club me, and he spit in my face. Do you know why it was that he wanted to club you, or spit in your face? Yes, I know. A week before, the wife of the complainant came to my wife, and asked her for a needle. Then the wife of the complainant remained in conversation with mine. They remained talking for a couple of hours. Then the complainant came up and asked me what was my work, what was I employed at. Then I answered that I was a cook; that day passed, and there was nothing more. The day afterwards the wife of the complainant came again to my house, about seven o'clock; I was occupied talking with my wife. Then he addressed his wife, saying, "Are you not going to gain any money?" He caught hold of her by her arm, and pushed her out of the door. Then the wife went out after her work. Do you know what work? To walk the streets, soliciting. Then he stopped talking to me, and he told me that his wife earned, the night before, five dollars. Then he asked me why I shouldn't send my wife to work on the street, also. Then I answered that I have got good strong arms to work, and I never would allow my wife should do such kind of business. The next day he came back again, and I could see, by his looks, that he was angry with me; he was half drunk. Then he commenced this talk again, about sending the women out. I answered that I should not have such conversation any longer, as I was not a "pimp." How long was this before the Saturday in question? It was a week before I was arrested. On the night of the arrest, about five o'clock in the afternoon, did you say to the complainant, "If you come home, we will kill you?" No.

At or near twelve o'clock that night state what trouble you had with the complainant? I and my wife went to bed at eleven o'clock. I was asleep when the complainant came, I suppose it was between mid-night and half-past. They knocked at the door, saying, "Come out, son of a bitch of a Frenchman." Then he commenced to pull at the door, and the lock gave away and broke. He came into the room, after the door was broke. I was in bed, with my wife; seeing him in the room, I jumped out of bed; he had a club in his hand, and the first blow I received it on my elbow. After I received the first blow, I took hold of a pair of scissors, to defend myself. Then, at the same time, my wife was on the floor, I saw that she received a kick on her knee. Then, in my room, seeing my wife on the floor, I gave him three or four blows. I don't know how many; I gave him blows with a pair of scissors. A chisel, was it? No, scissors. Ask him what he means? It is a chisel.

By District Attorney: Did you use a chisel, you used it? Yes.

By Counsel: You were excited at the time? Certainly I was angry seeing her receive these blows. Did you put him on the floor and stick him with a knife, and put it in his back six or seven times? No, never. Did you go out into his room that night and beat him in his room? I never left my room that night; I was undressed. If the police officer wants to tell the truth, he can say that, when he came in, he found both of us undressed.

CROSS EXAMINATION, By District Attorney:

As I understand it, these parties came in your room, and, when your wife was on the floor, you picked up the chisel, in defence of your wife, and struck him four or five times? Yes;

my wife never touched that man, I am sure she did not. You are just as sure that you are telling the truth to this jury when you say your mistress, or your wife, didn't stab him, that is as true as everything else you have said? My wife never touched that man there, because she was on the floor. She says that you never touched him, but she stabbed him with a chisel, five or six times, and would have liked to have cut his head off with the chisel; who is telling the truth? It is my wife that gave him the blows, it was not me. Didn't you, before I put the question, take your oath that she never touched him, she was on the floor while you were stabbing him?

THE INTERPRETER: He says to me, "I don't understand him."

Didn't you say that your wife was on the floor, that she never touched the complainant, and you used the chisel on him, five or six times?

THE INTERPRETER: He wants to commence again.

You ask him if he didn't swear that his wife was on the floor and while she was on the floor, he used the chisel six or seven times on this man's head and neck? Yes or no? No, I didn't. How long are you in this city? Four years. Where have you worked all that time? I worked at the Westminster Hotel, 14th street, as cook; I lived at the hotel. How long have you been living with this woman who has been a witness? Four months; my woman speaks English: I can talk English with her, sometimes I speak French. On the night of Saturday, February 12, 1893, did you use the chisel or your wife? My wife. You didn't use it? No, I never used the chisel. How often did you use that knife on him? Never. Do you know how it was found, bloody, at half-past twelve o'clock at night; the officer says that a few minutes after he arrested

you, he found that knife, bloody, under your sofa, in your room? Where is the blood? why didn't they keep the blood? When did you first see that knife before February 12, 1893, when did you put it under the sofa, when did you last see this knife before you used the chisel? More than twenty days. Had your wife used it in twenty days? I can't say, because I was at work. Didn't you see it that night, didn't the officer show you the knife, when he arrested you? Yes, he showed it to me; because he picked it up. Did you notice that it was covered with blood? No; I swear there was no blood on that knife.

REBUTTING EVIDENCE.

OTTO MANUEL, recalled by District Attorney, testified: The lady that was on the stand, following you as a witness, is your lawful wife? Yes. When were you married to her? In April, 1890; I have the marriage certificate, it isn't a forged one; I never spit in the defendant's face. I didn't kick that woman on the knee. I never called her a bitch. I didn't break into their apartments that night. When this man was stabbing you, was his wife lying on the floor? No, she stood there with a knife in her hand; I saw the knife and there was my blood on it; it was warm and wet when I saw it in the hands of the police officer; the marriage certificate is gone, at 117 Ludlow street, it is in the top bureau drawer.

OFFICER JOHN H. KEELING, recalled, testified:

Officer, you say that there was blood on this knife? Yes, it was principally on the handle. Was there blood on the

knife at the time you presented it at the police court? Yes, I believe there is a mark on the bottom of it now; I showed it to the Judge, and I told him where the mark was. You saw wet blood on it, when you took it from underneath that sofa? Yes; on the handle of the knife. I was in the police court the same day, about nine o'clock A. M., Sunday morning. I called the sergeant's attention to the blood on the knife. In looking around, did you see a chisel in the room? No chisel, no club. Was the defendant's door broken open? There was no attention called to the door, and I didn't pay any attention to that. I knocked at the door; the door was fastened when I looked at it; whether it was bolted, or a chair against it, I didn't pay any attention to lock, because there was nothing said about the door being broken. Was there any blood in the complainant's room? There was on the threshold, in the door jamb, in Otto's room, and on the stairs. Was there any blood in the prisoner's room? I didn't see any there. If there had been any, you would have seen it? I probably would, looking for the knives, but I didn't notice any. There is no doubt in your mind, so far as the big knife is concerned, there was no blood on the blade? There was no blood on the blade when it was found. Did you see a chisel? No. Did the prisoner speak about the chisel, or his wife? No, she claimed she used the club; she said she clubbed him.

The Jury rendered a verdict of GUILTY of ASSAULT,
in the FIRST DEGREE.

TO THE HONORABLE

MEMBER OF THE HOUSE OF REPRESENTATIVES

WASHINGTON, D. C.

Dear Sir: I have the honor to acknowledge the receipt of your letter of the 14th inst. in relation to the matter of the proposed amendment to the Constitution of the United States, and in reply to inform you that the same has been forwarded to the proper authorities for their consideration.

I am, Sir, very respectfully,
Your obedient servant,

58 02
Feb. 1913

Very truly yours,

Ernest R. Stetten

Ernest R. Stetten

Ernest R. Stetten

Ernest R. Stetten

Ernest R. Stetten

Ernest R. Stetten

Ernest R. Stetten

Ernest R. Stetten

Ernest R. Stetten

Testimony in the
case of
Ernest Stetten

filed

Police Court—3rd District.

1931

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

of No. 25 Second Otto Mammel
117 Ludlow Street, aged 45 years,
occupation Barber being duly sworn,
deposes and says, that on the 12 day of February 1893 at the City of New
York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by

Ernest Etchen (Nowhere)

who feloniously cut and stabbed
deponent in the head and neck
with a table knife

Deponent further
swears that said assault
was committed

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

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

Sworn to before me, this 12 day }
of February, 1893 }

Charles Linter Police Justice.

Otto Mammel

0255

Sec. 198-200.

1882

District Police Court.

City and County of New York, ss:

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

I am not guilty
Ernest E. E. E.

Taken before me this

day of

1882

Charles H. H. H.

Police Justice.

0256

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

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 Feb 12 1893 Charles N. Smith Police Justice.

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

Dated Feb 12 1893 Charles N. Smith Police Justice.

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

Dated Feb 12 1893 Charles N. Smith Police Justice.

Police Court---

District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Otto Mannel
Conest Ceter

2
3
4

Dated Feb 12 188

Samuel

Magistrate.

Heeling

Officer.

Precinct.

Witnesses Mary Mannel

No. 25 Second Street.

Selma Hopper

No. 25 Second Street.

August Giers

No. 1001 2nd Street.

\$ 1000 to answer

EW

Walt

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

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

THE PEOPLE OF THE STATE OF NEW YORK
against

Ernest E. Cohen

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

Ernest E. Cohen

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

The said Ernest E. Cohen

late of the City of New York, in the County of New York aforesaid, on the twelfth
day of February in the year of our Lord one thousand eight hundred and
ninety-three, with force and arms, at the City and County aforesaid, in and upon
the body of one Otto Manuel in the peace of the said People
then and there being, feloniously did make an assault, and him the said
Otto Manuel with a certain knife

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

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

SECOND COUNT—

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

Ernest E. Cohen

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

The said Ernest E. Cohen

late of the City and County aforesaid, afterwards, to wit: On the day and in the year aforesaid,
at the City and County aforesaid, with force and arms, in and upon the body of the said
Otto Manuel in the peace of the said
People then and there being, feloniously did wilfully and wrongfully make another assault,
and him the said Otto Manuel

with a certain knife

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

THIRD COUNT—

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

— Ernest E. Cohen —

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

The said Ernest E. Cohen —

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

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

with a certain *knife* Otto Marnel

which *he* the said Ernest E. Cohen —

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

head and neck of *him* the said Otto Marnel

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

— Otto Marnel —

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.