0095

BOX:
175
FOLDER:
1771
DESCRIPTION:
Barry, Margaret

DATE:
05/13/85

1771

No. 92

*Witnesses:*

.....

.....

.....

.....

Counsel,

Filed 13 day of May 188 5

Pleads Not Guilty

THE PEOPLE

31
31465 *vs.*

P

Margaret Barry

Grand Larceny in the 2nd degree.
(MONEY.)
*(Sec. 528 and 53 f, Penal Code.)*

RANDOLPH B. MARTINE,
*District Attorney.*

22 Ma 1885
Plead P.G.
Pen one years

**A True Bill.**

E. Hirsch

*Foreman.*

0097

# Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

*against*

Margaret Conway

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

Margaret Conway

of the crime of GRAND LARCENY IN THE second DEGREE, committed as follows:

The said Margaret Conway

late of the First Ward of the City of New York, in the County of New York, aforesaid, on the Eighth day of May in the year of our Lord one thousand eight hundred and eighty-five at the Ward, City and County aforesaid, with force and arms, in the day time of the same day, one promissory note for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of twenty dollars, and of the value of twenty dollars ; three 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 the denomination of ten dollars, and of the value of ten dollars each ; five 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 the denomination of five dollars, and of the value of five dollars each ; twenty 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 the denomination of two dollars, and of the value of two dollars each; thirty two 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 the denomination of one dollar, and of the value of one dollar each ; one promissory note for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of twenty dollars ; three promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of ten dollars each ; five promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of five dollars each ; and divers coins, of a number, kind and denomination to the Grand Jury aforesaid unknown, of the value of thirty two dollars,

of the proper moneys, goods, chattels, and personal property of one Mattie Neill, 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.

RANDOLPH B. MARTINE,

*District Attorney.*

0098

Police Court— 4 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Kitti Weil
257 East 57th
vs.
Margaret Barry
2
3
4

Offence Grand Larceny

Dated May 8 1885

Henry Ludwig Magistrate.
Henry Ludwig Officer.
28 Precinct.
Witnesses Thomas Quigley
No. 28 Records Street.
No. Street.
No. Street.
$ 500 to answer
No. Street.

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

MAY 15 1885

*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* Margaret Barry *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* May 8 1885 Henry Hornx *Police Justice.*

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

*Dated* _____ 188 . _____ *Police Justice.*

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

*Dated* _____ 188 . _____ *Police Justice.*

Sec. 198—200.

District Police Court.

CITY AND COUNTY OF NEW YORK, } ss

Margaret Barry being duly examined before ~~the under~~ signed, according to law, on the annexed charge: and being informed that it is her right to make a statement in relation to the charge against her; that the statement is designed to enable her if she see fit to answer the charge and explain the facts alleged against her that she is at liberty to waive making a statement, and that her waiver cannot be used against her on the trial.

*Question.* What is your name?

*Answer.* Margaret Barry

*Question.* How old are you?

*Answer.* 40 yrs

*Question.* Where were you born?

*Answer.* Ireland

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

*Answer.* No home

*Question* What is your business or profession?

*Answer.* Servant

*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

her
Margaret x Barry
mark

*Taken before me this* 8
*day of* May 188 5
Thomas Mannion
*Police Justice.*

0100

CITY AND COUNTY
OF NEW YORK, } ss.

James Quigley

aged 40 years, occupation Police Officer of No.

28 Prince Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Nettie Nile

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

knowledge.

*Sworn to before me, this* 8 *day of* May 1883 } James Quigley

Warren Murray

*Police Justice.*

0101

Police Court— 1 District.

Affidavit—Larceny.

City and County of New York, } ss.:

Nettie Nile

of No. 252 E 51 Street, aged 36 years, occupation House Keeper being duly sworn deposes and says, that on the 5 day of May 1883 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:

Gold and Lawful Money of the United States of the Amount and Value of Thirty two 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 Margaret Burry (colored) with the intent to deprive the true owner of said property from the fact that said money was in a pocketbook in a pocket of a dress of deponents that was lying on a chair in a room of said premises and the said Margaret was employed by deponent to do some house cleaning and this deponent has been informed by Officer James Quigley that he arrested the said Margaret, that she had

Taken before me this day 188

Police Justice.

admitted to him that deponent
had dropped his pocket book
and a ten dollar bill had dropped
out and she picked it up
and kept it. Deponent therefore
charges the said Margaret Mills
feloniously taking and stealing
the aforesaid money
Sworn before me this
8th day of May 1885. Hettie Neill

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* ——————, 188 ——————— *Police Justice.*

*I have admitted the above named* ——————

*to bail to answer by the undertaking hereto annexed.*

*Dated* ——————, 188 ——————— *Police Justice.*

*There being no sufficient cause to believe the within named* ——————

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

*Dated* ——————, 188 ——————— *Police Justice.*

Police Court, _____ District.

*Offence*—LARCENY.

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

_____

*vs.*

1 _____
2 _____
3 _____
4 _____

*Dated* _____, 188

*Magistrate.* _____

*Officer.* _____

*Clerk.* _____

*Witnesses,* _____

*No.* _____ *Street,* _____

_____

*No.* _____ *Street,* _____

_____

*No.* _____ *Street,* _____

$ _____ *to answer* _____ *Sessions.*

_____

_____

0103

BOX:
175
FOLDER:
1771
DESCRIPTION:
Bartlett, Francis

DATE:
05/08/85

1771

Witnesses:

Bailey

Counsel,

Filed 8 day of May 1885

Pleads, Not guilty

THE PEOPLE

vs.

Francis Barrett

Burglary in the Third Degree.

[Sections 405, 526 P. C.]

RANDOLPH B. MARTINE,

District Attorney.

Ordered to N.Y. Court of Oyer and Terminer for Trial May 11, 1885

A True Bill.

Foreman

No. 51 May 8/85

May 22

May 22, 1885

Pleads - Burg. 3 dg

S.P. 2 yrs

POOR QUALITY ORIGINALS

0105

# Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

*against*

Francis Bardhall

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

Francis Bardhall

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

The said Francis Bardhall

late of the Sixth Ward of the City of New York, in the County of New York, aforesaid, on the Fifth day of May in the year of our Lord one thousand eight hundred and eighty-five, with force and arms, at the Ward, City and County aforesaid, a certain building there situate, to wit: the house of one

Abraham Marcinstein

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

Abraham Marcinstein

in the said 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 Francis Boutlett of the CRIME OF Grand LARCENY in the second degree, committed as follows: The said Francis Boutlett,

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 Francis Boutlett

Fifty picture frames of the value of one dollar each,

of the goods, chattels and personal property of one Abraham Mariensteen, in the Store of the said Abraham Mariensteen, 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

— Frances Bartlett —

of the Crime of CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows:

The said Frances Bartlett,

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 hundred and fifty

picture frames of the

value of one dollar each;

of the goods, chattels and personal property of one

Abraham Mainstein

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

Abraham Mainstein

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

Frances Bartlett

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.

**RANDOLPH B. MARTINE,**

**District Attorney.**

0108

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Police Court— 9 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

William Thompson, 88 Forsyth St.

Thomas Bartlett

2 _____

3 _____

4 _____

Offence Burglary

Dated May 6 188 5

Magistrate.

Officer.

Precinct.

Witnesses William Thompson

No. 88 Forsyth Street.

Thomas Bartlett

No. 110 Greenwich Street.

No. _____ Street.

$ 1500 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 Thomas Bartlett

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* May 6 188 5 Wm Flack *Police Justice.*

I have admitted the above-named _____

to bail to answer by the undertaking hereto annexed.

*Dated* _____ 188 _____ *Police Justice.*

There being no sufficient cause to believe the within named _____

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

*Dated* _____ 188 _____ *Police Justice.*

Sec. 198—200.

District Police Court.

CITY AND COUNTY OF NEW YORK, } ss

Francis Bartlett 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.* Francis Bartlett

*Question.* How old are you?

*Answer.* 27 years

*Question.* Where were you born?

*Answer.* New York

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

*Answer.* 365 East 142 Street 2 months

*Question.* What is your business or profession?

*Answer.* Machinist

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

*Answer.* I am not guilty of the charge

Francis Bartlett

*Taken before me this* 9th *day of* March 188 4

*Police Justice.*

CITY AND COUNTY OF NEW YORK, } ss.

aged 21 years, occupation Clerk, of No. 38 Forsyth Street, being duly sworn deposes and says, that he has heard read the foregoing affidavit of Abraham Marenstein and that the facts stated therein on information of deponent are true of deponents' own knowledge.

David Marenstein

*Sworn to before me, this* 6th *day of* May 188[illegible]

David Marenstein

*Police Justice.*

CITY AND COUNTY
OF NEW YORK, } ss.

aged 38 years, occupation Peter J. Donnelly Police Officer of No. 10 Precinct Street, being duly sworn deposes and says, that he has heard read the foregoing affidavit of Abraham Marmolstein and that the facts stated therein on information of deponent are true of deponents' own knowledge.

*Sworn to before me, this* 6th *day of* May 188 } Peter J. Donnelly

Wm Fitch

*Police Justice.*

0112

Police Court—3 District.

City and County of New York, } ss.:

Abraham Marcinstein

of No. 38 Forsyth Street, aged 25 years,

occupation Merchant being duly sworn

deposes and says, that the premises No 38 Forsyth Street,

in the City and County aforesaid, the said being a Brick Tenement

in the 10th Ward the store of

~~and~~ which was occupied by deponent as a Picture frame Manufactory

and in which there was at the time no human being, ~~lawfully~~

were BURGLARIOUSLY entered by means of forcibly opening the

gaslight over the door leading from

the street to said premises

on the 5th day of May 188 5 in the Night time, and the

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

A quantity of Picture frames.

of the value of One hundred

and fifty Dollars.

the property of Deponents

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

Francis Bartlett (Crowley)

for the reasons following, to wit: That deponent is informed

by Daniel Marcinstein that at about

the hour of nine O'clock P.M. on the

4th day of May 1885, and at about the

hour of Seven O'clock A.M. on the

5th day of May he discovered that said

premises had been entered as aforesaid

and the said property taken stolen and

carried away. Deponent is further informed

0113

by Officer O'Connell that he arrested the Said Bartlett in a vacant room in premises No. 46 Forsyth Street with he in said a quantity of Picture frames in his possession which deponent fully identifies as a portion of the property which have been taken stolen and carried away from deponents premises

Sworn to before me
this 6th day of May 1880

A Moscowitz
Asst Clerk
Police Justice

Police Court _____ District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

Burglary ..... Degree.

Dated _____ 188

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of $ _____ Bail.

Bailed by _____

No. _____ Street.

0114

BOX:
175
FOLDER:
1771
DESCRIPTION:
Behrman, Henry

DATE:
05/13/85

1771

*Witnesses:*

No. 102

Counsel, J. Lapphin

Filed 13 day of May 1885

Pleads Not Guilty

THE PEOPLE

*vs.*

Henry Behrman
1514 - 1 Ave.

*Violation of Excise Law.*
*(Sunday).*

[III Rev. Stat., (7th Edition), page 1983 Sec. 21, and page 1989, Sec. 5].

RANDOLPH B. MARTINE,
*District Attorney.*

For Stat 5/86
Mid r acquitted.

**A True Bill.**

*Foreman.*

0116

# Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

*against*

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

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

The said

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

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

SECOND COUNT:

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

of the CRIME OF GIVING AWAY INTOXICATING LIQUORS AND WINES AS A BEVERAGE, ON SUNDAY, committed as follows:

The said

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, the same being the first day of the week,

commonly called and known as Sunday, with force and arms, certain intoxicating liquors and certain wines, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whisky, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain intoxicating liquor to the Grand Jury aforesaid unknown, unlawfully did give away as a beverage to

certain _____ 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.

THIRD COUNT:

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

— Thomas E. Dunman —

of the Crime of Keeping Open on Sunday a place licensed for the Sale of Strong and Spirituous Liquors, Wines, Ale and Beer, committed as follows:

The said Thomas E. Dunman,

late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, the same being the first day of the week, commonly called and known as Sunday, being then and there in charge of and having the control of certain premises at number

1514 Ninth Avenue, —

in the City and County aforesaid, which said place was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place, so licensed as aforesaid, unlawfully did not close, and keep closed, and on the said day, the said place so licensed as aforesaid, unlawfully did then and there open, and cause and procure, and suffer and permit, to be open, and to remain open, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

RANDOLPH B. MARTINE,
District Attorney.

0118

Excise Violation—Keeping Open on Sunday. POLICE COURT— 5 DISTRICT.

City and County of New York, } ss.

aged 36 years James Reilly
of the 23rd Precinct Police Street,
of the City of New York, being duly sworn, deposes and says, that on SUNDAY the 28 day
of December 188 4, in the City of New York, in the County of New York,
Henry Behrman (now here)
being then and there in lawful charge of the premises No. 1574, 1st Avenue
~~Street~~, a place duly licensed for the sale of strong and spirituous liquors, wines, ale and beer, to be drunk upon the premises DID NOT KEEP SAID PLACE CLOSED contrary to and in violation of the statute in such case made and provided.

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

Sworn to before me, this 29 day
of December 188 4 } James Reilly

John Hyman Police Justice.

0119

BAILED, Henry Schurman

No. 1, by Robert H. Ward

Residence 1164 1st Avenue Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street

No 4, by

Residence Street.

Police Court — 1st District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Henry Schurman

vs.

1 Henry Schurman

2

3

4

Offence Disorderly Conduct

Dated Dec 29 188

Magistrate.

Officer.

23 Precinct.

Witnesses Excise Board

No. Street.

No. Street.

No. Street.

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

Dated Dec 29 188 John J. Gorman Police Justice.

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

Dated Dec 29 188 John J. Gorman Police Justice.

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

Dated ..... 188 ..... Police Justice.

0120

Sec. 198—200.

5 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss

Henry Behrman 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.* Henry Behrman

*Question.* How old are you?

*Answer* 44 years

*Question.* Where were you born?

*Answer.* Germany

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

*Answer.* 1574 1st Avenue 3 months

*Question* What is your business or profession?

*Answer.* Saloon Keeper.

*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 trial in the Court of General Sessions

Henry Behrman

*Taken before me this* 26 *day of* March 1884

John H. Lennon

*Police Justice.*

0121

BOX:
175
FOLDER:
1771
DESCRIPTION:
Berkowitz, David

DATE:
05/14/85

1771

No. 117

Selling on Sunday.

Counsel, .....

Filed 14 day of May 1885

Pleads Not Guilty

THE PEOPLE

*vs.*

B

David Berkowitz
110 Ridge St.

*Violation of Excise Law.*
*(Sunday).*
[III Rev. Stat., (7th Edition), page 1988 Sec. 21, and page 1989, Sec. 5].

RANDOLPH B. MARTINE,
*District Attorney.*

Ordered back to Grand Jury
Tyler Recorder
Grand Jury finds
bond to appear for trial
Nov 19/85

**A True Bill.**

*Foreman.*

April 26/93

*Witnesses:*

POOR QUALITY ORIGINALS

2218

# Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

*against*

David Rockefeller

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

David Rockefeller

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

The said David Rockefeller

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

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

SECOND COUNT:

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

David Rockefeller

of the CRIME OF GIVING AWAY INTOXICATING LIQUORS AND WINES AS A BEVERAGE, ON SUNDAY, committed as follows:

The said David Rockefeller

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, the same being the first day of the week,

commonly called and known as Sunday, with force and arms, certain intoxicating liquors and certain wines, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whisky, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain intoxicating liquor to the Grand Jury aforesaid unknown, unlawfully did give away as a beverage to

certain ——— 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.

THIRD COUNT:

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

David Cadwallader

of the Crime of Keeping Open on Sunday a place licensed for the Sale of Strong and Spirituous Liquors, Wines, Ale and Beer, committed as follows:

The said David Cadwallader

late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, the same being the first day of the week, commonly called and known as Sunday, being then and there in charge of and having the control of certain premises at number

one hundred and ten Ridge Street,

in the City and County aforesaid, which said place was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place, so licensed as aforesaid, unlawfully did not close, and keep closed, and on the said day, the said place so licensed as aforesaid, unlawfully did then and there open, and cause and procure, and suffer and permit, to be open, and to remain open, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

RANDOLPH B. MARTINE,
District Attorney.

0125

# COURT OF GENERAL SESSIONS, PART 9

(1706)

THE PEOPLE

*vs.*

David Perkowitz

INDICTMENT

For Burglary 1st Degree

*To* Mr. Max Simon

*No.* 236 Rivington *Street.*

The indictment against the above-named defendant, for whose appearance you are bound, has been placed upon the Calendar for Trial at the Court of GENERAL SESSIONS of the Peace, at the Sessions Building, adjoining the New Court House in the Park of the said City, on the 7 day of April instant, at eleven o'clock in the forenoon.

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

DE LANCEY NICOLL,

*District Attorney.*

0126

Police Court, 1 ____ District.

1658

THE PEOPLE, &c.

ON THE COMPLAINT OF

Marks Drayer
11 Ludlow St

Dated Dec 22 188 4

EXCISE VIOLATION.
SELLING ON SUNDAY.

Dated 22 day of Dec 188 4

Smith Magistrate.

Bayhan Officer.

Witness,

Bailed $ 100 to Ans. Gen'l Sessions.

By Adam Simon

230 Rivington 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* David Berkowitz

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

*Dated* December 7 188 4 ____ *Police Justice.*

*I have admitted the above named* David Berkowitz

*to bail to answer by the undertaking hereto annexed.*

*Dated* December 188 4 ____ *Police Justice.*

*There being no sufficient cause to believe the within named* ____

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

*Dated* ____ 188 ____ *Police Justice.*

0127

Excise Violation—Selling on Sunday.

POLICE COURT First DISTRICT.

City and County of New York, } ss.

Charles Frayler

of ~~No.~~ the 11th Precinct Police ~~Street,~~

of the ~~City~~ of New York, being duly sworn, deposes and says, that on SUNDAY the 21 day

of December 188X in the City of New York, in the County of New York, at

premises No. 115 Ridge Street,

David Berkowitz (now here)

did then and there SELL, CAUSE, SUFFER and permit to be sold, and GIVEN AWAY under his direction or authority strong and spirituous liquors, wines, ale and beer, being intoxicating liquors, to be drunk as a beverage contrary to and in violation of the statute in such case made and provided.

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

Sworn to before me, this 22 day

of December 188X Charles Frayler

[illegible] Police Justice.

0128

Sec. 198—200.

/ District Police Court.

CITY AND COUNTY OF NEW YORK } ss

David Berkowitz 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* David Berkowitz

*Question.* How old are you?

*Answer* 32 years

*Question.* Where were you born?

*Answer.* Hungaria

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

*Answer.* 110 Ridge Street Three months

*Question* What is your business or profession?

*Answer* Beer Saloon

*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 I demand a trial by Jury

David Berkowitz

*Taken before me this* 1st *day of* December *188*1

*Police Justice.*

0129

BOX:
175
FOLDER:
1771
DESCRIPTION:
Bertrand, Charles H.

DATE:
05/08/85

1771

Bail fixed at
$2000
RBS

Witnesses:

Bailed by
Lawrence Ennis
423 Atlantic Ave
Brooklyn.

Bd Tuesday 8

480

Counsel,

Filed 8 day of May 1885

Pleads, Not Guilty (12)

THE PEOPLE

vs.

Charles H. Bertrand

Grand Larceny

[Sections 528, 531, Penal Code].

RANDOLPH B. MARTINE,
District Attorney.

A True Bill.

Foreman.

# 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 H. Bertrand

The Grand Jury of the City and County of New York, by this **Indictment**, accuse Charles H. Bertrand of the Crime of **Grand Larceny** in the second degree, committed as follows:

That heretofore, and before the commission of the offense hereinafter set forth, there was depending in the Supreme Court of the State of New York, in and for the City and County of New York, a certain action to have certain conveyances theretofore made declared fraudulent and void, wherein one Lewis H. Santos was plaintiff, and Thomas Naughton, James Naughton and Hugh Naughton were defendants, and on divers days and times _____ during the pendency of the said action, the issues therein were in due form of law tried before a Referee, in that behalf duly appointed and qualified, and on the 25th day of January 1924, a judgment in the said action was duly recovered in the said Court by the said plaintiff against the said defendants; And at all the

said Juries and at all Juries hereinmentioned the said Charles H. Bertrand, late of the City and County aforesaid, was the attorney and counsel for the said defendants, and as such attorney and counsel had in their behalf conducted the defense therein. And after the recovery of the judgment aforesaid, to wit: on the 4th day of February, 1994, the said defendants had duly taken an appeal from the same to the General Term of the said Supreme Court, and a case on said appeal was duly made and settled.

And before the commencement of the said action, to wit: on the 5th day of December, 1992, the said plaintiff had duly filed in the Office of the Clerk of the City and County of New York, a certain notice of the pendency of the said action, commonly called a lis pendens, describing certain pieces of real property belonging to the said Elias Naughton, and thereafter to wit: on the 5th day of January, 1993, the said Charles H. Bertrand, as such attorney and counsel duly made a motion in the said Supreme Court to vacate the said lis pendens, whereupon an order was duly made and entered in the said Court denying the said motion.

And afterwards, to wit: on the 5th day of April, 1884, at the City and County of New York aforesaid, the said Charles H. Bertrand, with force and arms, with intent to deprive and defraud the said John E. Naughton of the sum of money hereinafter mentioned, and of the use and benefit thereof, and to appropriate the same to his own use, did then and there feloniously fraudulently & knowingly falsely pretend and represent to the said John E Naughton; ———

That writing and copying to the amount of the value of one hundred and fifty one dollars had been done and performed in preparing the case on the appeal from the judgment aforesaid, and that it was then necessary for him to have that amount of money to pay for the same.

That he the said Charles H. Bertrand had taken an appeal on behalf of the said defendants in the said action, to the General Term of the said Supreme Court from the said order of the said Court denying the said motion to vacate the lis pendens aforesaid, and that he then needed the sum of eighty one dollars to pay for the printing of the papers relating to such appeal.

That it was necessary for him the

said Charles H. Bertrand to have the sum of twenty four dollars and thirty cents with which to pay the said County Clerk for copying papers to be used on said last mentioned appeal, and that the said County Clerk was then justly entitled to the said sum of twenty four dollars and thirty cents as his fee for the copying of the said papers, and that ~~the amount~~ ~~of~~ such copying amounted to two hundred and forty three folios, for which the said County Clerk was then lawfully entitled to receive as his fee the sum of ten cents each folio, and that copying of papers to be used on such appeal had been actually done and performed to the extent aforesaid.

That one George Mc Kittrick who had done and performed services as a stenographer upon the trial of the issues in said action before the said Referee, had charged, and was justly entitled to, the sum of fifty six dollars and thirty cents, for his services in that regard.

That he the said Charles H. Bertrand as the Attorney and counsel of the defendants in the said action, had done and performed numerous and valuable services in their behalf in the course and conduct of the said action, and had paid out divers

sums of money as disbursements therein.

That he the said Charles H. Bertrand had placed the said action on the Imperial Term Calendar of the said Court for trial on the 19th day of March, 1883, and had paid the sum of three dollars and fifty cents, for so doing.

That it was necessary for him the said Charles H. Bertrand to have the sum of three dollars with which to put a motion in said action on the calendar of Chambers of the said Court for the third monday of April 1883; that such motion had been placed upon the said Calendar and had been dismissed because the note of issue was not handed to the Clerk of the said Court early enough.

That he the said Charles H. Bertrand had arranged to pay the Clerk of the said Court the sum of twenty five dollars, as expenses in getting an order for a stay upon the judgment aforesaid, and that it was necessary to pay the said Clerk the said sum of twenty five dollars, in order to get such stay.

That he the said Charles H. Bertrand had got into trouble with the Honorable George R. Barnett, one of the Justices of the said Court in consequence of his disobeying a direction of the said the Honorable George

C. Barrett not to get any order in the said action from the Honorable Charles Donohue another of the Justices of the said Court, whilst the said the Honorable George C. Barrett was holding Chambers of the said Court, and that the said the Honorable George C. Barrett, Justice as aforesaid had imposed upon him the said Charles H. Bertrand a fine of fifty dollars for such disobedience, and that he the said Charles H. Bertrand had incurred such fine whilst actually engaged in furthering the interests of the said defendants in the said action. That it was impossible for him to avoid the payment of the said fine, and that it was necessary for him to have the sum of sixty five dollars with which to pay the said fine and the fearful fees of the Sheriff of the said County actually incurred by reason of the same.

And the said John Naughton, on the said 5th day of April, 1884, then and there obtaining the said false and fraudulent pretenses and representations so made as aforesaid by the said Charles H. Bertrand, and being deceived thereby was induced by reason thereof to deliver, and did then and there deliver to the said Charles H. Bertrand, a sum of money to wit: the

sum of four hundred and eighty one dollars and thirty cents in money, lawful money of the United States of America, and of the value of four hundred and eighty one dollars and thirty cents, of the proper money and property of the said John E. Naughton, and the said Charles H. Bertrand did then and there feloniously receive and obtain the said sum of money, of the proper money and property of the said John E. Naughton, from the possession of the said John E. Naughton, by color and by aid of the false and fraudulent pretenses and representations aforesaid, and with intent to deprive and defraud the said John E. Naughton of the same, and of the use and benefit thereof, and to appropriate the same to his own use:

Whereas in truth and in fact writing and copying to the amount of the value of one hundred and fifty one dollars, had not been done and performed in preparing the case on the appeal from the said judgment, and it was not then necessary for the said Charles H. Bertrand to have that amount of money to pay for such writing and copying;

And whereas in truth and in fact the said Charles H. Bertrand had not taken

an appeal on behalf of the said defendants in the said action, to the General Term of the said Supreme Court, from the said order of the said Court denying the said motion to vacate the lis pendens aforesaid, that the said Charles H Bertrand did not then need the sum of eighty one dollars, or any other sum, to pay for the printing of the papers relating to such appeal.

And whereas in truth and in fact, it was not necessary for him the said Charles H Bertrand to have the sum of twenty four dollars and thirty cents, or any other sum, with which to pay the said County Clerk for copying papers to be used on the said last mentioned appeal, and the said County Clerk was not then rightfully entitled to the said sum of twenty four dollars and thirty cents or any other sum, as his fee for the copying of the said papers, and such copying did not amount to two hundred and forty three folios for which the said County Clerk was then lawfully entitled to receive as his fee the sum of ten cents each folio, — and copying of papers to be used on such appeal had not been actually done and performed to the extent aforesaid, or to any extent whatever.

That whereas in truth and in fact the said George McKittrick, has not drawn and was not justly entitled to the sum of fifty six dollars and thirty cents for his services, so as aforesaid done and performed upon the said trial.

That whereas in truth and in fact the said Charles H. Bertrand, as the attorney and counsel of the said defendants in the said action, has not done and performed numerous and valuable services in their behalf in the course and conduct of the said action, and has not paid out divers sums of money as disbursements therein.

That whereas in truth and in fact the said Charles H. Bertrand has not placed the said action on the special term calendar of the said court for trial on the said 19th day of March, 1883, and has not paid the sum of three dollars and fifty cents for so doing.

That whereas in truth and in fact it was not necessary for him the said Charles H. Bertrand to have the sum of three dollars with which to put a motion in the said action on the calendar of Chambers of the said court for the third Monday of April, 1883, and no such motion has been

placed upon the said calendar, and no such motion has been dismissed because the note of service was not handed to the Clerk of the said Court early enough.

And whereas in truth and in fact the said Charles H. Bertrand has not arranged to pay the Clerk of the said Court the sum of twenty five dollars, or any other sum whatever, as expenses in getting an order for a stay upon the judgment aforesaid, and it was not necessary to pay the said Clerk the said sum of twenty five dollars, in order to get such stay.

And whereas in truth and in fact the said Charles H. Bertrand has not got into trouble with the said the Honorable Egerton R. Barnett in consequence of his disobeying the said pretended direction of the said the Honorable Egerton R. Barnett, and the said the Honorable Egerton R. Barnett has not imposed upon him the said Charles H. Bertrand a fine of fifty dollars for such disobedience, and the said Charles H. Bertrand has not incurred such fine without actually engaged in furthering the interests of the said defendants in the said action.

And whereas in truth and in fact, the pretenses and representations so made as aforesaid by the said Charles H. Bertrand

to the said John E. Naughton, was and were in all respects utterly false and untrue to wit: on the said 5th day of April, 1894, at the City and County aforesaid, on the said Theodore H. Bernard at the time of making the same, then and there well knew.

And so the Jurors aforesaid do say: that the said Theodore H. Bernard, on the day and in the year first aforesaid, at the City and County aforesaid, in the manner and form aforesaid, and by the means aforesaid, with force and arms, the sum of money aforesaid, to wit: the sum of four hundred and eight dollars and thirty cents in money, lawful money of the United States of America, and of the value of four hundred and eight dollars and thirty cents, of the proper moneys and property of the said John E. Naughton, then and there feloniously did steal; 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.

Randolph W. Martin,
District Attorney.

N. Y. July 6th 1885

To District Atty Martine.

Certain parties are trying to abstract from your Office (through an attache) The indictment for "Larceny" against C. H. Bertrand

This is the way this Scoundrel always evades Justice"

The following facts justify: the above Statement

Before J. B. Van Fost 62 Wall St Referee to disbar Bertrand"

Part of testimony was abstracted from Referee Office (See J. B. Van Fost)

In a Motion to appoint another Referee

Supreme Court—Gen Term
The motion papers were
abstracted (See Judge Davis)

In Suit—Hasft—vs Hasft—Supreme
Court—Gen Term (1883)
Judge
Daniels ordered County Clerk
to place the papers in His
Safe (See County Clerk) or
Judge Daniels
Inquiry will
prove the above statements

(Lewis)

GEORGE MACCULLOCH MILLER,
WILLIAM P. DIXON,

WHEELER H. PECKHAM.
HOFFMAN MILLER.

LAW OFFICES OF

**Miller, Peckham & Dixon,**

**Drexel Building,**

MR. JOHN A. STOUTENBURGH,
IN CHARGE OF REAL ESTATE DEPARTMENT.

29 WALL STREET, N. Y.
ELEVATOR ENTRANCE, 3 BROAD STREET.

P. O. Box, 3472.

New York, April 7th 1885

My dear Sir

This will introduce my friend Mr. Warren G Brown —

He desires to lay before you some matters.

He is a gentleman of the highest character on whom you can rely — I aided him on an argument in the civil proceeding & it worked badly for me

Rec B Mentry Esq

Wheeler H Peckham

N.Y. Supreme Court.

Catherina Hartt
Resp.

vs.

Charles Hartt
Appt.

Opinion

Concur
N. Davis
P.J.

Supreme Court. First Dept. October General Term 1882.

Noah Davis P.J. and Charles Daniels J.J.

Catherina Hartz
Res.

agst.

Charles Hartz
App.

Appeal from order denying motion to vacate, and set aside judgment for divorce.

G. J. Mertz for App.
C. H. Bertrand for Res.

Daniels J.

The assertions that the summons was not served at the time stated in the proof of service, and that the date of the verification of the complaint had been changed, were fully met by the affidavits which established the fact that the summons and complaint were served at the time stated in the judgment. The time for answering therefore had expired previous to the application, made for the reference ordered in the case. It did however appear from the letters and stipulations of the plaintiff's attorney that he was employed to prosecute the action by the defendant who was to pay him for his services; and for the purpose of giving it a false appearance

obtained an order upon notice requiring payment of Counsel fees and alimony during the pendency of the action by the defendant which it was previously understood was not to be and was not enforced against him. In the commencement of the suit and through its prosecution a false appearance was given to the manner in which it was instituted and carried on. In this respect the Court was imposed upon by the combined conduct of the defendant and the plaintiff's Attorney. But it does not appear that the plaintiff herself was a party to this deception. She swears, on the contrary, that she instituted the suit herself, and also employed the Attorney acting in her name. She may very well have in form employed him, and yet the arrangement already mentioned have been made and carried out between the defendant and her Attorney. But as she was not a party to it, the judgment recovered by her was not necessarily invalidated by reason of this fraudulent misconduct, but apparently swore to the complaint, and commenced her suit in good faith for the sole purpose of obtaining a judgment for a divorce against the defendant, and the evidence given upon the

and the evidence given upon the hearing before the Referee, the reliability of which has not been brought in question very decidedly tended to establish the facts required to be proved to entitle her to such a judgment. For that purpose her case was sufficiently made out, and even if the judgment should be set aside, a repetition of this evidence would surely lead again to the same result. The defendant sets up no defence; and apparently has no desire to answer the complaint. His right of his, therefore, is in any manner infringed by the result attained in the action. His misconduct was such as to entitle the plaintiffs to the judgment which she recovered, and the fact that it was brought about by further improper conduct to which he himself and the plaintiffs Attorneys were parties presents no reason for setting aside the judgment. No injustice was done to him, and the plaintiff secured only what she was legally entitled to demand. The order from which the appeal has been taken should therefore be affirmed with the usual costs and disbursements.

Form 77, 1883

# Office of the Department of Health,

ROOM 21,

MUNICIPAL BUILDING,

Brooklyn, April 26th 1887

## A Transcript from the Record of Deaths

IN THE CITY OF BROOKLYN.

| Name of Deceased. | Age. Years. | Months. | Days. | Date of Death. |
|---|---|---|---|---|
| Charles A. Bertrand | 55 | — | — | Jan. 18. 1886 |

| Occupation. | Condition. | Birthplace. |
|---|---|---|
| Lawyer | Widower | France |

| How Long Resident in City. | Father's Birthplace. | Mother's Birthplace. |
|---|---|---|
| Not Stated | France | France |

| Place of Death. | Cause of Death. | Time from Attack Till Death. |
|---|---|---|
| No. 348 Fulton St. Ward. | Suicide by Shooting thro' the heart | — |

| Place of Burial. | Medical Attendant. | Medical Attendant. |
|---|---|---|
| Lutheran | Geo. W. Chapman | Coroner Hennessy |

I hereby certify the foregoing to be a true copy of the record.

Wm C. Ottiwell M. D.
Secretary.
Deputy Commissioner
Dept. of Health.

State of New York } ss
County of Kings }

George W. Chapman being duly sworn by me deposes and says that he knew Charles Bertrand and that he buried his remains January twentieth 1886 in Lutheran Cemetery and that he was sixty two years of age

Brooklyn April 26 1887

D. J. Mastings
Notary Public
Kings Co

George W Chapman

State of New York }
County of Kings } ss

On this 26th day of April 1887 before me personally appeared Katharine W. Zeiss who being by me duly sworn deposes and says that on the Eighteenth day of February 1886 She was at No 90. Fulton Street City of Brooklyn and on hearing a Pistol Shot in an adjoining room the door was opened when She saw the dead body of Charles Bertrand and on an examination having been made of the dead body of said Charles Bertrand by the Doctor he said said Bertrand had shot himself

Katharine W. Zeiss

[illegible]
Notary Public
Kings Co

Prospectus
to
Bertrand

John C. Naughton
James Naughton
Chas. Naughton
49 West 26th St

Geo. McKittrick
59 Liberty St.

B. J. Grant
Bennett Bldg.

Warren G. Brown
170 Bway.

John E. Haughton, being duly sworn, says: that on or about the 21st day of December, 1882, Jacob J. Banta commenced an action in the Supreme Court of this State at said City against this deponent and James Haughton and Eliza Haughton the father and mother of this deponent. This action was brought to have declared fraudulent certain conveyances from said James Haughton to this deponent and from this deponent to said Eliza Haughton. Issue was thereafter joined in said action and the cause tried before a Referee and a judgment rendered in favor of the plaintiffs declaring said conveyances fraudulent and void. Thereafter said defendants appealed from said

judgment to the General Term of the said Court and a case was duly made and settled on said appeal. In said action and appeal Charles H. Bertrand Esq., a counsellor at law acted as attorney and counsel for the said defendants. On the 21st day of April, 1884, Warren G. Brown, Esq., was duly substituted as attorney for said defendants in the place of said Bertrand by an order of that date. Before and after such substitution facts came to their knowledge which convinced defendants that through the improper conduct of said Bertrand the defence of said defendants had not been properly presented in the action and upon the trial thereof and accordingly said defendants through their said substituted attorney caused a motion to be made to the said Supreme Court for a new trial on account of the improper conduct of the said Bertrand as their attorney in his conduct of said action and said motion was granted and a new trial of said action was ordered by said Court on or about Nov. 20th, 1884, and said new trial has

resulted in a final judgment for said defendants dismissing plaintiff's complaint in said action on or about the 7th day of January, 1885.

Deponent further says, that a notice of the pendency of said action was filed by said plaintiff in the office of the Clerk of said City and County on the 5th day of Dec. 1882, describing pieces of real estate located in different parts of said City. On or about the 5th day of January, 1883, the said Bertrand as attorney for said defendants made a motion in said Court to vacate said notice of pendency and the Court made an order denying the motion with liberty to defendants to renew it on compliance with conditions recited in said order. The said Bertrand advised the defendants to take an appeal from said order to the General Term of said Court and afterwards informed defendants that he had taken such appeal and needed eighty one dollars to pay for printing the papers on said appeal and on or about the 13th day of February, 1883, in compliance with such request this deponent paid to said Ber-

trand three sums, together amounting to the said sum of eighty one dollars and received from him a receipt dated on that day which recited that he received "eighty one dollars for expenses in printing case on appeal from motion to vacate lis pendens in an action pending in the Supreme Court between Jacob J. Barta plaintiff and James Naughton, et al, defendants".

Deponent further says that on or about the 10th day of Jany, 1883, the said Bertrand stated to deponent that it was necessary for him to have twenty-four 30/100 dollars to pay the County Clerk for copying papers containing 243 folios at 10 cents a folio to be used on the above lis pendens appeal and deponent paid to said Bertrand the sum of Twenty three 50/100 dollars for that purpose. Deponent further says that in fact no appeal had been taken from said order as appears by the certificate of the County Clerk of said City and County hereto annexed and dated March 24th, ——— 1885, and by reference to Section 1300 of the Code of Civil Procedure and all the papers to be copied or printed on an appeal from said order

if one had been taken would not exceed 120 folios and there was no difficulty in getting them copied for Six Dollars.

The said Bertrand, repeatedly, after the payment of said moneys, represented to this deponent that the appeal was in progress when in fact no appeal from said order was ever taken

Deponent further says that the judgment above referred to as rendered after the trial before the Referee, was filed in the office of the said Clerk on the 25th day of January, 1884, and on or about the 4th day of February, 1884, by the advice of said Bertrand the said defendants appealed from said judgment to the General Term of this Court and thereafter the said Bertrand represented to this deponent that he must have money to the amount of One hundred and fifty one dollars to pay for copying the papers for said appeal and thereafter in response to said request the deponent gave him that amount of money for that purpose and on the 5th day of April, 1884, said Bertrand made and delivered to deponent a receipt, of which the following is a copy:

"New York, April 5th, 1884.—
" Received from Mrs. Eliza Haughton
" One hundred and fifty one dollars
" being in full for all legal writing and
" copying done in preparing case on ap-
" peal in the suit of Jacob J. Banta agt
" James Haughton, et al, The above amount
" is paid out and disbursed by C. H. Ber-
" trand, Atty. This receipt is given
" as a final receipt having previously re-
" ceipted for papers and copying to the
" amount of One hundred and fifteen
" dollars. Received this day thirty-six
" dollars as balance."
" $ 151. $\frac{00}{100}$ C. H. Bertrand,
" Atty for James, Eliza
" and J. E. Haughton."

Deponent further says that in fact the entire case as settled and to be printed on appeal only consisted of less than five hundred folios and there is no difficulty in getting copying done at five cents a folio and less.

Deponent further says that a stenographer, viz: George McKittrick, whose office is at No. 59 Liberty Street in said City was employed to take the testimony before the Referee on said trial

and said Bertrand during the progress of the trial called upon deponent to pay him sums of money which he represented to this deponent were to be paid by him to the said stenographer and for that purpose deponent paid to said Bertrand the following sums of money viz; on the 2nd day of July, 1883, $10.50; on the 12th day of July, 1883, $18.00; on the 3rd day of October, 1883, $12.80; on the 16th day of October, 1883, $15.00, together amounting to $56.30

Deponent further says that since said Bertrand has ceased to be atty for said defendants deponent has been informed by said McKittrick that neither said Bertrand nor any one on his behalf nor on behalf of the defendants has paid any sum whatever to him except $10.50 which was paid to him by said Bertrand in October, 1883, as deponent is informed by said McKittrick and believes.

Deponent further says that since said trial said McKittrick has informed deponent that all he called upon said Bertrand to pay was $15.75 and the same amount for plaintiff to pay, and plaintiff only taxed $15.75 in

his bill of costs for such fees.

Deponent further says that said Bertrand gave deponent a receipt for the $12.80 received by him October 3rd, 1883, and said sum of $18. was paid by him in response to a letter received by deponent from said Bertrand on the 11th or 12th day of July, 1883, in which he says, "Your bill for the other and former portions of the proceedings of the trial on stenographers minutes is $18. I must have it all complete xxx so you will prepare yourself to meet the bill tomorrow morning. I must have it all by One P.M. xxxx"

C. H. Bertrand".

Deponent further says that on the 15 day of March, 1883, said Bertrand wrote to the said defendant James Naughton "I placed your cause upon the Special Term Calendar for trial on Monday" and he represented to deponent that he had paid $3.50 to put the cause on said calendar and wanted said defendants to repay him and accordingly on the 17th day of March, 1883, deponent paid to him $3.50 for that purpose whereas the fact is that the cause was put on said calendar by plaintiffs attorneys

and the sum of $3.00 was allowed to plaintiff as a disbursement for putting the cause on that calendar and said Bertrand appeared for defendants at the taxation of costs and no objection to the item appears on the bill of costs to the taxation of that item against his clients and that sum is included in the judgment entered against them.

Deponent further says that on the 14th day of April, 1883, said Bertrand stated to deponent that he must have $3. to put a motion in said cause on the 3rd monday Chambers Calendar for April and deponent paid that sum to him on that day and on the 16th of said month said James Naughton received from said Bertrand a postal card saying that the motion was dismissed because the note of issue was not handed to the Clerk early enough on Saturday but the postal stated that it would be on the Calendar the following Tuesday. This deponent has since been advised and believes that there is no fee for putting motions on the motion calendar

Deponent further says that on the 19th day of January, 1884, (being after the

Referee had decided said case against said defendants and directed that the real estate should be transferred to a Receiver, but a few days before the entry of final judgment against them) the said Bertrand wrote to the defendant James Haughton as follows:

"New York, January 19, 1884"

"Mr. James Haughton;

"I can replace the Receiver "and obtain what is necessary and ex-"pedient in your matter even to the ex-"tent of the Referees fees. I can get a "stay &c but can do nothing without "money – can you at once respond – it is "important, very important. Your des-"tiny is at stake as far as finances "is concerned. You know what it will "be if you cannot collect your rents, "the currency, first it is important. I "arranged a certain meeting tonight at 7½ P.M. "to pay and all will be safe and right."

"Bertrand"

Deponent further says, that on said 19 day of January, 1884, at a personal interview at defendants house said Bertrand urged the importance of money and said he had arranged

to pay the Clerk of the Court $25.00 expense of getting an order for a stay upon the judgment and deponent thereupon gave said Bertrand the $25.00 he asked for as aforesaid. On the 1st day of February, 1883, the said James Naughton received from said Bertrand a telegram dated on that day in which he says "I got the signature all right, will be "up soon; must have funds to hold "it". "Bertrand".

Deponent further says that while said cause was in progress and a few days before February 6th, 1884, said Bertrand told defendant that he had got into trouble with Judge Barrett of the Supreme Court in consequence of his disobeying a direction of said Judge not to get any order in said cause from Judge Donohue while he said Justice Barrett was holding Chambers and said Bertrand stated that Judge Barrett, had fined him fifty dollars for disobeying said order or direction of said Justice Barrett and said Bertrand requested said defendants to pay said fine because it was incurred in trying to benefit the said defendants in their cause. He said he would wait

a few days and see if he could not get rid of the fine. On the 6th day of February, 1884, the said James Naughton received from said Bertrand a telegram dated on that day, as follows:
"Impossible to relieve my contempt all "hope gone, must pay, it interferes.
Bertrand"

After the receipt of this telegram and on the same day the said Bertrand came to the residence of these defendants and urged the necessity of giving him $65.00 to pay the fine and sheriffs fees. Deponent told him the telegram was received, but they could not spare the money but would go out and borrow it. He said he was afraid the sheriff here would arrest him and requested deponent to send the money to him at Jersey City where he would meet James J. Naughton a brother of this deponent on the arrival of the ferry boat from the foot of Courtland St., N.Y. Deponent sent the $65.00 to said Bertrand as directed and deponent has since ascertained that the fine was not in any case in which either of said defendants was

interested, but in another case in which said Bertrand was the attorney for one party and opposed to him was L. J. Grant, Esq., whose office is in the Bennett Building north west corner of Fulton and Nassau Streets in said City.

Sworn to before me this
1st day of April, 1885

John C. Naughton

E. P. Sherman
Notary Public
for Kings Co N.Y.

0166

Law Offices
Warren G. Brown,
170 Broadway.

New York, ~~April 1st 1885~~

Supreme Court
Jacob J. Banta
agst.
James Naughton
Eliza Naughton
and John E. Naughton

To the County Clerk of the City and County of New York
Please to search in your office for Notices of Appeal filed therein in the above entitled action from the 1st day of January 1883 to the 1st day of January 1884 and Certify the result for

Warren G. Brown
Atty. for Plaintiff

New York March 24. 1885

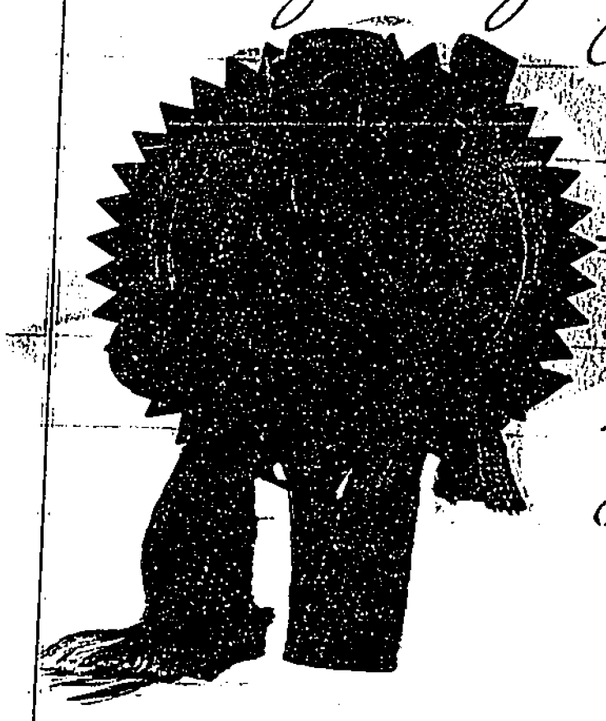
B/ 25c

Patrick Keenan
Clerk

State of New Jersey }
County of Essex } ss

I Aaron Vanderveer Clerk of the Court of Oyer and Terminer and General Jail Delivery and Court of General Quarter Sessions holden at Newark in and for the County of Essex do hereby certify that the foregoing are true transcripts from the records of said Courts of the presentment of the Indictment in the case of The State of New Jersey against Charles H. Bertrand the Plea and Sentence as taken from and compared with the originals now on the files of my office.

In testimony whereof I have hereto set my hand and affixed my official seal at Newark in said County and State this second day of September A.D. 1882



A. Vanderveer
Clerk

State of New Jersey }
County of Essex } ss

I David A. Depue associate Justice of the Supreme Court of Judicature of the State of New Jersey and President Judge of the Courts of Oyer and Terminer and General

Jail Delivery and Court of General Quar-
-ter Sessions holden at Newark in and
for the County of Essex aforesaid in confor-
-mity with the laws of the United States in
such case made and provided do certify
that the attestation of Warren Vanderver
to the foregoing certificate is the attestation
of the Clerk of said Courts that the seal of
said thereto is his official seal and that
said attestation is in due form of law
Given under my hand at
Newark in this second day
of September AD 1884
David A Depue
Presd Judge

State of New Jersey, } ss.
COUNTY OF ESSEX,

I, WARREN A. SMITH, Clerk of the County of Essex, and Clerk of the Circuit Court and Court of Common Pleas of said county

**Do Hereby Certify,** that said Courts are Courts of Record, THAT Hon David A Depue whose name is subscribed to the foregoing Certificate was at the time of taking the same Presiding Judge in and for said County, duly commissioned and sworn and qualified to act as such, that I am well acquainted with the hand-writing of such Presiding Judge and verily believe his signature to the same is genuine.

**In Testimony Whereof,** I have hereunto set my hand and affixed the seal of said Courts and County, at Newark, this 2d day of Sept A. D., 1884

Warren Vanderver Clerk.

Essex Oyer and Terminer and
General Jail Delivery
of the Term of April AD 1874
Monday May 18th 1874

The Court
met
Present
Hon. David A. Epps
Associate Presiding
Hon. Caleb S. Ilsworth
Rufus T. Harrison
Amzi Cornell
T. W. Ricord Esqs
Judges

The Grand Jury came into Court and being called all appeared except Francis Lottin who was excused. The Court order said excuse to be entered

The Grand Jury presented among other Bills of Indictment the following

| | |
|---|---|
| The State<br>vs<br>Charles H. Bertrand<br>Gilbert T. Reisbeck<br>Edwin M. Cook<br>Thomas H. Davis | Our<br>Indictment<br>for<br>Conspiracy |

The Grand Jury having informed the Court that they had finished their business were discharged for the term

Essex Quarter Sessions
of the Term of April AD 1874
July 6th 1874

The Court
Met
Present
Hon Caleb S Ellsworth Presiding
Rufus D Harrison
Amzi Cornell
Dieduck H Ricord
Judges &c

| | |
|---|---|
| The State<br>vs<br>Charles Bertrand | Sur Indictment<br>for<br>Conspiracy |

The Court of Oyer and Terminer and General Jail Delivery having handed down to this Court this Indictment for trial. The Court on Motion of G N Abel who prosecutes for the State order the Defendant placed to the bar that he be charged on this Indictment and plead thereto Whereupon being placed to the bar and

charged he plead Guilty and the defendant remanded.

Essex Quarter Sessions
of the Peace of April A.D. 1874
August 3d 1874

The Court
met
Present
Hon Caleb S. Litchworth
Rufus D. Harrison
Amos Cornell
Frederick W. Record
Judges

The State
vs
Charles H. Bertrand

Sur Indictment
For
Conspiracy

On motion of G.W. Abbot Prosecutor of the Pleas the Court order the Sheriff to set the Prisoner to the Bar to receive his sentence he being accordingly set to the Bar the Court do thereupon order and adjudge that the Prisoner Charles H. Bertrand be imprisoned in the State Prison of this State for the term of Two Years, at hard labor and that he pay a fine of Five Hundred Dollars upon his Conviction

that he pay the costs of this prosecution and that he be further imprisoned from and after the expiration of the said term of Two Years and payment of said fine of Five Hundred Dollars until the costs of this prosecution are paid

0173

BOX:
175
FOLDER:
1771
DESCRIPTION:
Black, James

DATE:
05/11/85

1771

*Witnesses:*

No. 70.

Counsel, O. L. Lemont

Filed 11 day of May 1885

Pleads, Not Guilty 14

THE PEOPLE

*vs.*

B

James Black

*Burglary in the Third Degree.*

[Sections 408, 504, 505, 506, 507.]

RANDOLPH B. MARTINE,

*District Attorney.*

**A True Bill.**

E. Thorb

*Foreman.*

Mr Elmer Hatche is Counsel

May 27. 1885

Tried & Acquitted

0175

# Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

*against*

[illegible]

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

[illegible]

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

The said [illegible],

late of the [illegible] Ward of the City of New York, in the County of New York, aforesaid, on the [illegible] day of [illegible] in the year of our Lord one thousand eight hundred and eighty-[illegible], with force and arms, at the Ward, City and County aforesaid, a certain building there situate, to wit: the [illegible] of one

[illegible],

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

[illegible],

in the said [illegible], 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 James Black, of the Grand Jury aforesaid to commit, the CRIME OF Grand LARCENY in the second degree, committed as follows:

The said James Black,

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, ten pieces of rope of the value of three dollars each piece, one hundred pounds of rope of the value of ten cents each pound, twenty kids of the kind usually employed and used by masons, of a number and description to the Grand Jury aforesaid unknown, of the value of fifty dollars, and two ladders of the value of ten dollars each.

of the goods, chattels and personal property of one Peter Brindamour,

in the store room of the said Peter Brindamour,

there situate, then and there being found, in the storeroom 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.

Randolph B. Martine
District Attorney

0177

**Police Court** — 2nd **District.**

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Geo. Churchill
236 Franklin St
James Black

Offence, Burglary

MAY 7 1885

BAILED,

No. 1, by Thomas Brodhead
Residence 223 West 34th St Street,

No. 2, by
Residence Street,

No. 3, by
Residence Street,

No. 4, by
Residence Street.

Dated May 4th 1885

Magistrate.

Officer.

Clerk.

Witnesses, Geo. Churchill
Det. Throckmorton

No. Street,

No. Street,

$ 500 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 James Black

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* May 4 188 5 P. G. Leeff *Police Justice.*

Defendant

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

*Dated* May 6 188 5 P. G. Leeff *Police Justice.*

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

*Dated* 188 *Police Justice.*

0178

Sec. 198—200.

Second District Police Court.

CITY AND COUNTY OF NEW YORK, } ss

James Black 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* James Black

*Question.* How old are you?

*Answer* 44 years

*Question.* Where were you born?

*Answer.* Scotland

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

*Answer.* 248 West 36th street 4 years about

*Question* What is your business or profession?

*Answer.* House Carpenter.

*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 found the door of the basement open of premises No. 264 West 33rd street and I merely went in there to look around

James Black

*Taken before me this* 4 *day of* March 1887

Police Justice.

0179

CITY AND COUNTY
OF NEW YORK, } ss.

Robert McFinley

aged 25 years, occupation Policeman of ~~No.~~ the 20th Precinct Police ~~Street~~, ~~being~~ duly sworn deposes and says, that he has heard read the foregoing affidavit of Peter Bruckner and that the facts stated therein on information of deponent are true of deponents' own knowledge.

*Sworn to before me, this* 4th *day of* May 188 }

Robert McFinley

D. G. Geoghegan

*Police Justice.*

0180

Police Court— 2nd District.

City and County of New York, } ss.:

Peter Brickner

of No. 236 West 33rd Street, aged 50 years,

occupation Mason being duly sworn

deposes and says, that the premises No 264 West 33rd Street,

in the City and County aforesaid, the said being a brick building

and the basement of

~~and~~ which was occupied by deponent as a Storeroom for Plastering Material

and in which there was at the time no human being, by ~~name~~

were BURGLARIOUSLY entered by means of forcibly bursting the door of said basement

on the 4th day of May 1885 in the night time, and the attempted to be following property feloniously taken, stolen, and carried away, viz:

a quantity of masons tools ropes and ladders of the Value of one Hundred and fifty 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 attempted to be property taken, stolen, and carried away by

James Black (now here)

for the reasons following, to wit: On the 2nd instant about the hour of 6 o'clock in the afternoon deponent locked and securely fastened the door leading into said basement in said premises — On the 4th instant deponent was informed by officer Robert McGinley of the 20th Precinct Police that about the hour of 2 o'clock on the morning of said date he found the

door leading into said basement burst open and found said defendant inside of said basement.

Wherefore deponent charges said defendant with the Burglary as aforesaid with the felonious intent of stealing the afore-described property

Sworn to before me this 4th day of May 1885

Peter Bonthme

P. J. Geoghegan
Police Justice

Police Court _____ District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Burglary ——— Degree

Dated _____ 188

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of $ _____ Bail.

Bailed by _____

No. _____ Street.

0182

BOX:
175
FOLDER:
1771
DESCRIPTION:
Blank, Jacob

DATE:
05/13/85

1771

No. 95

*Witnesses:*

Counsel, Checkley

Filed 13 day of May 1885

Pleads Not Guilty

THE PEOPLE

*vs.*

B

Jacob Blank

*Violation of Excise Law.*
*(Standard).*
[III Rev. Stat., (7th Edition), page 1089 Sec. 21, and page 1090, Sec. 5].

RANDOLPH B. MARTINE,
*District Attorney.*

Tr Dec 11/85
Tried + acquitted.

**A True Bill.**

*Foreman.*

0184

# Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

*against*

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

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

The said

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

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

SECOND COUNT:

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

of the CRIME OF GIVING AWAY INTOXICATING LIQUORS AND WINES AS A BEVERAGE, ON SUNDAY, committed as follows:

The said

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, the same being the first day of the week,

commonly called and known as Sunday, with force and arms, certain intoxicating liquors and certain wines, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whisky, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain intoxicating liquor to the Grand Jury aforesaid unknown, unlawfully did give away as a beverage to

certain _____ 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.

THIRD COUNT:

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

— Jacob Blank —

of the Crime of Keeping Open on Sunday a place licensed for the Sale of Strong and Spirituous Liquors, Wines, Ale and Beer, committed as follows:

The said Jacob Blank.

late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, the same being the first day of the week, commonly called and known as Sunday, being then and there in charge of and having the control of certain premises at number

100 Third Avenue, —

in the City and County aforesaid, which said place was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place, so licensed as aforesaid, unlawfully did not close, and keep closed, and on the said day, the said place so licensed as aforesaid, unlawfully did then and there open, and cause and procure, and suffer and permit, to be open, and to remain open, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

RANDOLPH B. MARTINE,
District Attorney.

0186

Excise Violation—Selling on Sunday.

POLICE COURT—First DISTRICT.

City and County of New York, } ss.

John McCormick

of No. 215 Clinton Street,

of the City of New York, being duly sworn, deposes and says, that on SUNDAY the 28th day

of December 1884, in the City of New York, in the County of New York, at

premises No. 100 Third avenue ~~Street,~~

Jacob Blank (now here)

did then and there SELL, CAUSE, SUFFER and permit to be sold, and GIVEN AWAY under his direction or authority strong and spirituous liquors, wines, ale and beer, being intoxicating liquors, to be drunk as a beverage contrary to and in violation of the statute in such case made and provided.

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

Sworn to before me, this 29th day of December 1884 } John McCormick

P. J. Duffy Police Justice.

(23)

**Police Court** Tri[illegible] **District.**

THE PEOPLE, &c.

ON THE COMPLAINT OF

Lewis McCormick
215 Mulberry St

JAN 3 1885

Jacob Blank

**EXCISE VIOLATION.**
**SELLING ON SUNDAY.**

Dated 29th day of Dec 188 4

Duffy Magistrate.

Lewis McCormick Officer.

John Sears Witness,

Bailed $ 100 to Ans. Sessions.

By Chas Schermerhorn

71 3d Avenue

*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* Jacob Blank

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

*Dated* Dec. 29th 188 7. P G Duffy *Police Justice.*

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

*Dated* 29 Dec 188 7 P G Duffy *Police Justice.*

*There being no sufficient cause to believe the within named* .....

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

*Dated* ..... 188 ..... *Police Justice.*

1819

Sec. 198—200

1 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

Jacob Blank 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.* Jacob Blank

*Question.* How old are you?

*Answer.* 41 years

*Question.* Where were you born?

*Answer.* Germany

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

*Answer.* 100 3rd ([illegible])

*Question.* What is your business or profession?

*Answer.* Book keeper

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

*Answer.* I am not guilty

Jacob Blank

*Taken before me this* 3 *day of* [illegible] 188[illegible]

[illegible] *Police Justice.*

0189

BOX:
175
FOLDER:
1771
DESCRIPTION:
Blaser, George

DATE:
05/18/85

1771

No. 109

109 ordered

Witnesses:

Counsel,

Filed 18 day of May 1885

Pleads, Not Guilty 19.

THE PEOPLE

*vs.*

George Blaser

Kidnapping

[Sections 211, Penal Code].

RANDOLPH B. MARTINE,

*District Attorney.*

**A True Bill.**

E. Kurtz

*Foreman*

Dr May 21. 1885

Deft is acquitted.

0191

# Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

*against*

George Chasser

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

of the CRIME OF Kidnapping;

committed as follows:

The said George Chasser,

late of the First Ward of the City of New York, in the County of New York aforesaid, on the Seventh day of May, in the year of our Lord one thousand eight hundred and eighty-five, at the Ward, City and County aforesaid, with force and arms, in and upon one Katie McMahon the wife, then and there being a child under the age of twelve years, to wit: of the age of two years, feloniously did make an assault, and then the said Katie McMahon the wife did then and there feloniously and illegally take away and detain, with intent to keep and conceal the said Katie McMahon the wife from her parents McMahon and Katie McMahon the father, then and there being the parents of the said Katie McMahon the wife: 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 George Glover of the Crime of Kidnapping, committed as follows:

The said George Glover, late of the Ward, City and County aforesaid, afterwards, to wit, on the day and in the year aforesaid, at the Ward, City and County aforesaid, with force and arms, in and upon the said Katie Mc Mahon the Younger, then and there being a child under the age of twelve years, to wit: of the age of two years, feloniously did make another assault, and then the said Katie Mc Mahon the Younger did then and there willfully and feloniously take away and detain, with intent to extort and obtain a certain reward and sum of money to the Grand Jury aforesaid unknown, for the return and disposition of the said child: against the form of the Statute in such case made and provided, and against the peace of the People of the

State of New Mexico, and their
dignity;
Randolph B. Martinez,
District Attorney;

0194

No. 109 Rec'd 1 68

Police Court — 5 — District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Katy O'Connor 68 4th Ave

vs.

1 George Blaser

2

3

4

Offence Kidnapping

Dated May 11 188 5

Magistrate.

Officer.

Witnesses Officer Schlatter G1 Precinct.

No. 68 4th Ave Street.

No. Street.

No. Street.

$ 1000 to answer

BAILED,

No. 1, by ..... Residence ..... Street.

No. 2, by ..... Residence ..... Street.

No. 3, by ..... Residence ..... Street.

No. 4, by ..... Residence ..... 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* George Blaser *guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of* One Hundred Dollars *and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.*

*Dated* May 11 188 5. *Police Justice.*

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

*Dated* ..... 188 . ..... *Police Justice.*

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

*Dated* ..... 188 . ..... *Police Justice.*

0195

Sec. 198—200.

_____ District Police Court.

CITY AND COUNTY OF NEW YORK, } ss

George Blasen 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.* George Blasen

*Question.* How old are you?

*Answer.* 47 years

*Question.* Where were you born?

*Answer.* Germany

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

*Answer.* Union Hill. 2 days

*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

George Blasen

*Taken before me this* 11 *day of* May 188 1

Michael Buhl

*Police Justice.*

0196

**Police Court,** 5 **District.**

City and County of New York, } ss.

Kate McMahon

of No. 68 Thirty fourth Street complained, aged 25 years, occupation housekeeper being duly sworn, deposes and says, that on the 11 day of May 188 5, at the City of New York, in the County of New York, George Blaser, (now here)

did take and carry away deponents child Katie McMahon aged two years from deponents house without any lawful authority as deponent is informed by Maggie Hildebrandt who informed deponent that she saw said Blaser take and carry away said child and deponent further says that she was informed by Officer Joseph McCoy of the 31 Precinct Police that he caught said Blaser with said child in his (Blaser's) possession at a distance of five blocks distant from deponents house, deponent asks that said Blaser be held and punished according to law under section subdivision 2 of section 211 of the Penal Code of the State of New York.

Katie McMahon

Sworn before me this 11 day of May 1885

Police Justice

0197

BOX:
175
FOLDER:
1771
DESCRIPTION:
Bowan, Mary

DATE:
05/11/85

1771

No. 68.

*Witnesses:*

.....

.....

.....

.....

Counsel,

Filed 11 day of May 1885

Pleads, Not Guilty (12)

THE PEOPLE

No. 3449 vs. P

Mary Bowan

Perjury to procure [illegible]

[Sections ——— Penal Code].

RANDOLPH B. MARTINE,

District Attorney.

By May 14/85 pleads guilty

**A True Bill.**

E. Knott

*Foreman*

Per 2 months.

0199

# Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

*against*

[illegible]

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

[illegible]

of the CRIME OF UNLAWFULLY AND WILFULLY [illegible] PERSONAL PROPERTY OF ANOTHER, committed as follows:

The said [illegible],

late of the [illegible] Ward of the City of New York, in the County of New York aforesaid, on the [illegible] day of [illegible], in the year of our Lord one thousand eight hundred and eighty-[illegible], at the Ward, City and County aforesaid, with force and arms, a certain [illegible]

of the value of [illegible],
of the goods, chattels and personal property of one [illegible],
then and there being, then and there feloniously did unlawfully and wilfully [illegible]
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 [illegible]

of the CRIME OF UNLAWFULLY AND WILFULLY [illegible] REAL PROPERTY OF ANOTHER, committed as follows:

The said [illegible]

late of the [illegible] Ward of the City of New York, in the County of New York aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the Ward, City and County aforesaid, with force and arms, a certain [illegible]

of the value of [illegible] of one [illegible]
there situate, then and there being, of the real property of the said
[illegible]
then and there feloniously did unlawfully and wilfully [illegible]

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.

RANDOLPH B. MARTINE,
JOHN McKEON,
*District Attorney.*

0200

CITY AND COUNTY OF NEW YORK, } ss.

POLICE COURT, 2 DISTRICT.

Nicolas Urban

of No. 497 10th Ave Street, aged 44 years,

occupation Druggist being duly sworn deposes and says,

that on the 6th day of May 1885

at the City of New York, in the County of New York, Mary Dowan (now here)

did unlawfully, wilfully and maliciously destroy and break a certain pane of glass in the show window of the drug store kept by deponent at No 497 10th Ave the said pane of glass being of the value of Sixty dollars and the dimensions thereof being 94 inches X 56 inches - Deponent further says that the said pane of glass has been rendered worthless by the damage then and there done to said property by the defendant

N. Urban

Sworn to before me this 6 day of May 1885

Police Justice.

0201

Police Court— 1 — District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Michael Higgins

vs.

Mary Duncan

1 Mary Duncan
2
3
4

Offence Malicious Mischief
Felony

Dated May 5th 1885

Magistrate.

Michael McCarthy Officer.

10th Precinct.

Witnesses Michael McCarthy
No. 10th Precinct Street.

No. Street.

No. Street.

$500 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 Mary Duncan 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 May 6th 1885. P. J. Duffy Police Justice.

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

Dated 188 . Police Justice.

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

Dated 188 . Police Justice.

0202

Sec. 198—200.

2 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss

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

*Question.* What is your name?

*Answer.* Mary Bowman

*Question.* How old are you?

*Answer* Fifty-eight Years

*Question.* Where were you born?

*Answer.* Ireland

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

*Answer.* 59th St near 8 Ave About 15 Years

*Question* What is your business or profession?

*Answer.* Fruit Vender

*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

her
Mary Bowman
mark

*Taken before me this* 2 *day of* 1885

Police Justice.

0203

BOX:
175
FOLDER:
1771
DESCRIPTION:
Brady, John

DATE:
05/01/85

1771

No 298

Counsel, Steckler

Filed 1 day of May 1885

Pleads Not Guilty May 4

THE PEOPLE

vs.

B

John Brady

Grand Larceny in the First degree.
(MONEY.)
(Sec. 528 and 530, Penal Code.)

RANDOLPH B. MARTINE,

District Attorney.

May 6 [illegible] May [illegible] P2 June 22/88 [illegible] Bail disch'd

A True Bill.

Lloyd S. Oakley

Foreman.

May 6 adjd [illegible]

Witnesses:

P. McConville

F. McConville

From an examination made of within case, & in view of the restitution that was made, as well as the withdrawal and affidavit hereto annexed, as well as of all the circumstances particularly the long time elapsed since the indictment was filed I do hereby recommend that the defendant be discharged on his own recognizance.

Part II Sessions
June 22/88.

William [illegible]
Asst. Dist. Atty.

0205

# 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 Bradley

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

of the crime of GRAND LARCENY IN THE First DEGREE, committed as follows:

The said John Bradley

late of the First Ward of the City of New York, in the County of New York, aforesaid, on the twenty-seventh day of March in the year of our Lord one thousand eight hundred and eighty-five, at the Ward, City and County aforesaid, with force and arms, in the day time of the same day, seventeen

#346. 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 the denomination of twenty dollars, and of the value of twenty dollars each, twenty-seven 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 the denomination of ten dollars, and of the value of ten dollars each; twenty 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 the denomination of five dollars, and of the value of five dollars each, one hundred 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 the denomination of two dollars, and of the value of two dollars each, one hundred 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 the denomination of one dollar, and of the value of one dollar each; fifteen promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of twenty dollars each; twenty promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of ten dollars each; twenty promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of five dollars each; and divers coins, of a number, kind and denomination to the Grand Jury aforesaid unknown, of the value of twenty dollars,

of the proper moneys, goods, chattels, and personal property of one

~~on the person of the said~~ Patrick McFarrell, then and there being found, ~~from the person of the said~~ 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.

RANDOLPH B. MARTINE,

*District Attorney.*

0206

BAILED,

No. 1, by Michael Chrini

Residence 242 Bleecker Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Police Court— 1 — District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Patrick McGrville

415 W. Washington Market

vs.

1 John Brady

2

3

4

Offence Grand Larceny

Dated 28 April 1885

H M Patterson Magistrate.

Officer.

28 13 Precinct.

Witnesses Francis McGrville

No. 415 West Washington Mkt Street.

Geo. H. Rice

No. 455 West Washington Street,

Market

No. Street.

$1500 to answer Gen Sessions.

Committed

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

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* 28 April 1885 H M Patterson *Police Justice.*

I have admitted the above-named

to bail to answer by the undertaking hereto annexed.

*Dated* 188 *Police Justice.*

There being no sufficient cause to believe the within named

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

*Dated* 188 *Police Justice.*

0207

Sec. 198—200

CITY AND COUNTY OF NEW YORK, } ss.

1882 District Police Court.

John Brady 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 Brady

*Question.* How old are you?

*Answer.* 30 years

*Question.* Where were you born?

*Answer.* New York

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

*Answer.* 204 ave "C" 1 year

*Question.* What is your business or profession?

*Answer.* Book Keeper

*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 that is all I have to say

John Brady

*Taken before me this* 28 *day of* April 1882

John Cullen *Police Justice.*

0208

CITY AND COUNTY OF NEW YORK, } ss.

POLICE COURT, 1st DISTRICT.

George H. Price

of ~~No. 184~~ Summit Avenue, Jersey City ~~Street,~~ aged 27 years, occupation Assistant Bank Teller being duly sworn deposes and says that on the 28th day of March 1883 at ~~the City of New York, in the County of New York,~~ Jersey City, in the County of Hudson and State of New Jersey, at the First National Bank of ~~New~~ Jersey City Situate on the Corner of Montgomery and Washington Streets, he received an envelope in which was Enclosed six checks and a deposit slip and on which deposit slip was marked $190 - in bills and which amount of bills was not Enclosed in said Envelope. Whereupon deponent informed said Patrick McConville that said One hundred And Ninety Dollars was not contained in said

Sworn to before me, this day of March 1883

Police Justice

Police Court, ..... District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

.....

*vs.*

.....

.....

AFFIDAVIT.

*Dated* ..... 188

..... *Magistrate.*

..... *Officer.*

*Witness,* .....

.....

.....

.....

.....

.....

*Disposition,* .....

.....

.....

Enclosure.
Affidavit of Geo. H. Rice.
Sworn to & before me this 5th day of April 1885
[illegible]
Notary Public

0210

CITY AND COUNTY OF NEW YORK, } ss.

POLICE COURT, 1 DISTRICT.

Francis McConville

of No. 415 West Washington Market, aged ..... years,

occupation Butcher being duly sworn deposes and says

that on the 27th day of March 1885

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

John Brady left a slip showing the amount of money deposited by him in the safe ~~[illegible]~~ to be five hundred and fifty nine dollars and eighteen cents. That when defendant opened the safe the following morning deponent found only the sum of four hundred and and seven dollars and 35 cents

Francis McConville

Sworn to before me, this 28 day of March 1885

Thos Duffy Police Justice.

0211

Police Court— 1 District. Affidavit—Larceny.

City and County of New York, } ss.:

Patrick McConville

of No. 415 West Washington Market Street, aged 54 years, occupation Wholesale Butcher being duly sworn deposes and says, that on the 27 day of March 1885 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 to the amount and value of Three hundred and forty six 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 John Brady (now here) from the fact that said defendant was a book keeper in deponents employ and on the following morning March 28. 1885 deponent was informed by his son Francis McConville who open the safe that one hundred and thirty four dollars in bills and twenty two dollars in silver coins was missing and later in said day (March 28, 1885) the bank messenger who's duty was to call at deponents place of business for the daly deposits and he informed deponent that the deposit of March 27. 1885 was short of one hundred and ninety dollars. deponent further says that no person other than defendant deponents son Francis McConville and deponent

Sworn to before me this day of 188 Police Justice

had access to said safe and that said defendant disappeared on the 27 day of March 1885. failing to appear at his place of employment at 415 West Washington Market deponent has not seen him from the 27 day of March 1885 until this the 28th day of April 1885

Wherefore deponent charges said defendant with taking stealing and carrying away the aforesaid property

Sworn to before me this } Patrick McConville.
28 day of April 1885 }

J M Patterson 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 ______ 188 ______ Police Justice.

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

Dated ______ 188 ______ Police Justice.

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

Dated ______ 188 ______ Police Justice.

---

Police Court, ______ District.

THE PEOPLE, &c.,
on the complaint of

vs.

1. ______
2. ______
3. ______
4. ______

Offence—LARCENY.

Dated ______ 188
______ Magistrate.
______ Officer.
______ Clerk.

Witnesses, ______
No. ______ Street,
No. ______ Street,
No. ______ Street,
$ ______ to answer ______ Sessions.

# New York General Sessions.

PEOPLE ON MY COMPLAINT,
*VERSUS*
John Brady

Grand Larceny

*As complainant in the above case, I beg to recommend the defendant to such leniency and clemency as the Court and District Attorney may see fit to show; but I expressly assert that my reasons for so doing are not controlled by any advantage to myself.* The defendant was in my employ for 8 or 10 years, before the complaint was made by me against him. He was always an honest young man up to that time, and I am satisfied the wrong he did me was owing to the past company he kept. He has made me almost full restitution, and I feel so much confidence in him that if his health was good I would take him back again in my employ in his former position. Since he left my employ owing to my complaint his health has been poor that he has done no work. I respectfully ask that I may be permitted to write a few words about my complaint. Patrick McConville

John Cuan

Court of General Sessions

The People vs

vs

John Brady

Affidavit.

Court of General Sessions.

The People &c.
vs
John Brady.

City and County of New York:- Thomas Brady being duly sworn deposes and says: I reside at No 233 Delancey Street in this city, the defendant is my son, when I was informed that my son John Brady was short in his accounts I went to his employer Mr Patrick McCowill and I said to him I am sorry for your loss. And I am willing to give you what I can afford although I am a poor man. He said he was sorry for me I have sons myself said he and I know how I would feel if they were guilty of anything like this. I then said I would give him five hundred dollars, after I made him this offer he said to me, I will never interfere with John on your account: I thanked him shook hands with him and I said God bless you and your family. I told him I would call next day with the five hundred Dollars, which I did, and I said Mr. McCowill here is five hundred

dollars please give me a receipt for it. I will
not said he, did I not tell you ~~[illegible]~~ I
would never interfere with him or trouble
him on your account and if my word
is not good enough for five hundred dollars
it is good for nothing I shook hands
with him as I was about to leave his
place of business and I said God bless
you and your family. Now said he I
would like to see you and John down
here or any other place as soon as he
comes home as I want to find out
something about my book and papers
I told him just as soon as I seen
him I would bring him to his place
of business but I did not see him until
I seen him in District Attorneys office
three days after he had him arrested.

Sworn to before me this
8th day of June 1895. } Thomas Brady

Jacob Meyer
Com. of Deeds
NY City

Off
John Brady

State of New York } S. S.
County of Saratoga }
David O'Brien being duly sworn says that he resides in the city of New York that he knows Mr. McConville and has known him for over ten years, that during the month of March last the said McConville said in his presence that he had received from Thomas Brady five hundred dollars, this deponent further says that he is not certain whether the statement so made by Mr. Conville was made in March or April last.

Subscribed before me
June 9th 1885
Chas. K. Zeffer,
Notary Public

David O'Brien

C. K. Zeffer Jr.

0219

BOX:
175
FOLDER:
1771
DESCRIPTION:
Brennen, Patrick

DATE:
05/22/85

1771

No. 166

Sullivan

Counsel,

Filed 22 day of May 188

Pleads, Not guilty (2)

THE PEOPLE

*vs.*

B

Patrick Brennan

Assault, 3rd degree

[Sections — Penal Code].

Tried & Acquitted.

RANDOLPH B. MARTINE,

*District Attorney.*

May 27 To June 8 by consent

**A True Bill.**

E. Arnott

*Foreman*

June 15th

G. F.

on motion of Counsel

Witnesses :

0220

0221

# Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

*against*

Patrick Brennan

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

of the CRIME OF Assault in the third degree,

committed as follows:

The said Patrick Brennan,

late of the First Ward of the City of New York, in the County of New York aforesaid, on the twelfth day of May in the year of our Lord one thousand eight hundred and eighty-five, at the Ward, City and County aforesaid, in and upon one John T. Purdy, then and there feloniously, unlawfully and willfully did make an assault, and so, at and against him the said John T. Purdy, a certain vehicle of the kind commonly called cars, drawn by a certain horse then and there being driven by him the said Patrick Brennan, then and there unlawfully and willfully did force and drive, and him the said John T. Purdy, with the horse and car aforesaid, so forced and driven as aforesaid, then and there unlawfully and willfully did strike and knock down to the ground there, to the great damage of the said

John T. Rudley, 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.

Randolph P. Martine,
District Attorney.

0223

POLICE COURT 1 DISTRICT.

City and County of New York, ss.:

THE PEOPLE,

vs.

Patrick Brennan

On Complaint of John T. Curley

For Assault

After being informed of my rights under the law, I hereby ~~waive~~ demand a trial, by Jury, on this complaint, and my right to make a statement in relation to it and demand a trial at the COURT OF ~~SPECIAL~~ Final SESSIONS OF THE PEACE, to be holden in and for the City and County of New York.

Dated May 13 188 5

P. Brennan

Daniel O'Reilly Police Justice.

0224

BAILED,

No. 1, by Benjamin Riordan

Residence 71 Henry Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Police Court— 1 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

John J. Gusley

vs.

Patrick Brennan

1 Patrick Brennan

2

3

4

MAY 18 1885 POLICE OFFICE

Offence Assault

Dated May 13 188

Daniel O'Reilly Magistrate.

William R. Quinn Officer.

6 Precinct.

Witnesses William R. Quinn

Michael Planning

Patrick Flattery

No. Street,

$1000 to answer General Sessions.

Detained

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

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of 1000 Hundred Dollars, and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

*Dated* May 13 1885 Daniel O'Reilly *Police Justice.*

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

*Dated* May 13 1885 Daniel O'Reilly *Police Justice.*

There being no sufficient cause to believe the within named

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

*Dated* 188 *Police Justice.*

0225

Sec. 198—200

1 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

Patrick Brennan 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.* Patrick Brennan

*Question.* How old are you?

*Answer.* 47 years

*Question.* Where were you born?

*Answer.* Ireland

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

*Answer.* 12 United States St Bklyn 12 years

*Question.* What is your business or profession?

*Answer.* Cab 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

P. Brennan

*Taken before me this* 13 *day of* May 188 5

Police Justice.

0226

Police Court— 1 District.

CITY AND COUNTY OF NEW YORK, } ss.

of No. Fourth Precinct John J. Curley Street, aged 41 years,
occupation Police Officer being duly sworn, deposes and says, that
on the 12 day of May 1885 at the City of New York,
in the County of New York,
he was violently ASSAULTED ~~and BEATEN~~ by Patrick Brennen (now here)
who wilfully and maliciously drove a horse and cab at a rapid rate of speed around the southwest corner of Pearl and Chatham Streets in said City the shaft of said cab striking deponent on the back knocking him down cutting his head severely and tearing his coat. Deponent further says that at the time he was assaulted he was standing on the sidewalk on said street corner
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 the above assault, &c., and be dealt with according to law.

Sworn to before me, this 13 day of May 1885 } John J. Curley.

Samuel C. Kelly Police Justice

0227

BOX:
175
FOLDER:
1771
DESCRIPTION:
Briasea, Louis Jr.

DATE:
05/08/85

1771

*Witnesses:*

Rose Bieras a
163 Prince Room
7.
Gen officer
one in R.O.P.
for Larceny
F.P.

Counsel,

Filed 8 day of May 1885

Pleads

THE PEOPLE

*vs.*

P

Louis Briasa
the younger

14
163 Prince

PETIT LARCENY.
[Sections 528, 532, Penal Code].

RANDOLPH B. MARTINE,

*District Attorney.*

May 12/85

**A True Bill.**

*Foreman.*

# Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

*against*

Louis Brionsal
the manager

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

Louis Brionsal the manager

of the CRIME OF PETIT LARCENY, committed as follows:

The said Louis Brionsal, the manager,

late of the First Ward of the City of New York, in the County of New York aforesaid, on the Fourth day of March, in the year of our Lord one thousand eight hundred and eighty-Seven, at the Ward, City and County aforesaid, with force and arms,

two pairs of shoes of the value of two dollars and ninety cents.

of the goods, chattels and personal property of one

Frederick Friedman,

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.

Randolph B. Martine
District Attorney.

0230

BAILED,

No. 1, by B. Lowenstein

Residence 65 Chapter Street.

No. 2, by ..... Street.

Residence ..... Street.

No. 3, by ..... Street.

Residence ..... Street.

No. 4, by ..... Street.

Residence ..... Street.

Police Court— 1 — District.

THE PEOPLE, &c., ON THE COMPLAINT OF

Louis Fidler 125½ Thompson St.

1 Louis Brosea Jr. Guilty

2 Nicolo Ferrea

3 .....

4 .....

Offence Larceny and Receiving stolen property

Dated 5 May 1885

Daniel O'Reilly Magistrate.

Andrew Ritter Officer. 14 Precinct.

Witnesses: Thomas Mulhern, Richard Brennan, Richard Griffith

No. ..... Street.

Residence ..... Street.

No. ..... Street.

$ 500 to answer Gen Sessions.

No. 1 Bailed

No. 1 Committed

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named Louis Brosea Jr. and Nicolo Ferrea guilty thereof, I order that ~~he~~ they be held to answer the same and ~~he~~ they be admitted to bail in the sum of 5 Hundred Dollars each, and be committed to the Warden and Keeper of the City Prison of the City of New York, until ~~he~~ they give such bail.

*Dated* 5 May 1885 Daniel O'Reilly *Police Justice.*

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

*Dated* 5 May 1885 Daniel O'Reilly *Police Justice.*

There being no sufficient cause to believe the within named .....

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

*Dated* ..... 188 ..... *Police Justice.*

0231

Sec. 198—200

CITY AND COUNTY OF NEW YORK, } ss.

1 District Police Court.

Nicolo Ferrea 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.* Nicolo Ferrea

*Question.* How old are you?

*Answer.* 36 years

*Question.* Where were you born?

*Answer.* Italy

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

*Answer.* 70 Baxter St 5 years

*Question.* What is your business or profession?

*Answer.* Keeper of a fruit stand

*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.* The boy came to me and stated that he was selling shoes for his boss and had only one pair left and he asked me one dollar and twenty five cents for the shoes I offered him one dollar for the shoes which he accepted I had no knowledge that the shoes were stolen property

Nicolo Ferrea

*Taken before me this* 9 *day of* May 1880

Augustus Collins

*Police Justice.*

0232

Sec. 198—200

1 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

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

*Question.* What is your name?

*Answer.* Louis Briseo Jr

*Question.* How old are you?

*Answer.* 13 years

*Question.* Where were you born?

*Answer.* New York

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

*Answer.* 163 Prince St about 4 years

*Question.* What is your business or profession?

*Answer.* None

*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 Louis Briasca

*Taken before me this* 9 *day of* May 1880

Louis Cellini

*Police Justice.*

0233

CITY AND COUNTY
OF NEW YORK, } ss.

Louis Brisca Jr

aged 13 years, occupation none (city Poison) of No. 163 Prince Street, being duly sworn deposes and says, that he has heard read the foregoing affidavit of Rosia Fiedler and that the facts stated therein on information of deponent are true of deponents' own knowledge.

*Sworn to before me, this* 5 *day of* May 1885

Louis Brisca

Sam'l C. Reilly
*Police Justice.*

0234

CITY AND COUNTY OF NEW YORK, } ss.

Louis Briseo Sr

aged 54 years, occupation Vender of No. 163 Prince Street, being duly sworn deposes and says, that he has heard read the foregoing affidavit of Rosia Fiedler and that the facts stated therein on information of deponent are true of deponents' own knowledge.

Sworn to before me, this 5 day of May 1887

Louis his X mark Briseo Sr

Saml C. Reid

Police Justice.

Police Court— 8 District. Affidavit—Larceny.

City and County of New York, } ss.:

Rosia Fiedler

of No. 125½ Thompson Street, aged 35 years, occupation Housekeeper being duly sworn deposes and says, that on the 4 day of May 1885 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the day time, the following property viz:

Two pair of Shoes of the value of Three dollars and seventy five cents

the property of Frederick Fiedler and in care and charge of deponent

and that this deponent has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen, and carried away by Louis Brisea (now here) from the fact that defendant Louis Brisea Jr came to deponents place of business No 125½ Thompson Street and stated to deponent that his father had sent him for the aforesaid property deponent relying on said representations gave said Louis the said property subsequently deponent was informed by Louis Brisea Sr the father of said Louis Brisea Jr that he did not authorize his son to get said property deponent further says that said Louis Brisea Jr informed her that he sold one pair of said Shoes to Nicolo Ferrera (now here) for the sum of one dollar which was

Sworn to before me this day 188

Police Justice

much less than the value of said pair of shoes

Therefore deponent charges said Louis Brisedo with taking stealing and carrying away the aforesaid property and said Nichols Ferrera with feloniously receiving said pair of shoes he well knowing that said property was stolen property

Sworn to before me this 3
5 day of May 1885 3 Rosa Diedtler

Saml C Barrett 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* 188 *Police Justice.*

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

*Dated* 188 *Police Justice.*

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

*Dated* 188 *Police Justice.*

Police Court, District.

*Offence*—LARCENY.

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

1
2
3
4

*Dated* 188

*Magistrate.*

*Officer.*

*Clerk.*

*Witnesses,*

*No.* *Street,*

*No.* *Street,*

*No.* *Street,*

$ *to answer* *Sessions.*

0237

BOX:
175
FOLDER:
1771
DESCRIPTION:
Briggs, Sarah M.

DATE:
05/26/85

1771

0230

BOX:
175
FOLDER:
1771
DESCRIPTION:
O'Brien, Nellie

DATE:
05/26/85

1771

*Witnesses:*

No. 223

Counsel,

Filed 26 day of May 1885

Pleads,

THE PEOPLE

30, 248 W16.

*vs.*

P

Sarah M. Briggs

24, 248 W16

and

P

Nellie O'Brien

*Burglary in the Third Degree.*

[Sections 498, 506, 528, 531, 550].

RANDOLPH B. MARTINE,

*District Attorney.*

P 2 May 27/85

Book plead P.L.

**A True Bill.**

*Foreman*

Each City Prison 10 days.

0240

# Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

*against*

Sarah M. Conroy and Nellie O'Brien

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

Sarah M. Conroy and Nellie O'Brien

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

The said Sarah M. Conroy and Nellie O'Brien, each —

late of the Twenty-fourth Ward of the City of New York, in the County of New York, aforesaid, on the nineteenth day of May, in the year of our Lord one thousand eight hundred and eighty-five, with force and arms, at the Ward, City and County aforesaid, a certain building there situate, to wit: the dwelling ~~of one~~ house of one James Dugall, —

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

James Dugall, —

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 Sarah M. Conroy and Nellie O'Brien of the CRIME OF ~~Grand~~ LARCENY in the second degree, committed as follows:

The said Sarah M. Conroy and Nellie O'Brien, each,

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 desk of the value of fifty dollars, three razors of the value of two dollars each, divers written instruments and evidences of contract, of the kind known as opera-tickets, of a number and description to the Grand Jury aforesaid unknown, of the value of twenty-five dollars, and divers other goods, chattels and personal property, of a number and description to the Grand Jury aforesaid unknown, of the value of ten dollars,

of the goods, chattels and personal property of one James Dugall in the dwelling house of the said James Dugall,

there situate, then and there being found, in 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

— Nellie O'Brien —

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

The said Nellie O'Brien,

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 desk of the value of
twenty dollars,

of the goods, chattels and personal property of one James Dugall, and
one Daniel M. Conaigt and

by — certain other persons to the Grand Jury aforesaid unknown, then lately before feloniously stolen, taken and carried away from the said James Dugall, —

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

— Nellie O'Brien, —

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.

**RANDOLPH B. MARTINE,**
**District Attorney.**

0243

Police Court 530 District.

THE PEOPLE, &c., ON THE COMPLAINT OF

Thomas Hyde
278 West 16 St.

vs.

1 Patrick Christie
2 Willie O'Brien
3
4

Offence Burglary

Dated May 21 1885

Patrick Kelly Magistrate.

Schanwich Officer.

16 Precinct.

Witnesses
No. 278 W. 16 St. Street.
Charles Hyde
No. 202 W. 31 St. Street.

No. Street.
$ 500 to answer

BAILED,
No. 1, by Residence Street.
No. 2, by Residence Street.
No. 3, by Residence Street.
No. 4, by Residence 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 Patrick Christie (4) Willie O'Brien 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 May 21 188 5. Patrick Kelly Police Justice.

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

Dated 188 . Police Justice.

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

Dated 188 . Police Justice.

Sec. 198—200.

3 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss

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

*Question* What is your name?

*Answer* Nellie O'Brien

*Question.* How old are you?

*Answer* 23 Years

*Question.* Where were you born?

*Answer.* U.S.

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

*Answer.* Home.

*Question* What is your business or profession?

*Answer* Domestic

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

*Answer.* I am not guilty—

her
Nellie x O'Brien
mark

*Taken before me this* 4 *day of* July *188* 8

Thos. Mulvey *Police Justice.*

0245

Sec. 198—200.

2 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

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

*Question* What is your name?

*Answer* Sarah Briggs.

*Question.* How old are you?

*Answer* 30. years.

*Question.* Where were you born?

*Answer.* New York.

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

*Answer.* No home

*Question* What is your business or profession?

*Answer* Domestic

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

*Answer.* I am guilty of the Charge and Nellie O'Brien was with me

Sarah M Briggs

*Taken before me this* [illegible] *day of* [illegible] 188[illegible]

[illegible] *Police Justice.*

CITY AND COUNTY
OF NEW YORK, } ss.

Charles Voegg

aged 43 years, occupation Tailor of No.
202 West 31st Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of James Lyall
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

*Sworn to before me, this* 30th
*day of* May 188 } Charlie Walff

Wm Steele
*Police Justice.*

CITY AND COUNTY
OF NEW YORK, } ss.

Annie Lyall

aged 36 years, occupation married of No.
248. W 16th Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of James Lyall
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

*Sworn to before me, this* 30
*day of* May 188 } her Annie E Lyall mark

Wm Steele
*Police Justice.*

0247

Police Court—2 District.

City and County of New York, } ss.:

James Lyall

of No. 248 West 16th Street, aged 53 years,

occupation Moulder.

being duly sworn deposes and says, that the premises No Rear Basement of 248 West 16th Street,

in the City and County aforesaid, the said being a Brick building in the 16th Ward of said City

and which was occupied by deponent as a Dwelling

and in which there was at the time no human being, ~~by name~~

were **BURGLARIOUSLY** entered by means of forcibly breaking open the door leading from the hallway of said premises to deponents rooms.

on the 19th day of May 188 in the day time, and the following property feloniously taken, stolen, and carried away, viz:

One Writing Desk. Containing Razors. Pawn tickets and other Personal Property of the Value of Fifty dollars.

the property of Deponents

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 Sarah Briggs & Nellie O'Brien both (colored)

for the reasons following, to wit: That deponent is informed by Annie Lyall. That at or about the hour of Seven O'clock A.M. on said date she securely fastened and left said premises and returned in about fifteen minutes and discovered that the said premises had been Burglariously entered as aforesaid and the said Property-Touch Stolen and Carried away

Police Court _____ District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

_____

*vs.*

_____

_____ _____

Burglary _____ Degree.

*Dated* _____ 188

_____ *Magistrate.*

_____ _____ *Officer.*

_____ _____ *Clerk.*

*Witnesses:* _____

_____

_____

_____

_____

_____

*Committed in default of $* _____ *Bail.*

*Bailed by* _____

*No.* _____ *Street.*

The complainant's testimony is that he lives in Chicago, Illinois, and for about six years last past has been a resident of said Chicago, and that he is the owner of the house and premises known as No. 2 Dearborn Place, situated in said City of Chicago, and that the said premises are occupied by the said complainant as a dwelling house, and that on the night of the 30th day of March, 1887, the said premises were broken into and burglarized by some person or persons unknown to the complainant, and that the said complainant has sustained a loss by said burglary of $[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

8629

0249

BOX:
175
FOLDER:
1771
DESCRIPTION:
Brown, Jennie

DATE:
05/13/85

1771

No. 84.

Witnesses:

Counsel, Spencer

Filed 13 day of May 1885

Pleads Nolo (?)

THE PEOPLE

vs.

P

Jennie Brown

Assault in the First Degree, etc.

[Sections 217 and 218 Penal Code].

RANDOLPH B. MARTINE,

District Attorney.

P 2 May 26/85.

Tried & acquitted.

A True Bill.

E. A. Hurlb.

Foreman.

# Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

*against*

Jennie Brown

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

Jennie Brown

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

The said Jennie Brown,

late of the City of New York, in the County of New York aforesaid, on the twenty seventh day of April, in the year of our Lord one thousand eight hundred and eighty-five, with force of arms, at the City and County aforesaid, in and upon the body of one Ophelia DePlanke, in the peace of the said People then and there being, feloniously did make an assault and her the said Ophelia DePlanke with a certain knife, and also with some hard substance to the Grand Jury aforesaid unknown, which the said Jennie Brown in her right hand then and there had and held, the same being a deadly and dangerous weapon, wilfully and feloniously did beat, strike, stab, cut and wound the same being such means and force as were likely to produce the death of the said Ophelia DePlanke with intent her the said Ophelia DePlanke 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

Jennie Brown

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

The said Jennie Brown,

late of the City and County of New York, on the twenty seventh day of April, in the year of our Lord, one thousand eight hundred and eighty-five, at the City and County aforesaid, with force and arms, in and upon the body of one Ophelia DePlanke in the peace of the said People then and there being, feloniously did wilfully and wrongfully make an assault, and her the said Ophelia DePlanke with a certain knife, and also with some hard substance to the Grand Jury aforesaid unknown, which she the said Jennie Brown in her right hand then and there had and held, the same being an instrument and weapon likely to produce grievous bodily harm, then and there feloniously did wilfully and wrongfully beat, strike, stab, cut 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 Jennie Brown of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said Jennie Brown, late of the City and County of New York, on the [illegible] day of [illegible], in the year of our Lord one thousand eight huudred and eighty-[illegible], at the City and County aforesaid, with force and arms, in and upon the body of one Ophelia DePlanda in the peace of the said People then and there being, feloniously, did wilfully and wrongfully make an assault, and [illegible] the said Ophelia DePlanda in and upon the [illegible] of [illegible] the said Ophelia DePlanda, did then and there feloniously, wilfully and wrongfully strike, beat, [illegible], bruise and wound, and did thereby then and there feloniously, wilfully and wrongfully inflict upon [illegible] the said Ophelia DePlanda grievous bodily harm, to the great damage of the said Ophelia DePlanda 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.

RANDOLPH B. MARTINE,
PETER B. OLNEY,
District Attorney

0253

Police Court— 4 ——— District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Gilbert M. Clark
125 Hart St. Bkln
Richard Stats vs. 125th St. 6th
Jennie Brown

1 Jennie Brown
2
3
4

Offence Felonious Assault

Dated April 28 188 5

Comm. Magistrate.

Charles Feely Officer.

4 Precinct.

Witnesses

No. Street.

No. Street.

No. Street.

No. Street.

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street

No. 4, by

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

*Dated* April 28 188 5 John J. Gorman *Police Justice.*

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

*Dated* 188 . *Police Justice.*

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

*Dated* 188 . . *Police Justice.*

0254

Sec. 198—200

CITY AND COUNTY OF NEW YORK, } ss.

Second District Police Court.

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

*Question.* What is your name?

*Answer.* Jennie Brown

*Question.* How old are you?

*Answer.* 25 years

*Question.* Where were you born?

*Answer.* Jacksonville, Florida

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

*Answer.* No 251 West 17th street Eq about 3 years

*Question.* What is your business or profession?

*Answer.* Domestic

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

*Answer.* I am not guilty.

her
Jennie x Brown
mark

*Taken before me this* 28 *day of* March *188*5

Thos Gardiner

*Police Justice.*

0255

Police Court Second District.

City and County of New York, } ss.:

Ophelia De Clark

of No. 125 West 32nd Street, aged 20 years, occupation Dressmaker being duly sworn deposes and says, that on the 27th day of April 1885 at the City of New York, in the County of New York,

She was violently and feloniously ASSAULTED and BEATEN by Jennie Brown (now here) who wilfully and maliciously stabbed and cut deponent on the left arm with a knife which she the said Jennie held in her hand and that the said Jennie also struck deponent a violent blow on the right eye with some hard substance which she the said Jennie held in her hand That deponent was assaulted by said Jennie as aforesaid

with the felonious intent to take the life of deponent, or to do ~~him~~ her 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 28 day of April 1885. } her Ophelia x De Clark mark

John J Gorman Police Justice.