

0771

BOX:

335

FOLDER:

3175

DESCRIPTION:

Braddish, James

DATE:

01/08/89



3175

Witnesses:

Louis Bauer
Geo. H. Adams

Counsel,

Filed

8 day of Aug 1889

Pleads, which suit.

THE PEOPLE

vs.

James Braddish

Grand Larceny Second degree

[Sections 528, 534, 537 Penal Code].

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Geo. W. Worley

Foreman.

Part III January 10/89
Pleads. Attest 9.2.2 day

Law: Mr. Yeager.

0772

0773

Police Court—11 District.

Affidavit—Larceny.

City and County }
of New York, } ss.

of No.

Louis Bauer
309 West 29 Street, aged 39 years,

occupation

Paper Boxes

being duly sworn

deposes and says, that on the 20 day of Dec 1888 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the day time, the following property viz:One live horse of the
value of One hundred
and fifty dollars (\$150.⁰⁰/₁₀₀)

the property of

deponentand that this deponent has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen, and carried away by James Bradstreet(now living) from the fact that
said horse was in the stable
at 404 1/2 West 29th Street
that deponent is informed by
George Adams of 29 East
107th Street that because
deponent's arrest at 25th
Street and 14th Avenue after
deponent had abandoned
said horse at 25th Street near
Livingston Avenue✓ Louis Bauer

Sworn to before me, this

of

James Bradstreet
1888

Police Justice.

0774

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 31 years, occupation Supt of No. 927 East 107

Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of Louis Bauer
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this 20 day of Dec 1888 by George Adams

A. J. White
Police Justice.

0775

Sec. 198-200.

CITY AND COUNTY }
OF NEW YORK, } ss.

H District Police Court.

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

Question. What is your name?

Answer. James Braddish

Question. How old are you?

Answer. 24 years

Question. Where were you born?

Answer. New York City

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

Answer. No 366 West 28th St. 2 days

Question. What is your business or profession?

Answer. Driver

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

Answer. I am not guilty
J Braddish

Taken before me this

day of

188

Police Justice.

0776

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

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

Dated *Dec 20* 188 *8* *A. J. White* *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.*

to answer

0778

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

James Braddish

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

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

The said

James Braddish

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

*one horse of the value of
one hundred and fifty
dollars*

of the goods, chattels and personal property of one

Louis Bauer

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.

0779

SECOND COUNT—

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

James Braddish

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

The said

James Braddish

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

*one horse of the value
of one hundred and fifty
dollars*

of the goods, chattels and personal property of one

Louis Bauer

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

Louis Bauer

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

James Braddish

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

JOHN R. FELLOWS,

District Attorney.

0780

BOX:

335

FOLDER:

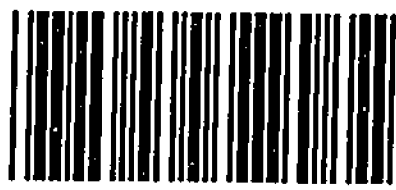
3175

DESCRIPTION:

Brown, Anna

DATE:

01/15/89



3175

0781

Witnesses:

19.
Counsel,
Filed 15 day of Aug 1889
Pleads, *Chargedly*

THE PEOPLE
vs.
Anna Brown
(2612)

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

JOHN R. FELLOWS,
District Attorney.

A TRUE BILL.
Geo B Woolley
Foreman.

Part 3 Jan'y 25 at dept.
request
Part III Jan'y 25/89.
Tried and Acquitted

0782

Police Court—2 District.

City and County { ss.:
of New York,

of No. 122 West 26th Street, aged 37 years,
occupation Hostler

being duly sworn
deposes and says, that on the 21st day of January 1888 at the City of New
York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by Annie Brown
who cut and stabbed deponent
in the left eye with a knife
there and held in said Annie Brown's
hands, inflicting and wounding
deponent's said eye ~~that~~ in such
a manner that deponent ~~has~~
can not see and has lost his
eye sight in said eye

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

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

Sworn to before me, this 23rd day
of January 1888 } Charles Nelson

Samuel J. [Signature] Police Justice.

0783

Sec. 198-200.

CITY AND COUNTY }
OF NEW YORK, } ss.

2

District Police Court.

Annie 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. *Annie Brown*

Question. How old are you?

Answer. *24 Years*

Question. Where were you born?

Answer. *United States*

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

Answer. *245 Bleeker St 2 months*

Question. What is your business or profession?

Answer. *House worker*

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

Answer.

I am not guilty I defended myself. The complainant assaulted and beat me without provocation and without cause.

Taken before me this

day of

1887

John J. Brown
Police Justice

0784

Sec. 151.

Police Court 2^d District.

CITY AND COUNTY } ss. *In the name of the People of the State of New York; To the Sheriff of the County*
OF NEW YORK, } *of New York, or any Marshal or Policeman of the City of New York; GREETING:*

Whereas, Complaint in writing and upon oath, has been made before the undersigned, one of the Police
Justices for the City of New York, by Charles Wilson

of No. 122 West 26th Street, that on the 21 day of January

1888 at the City of New York, in the County of New York,

he was violently and feloniously assaulted and Beaten by Annie Brown

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

These are Therefore, in the name of the PEOPLE of the State of New York, to command you the said
Sheriff, Marshals and Policemen, and each and every of you, to apprehend the said Defendant and bring her
forthwith before me, at the 2^d DISTRICT POLICE COURT, in the said City, or in case of my absence
or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to
be dealt with according to law.

Dated at the City of New York, this 23 day of January 1888

Samuel J. [Signature] POLICE JUSTICE.

0785

10³⁵ A.M. 24. B. N.S. Han Drenner S. No. 245. Blecker

The within named

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

Dated _____ 188

Police Justice.

Police Court 2nd District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Charles Wilson
vs.
Annie Brown

Warrant A. & B.

Dated January 23 1888

Daniel O'Reilly Magistrate

Michael Kelly Officer.

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

Michael Kelly Officer.

Dated July 13 1888

This Warrant may be executed on Sunday or at
night.

Samuel Kelly 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 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 19th June 1888 G. Humphreys 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.*

0787

Ex July 18th 9 A.M.
Complainant went away
and could not be found
until Dec. 11th when he
was brought into Court
by Officer Kelly -
Ex Dec 15th 9.30 A.M.
" " 18th 2.30 P.M.

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Dec 20 1971
Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Charles Nelson
Annie Brown

2 _____
3 _____
4 _____

Dated Dec 20 188.

Dante McKelly
Kelly

Magistrate.

Officer.

Complainant Cmn
to House of Detention
in default of \$100 bail
to answer
No. _____
be found - defendant
paroled custody of
No. _____
Complainant will be
further up to answer
to get Complainant

Ex 9. am. 16th
\$1000 bail COM

0788

CITY AND COUNTY
OF NEW YORK, ss.

POLICE COURT, 2 DISTRICT.

Michael Kelly
of 1st Det Police Cont Squadron
occupation Police Officer Street, aged years,
being duly sworn deposes and says

that on the day of 1888
at the City of New York in the County of New York

Now here is an important and
Necessary witness against Armi
Brown. Charged with assault
felony. Dependent further says that
he has reason to believe and does believe
that the said Wilson will not appear
when wanted.

Wherefore dependent prays the said Wilson
May be ordered to find surety for his
appearance when wanted to testify and
such surety be committed

Sworn to before me, this

of 1888 day

Police Justice.

0789

CITY AND COUNTY OF NEW YORK, ss.

POLICE COURT, 2 DISTRICT.

Michael Kelly
of No. 1st Det Police Cont Squadron
occupation Police Officer being duly sworn deposes and says

that on the 1st day of June 1888
at the City of New York in the County of New York

Charles Wilson
(now here) is an important and
necessary witness against Alvin
Brown. Charged with assault
felony. Dependent further says that
he has reason to believe and does believe
that he the said Wilson will not appear
when wanted.

Wherefore dependent prays the said Wilson
may be ordered to find surety for his
appearance when wanted to testify and
in default of such surety be committed
to the house of detention Michael Kelly

Sworn to before me, this

of 1888

day

Police Justice.

0790

Manhattan Eye &
Ear Hospital
211st St. 5th Ave

Stabled Saturday 12 noon -
Came here Sat. about 5 P.M.
Eye very much swollen & lids
could not be opened - Cold
water compress applied. Dr. Phelps

0791

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Anna Brown

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

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

The said Anna Brown,

late of the City of New York, in the County of New York aforesaid, on the ~~fourth~~ day of ~~January~~ in the year of our Lord one thousand eight hundred and eighty ~~eight~~, with force and arms, at the City and County aforesaid, in and upon the body of one ~~Charles Wilson~~, in the peace of the said People then and there being, feloniously did make an assault, and ~~with~~ the said ~~Charles Wilson~~, with a certain ~~knife~~

which the said Anna Brown in ~~her~~ right hand then and there had and held, the same being a deadly and dangerous weapon then and there wilfully and feloniously did strike, beat, cut, stab and wound,

with intent ~~to kill~~ the said ~~Charles Wilson~~, 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

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

The said Anna Brown,

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of the said ~~Charles Wilson~~.

in the peace of the said People then and there being, feloniously did wilfully and wrongfully make another assault, and ~~with~~ the said ~~Charles Wilson~~, with a certain ~~knife~~

which the said Anna Brown

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

0792

THIRD COUNT—

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

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

The said Anna Brown,

late of the City and County aforesaid, afterwards, to wit: on the day and in the year
aforesaid, at the City and County aforesaid, with force and arms, in and upon the said
Charles Wilson, in the peace of the said People then
and there being, feloniously did wilfully and wrongfully make another assault, and
him the said Charles Wilson
with a certain knife

which she the said Anna Brown
in her right hand then and there had and held, in and upon the head
of him the said Charles Wilson

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

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

JOHN R. FELLOWS,
District Attorney.

0793

BOX:

335

FOLDER:

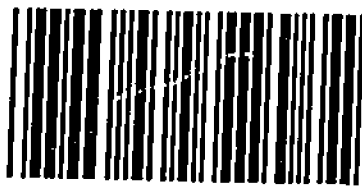
3175

DESCRIPTION:

Brown, Ernest

DATE:

01/17/89



3175

0794

Witnesses;

Isaac Jacobs
Officer Michael J. Pech 11 P

Ch. Hux
Hux

1/16 Butner W

Counsel,
Filed 17 Jan 1889
Pleads, Chicago

THE PEOPLE
vs.
Ernest Braun
Burglary in the Second Degree.
[Section 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100]

JOHN R. FELLOWS,
District Attorney.

A True Bill.

May 18 1889
Jan 17/89 Foreman.
J. H. Hux
P. H. Hux
J. H. Hux
J. H. Hux

0795

Police Court— District.

City and County
of New York, ss.:of No. 25 Hester Street, aged 33 years,
occupation Merchant being duly sworndeposes and says, that the premises No. 25 Hester Street, 13 Ward
in the City and County aforesaid the said being a five storybrick tenement house the floor
and which was occupied by deponent as a grocery store and

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

and his family were BURGLARIOUSLY entered by means of forcibly raising and

lifting the back window sash

on the 29th day of Decem 1888 in the night time, and the

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

A quantity
of mens wearing apparel
of the value of twenty
five Dollars (\$25.)the property of Isaac Jacobs
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

Ernest Brown (now here

for the reasons following, to wit: On said night and

date deponent locked, bolted and

effectually closed said premises

at the hour of Eleven thirty o'clock

(night time) at about two o'clock on

said night deponent woke up

and found said window open,

and as said property was

found in the possession of

0796

Said Defendant now
dependent charges said Defendant
with Burglariously entering said
premises and taking, stealing
and carrying away said property
and prays that he be dealt with
as the law directs

Shewn to before me } Isaac Jacobs
this 2nd day of Jan 1889 } Clerk

Wm. H. Hutton 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__
I have admitted the above named
to bail to answer by the undertaking hereto annexed.
Dated _____ 188__
There being no sufficient cause to believe the within named
guilty of the offence mentioned, I order he to be discharged.
Dated _____ 188__
Police Justice.

Police Court, _____ District, _____

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

Offence—BURGLARY.

1	_____
2	_____
3	_____
4	_____

Dated _____ 188__

Magistrate. _____

Officer. _____

Clerk. _____

Witnesses, _____

No. _____ Street, _____

No. _____ Street, _____

No. _____ Street, _____

\$ _____ to answer General Sessions.

0797

Sec 198-200

CITY AND COUNTY } ss.
OF NEW YORK,

3 District Police Court.

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

Ernst Braun.

Taken before me this

day of

188

Police Justice

0798

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

Dated *Jan 20* 188 *9* *McArthur* 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.

0799

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

146
Police Court---

3 14
District.

THE PEOPLE &c.,
ON THE COMPLAINT OF

Donac P. P. P.
vs. Hester Sr
Orwell Brown

2

3

4

Dated

188

Jan 20
Patterson
Reapna Malla
Magistrate.

17 Precinct.

Witnesses

No.

Street.

No.

Street.

No.

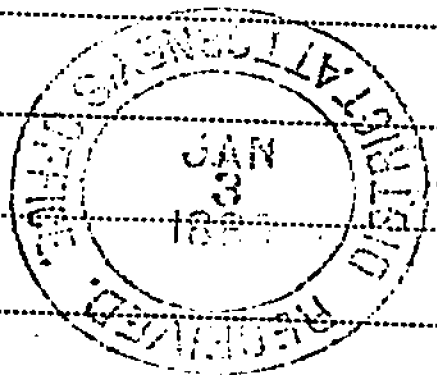
Street.

\$

1000

to answer

G. S.
Comd



0800

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Ernest Braun

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

Ernest Braun

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

The said *Ernest Braun*.

late of the ~~Fifteenth~~ Ward of the City of New York, in the County of New York
aforesaid, on the ~~29th~~ day of ~~December~~, in the year
of our Lord one thousand eight hundred and eighty-~~eight~~, with force and arms, about the
hour of ~~three~~ o'clock in the ~~night~~ time of the same day, at the Ward,
City and County aforesaid, the dwelling house of one *Isaac Jacobs*

there situate, feloniously and burglariously did break into and enter, there being then and there
some human being, to wit: *the said Isaac Jacobs.*

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

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

Ernest Braun
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,

0001

SECOND COUNT—

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

Ernest Braun

of the CRIME OF ~~Grand~~ LARCENY ~~in the first degree~~, committed as follows:

The said

Ernest Braun

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,

divers articles of clothing and
wearing apparel, of a number
and description to the Grand
Jury aforesaid unknown,
to the value of thirty
dollars,

of the goods, chattels and personal property of one Isaac Jacobs

in the dwelling house of the said Isaac Jacobs.

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

0002

THIRD COUNT—

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

Ernest Brown

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

The said Ernest Brown,

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,

took and carried away
and meaning to convert to
a number and description
to the Grand Jury aforesaid
unknown, of the value of
thirty dollars.

of the goods, chattels and personal property of one Isaac Jacobs,

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

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

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

JOHN R. FELLOWS,
District Attorney.

0803

BOX:

335

FOLDER:

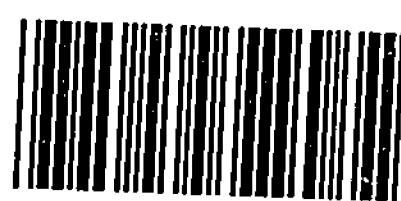
3175

DESCRIPTION:

Brown, Richard

DATE:

01/25/89



3175

0804

BOX:

335

FOLDER:

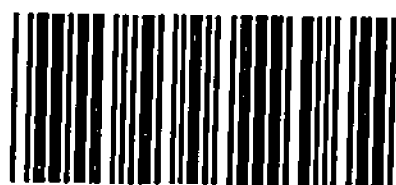
3175

DESCRIPTION:

Battz, Gustav

DATE:

01/25/89



3175

0005

280

Witnesses:

Charles Goldberger
Officer J. P. Mulvaney

Mulvaney's
in the care of
Brown. As to the
other report he has
seen a person
Res. [Signature]

Counsel
Filed
Pleads

25 day of Aug 1889

THE PEOPLE

vs.

Richard Brown
and
Gustav Botz

Burglary in the Third degree.
[Section 498.506, 526, 537, 539]

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Thos. J. Woodley

Aug 25/89 Foreman.

Wm. J. (Sergeant) Aug 25/89
No. 2. 240.5.11, P.S.

0806

Police Court—09 District.

City and County } ss.:
of New York,of No. 7 Forsyth Street, aged 22 years,
occupation Coal and Iron Business being duly sworndeposes and says, that the premises No. 76 Eldridge Street, 10 Ward
in the City and County aforesaid the said being a five story tenement
House and the Basement
and which was occupied by deponent as a place for the sale of Coal & Iron
~~and which was occupied by deponent as a place for the sale of Coal & Iron~~were BURGLARIOUSLY entered by means of forcibly forcing a latch
that secured the cellar door leading
into said Basementon the 20 day of December 1888 in the night time, and the
following property feloniously taken, stolen, and carried away, viz:One Buck Saw of the
Value of Eighty Cents and
One Coat of the Value
of one dollar. In all of
the Value of one dollar and 80¢the property of Deponent
and deponent further says, that he has great cause to believe, and does believe, that the aforesaid
BURGLARY was committed and the aforesaid property taken, stolen and carried away by

Richard Brown and Gustave Baltz

for the reasons following, to wit:

That previous to said
Burglary and during the said
property was in the basement of
said premises and about the hour
of seven o'clock of the night of the above
date deponent left the said premises
and securing fastened the door leading
into said Basement and this
deponent has been informed by

0807

of Brown
Officer James Mullane of the 11th
Precinct Police that the arrest
the defendants and found in
the possession of Brown the
Black car and the prisoner
the coat which appears identifies
as his property and the property
that was taken from his Basement
on the night in question
Brown gave me this
21st day of December 1888
Harris + Goldberg
W. Gold

Police Justice

Dated 1888 Police Justice.

There being no sufficient cause to believe the within named

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

Dated 1888 Police Justice.

I have admitted the above named

to bail to answer by the undertaking hereto annexed.

Dated 1888 Police Justice.

of the City of New York, until he give such bail.

Hundred Dollars and be committed to the Warden and Keeper of the City Prison

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of

committed, and that there is sufficient cause to believe the within named

It appearing to me by the within depositions and statements that the crime therein mentioned has been

Police Court, District.

THE PEOPLE, &c.,
on the complaint of

Offence—BURGLARY.

11
2
3
4

Dated

1888

Magistrate.

Officer.

Clerk.

Witness.

No.

Street.

No.

Street.

No.

Street.

\$ to answer General Sessions.

0000

Sec. 198-200.

CITY AND COUNTY }
OF NEW YORK } ss.

3 District Police Court.

Richard Brown 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. *Richard Brown*

Question. How old are you?

Answer. *17 Years*

Question. Where were you born?

Answer. *U.S.*

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

Answer. *172 Allen St 1 Month*

Question. What is your business or profession?

Answer. *Clerk.*

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

Answer. *I am not guilty*

Richard Brown

Taken before me this

21

day of *December* 188*8*

John J. Brown
Police Justice

0809

Sec. 198-200.

3 District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

Gustave Roth 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. *Gustave Roth*

Question. How old are you?

Answer. *19 Years*

Question. Where were you born?

Answer. *Germany*

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

Answer. *280 Bway 2 Months*

Question. What is your business or profession?

Answer. *Bar tender*

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

Answer. *I am not guilty*
Gustave Roth

Taken before me this

21

day of *December* 188*8*

Henry C. W. ...

Police Justice.

08 10

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 Alfred Carl

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

Dated Dec 21 188 8 John J. [Signature] Police Justice.

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

Dated.....188Police Justice.

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

Dated.....188Police Justice.

08 11

280
Police Court--- District. 1940

THE PEOPLE, &c.,
ON THE COMPLAINT OF

3/ Harris Goldberg
57th Street
1/ Richard Brown
2/ Gustav Brub
3/
4/
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6/
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100/

Office of the
Clerk of the Court
New York City

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Dated Dec 21 1888

John J. Gorman Magistrate.

William R. Reaf Officer.

James P. Millan 11 Precinct.

Witnesses James P. Millan 11 Precinct Street.

No. 11 Precinct Street.

No. _____ Street.

No. _____ Street.

No. _____ Street.

\$ 1500 to answer

Cause

Run to P. R. & Perry

08 12

Richard Brown
age 18
Born N.Y.C.
Capt. clerk
Res 172 Allen
Single
Parents Living
Res Germany

08 13

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

*Richard Brown and
Gustav Bottz*

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

Richard Brown and Gustav Bottz

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

The said *Richard Brown and
Gustav Bottz*, both —

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

Harris Goldberg —

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

Harris Goldberg —

in the said *store* ^{office} 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.

08 14

SECOND COUNT—

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

Richard Brown and Gustav Bottz
of the CRIME OF *Petit* LARCENY committed as follows:

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

*one saw of the value of
eighty cents,
and one coat of the value of
one dollar*

of the goods, chattels and personal property of one

in the ~~store~~ ^{office} of the said

Harris Goldberg
Harris Goldberg

there situate, then and there being found, in the ~~store~~ ^{office} 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.

08 15

THIRD COUNT—

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

Richard Brown and Gustav Bottz
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows:

The said

Richard Brown and Gustav Bottz, both

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

*one saw of the value of
eighty cents, and
one coat of the value of
one dollar*

of the goods, chattels and personal property of one

Harris Goldberg

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

Harris Goldberg

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

Richard Brown and Gustav Bottz

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

JOHN R. FELLOWS,

District Attorney.

08 16

BOX:

335

FOLDER:

3175

DESCRIPTION:

Broughton, Isaac E.

DATE:

01/17/89



3175

0017

Witnesses:

Max L. Hirsch

156

Counsel,
Filed 17 day of Jan 1889
Pleads, *Not guilty*

Grand Larceny Second degree.
[Sections 528, 531, Penal Code].

THE PEOPLE

vs.

P

Isaac E. Broughton

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Wm. J. Browder
Foreman.

Jan 21/89

Wm. J. Browder
9 Mrs. *Wm. J. Browder*

08 18

Police Court—1st District.

Affidavit—Larceny.

City and County } ss.:
of New York,

Max L. Hirsch
of No. 92 Hall Street, aged 40 years,
occupation Merchant Tailoring being duly sworn
deposes and says, that on the 15th day of November 1888 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:

Six pieces of fancy cresting
valued at thirty dollars

the property of Joseph Katz and in the care
and custody 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 Isaac Broughton Canham,
for the reasons following to wit:
on the said date this defendant
was employed by deponent as
porter, and deponent having from
time to time ^{but} missing property
from his store, the defendant after
being informed of his rights admits
and confesses to having stolen the
said property. The defendant
further confesses to having at divers
other times, stolen divers other portions
of deponent's property.

Max Hirsch

Sworn to before me, this 9th day

of January 1889

J. Murray
Police Justice.

08 19

Sec. 108-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss

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

Question. What is your name?

Answer. *Isaac Broughton.*

Question. How old are you?

Answer. *22 years.*

Question. Where were you born?

Answer. *New York*

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

Answer. *195 E 99th St. New York City, July.*

Question. What is your business or profession?

Answer. *Porter*

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

Answer. *I am guilty.*

Isaac E. Broughton

Taken before me this

day of *January* 188 *5*

J. H. Broughton

Police Justice.

0820

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

Dated Jan 9 1889 J. H. M. P. C. 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 he to be discharged.

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

0021

156 / 60
Police Court--- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Max L. Hirsch
94 West St.
Isaac Broughton

BAILED,

No. 1, by
Residence Street.

No. 2, by
Residence Street.

No. 3, by
Residence Street.

No. 4, by
Residence Street.

2
3
4

Dated Jan 9 1889
Ford Magistrate.

Quater & Myer Officer.
Precinct.

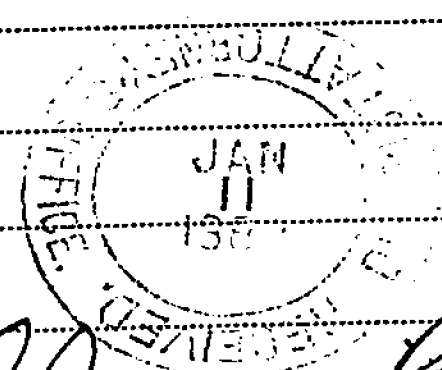
Witnesses Officer
No. Street.

No. Street.

No. Street.

\$ 500 to answer

com



0822

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Isaac E. Broughton

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

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

The said

Isaac E. Broughton

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

six pieces of cloth of the kind commonly called vesting, of the value of five dollars each piece,

of the goods, chattels and personal property of one

Joseph Katz

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

John R. Fellows
District Attorney.

0023

BOX:

335

FOLDER:

3175

DESCRIPTION:

Browning, James S.

DATE:

01/22/89



3175

Witnesses:

H. A. Ritten

Frank Spence

James S. Browning

W. J. R.

215 Judge Road

Counsel,

Filed

1889

Pleas,

Not guilty

THE PEOPLE

vs.

James S. Browning

Grand Larceny Second degree. [Sections 528, 531 —, Penal Code].

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Wm. J. Ritten
Foreman.

James S. Browning

James S. Browning

James S. Browning

215 Judge Road

0825

Police Court—

District.

Affidavit—Larceny.

City and County
of New York, } ss.of No. 65 Broadway Street, aged 37 years,occupation Supt. American Express Company, being duly sworndeposes and says, that on the 28 day of November 1888 at the City of New

York, in the County of New York, was feloniously taken, stolen and carried away from the possession

of deponent, in the day time, the following property viz :

Four Ladies' Luth. Accret.
together of the value of thirty-two
dollars

the property of in the care and charge of
deponent, as Superintendent of
American Express Company

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 James S. Browning friend

from the fact that on said day

the said Browning was employed

as driver of one of the American

Company's wagons. That the said

Browning admitted and con-

fessed in deponent's presence that on said

date he did take and steal away

away said property from

a package in the care and charge

of the American Express Company

from the stable of said company

at the corner of Lexington Avenue and

East 48th St.

Tom A. Pitman

Sworn to before me, this 11th day
of November 1888
Police Justice.

0826

Sec. 198-200.

4 District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

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

Question. What is your name?

Answer. *James S. Browning*

Question. How old are you?

Answer. *19 Years*

Question. Where were you born?

Answer. *New York*

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

Answer. *201. East 46 St. 5 Months*

Question. What is your business or profession?

Answer. *Student*

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*
James S. Browning

Taken before me this

day of *January* 188*9*

Police Justice.

0827

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 S. Browning Jr
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 Jan 11 1889 Wm. H. H. H. 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.

0828

215
Police Court---

43
District

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Henry C. Ritson
James D. Bennett

2

3

4

Office

William J. Bennett

Dated

1889

Magistrate.

Officer.

Precinct.

Witnesses

No.

Street.

No.

Street.

No.

Street.

\$

to answer

JAN 14 1889
RECEIVED

Hall, etc.

No. 1, 79

Street.

No. 2, 79

Street.

No. 3, 79

Street.

No. 4, 79

Street.

0829

AMERICAN EXPRESS COMPANY.

SUPERINTENDENT'S OFFICE,

N. Y. CITY DIVISION,

T. A. RITSON, Sup't.

65 BROADWAY.

NEW YORK, January 26, 1889. 18

Hon. F. B. Smyth,

Recorder, New York City.

Dear Sir:-

J. S. Brownin, Jr., who is about to appear before you for sentence, was employed by this Co. as a deliver on a delivery wagon, and had been with us for about 3 1/2 years. On or about January 7, of this year, we were notified of pilfering packages intrusted to his care. Detective Coff was called in, arrested the young man, and finally learned from him that he had been in the habit of changing the addresses on the packages, and in that way delayed the delivery to further his own plans. He succeeded, as far as we have been able to learn, in stealing 4 Ladies Jackets, 3 Gentlemens Overcoats 2 Hats and 1 pair of Ladies Shoes, all of which have been recovered through the exertions on the part of the Detective.

We have every reason to believe that other goods out of the same packages, have been taken by this man, which we have not yet been able to trace.

Previous to the occurrence of this case, we had no occasion to doubt the honesty of the man, and firmly believe that this is his first offense.

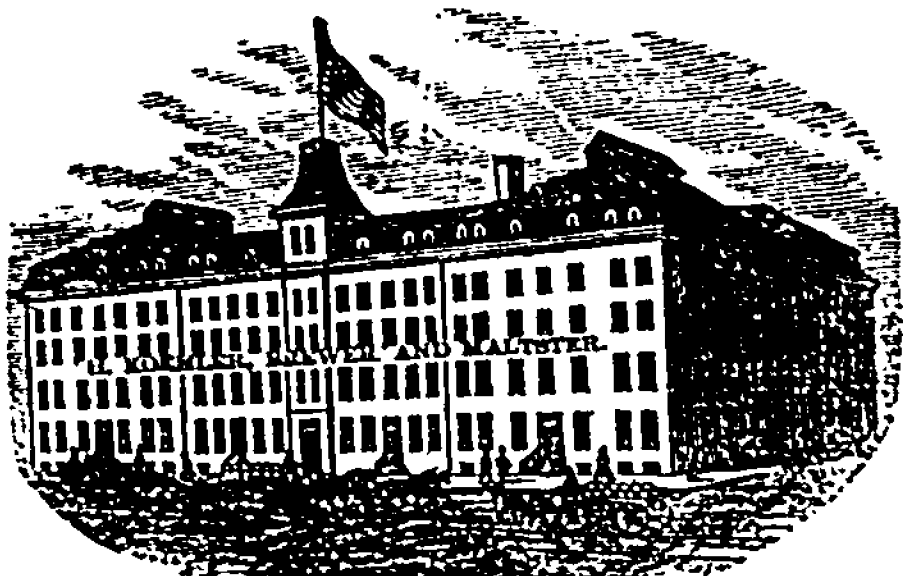
T. A. Ritson Superintendent.

0830

New York Jan 23^d/89
Broadway # 35th

This is to Certify that
the Father & Mother of
Jos. S. Browning, are tenants
of mine for past year
and are respectable peo-
ple, and are respected
by all the tenants that
live in the house
with them.
Yours Respectfully
Geo. W. Governor

0831



OFFICE OF
Hermann Koehler & Co.
 (BREWERS AND MALTSTERS,
 315 E. 29TH ST.)

New York, Jan 21st 1889

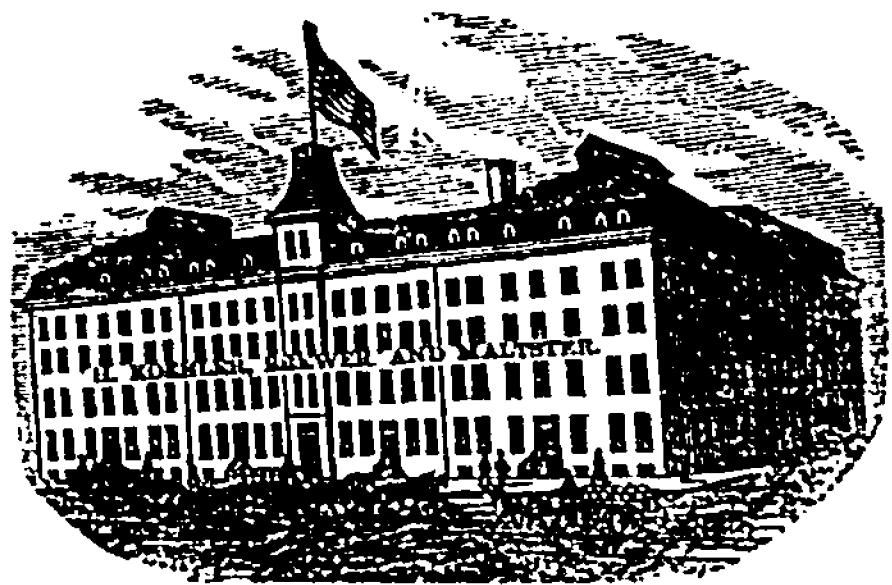
To the Honorable, Recorder Smyth.

Dear Sir:

I regret very much the necessity for troubling you, but the subject of this letter being such an unusual case, I feel it rather a matter of duty to bring it before you for careful consideration and action.

A young man by the name of Jas Browning was arrested about 2 weeks ago on the charge of Larceny by the American Express Co. He opened, it seems a case of goods in their charge and took away clothes therefrom. Now this is his first offense, and from the facts I can gather, he is not so much to blame having been put up to do the act by certain Bad Boy acquaintances; he has always been a good boy and has Parents that are thoroughly honest and highly thought of by their friends and neighbors. The Father has been in the employ of the above Express Company for the past 20 years, and owing to his good name with them and the fact that all

0832



OFFICE OF
Hermann Koehler & Co.
BREWERS
AND
DISTILLERS,
315 E. 20TH ST.

(2)

New York,

188

the goods taken have been returned - they are not
over, anxious to press the charge against the
Bry. as Browning Horn if you can possibly have the case
come up before you, and suspend sentence, I
shall deem it a special favor.

Kindly do whatever in your
power in the matter.

Very truly,

Hermann Koehler

0833

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

James S. Browning

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

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

The said

James S. Browning

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

*four jackets of the value
of eight dollars each*

of the goods, chattels and personal property of one

Tom A. Ritson

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.

0034

Second COUNT:—

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

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

The said *James S. Browning*
late of the City of New York, in the County of New York aforesaid, on the *twenty-eighth*
day of *November* in the year of our Lord one thousand eight hundred and
eighty-*eight*, at the City and County aforesaid, with force and arms,

*four jackets of the value
of eight dollars each*

of the goods, chattels and personal property of ~~one~~ *a certain corporation*
called the American Express Company

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

John A. Fellows,
District Attorney.

0835

BOX:

335

FOLDER:

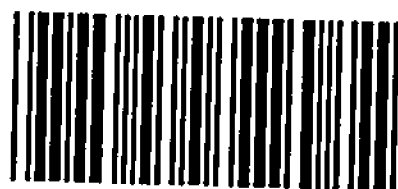
3175

DESCRIPTION:

Buhler, Gottlieb

DATE:

01/15/89



3175

0836

Witnesses:

Counsel,

Filed

Pleads,

1889

13th day of Aug
City of New York

THE PEOPLE

vs.

Gottlieb Böhler

ASSAULT IN THE THIRD DEGREE
(Section 219, Penal Code)

JOHN R. FELLOWS,

Sanjay D. District Attorney.
Sent to the Court of Sessions
for which, by request
of the Court for Defendant.

A True Bill.

Wm. D. Woodley
Foreman.

0837

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Isidore Bittler

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

Isidore Bittler

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

The said *Isidore Bittler*,

late of the City of New York, in the County of New York aforesaid, on the *fourteenth*
day of *December*, in the year of our Lord one thousand eight hundred and
eighty *eight* at the City and County aforesaid, in and upon the body of one *Isidore*
W. Bittler, in the peace of the said People then and there being, with force
and arms, unlawfully did make an assault, and *in* the said *Isidore W.*
Bittler, did then and there unlawfully beat, wound and ill-treat, to the great damage
of the said *Isidore W. Bittler*, against the form of the
statute in such case made and provided, and against the peace of the People of the State of
New York and their dignity.

~~JOHN R. FELLOWS,~~

~~District Attorney.~~

0838

Grand COUNT. [Sec. 280, N. Y. City Consolidation Act of 1892.]

And the Grand Jury aforesaid, by this indictment, further accuse the said
Barthold Bütcher
of the CRIME OF USING PERSONAL VIOLENCE UPON A MEMBER OF THE POLICE FORCE, WHEN IN
THE DISCHARGE OF HIS DUTY, WITHOUT JUSTIFIABLE OR EXCUSABLE CAUSE, committed as follows:

The said Barthold Bütcher
late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the
City and County aforesaid, with force and arms, in and upon one John W. Keen,
being then and there a member, to wit: a patrolman of the
police force of the City of New York, and then and there being in the discharge of his duty as such
patrolman, unlawfully did make an assault, and did then and there unlawfully,
wilfully and without justifiable or excusable cause, use personal violence upon the said
John W. Keen, so being in the discharge
of his duty as aforesaid, and him the said John W. Keen
did then and there unlawfully and wilfully strike, beat, wound and ill-treat, against the form of the
Statute in such case made and provided, and against the peace of the People of the State of New York
and their dignity.

JOHN R. FELLOWS,

DISTRICT ATTORNEY.

0839

BOX:

335

FOLDER:

3175

DESCRIPTION:

Burgen, Andrew

DATE:

01/31/89



3175

0840

1607

Witnesses:

John Murray
Officer Doherty 16th

Counsel, 31 day of Jan'y 1889
Filed
Pleads,

THE PEOPLE

vs.

B

Andrew Burger

H.P.

VIOLATION OF EXCISE LAW.
(Selling Without License.)
[III, R. S. (7th Ed.), page 1981, § 18, and
of 1883, Chap. 340, § 5].

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Wm B. Woodruff

Foreman.

0841

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

THE PEOPLE OF THE STATE OF NEW YORK,
AGAINST

Andrew Burger

(III. Revised
Statutes, [7th
edition] p. 1081
Section 13).

The Grand Jury of the City and County of New York, by this indictment, accuse
Andrew Burger
of the CRIME OF SELLING STRONG AND SPIRITUOUS LIQUORS AND WINES
WITHOUT A LICENSE, committed as follows:

The said

Andrew Burger

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

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

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

SECOND COUNT—

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

Andrew Burger

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

The said

Andrew Burger

late of the City and County aforesaid, afterwards, to wit: on the day and in the year
aforesaid, at the City and County aforesaid, and at the premises there situate, known as
number *four hundred and eighty West Sixteenth Street*

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

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

0842

(Laws of 1881,
chapter 340 sec-
tion 5.)

THIRD COUNT:

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

The said

Andrew Burgen
late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, and at the premises there situate, known as number *four hundred and eighteen West Sixteenth Street* certain strong and spirituous liquors, and certain ales, wine and beer, to wit: one gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did give away to

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

JOHN R. FELLOWS,

District Attorney.

0843

BOX:

335

FOLDER:

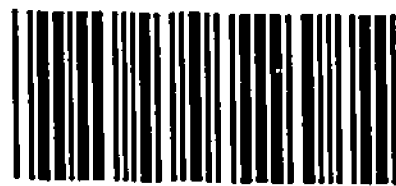
3175

DESCRIPTION:

Burgess, Nettie E.

DATE:

01/30/89



3175

0844

BOX:

335

FOLDER:

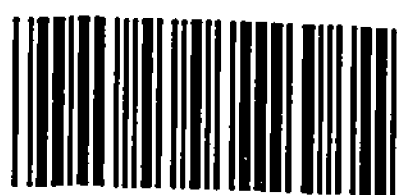
3175

DESCRIPTION:

Burgess, Edward J.

DATE:

01/30/89



3175

POOR QUALITY
ORIGINAL

0045

Phil G. ...

Witnesses:

James ...

H. H. ...

After a careful consideration of all the facts herein as bearing the case of the defendant Nettie E. Burgess, I am convinced that no conviction can be had; and on account of this and the complete acquittal of the defendant, I recommend that the same be accepted by the Grand Jury.

the evidence here it appears that some of the property of the defendant has been taken and it would be a great pity if it were not recovered. I therefore recommend that the defendant be released on her own recognizance and that she be allowed to leave the country. I further recommend that the same be accepted by the Grand Jury.

James ...

Counsel,

Filed with Pleads,

day of ... 1889

R. J. ...

THE PEOPLE



Nettie E. Burgess
Edward J. Burgess
alias Jack Burgess

JOHN R. FELLOWS,

District Attorney.

Sept. 13/89.

A TRUE BILL.

Thos. J. ...

Sept. 13/89.
Park II September 1890.
Plead. S. R. 2 & 3.
M. J. on recon. Sept. 1890.
Indict. dis. R. B. 13.

0046

.....X
THE PEOPLE OF THE STATE OF NEW YORK, :
against :
NETTIE E. BURGESS, EDWARD J. BURGESS, :
alias JACK BURGESS. :
.....X

CITY AND COUNTY OF NEW YORK. : SS.

EDWARD J. BURGESS, being duly sworn, deposes and
says, that he is one of the defendants in the above-entitled
cause, and that the other defendant is his wife.
Deponent says that he has fully and truthfully stated the
facts in connection with this case to his counsel, and
that after such statement so made, he is advised by his
said counsel that he has a good and meritorious defense.

Deponent further says that the party making complaint
and from whom the articles named in the indictment
are alleged to have been stolen, is the sister of deponent's
wife and the daughter of the Rev. Benjamin Wagg of Methuen,
Massachusetts.

Deponent further says that he is informed by his
wife Nettie Burgess, that she has received information
from her mother, the wife of the Rev. Benjamin Wagg, that
said Benjamin Wagg is in poor health and at present unable
to come to the City of New York.

Deponent further says that he is informed and believes
the truth to be that the Rev. Benjamin Wagg has in
his possession a certain paper written by the complainant
above-referred to, in which she, the said complainant,

0847

2

states that she, complainant, authorized and gave full authority to the wife of this defendant to procure the jewels alleged to have been stolen and disposed of them according to her, said complainant's, instruction, a summary of which instructions are contained in said letter, the exact language of which deponent is unable to give, not being informed.

Deponent further says that both he and his wife, the other defendant herein named, are confined a city prison and it was only yesterday, September 4th, late in the afternoon, when defendant was called to the counsel room in company with his said wife, that he learned the fact herein set forth, and that as soon as he learned the same he instructed his said counsel to take the necessary steps to procure either the possession of said letter, or the attendance of the said Mr. Wagg with the same at the time of trial.

Deponent further says that if said case is adjourned until next term he will be able to procure said letter and the attendance of Mr. Wagg or his testimony by commission, and further deponent says not.

Subscribed and sworn to before me, : *Ed. Burgess*
:
this 5th day of September, 1889. :

James W. Brink
Commissioner of Deeds
N.Y.C.

0848

Mr. Peffer

- apt

Edmund J. V. Miller

Burgess

Adm

Adm

Copy

0849

Brooklyn Sept 12th 1889

To the Hon

Recorder Smyth

Dear Sir

I have known Edward J. Burgess for
Ten years, and as far as I know this
is his first offence, I think him a
fit subject for your clemency

Respectfully,

C. A. Conrady

U.S. District Court Sessions

King's County

0850

N.Y. General Sessions =

People

v

Nathaniel E. Burgess

Edward J. Burgess

City and County of New York, ss.

W. Louise Thell being duly sworn
deposes and says:

I am the complainant herein. The
defendant Edward J. Burgess pleaded
guilty to the indictment herein and
on the ninth instant was sentenced to
imprisonment in the State Prison for the
term of three years and six months.

The defendant Nathaniel E. Burgess is
his wife and my sister. On the instant
of August she made and signed a
statement in which she acknowledged
having taken from me the goods she
is charged with stealing, but stated
that she had done so only by reason
of her husband's coercion and in fear
of personal violence which he threatened
in case of his refusal.

I believe her statement to be true.
The said Edward J. Burgess is a man of
notorious temper and I have knowledge
of his desperate nature. I am convinced

0851

that the ends of justice have been
fully served by the conviction of the
said Campbell & Burgers and desire
that the court shall extend to the said
Walter W. Burgers such damages as may
be fit and proper under the circumstances.

Sworn to before me

This 17th day of Sept 1899

M. Louise Hurtt

William H. Foster
County Clerk
City & County of Wyo.

Burger

2

Burgers

Affidavit of Complaint

Court of General Sessions.

The People vs

vs.

 Nettie E. Burgess
 vs. Edward J. Burgess.
City and County of New York ss.
 Amanda M. Wagg

being duly sworn deposes and says:

 I have read the affidavit for
 adjournment herein made by
 Edward J. Burgess, the defendant herein
 above-named.

 The statement made therein that
 stated that ~~her~~
 deponent's husband, Benjamin Wagg
 is unable to come to New York is
 utterly false and untrue.

 The statement that deponent's husband
 above-named is in possession of an in-
 strument made by M. Louise Swift
 the complainant herein, authorizing Nettie
 E. Burgess to dispose of the jewels alleged
 to have been stolen is untrue, as deponent
 knows that no such paper is in possession
 of her husband.

 Sworn to before me
 this 6th day of Sept. 1889

William [Signature]

Com. of [Signature]

Amanda M. Wagg

0853

Court of General Sessions

The People vs

vs

Nattie E. Burgess
vs Edward J. Burgess.

Affidavit

0854

Court of General Sessions.

The People vs.

vs.

Nettie E. Burgess

City and County of New York ss.

M. Louise Hartt

being duly sworn, deposes and says:

I am the complainant in the above entitled action, and have read the affidavit for adjournment made herein by the defendant Edward J. Burgess.

The statement made therein by said defendant that deponent's father, Rev. Benjamin Wagg has in his possession, a paper written by deponent authorizing said defendant Nettie E. Burgess to procure the jewels and dispose of them as they did the defendants, did, is utterly false and untrue. There is no such instrument executed by deponent in existence.

Deponent believes that said affidavit is merely a subterfuge for the purpose of securing an adjournment.

Suborn to before me
this 6th day of Sept 1889
M. Louise Hartt
County of New York

0855

Court of General Sessions.

The People vs
vs.

Nellie E. Burgess
vs Edward J. Burgess.

Affidavit

0056

PART III.

The Court Room is in the First Story.

If this Subpoena is disobeyed, an attachment will immediately issue.

Bring this Subpoena with you, and give it to the Officer at the Court Room door, that your attendance may be known.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

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

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

To

Louise Hunt

of No.

207 E. 48th

Street,

YOU ARE COMMANDED to appear before the Court of General Sessions of the Peace, in and for the City and County of New York, at the Sessions Building, adjoining the New Court House in the City Hall Park in the City of New York, on the 3 day of

September 1889, at the hour of 11 in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York, against

Metta Burgess et al

Dated at the City of New York, the first Monday of

September

in the year of our Lord, 1889.

JOHN R. FELLOWS, District Attorney.

THURSDAY

0857

Non Fructuosa Anglica
Antiquaria

0858

The People etc.

Nettie E. Burgess

Statement of the defund
auth made Aug. 16th, 1889.

I am the above named
defund; I am 21 years old;
I am the wife of Edward James
Burgess also "Jack" I was mar-
ried to him about 2 1/2 years ago;
since which time I have always
lived in New York;

I think it was in January
last that my sister M. Louise
Hurt let me take 2 bracelets;
a diamond bird; & a diamond
present. As soon as my hus-
band knew that I had these things
he said: "You must get them
into money; I want to go to Chi-
cago; & you must go with me
& leave the flesh to Louise;
& she won't know us another
If you don't do this you will
be dishonest. I shall make you
do this; He always made me
do as he said. If I did not
willingly he would make me

by force.

Then I took the things
 + gave them to him, + he took
 them + went to Simpson's + Huntz
 + handed them in + made me
 go with him. He handed the
 things to the pawnbroker + re-
 ceived \$250. The money was
 paid him. I stood by his door.
 He then came out + took a car-
 riage + took a carriage +
 rode over to the Ferry + we
 went to the dock road station +
 got into a car + left for Chicago
 that evening at 6:30 via the Pullman
 R.R. I think, this was the same
 day I took the things from
 my sister. My sister was stopping
 with me. My husband told me
 to take them - but if he took
 them Louise would know his or-
 iginal. But if I took them she
 would not.

On several occasions
 my husband would knock me
 down + beat + strike me in the
 face + on my body; I frequently
 had black & blue spots on my body.

3

He would often shut & would ask
him when he was going down on
and - shut me & tell me to go down
& after remaining away all night
would come in in the morning on
toward noon & give me a letter
telling me so.

I have often been desig-
ned so badly by him that I could
not go out door.

The power tickets were in
my ~~name~~ name.

The circumstances under
which the diamond bird was
purchased were these: He took it
himself & purchased it under the
name of Barry E. J.; He purchased
it at Donnelly's for \$65.00; Charles
Show of Chicago holds the ticket
Show is on Madison St. near Union
St. Place - He is a furniture
dealer.

I wish to state generally
that in respect of this whole trans-
action, I acted under the influ-
ence of my husband, through fear
of personal violence; He overcame
my will & forced me to take
my sister's property, whom I love

4

Salmon's Farm on good terms with
 & who was stopping with me at
 the time the property was taken
 when he wanted me to do a certain
 thing he would threaten - then shake
 me & make me do, as he said
 often I became powerless to resist
 him.

He often said that if I
 told on him or went back on him
 he would break my nose & disfigure
 my face & let me go to hell. He
 used to say to me that if I could
 not get money he did not want
 me, & he has never supported me.
 I always had to go to my family for
 my support. Kettie E. Burgess.

0862

I think if Bergen
can go on until
Sunday they will
change their plea
H. W.

0063

District Attorney's Office.

PEOPLE

vs.

Edmy Buzgers aka Jack B.
you two demand
wade to ~~Idaho~~
Crescent with
H. C
Carver ~~aka~~ Cleveland
each ¹⁴⁴ Boney near grand
~~Idaho~~ \$150.

I demand crescent
with Wm Simpson & Co

181 Boney \$100
Idaho

~~Idaho~~ ^{Idaho} ~~Idaho~~ search
for goods & found as above
Tickets were sent to Mrs
Mrs Amanda Wagg, ~~Idaho~~ Lauren
Mass & she saw them back

0864

Sec. 151.

Police Court H District.

CITY AND COUNTY
OF NEW YORK.

ss.

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

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police
Justices for the City of New York, by

of No. 207 E 48th Street, that on the 25 day of January

1889 at the City of New York, in the County of New York, the following article to wit:

Drummond J. Swellmy and
clothing together
of the value of thirty-four hundred and fifty Dollars,
the property of as complainant

w as taken, stolen and carried away, and as the said complainant has cause to suspect, and does suspect and
believe by William J. Burgess

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

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

Dated at the City of New York, this 28 day of January 1889

J. Henry Bond POLICE JUSTICE.

0865

Police Court—14 District.

Affidavit—Larceny.

City and County }
of New York, } ss.of No. 207 East 8th Street, aged 26 years,
occupation Housekeeper being duly sworndeposes and says, that on the 25 day of January 1889 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent, in the day time, the following property viz:

Diamond Jewellery and
Clothing together of the value
of thirty four hundred
and fifty dollars (\$3450⁰⁰/₁₀₀)

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 Nettie E. Burgess and

Edward J. Burgess alias Jack
Burgess from the fact that
 each of said defendants resided
 with deponent at the above
 premises and each had access
 to said clothing, that deponent
 left each of said defendants in
 charge of her premises at about
3 30 O'clock P.M. of the above date
 and when she again returned
 at about 6 30 O'clock P.M. of
 the same day she discovered
 that the said clothing had been
 taken and each of said defendants

Sworn to before me, this

1889

day

Police Justice.

0866

had vacated said premises and
have not been since seen by
deponent

Deponent is informed
by Henry F. Spitzka of No 750
Third Avenue that at about
11 O'clock P.M. of the above date
the said Nettie E. Burgess called
at his store and presented a
note purporting to have been
signed by deponent asking
the said Spitzka to deliver
the said Jewellery to her and
at the same time presenting
the keys to open the case in
which they were kept.

Deponent therefore prays
that a warrant be issued
for the arrest of each of said
defendants and that they be
held to answer and be dealt
with as the law directs.

Subscribed before me
the 28th day of Jan'y 1889 } W. Louise Hunt
J. J. [Signature]
Police Justice

0867

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 33 years, occupation Watchmaker of No. 750-3 Avenue Street, being duly sworn deposes and says, that he has heard read the foregoing affidavit of Louis Hurst and that the facts stated therein on information of deponent are true of deponents' own knowledge.

Sworn to before me, this 28
day of May 1889

J. Murphy
Police Justice.

0868

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.

0069

BAILED,

No. 1, by

W. H. Godward

Residence

349 W. 19th Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

#280

Police Court---

1366

District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Louise Hunt

Nettie C. Burgess

Edward J. Burgess

3

4

Dated

Jan 28th

188

J. Henry Bird

Magistrate.

John D. Buff

Officer.

Witness

Wm. O'Brien

Central Office

No.

Street.

No.

Street.

No.

Street.

\$

to answer

0870

New Utrecht September 12/57

Hon Frederick Smythe

My dear Sir:

I have known

Edward J. Burgess for the past
six years a part of which
time he resided in our
town I can truthfully say
that during all the time
he lived here I never heard
a single word in any way

0071

affecting his character and
was surprised to hear of
his committing the offence of
which he is charged before
you - I hope you will
see your way clear to be
lenient with him -

Respectfully yours

B. Ferguson

Superior Iron Works

King's Co.

0072

COURT OF GENERAL SESSIONS.

The People Ac. *
-VS- *
Edward Burgess. *

CITY AND COUNTY OF NEW YORK, ss.

Thomas Moor², Perfume dealer of 146 William Street, being duly sworn, deposes and says: I know the defendant above named for about fifteen years and can say in his behalf that he has to my knowledge always until this time been an honest man. I cheerfully join in the request that he be given an opportunity to reform, and feel that never again will said defendant be again charged with any violation of law. I have heard him spoken of by others and the general reputation that he bore among his fellow men was that of an honest man.

Sworn to before me this
12th. day of Sept. 1899.

Hugh Dinnin
Notary Public New York
Certificate filed in N. Y. C.

0073

COURT OF GENERAL SESSIONS.

The People &c.
-VS-
Edward Burgess.

CITY AND COUNTY OF NEW YORK, ss

Louis Simonson of No. 433 Migt Ave.

in said City, being duly sworn, deposes and says: I am a merchant
in this City and carry on business at the above mentioned place.
I know the defendant Edward Burgess and have know him for a period
of about twenty years. I aver that to my knowledge he has always up-
to this time been an honest man, his business being that of an
Athlete and trainer by reason of which he has come in contact with
well known Club men, and has by then always been spoken of as an
honest man. I cheerfully join in the request made by him that he be
given an opportunity to reform and feel convinced that when he shall
have paid the penalty imposed by the Court herein, that he will once
again become a respected citizen and his conduct be such
as to merit the esteem of all well thinking men.

Sworn to before me this
12th. day of Sept. 1899.

Chas. J. Paul
Notary Public
Ct. Clk. No. 10.

0874

Court of General Sessions

The People v.

+ vs -

Edward Burgess

Defendant as to
Character -

R. J. Harris
Prosecutor

Tring House
of Counsel

0875

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Nellie E. Burgess
and Edward J. Burgess
known as Jack Burgess

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

Nellie E. Burgess and Edward J. Burgess known as Jack Burgess

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

The said

Nellie E. Burgess and Edward J. Burgess known as Jack Burgess both

late of the City of New York, in the County of New York aforesaid, on the *25th* day of *January*, in the year of our Lord one thousand eight hundred and eighty-*nine*, at the City and County aforesaid, with force and arms,

one diamond brooch of the value of seven hundred dollars, one pendant pin of the value of four hundred and fifty dollars, one bracelet of the value of seven hundred dollars, one other bracelet of the value of four hundred and fifty dollars, four dresses of the value of one hundred and fifty dollars each, one wrap of the value of one hundred and fifty dollars, one dressing bag of the value of one hundred dollars, one opera glass of the value of one hundred dollars, and divers articles of clothing and wearing apparel, of a number and description to the Grand Jury aforesaid unknown, of the value of three hundred dollars, of the goods, chattels and personal property of one Louise Smith,

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

0076

SECOND COUNT—

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

Edward J. Burgess otherwise called Jack Burgess

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

The said *Edward J. Burgess otherwise called Jack Burgess,*

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

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

of the goods, chattels and personal property of one *Samuel Smith, Jr.*

one Edward J. Burgess

by ~~a~~ ^{other} certain person or persons to the Grand Jury aforesaid unknown, then lately before feloniously stolen, taken and carried away from the said *Samuel Smith*

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

J. Burgess otherwise called Jack Burgess

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

JOHN R. FELLOWS,

District Attorney.

0077

BOX:

335

FOLDER:

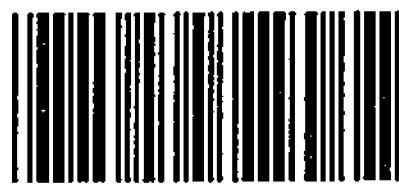
3175

DESCRIPTION:

Burnett, Louis

DATE:

01/25/89



3175

Witnesses:

Edward Gallen

I have made an examination of all the testimony herein, and from such testimony elicited and the withdrawal hereto involved, which leads me to believe that the defendant is not the guilty party; I am of the opinion that a conviction cannot be obtained as the same is recommended that the defendant be discharged on his own recognizance.

John W. [unclear] Attorney
Above appeared [unclear]
John W. [unclear] Attorney

284
William & Lynam
93 of [unclear]

Counsel,
Filed 25 day of May 1889
Pleads, Not guilty

THE PEOPLE
vs.
P
Louis Bennett
Burglary in the second degree.
Grand Jurors 2889 & Recd
[Section 497, 516, 531 & 532 C.C.]

JOHN R. FELLOWS,
District Attorney.

It is the opinion of the
Court that the defendant is
not guilty and is discharged
A True Bill.

Wm B Woolery

Foreman.
[unclear]
[unclear]

0079

New York General Sessions.

PEOPLE ON MY COMPLAINT,
VERSUS

Louis Burnett

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 offense was committed at a lodging house 1069 Madison Street between three and six o'clock in the morning of January 2, instant, and I have not sufficient reason to believe that Louis Burnett broke open the door of the room in which I slept. He and I and Mr. Duell had been drinking on the first of January very heavily and the janitor helped to put us to bed in the lodging house at three o'clock in the morning or thereabouts. Duell and I occupied one room and Louis Burnett was put in the partition room side of us. The doors were in an angle partition just opposite each other. I think that my clothes were taken off and hung up on pegs in my room. There was no light in the room. In the morning my clothes and the money and watch in the pockets were gone. The janitor found the clothes in the adjoining room which had been occupied by Louis Burnett, and by another man named Hoffman, I don't know his first name,

0000

but he was not one of our drinking party. and I am sure and believe he got into the Hotel without paying for his lodging. He left in the morning before I saw him and I have not seen him since and I don't know where he is. The door of the room I slept in had been broken open by some one who had strength to do it, and the clothes had been removed by some one who could stand up and get them in the dark or dimly lighted room. I am sure that Louis Burnett was too drunk to do those things that night. I was asleep and knew nothing of it.

The next day (the 3^d of January,) I missed my watch and money, and the janitor and I got Officer Perkins, and we found Louis Burnett at about 7 A.M. in the same room. He said that he did not know what had been done while he was drunk

but that he did not break open any door, that he had found the watch in his room and ^{he or Hoffman} had pawned it, and after feeling in his clothes he found the ticket in his hat and gave it to the officer. ^{or Hoffman} he had pawned the watch for 75 cents, and he said that they had got more liquor with that money. I learned that Hoffman and he had been seen drunk on the 3^d of January, but I did not see Hoffman with him.

All of the things taken were my property but as they were all returned to me except the watch which the Police have pending this case, and as I do not believe that Burnett broke into the room, or intended to take my things, I do not wish to press, but I think that I ought to withdraw the charge. —

0001

I had known Barnett for about three weeks before this occurrence. I got acquainted with him in the same lodging house. This was the only occasion that I saw him drunk, but I heard that ^{he} had been on a spree before. I never saw anything to lead me to think that he was inclined to take anything not his own. His usual business was a brass-knuder but he had been unable to get work and ^{had} a temporary job on a Canal boat and during it he stopped at this lodging house. —

Subscribed and sworn
to before me this 22nd } James Lyons
day of January 1889 }
Frank H. Luecke
Notary Public
N.Y.C.

0002

but he was not one of our drinking party.
and I am tired and believe he got into the
Hotel without paying for his lodging. He
left in the morning before I saw him and
I have not seen him since and I don't know

Statement
Withdrawal

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0003

Police Court— District.

City and County } ss.:
of New York,of No. 69 Madison
occupation Janitor

Edward Salter

Street, aged 28 years,

being duly sworn

deposes and says, that the premises No. 69 Madison Street, 7 Ward

in the City and County aforesaid the said being a 7th Story Brick

Building

and which was occupied by ~~deponent~~ Louisa Johnson as a lodging

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

James Lyons and John Duval

were BURGLARIOUSLY entered by means of forcibly

a Bedroom door open in said

premises

on the 2^d day of January 1889 in the night time, and the following property feloniously taken, stolen, and carried away, viz:~~Five~~ Five Coats, Five Vests, one pair

of pants, one story watch and chain

and a Good and beautiful money bag to wit: a

Notes of the amount and value of five

dollars and 50/100, and one of the value

of thirty seven dollars and 50/100

The property of James Lyons and John Duval, and in due and charge of the deponent

and deponent further says, that he has great cause to believe, and does believe, that the aforesaid BURGLARY was committed and the aforesaid property taken, stolen and carried away by

Louis Burnett (Turk)

for the reasons following, to wit:

That about the hour of three o'clock am of the above date deponent was passing past the Bedroom door where James Lyons and John Duval were sleeping and about the hour of six o'clock am of the same date as deponent was making his rounds he discovered the door leading to the bedroom occupied by the said Duval

0004

And Lapsus were broken open. Deponent further says that about one hour after he discovered in a room occupied by the Defendant the within mentioned clothing which Lapsus and Duval identifies as theirs and the property that was taken from their rooms. And this Deponent further says that he was present at Mr. Lugeny house in question. When the Defendant was arrested and he saw the Defendant give a pawn ticket to the Officer saying at the time it was the pawn ticket for the silver watch and chain that he took from the room occupied by Lapsus and Duval.

Given before me this
4th day of January 1889

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 _____ 1889
Police Justice.

I have admitted the above named
to bail to answer by the undertaking hereto annexed.
Dated _____ 1889
Police Justice.

There being no sufficient cause to believe the within named
guilty of the offence within mentioned, I order he to be discharged.
Dated _____ 1889
Police Justice.

Police Court, District.

THE PEOPLE, &c.,
on the complaint of

vs.

Offence—BURGLARY.

1
2
3
4

Dated

1889

Magistrate.

Officer.

Clerk.

Witnesses.

No.

Street.

No.

Street.

No.

Street.

\$ to answer General Sessions.

0005

Sec. 108-200-

3 District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK,

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

*I have nothing to say
at present*

Louis Burnett

Taken before me this

day of *January* 188 *8*

Police Justice.

0006

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.....

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

Dated *January 4* 188 *J. M. McCutcheon* 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.

0007

BAILED,

No. 1, by

Residence

Street

No. 2, by

Residence

Street

No. 3, by

Residence

Street

No. 4, by

Residence

Street

284
Police Court

41
District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Edward Walling
69 Madison St
Louis Burnett

2

3

4

Dated

1889

Magistrate

Officer

Precinct

Witnesses

No.

Street

No.

Street

No.

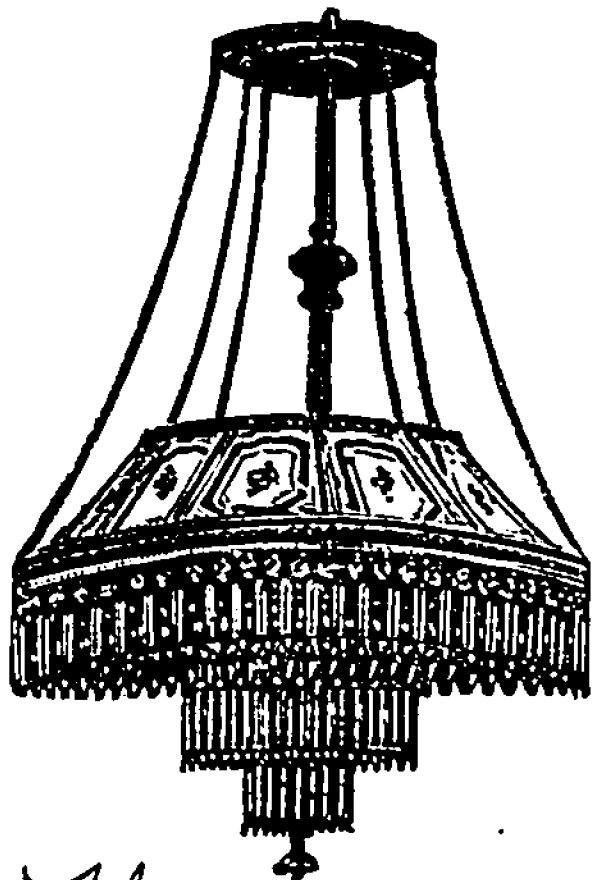
Street

\$

to answer

Comm

0000



B. GOETZ. MANUFACTURING CO.,

A. L. SCHRYVER, & C. D. GERVIN,

Proprietors,

PATENTEES AND MANUFACTURERS OF

DIFFUSIVE GAS AND DAY-LIGHT REFLECTORS,

LAMPS, LANTERNS, SHADES, &c.,

OFFICE AND SALESROOM

172 & 174 MERCER STREET.

Thaddeus B. Wakeman Esq.
93 Nassau St
City

New York,

July 2 1889

Dear Sir.

I have seen Mrs. Burnett.
and will take Lewis to work
whenever he is ready.

Respectfully Yours
C. D. Gervin

0009

Grand Jury Room.

PEOPLE

vs.

Burnett

*This case I have
thoroughly examined
in. Have examined
all complainant's
witnesses as well
as the Defendant
himself.*

0890

Grand Jury Room.

PEOPLE

vs.

Levin Burnett

This prisoner
is in part III
& I have made
a recommendation
- to be released.
Jerome know
of it.
You can send
the papers to Pt III.

D. G. Foster

0891

LAW OFFICES OF
WAKEMAN & CAMPBELL, *The People v. Louis Burnett*
93 NASSAU STREET, *(now in the*
Boomb)
(Bennett Building.)
Elevator Entrance 120 Fulton St.

THADDEUS B. WAKEMAN,
ALFRED B. CAMPBELL,
ADAM WAKEMAN,
Counsel.

New-York, Jan'y 19, 1889
Col. John R. Hellows,
District Attorney;

Dear Sir; In this case (sent down
from Essex Market Police Court
for larceny & burglary Jan'y 7.)
we wrote to you before the case
reached your office.

The object of our request was that
the case might be investigated by
one of your Deputies before action
by the Grand Jury.

Before we knew of it, the case was
put on the list of Grand Jury
cases, but has not yet been
reached by them and stands over
to the 24th inst.

We respectfully request that you
will allow an investigation in the
meantime, and in this request we
understand that the Complainant
and all concerned also join.

Have the kindness to give the necessary
direction, and oblige, Yours very respy.
Wakeman & Campbell
T. B. Wakeman.

0892

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 Burnett

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

Louis Burnett

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

The said *Louis Burnett*

late of the *seventh* Ward of the City of New York, in the County of New York
aforesaid, on the *second* day of *January*, in the year
of our Lord one thousand eight hundred and eighty-*nine*, with force and arms, about the
hour of *six* o'clock in the *day* time of the same day, at the Ward,
City and County aforesaid, the dwelling house of one *Louisa Johnson*

there situate, feloniously and burglariously did break into and enter, there being then and there
some human being, to wit: *one James Lyons*

within the said dwelling house, with intent to commit some crime therein, to wit: the goods
chattels and personal property of the said *Louisa Johnson*

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,

0893

SECOND COUNT—

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

Louis Burnett

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

The said *Louis Burnett*

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

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 and value of *five* dollars; *one* promissory note for the payment of money, being then and there due and unsatisfied (and of the kind known as Bank Notes), of the denomination and value of *five* dollars; *one* United States Silver Certificate of the denomination and value of *five* dollars; *one* United States Gold Certificate of the denomination and value of *five* dollars;

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 and value of *two* dollars each; *two* promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as Bank Notes), of the denomination and value of *two* dollars each; *two* United States Silver Certificates of the denomination and value of *two* dollars each; *two* United States Gold Certificates of the denomination and value of *two* 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 and value of *one* dollar each; *five* promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as Bank Notes), of the denomination and value of *one* dollar each; *five* United States Silver Certificates of the denomination and value of *one* dollar each; *five* United States Gold Certificates of the denomination and value of *one* dollar each;

divers coins of a number, kind and denomination to the Grand Jury aforesaid unknown, of the value of five dollars and fifty cents; *two* coats of the value of five dollars each, *two* vests of the value of five dollars each, *one* pair of trousers of the value of five dollars, *one* watch of the value of five dollars, and *one* chain of the value of five dollars

of the goods, chattels and personal property of one *Louisa Johnson*

in the dwelling house of the said *Louisa Johnson*

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

0894

THIRD COUNT—

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

Louis Burnett

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

The said *Louis Burnett*

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 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 and value of *five* dollars *one*

promissory note for the payment of money, being then and there due and unsatisfied (and of the kind known as Bank Notes), of the denomination and value of *five* dollars *one* United States Silver

Certificate of the denomination and value of *five* dollar *one* United States

Gold Certificate of the denomination and value of *five* dollars *one*

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 and value of *two* dollars *each*; *two*

promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as Bank Notes), of the denomination and value of *two* dollars *each*; *two* United States Silver

Certificates of the denomination and value of *two* dollars *each*; *two* United States

Gold Certificates of the denomination and value of *two* dollars *each*; *two*

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 and value of *one* dollar *each*; *five*

promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as Bank Notes), of the denomination and value of *one* dollar *each*; *five* United States Silver

Certificates of the denomination and value of *one* dollar *each*; *five* United States

Gold Certificates of the denomination and value of *one* dollar *each*; *five* *two coins of*

a number, kind and denomination to the Grand Jury aforesaid unknown, of the value of *five* dollars and *fifty* cents; *two* coats of the value of *five* dollars each, *two* vests of the value of *five* dollars each, *one* pair of trousers of the value of *five* dollars, *one* watch of the value of *five* dollars and *one* chain of the value of *five* dollars,

of the goods, chattels and personal property of one *Louisa Johnson*

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

unlawfully and unjustly, did feloniously receive and have; the said *Louis Burnett*

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

JOHN R. FELLOWS,

District Attorney.

0895

BOX:

335

FOLDER:

3175

DESCRIPTION:

Burns, William

DATE:

01/15/89



3175

0896

Witnesses:

Benjamin Jackson
John Robin January 28/89

Counsel,

Filed

Pleads,

1889

15-1-89
Day of Jan
1889

THE PEOPLE

vs.

William Burns

Pr March 1. 1889.
Bail forfeited & ent'd.

JOHN R. FELLOWS,

at the bar of
District Attorney.

Went to the Court of Sessions for trial, by request of counsel for Defendant.

A True Bill.

Thos J. B. B. B. B.
Foreman.

ASSAULT IN THE THIRD DEGREE
(Section 219, Penal Code).

0897

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

William Burns

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

William Burns—

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

The said

William Burns

late of the City of New York, in the County of New York aforesaid, on the *twenty sixth*
day of *December* in the year of our Lord one thousand eight hundred and
eighty *eight* at the City and County aforesaid, in and upon the body of one *Benjamin*
Jackson in the peace of the said People then and there being, with force
and arms, unlawfully did make an assault, and *him* the said *Benjamin*
Jackson did then and there unlawfully beat, wound and ill-treat, to the great damage
of the said *Benjamin Jackson* against the form of the
statute in such case made and provided, and against the peace of the People of the State of
New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

0898

BOX:

335

FOLDER:

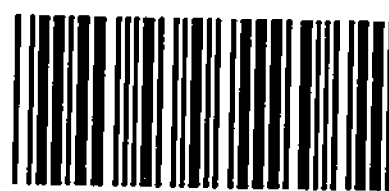
3175

DESCRIPTION:

Butler, Frank

DATE:

01/11/89



3175

Witnesses:

Frank Chinn

Officer J. J. Madden et

No 73

Counsel,

Filed 11 day of Aug. 1889.

Pleads,

THE PEOPLE

Grand Larceny in the 3rd degree.
(MONEY.)
(Sec. 528 and 530, Penal Code.)

vs.

104 5m 11- P.

Frank Butler

JOHN R. FELLOWS,

Pr Aug 11/89 District Attorney.

Heads 12/24

S. P. 2 yrs 11 mo.

A True Bill.

CSM

Wm T. Woodruff

Foreman.

0899

0900

Police Court—

District.

Affidavit—Larceny.

City and County } ss.:
of New York,

Frank Chini
of New York, "Thames" foot Corlear St. E. 11th Street, aged 24 years,
occupation Fireman being duly sworn

deposes and says, that on the 11th day of January 1889 at the City of New

York, in the County of New York, was feloniously taken, stolen and carried away from the possession and person of deponent, in the nighttime, the following property viz:

Lawful money of the United States of the value of Thirty three dollars; Eight two shilling silver pieces, lawful money of Great Britain and five copper pennies lawful spanish money. All of the value of Thirty seven dollars and five cents. Also one gold ring of the value of four dollars and fifty cents.

the property of deponent

and that this deponent has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen, and carried away by Frank Buster (now here) for the reasons that on said day deponent was sleeping in an apartment in premises 86 South Street and had said money in the left side pocket of the pantaloons ~~which~~ ^{which} were worn on his person and part of his bodily clothing. That when deponent awoke he missed said money and he is informed by Officer Thomas Madden of the First Precinct, that he, Madden found the said ring and thirty six dollars in money in the defendants hat which was in an apartment in said premises directly opposite that which was occupied

Subscribed to before me, this

1889

day

Police Justice.

by deponents also he, Madden found said
Eight English silver pieces and the five
Spanish pennies under the mattress in
said apartment which was then occupied
by defendant. That deponent has since
seen said ring and identifies the same
as his property.

Sworn to before me } Frank ^{Esq} Chini
this 11th January, 1889 } ^{mag}

J. Henry, D. C.
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 mentioned, I order he to be discharged.

Dated _____ 188 . _____ Police Justice.

Police Court, _____ District,

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.

0902

CITY AND COUNTY }
OF NEW YORK, } ss.

Thomas J. Madden
aged 30 years, occupation Police officer of No.

1st Recruit Police Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Frank Chini

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

Sworn to before me, this

day of

11
January 1889

Thomas J. Madden

J. Humphreys

Police Justice.

0903

Sec. 108—200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Frank Butler

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

Question. What is your name?

Answer. *Frank Butler*

Question. How old are you?

Answer. *23 years*

Question. Where were you born?

Answer. *Pennsylvania*

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

Answer. *108 South Street. 3 years*

Question. What is your business or profession?

Answer. *Laborer*

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

Answer. *I am guilty*
Frank Butler

Taken before me this

day of August 1889

Police Justice.

0904

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

Dated January 11 1889 J. Murray D. A. 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.

0905

No 73
Police Court--- District. 59

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Frank Chini

vs.

Frank Butler

2

3

4

Offense

from person

Dated Jan 11 1889
Ford Magistrate.

Madden Officer.
1st Precinct.

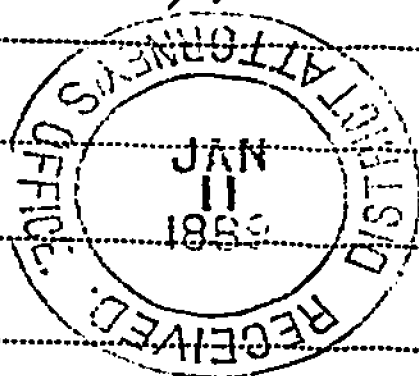
Witnesses

No. Call the officer Street.

No. Street.

No. Street.

\$ to answer



BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

0906

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Frank Butler

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

Frank Butler

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

The said

Frank Butler

late of the City of New York, in the County of New York, aforesaid, on the *eleventh* day of *January* in the year of our Lord one thousand eight hundred and eighty-nine, at the City and County aforesaid, with force and arms, in the *night* - 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*; *six* 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*; *sixteen* 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 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 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*; *six* 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*; *one* United States Silver Certificate of the

0907

denomination and value of twenty dollars — ; *three* United States Silver Certificate of the denomination and value of ten dollars *each* ; *six* United States Silver Certificate of the denomination and value of five dollars *each* ; *sixteen* United States Silver Certificate of the denomination and value of two dollars *each* ; *thirty-three* United States Silver Certificate of the denomination and value of one dollar *each* ; *one* United States Gold Certificate of the denomination and value of twenty dollars — ; *three* United States Gold Certificate of the denomination and value of ten dollars *each* ; *six* United States Gold Certificate of the denomination and value of five dollars *each* ; and *divers* coins, of a number, kind and denomination to the Grand Jury aforesaid unknown, of the value of *five dollars*; *eight* silver coins of the United Kingdom of Great Britain and Ireland of the kind called two-shilling pieces, and of the value of *two shillings* each, *five* copper coins of the value of *one cent* each, and *one* ring of the value of *four dollars and fifty cents*, of the proper moneys, goods, chattels and personal property of one *Frank Chin* on the person of the said *Frank Chin* then and there being found, *from the person of the said Frank Chin* then and there feloniously did steal, take and carry away, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,
District Attorney.

0908

BOX:

335

FOLDER:

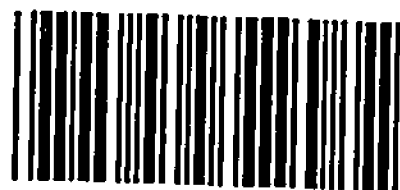
3175

DESCRIPTION:

Byrne, Patrick

DATE:

01/28/89



3175

0909

314

Witnesses;

Wm Ferris

Counsel,

Filed

day of

1884

Pleads,

THE PEOPLE

vs.

VIOLATION OF EXCISE LAW.
(Selling without license.)
[Ill. R. S. (7th Ed.) page 1081, § 13, and
of 1883, Chap. 340, § 6].

B

Patrick Byrne

John R. Fellows
Attorney for said party

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Thos Blomley

Foreman.

0910

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 Byrne

The Grand Jury of the City and County of New York, by this indictment, accuse
Patrick Byrne
of the CRIME OF SELLING STRONG AND SPIRITUOUS LIQUORS AND WINES
WITHOUT A LICENSE, committed as follows:

(III. Revised
Statutes, [7th
edition] p. 1981
Section 13.)

The said

Patrick Byrne

late of the City of New York, in the County of New York aforesaid, on the *thirty first*
day of *December* in the year of our Lord one thousand eight hundred and
eighty-eight, at the City and County aforesaid, certain strong and spirituous
liquors, and certain wines, to wit: one gill of wine, one gill of brandy, one gill of rum, one
gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale,
one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong
and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did sell, in
quantity less than five gallons at a time, to
one Thomas Ferris and to
certain *other* persons whose names are to the Grand Jury aforesaid unknown, without
having a license therefor, as required by law, contrary to the form of the Statute in such case
made and provided, and against the peace and dignity of the People of the State of New York.

(Laws of 1883, chapter 340 sec-
tion 5) SECOND COUNT—

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

The said

Patrick Byrne

late of the City and County aforesaid, afterwards, to wit: on the day and in the year
aforesaid, at the City and County aforesaid, and at the premises there situate, known as
number *five hundred and two and five hundred*
and four Sixth Avenue
certain strong and spirituous liquors, and certain ales, wines and beer, to wit: one gill of
wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of
cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of
lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury
aforesaid unknown, unlawfully did sell to
one Thomas Ferris and to
certain *other* persons whose names are to the Grand Jury aforesaid unknown, to be
drank upon the premises aforesaid, without having a license therefor, as required by law,
against the form of the Statute in such case made and provided, and against the peace of
the People of the State of New York and their dignity.

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

THIRD COUNT:

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

The said

Patrick Byrne

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, and at the premises there situate, known as number *five hundred and two and five hundred and four Sixth Avenue* certain strong and spirituous liquors, and certain ales, wine and beer, to wit: one gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did give away to

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

JOHN R. FELLOWS,

District Attorney.

09 12

**END OF
BOX**