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BOX:
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FOLDER:
4288
DESCRIPTION:
Eagan, James
DATE:
02/23/92

4288

Left convic. N.Y.L. 2d Jan 16, 88
sentenced to Elmira Ref. RBM.

Witnesses:

Jonathan Adams

Ignatz Smith

Ignatz Schmidt

255

L. Cohen
176 Bdwy

Counsel,

Filed 23 day of Feby 1892

Pleads, Nguilty 2

THE PEOPLE

vs.

James Eagan

Grand Larceny, Degree.
(From the Person.)
[Sections 528, 549 Penal Code.]

DE LANCEY NICOLL,
*District Attorney.*

A TRUE BILL.

Foreman.

Part 2 - March 14, 1892.
Tried and convicted
S.P. 5 yrs.
RBM.
2

COURT OF GENERAL SESSIONS OF THE PEACE,

City and County of New York.

| | |
|---|---|
| The People, vs. JAMES EAGAN. | Before HON. RANDOLPH S. MARTINE, and a Jury. |

Tried MARCH 11TH, etc., 1892.

Indicted for GRAND LARCENY in the FIRST DEGREE.

Indictment filed FEBRUARY 23RD, 1892.

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APPEARANCES:

ASSISTANT DISTRICT ATTORNEY TOWNSEND,

For THE PEOPLE.

MR. LOUIS COHEN,

For THE DEFENCE.

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JONATHAN ADAMS, THE COMPLAINANT, being duly sworn, testified that he lived at Yorktown, New York, and that he was a tinsmith by occupation. In the month of August, 1890, he lived in Yorktown. He came to New York, arriving here on the afternoon of the 7th of August. On the following day, the 8th, he was in 116th street near the East River. He went up there to see a friend who had worked him ten years previous. At that time he had a watch and chain in his possession. The watch was gold, but the chain was only plated. The watch and chain had been presented to him, but he estimated their value at $15.00. He had the watch and chain in his lower left hand vest pocket. The name of the friend whom he called on was Robert Backert. He left Backert's house at 5 o'clock. He did not have anything to drink while in Backert's company. He met a man about a block and a half from Backert's house. He did not remember whether he spoke to the man first, or whether the man spoke to him first,-- it was so long ago. Neither did he remember what the conversation was about. He walked about a block in company with the man, when they were met by by the defendant. He did not remember whether or not

the defendant was introduced to him. They entered Smith's saloon, on First avenue between 103rd and 104th streets, to have a drink of beer. He, the complainant, did not remember on whose invitation they went into the saloon. He remembered having at least one glass of beer, but did not remember whether or not they had any more. While sitting at the table the defendant was at his right side and the unknown man was on his left. He did not know the unkwon man's name. While they were sitting at the table he, the complainant, accused the unknown man of stealing his watch. He had seen his watch before entering the saloon. The unknown man said to the defendant, "Jimmy, do you hear what he says, that I have taken his watch?" The defendant then struck him, the complainant, over the eye. He did not know whether the defendant had anything in his hand at the time he struck him, but he, the complainant, had to have three stitches put in his eye. The unknown man then left the saloon, and he, the complainant, grabbed hold of the defendant by his coat collar. There was a struggle, and the defendant got out on the avenue, but he, the complainant, still retained his hold

on the defendant. After he, the complainant, got out on the avenue he was cut by the defendant; the cut was about three inches long, and was on the right side of the head. He fell to the ground, and then received a kick on the nose. That was all he remembered. The next thing he remembered was getting the wounds dressed by the ambulance surgeon. Only the swivel of the watch chain was taken; the rest of the chain was left hanging to his vest. A police officer then took him to the station house, and he entered a complaint. He was kept in the station house that night. The next day he went to the Presbyterian Hospital, and had his wounds dressed again. After leaving the hospital he went to the Putnam House, and stayed there two days, and then he returned to his home at Yorktown. He had been to this city once or twice since that time. He received a telegram at Yorktown, requesting him to come to New York, and he did come down and entered a formal complaint; that was on the 20th of January, 1892. The defendant was undoubtedly the man who had struck him on the night in question. He recognized the man pointed

out to him as Mr. Schmitt as the man who had served them with drinks.

In cross-examination the complainant testified that he was thirty-nine years of age. He had lived in Yorktown twelve years. Previous to living in Yorktown he had lived in New York. The 8th of August was the nearest he could remember, as to the date, but he was not sure of the date. He came from Yorktown alone. He was a married man. After arriving in New York he went to Eighth avenue between 33rd and 34th streets, with John Early, a carpet dealer. Early was a friend of his. He left Yorktown at 10 mintes past 4, and arrived in New York about 6 o'clock. He stayed with early about two hours. After leaving Early he went direct to the Putnam House. He did not remember having drank anything until he got to the hotel. He went to bed immediately after arriving at the hotel, and remained in bed until 8 o'clock the next morning. After arising he went to the New York Mutual Gas Company's works, in Avenue D near 10th street. He had been employed there ten years previous, and he went there to see his friends. When he got up there he found

that all the men were strangers to him. He went to the main office of the company, and saw Mr. Allen, the superintendent. Mr. Allen gave him Backert's address in 116th street. He had two or three glasses of ale that morning, with two or three men from the works, whose names he did not know. He paid for some of the drinks, and the other men paid for some. They had the drinks in a saloon at the corner of 12th street and Avenue C. He was in the saloon about half an hour. After leaving the saloon he went up on the elevated railroad to 116th street. He got off at the elevated station nearest to 116th street, but he did not know what station it was. It was light when he entered the saloon with the defendant and the unknown man. He did not remember whether he asked the unknown man to have a drink, or whether the unknown man asked him to have a drink. He accused the unknown man of taking his watch; he did not see either the defendant or the unknown man take the watch, but they were both sitting alongside of him. He felt a tug, and he looked down and saw his chain hanging down. At the time he received the blow from the defendant, he was sitting with his back to the

owner of the saloon, and he did not know whether the owner of the saloon saw what was going on or not. He did not remember telling the Magistrate, in the police Court that the affair took place in First avenue near 115th street, nor did he remember Officer Doyle saying, "You are mistaken, that thing occurred in First avenue near 103rd street." He did not remember seeing Officer Doyle in the police court; Officer Kiefe was there. He did not remember whether the officer with whom he went to the station house on the night in question had placed him under arrest and taken him before Police Justice Murray. He did not remember in what street he saw the officer; he did not remember anything after he received the blow on the head. He had never seen the defendant or the unknown man before he met them on the night in question, and the next time he saw the defendant was after his arrest, in the Harlem Police Court. Although he, the complainant, had lived in New York ten years, he was not acquainted with the streets in the neighborhood in which he lost his watch. He had never been up there before. He knew that the streets ran east and west, and that the avenues ran northand

south.

JOSEPH SARBIN, being duly sworn, testified that he lived at 226 East 102nd street, and was a teacher of singing societies. He remember the night in question, and knew that it was in the early part of August, 1890, but he could not remember the date exactly. It was saturday evening. On that night he entered the saloon at No. 2,007 First avenue, between 103rd and 104th streets, between five and six o'clock. The saloon was kept by a man named Schmitt. He saw three men sitting in the back part of the saloon, at a table. He did not know who the men were, but he recognized the complainant as being one of the men, and the defendant as another, but he had not seen the third man since that time. About a minute or so after he entered the saloon, and while he was waiting for the bartender, the complainant jumped up and said, "They stole my watch," and the complainant took charge of the defendant. The complainant put both arms around the defendant's neck. He, the witness, did not see any blows struck. The unknown man jumped up and disappeared through a doorway leading

into a closet. The unknown man disappeared a moment before the complainant cried, "They stole my watch." The complainant and the defendant went out on the street, the complainant still having hold of the defendant. When the complainant was near the end of the bar, he, the witness, saw the complainant's chain hanging down. The defendant dragged the complainant as far as 104th street. At 104th street the defendant knocked the complainant down and jumped on him, and struck him with the heel of his shoe in the face; and then the defendant went on the other side, and came back and gave the complainant a couple of blows with the heel of his shoe, on the head. The defendant then ran into some empty lots in the neighborhood. He, the witness, followed the defendant, and when he was near the defendant the defendant turned around and picked up a stone and threw it at him. He, the witness, had never seen the defendant before that time, but he was sure that the defendant was the man who had had the trouble with the complainant. He then lost sight of the defendant. It was about half a block from the saloon to the corner of 104th street. The defendant was

pulling away from the complainant while they were going that half block. It was day-light at the time of the occurrence.

In cross-examination the witness testified that he fixed the hour as being right after five o'clock because there was a meeting of cigar makers in the back room. He did not know how many men were at the meeting. He had not drank anything that day before seeing the disturbance. He, the witness, identified the defendant, at the Police Court, as soon as he saw him. There was another man alongside of the defendant at the police court. He, the witness, could not give a description of the unknown man whom he saw in the saloon. They were sitting at the table so that he, the witness, could not see their faces when he entered the saloon, and the unknown man went out before he got a good look at his face. He heard the three men talking lively, and he looked around and then he saw the unknown man jump up and go out, and the complainant also jumped up. He did not see any blows struck; if any blows had been struck he thought he was near enough to have seen them. No one else followed

the defendant into the lots but him, the witness. He had been frequenting the saloon in question about three years. After the defendant threw the stone at him he returned to where the complainant was and saw the policeman with the complainant. He did not hear of the case again until he was asked by Officer Dpyle if he could identify the defendant. He, the witness, was sent for to go to the saloon, and when he went to the saloon he saw the officer. The officer asked him whether he could identify the man who kicked the complainant, and he said that he could. The officer then took him to the station house. He went to a cell in which there were two men. He immediately identified the defendant as being the man who had kicked the complainant. He had not seen the defendant between the time of the assault and the time of the identification.

In re-driect examination the witness testified that he was positive that this thing occurred between 5 and 6 o'clock in the evening; it could not have been as late as 7 o'clock.

In re-cross examination the witness testified that it was about twenty minutes after he saw the complainant and the defendant leave the saloon that he,

the witness, returned to the corner of 104th street, after chasing the defendant, and saw the complainant lying there.

IGNOTZ SCHMIDT, being duly sworn, testified that he lived at 2,007 First avenue. He was a saloon-keeper. His saloon was in the middle of the block, between 103rd and 104th streets, on the Westside of the avenue. He had been in business at that place for over thirteen years. He was in business there on the 9th of August, 1890. He saw the defendant on that day. The defendant entered his saloon with two other men. The complainant was one of the men who entered the saloon with the defendant. He, the witness, had not seen the third man of the party since that time. Each of the three men had three or four small glasses of beer. The table where the men were seated was about twenty-five or thirty feet from where he, the witness, was standing. There was nothing to interfere with his view of the men. He did not look at the men all the time, because there were some other customers in the store at the time.

He saw the complainant get up, and heard him say, "Somebody stole my watch; they stole my watch, that fellow stole my watch." The witness Sarbin was in the place at the time. When the complainant said, "They stole my watch," the unknown man went out of the saloon. The defendant then coaxed the complainant out of the saloon. The defendant called the complainant outside and said, "Don't make a fool out of yourself." The complainant and the defendant went out of the front door together. The complainant's watch chain was hanging down. The complainant had a hold of the defendant when they left the saloon. He, the witness, saw the defendant in the 125th street Police Court, in February, 1892. He did not hear the defendant say anything in court.

In cross-examination the witness testified that he had not seen the defendant, to his knowledge, between the time of the occurrence and the time he saw him in the Police Court.

OFFICER GEORGE A. DORAN, being duly sworn, testified that he was a

police officer, and had been for nearly six years. He had seen the defendant before. He had last seen the defendant about a year before the trial. He knew the complainant. He first saw the complainant in August, 1890. He could not recollect the day of the month on which the complainant went to the station house. He had a conversation with the complainant, and as a result of the conversation which he had he went to look for the defendant. He went to 104th and 105th streets, because of information which he had received, and found out that the defendant and another man, whose name he could not find out, were the men who had taken the complainant's watch. The next morning he found out where the defendant lived, and he got out a warrant. He went to the defendant's house, but did not go in, he watched the house, from the other side of the street, from 5 o'clock to 8, but did not see anything of the defendant. He sent somebody else to the defendant's house. Sometime after that he, the witness, went over to Astoria, and he saw the defendant but did not know him at the time. He continued to look for the defendant for some time after that, but did not find him. He

watched the defendant's house early in the mornings for a week after the complaint had been made to him. He, the witness, was subsequently transferred out of the precinct, and another officer took charge of the case.

In cross-examination the witness testified that he had not arrested several people and discharged them after asking them if their name was Eagan. It was about six months after he had received information in regard to the larceny that he went over to Astoria. He met the defendant on the road in Astoria, and took a good look at the defendant, because the defendant turned around and looked at him. He, the witness, knew at the time that the defendant worked at a certain place in Astoria, and he was on his way there to look for him.--When he went to the place, the people told him that the defendant had been working there, and that he had just gone down the road with another man. The defendant had been working as a plasterer in Astoria. The defendant had been working there two or three weeks; he, the witness, knew that before he went to Astoria. The defendant lived in First avenue, between 104th and 105th street. He, the witness, would not

swear that the defendant had not visited his home while he was looking for him, for he had been informed that the defendant had been there several times. The defendant lived with his aunt. He, the witness, sent different men to the defendant's house, to ask for him and to say that they had a job for him, but they did not find him at home.

OFFICER EDWARD H. DOYLE, being duly sworn, testified that he was connected with the police department, and had been a police officer nearly eighteen years. He had not known the defendant up to the time of his arrest. He received information in regard to the case from Detective Doran, in August, 1890. At that time he, the witness, did not do anything about the matter, because Detective Doran and Officer Kiefe had it in charge. In January, 1892, he, the witness, gave certain instructions to a friend of his, and in consequence of those instructions the defendant was arrested, on the 26th of January, at 126th street and Third avenue. He, the witness, was not present at the time of the arrest. He saw the

defendant on the night of the arrest, in the station house, and had a conversation with him. The defendant asked him what he, the defendant, was wanted for, and he, the witness, said, "I guess you know, Hagan; it is an old time case; it has been hanging over you for some time." The defendant did not make any reply to that. He, the witness, telegraphed to the complainant, and the complainant came to New York. He took the complainant to the Police Court. All the prisoners were arraigned befre the bar, and he asked the complainant if he could point out the man who had committed the larceny. There were eight or ten prisoners there, dressed differently, wearing their hair differently on their faces, and of all sizes and ages. The defendant was about two feet away when he, the witness, asked the complainant to turn around and see if he could identify the man who had robbed him. The complainant turned around and identified the defendant as the man.

In cross-examination the witness testified that he said to the complainant, "Turn around and see if you can identify the man who assaulted and robbed you" The complainant said, "There is the man."

FOR THE DEFENCE, JOHN S. MURPHY being duly sworn, testified that he lived at 250 East 90th street. He was a boss plasterer, and had been a plasterer for fifteen years. He knew the defendant. The defendant had been in his employ. He recollected the month of August, 1890. At that time the defendant was in his employ, as a plasterer, at Woolsey's Woods, about two miles from Astoria. The defendant went to work for him in the latter part of July, 1890, and continued to work for him until the latter part of February, 1891. He remembered the 9th day of August, 1890. On that day he saw the defendant, between 5 and 6 o'clock, in his, the witness's, house. The defendant stayed in his house until about seven o'clock.

In cross-examination the witness testified that he was not working at the time; he was sick. He had a contract for the work. He employed the defendant and another man of the name of John Eagan to do the work. He did not know whether John Eagan was an uncle or a brother of the defendant. The name of the man with whom he, the witness, had the contract was John Doyle. He, the witness, was not out on the 9th of

August, 1890, but he thought it was a clear day. On the 9th of August, 1890, the defendant called at his house twice -- once in the morning and again in the afternoon. He supposed that the defendant was working at Woolsey's Woods on that day, but he was not sure; he paid the defendant for working that day. He knew it was between 5 and 6 o'clock because he was just about to sit down to supper when the defendant called, and he usually had supper between 5 and 6 o'clock. The defendant stayed until 7 o&clock. They were talking about the job and an excusion which was going out the next day.

In re-direct examination the witness testified that he had seen the defendant about once a week from August, 1890, up to the time of the trial, in New York, in the neighborhood of 128th street. The Ninth Ward Rod & Reel club was to have an excursion on the 10th of August, and he, the witness, knew that it was the 9th of August that the defendant called at his house. He sold the defendant two tickets for the excursion, but the excursion did not go out, and he returned the money to the defendant.

In re-cross examination the witness testified that he first became acquainted with the defendant around the holidays in 1889. He was doing a job and he wanted to get it through, and the defendant and another man applied to him for work and he gave them work. He had never seen the defendant before that time. He did not see the defendant during the year 1888. His, the witness's, name was John S. Murphy. He had never lived at 302 East 83rd street, and he did not know a John Murphy who lived there.

JAMES EAGAN, THE DEFENDANT, being duly sworn, testified, in his own behalf, that as near as he could tell he was between twenty-one and twenty-two years of age. His parents were dead; as near as he could tell, they died when he was five or six years of age. Since that time he had been living with his aunt. He was not in the saloon at 2,007 Third avenue on the night or afternoon of August 9th, 1890, between the hours of four and seven o'clock. He did not take the complainant's watch

in that saloon. He did not pull the complainant out ofthat saloon, and the complainant did not have hold of his neck. He had never seen the complainant before in his life. He did not take the complainant to the corner of 104th street. He did not walk down the stret towards the East River and turn around a pick up a stone and throw it at the witness Sarbin. He didn't know Sarbin. He had never seen the complainant, Sarbin nor Schmidt until he met them in court. In the month of August, 1890, he was working for Mr. Murphy, ppastering, in Long Island. He remembered that he had been working on the 9th day of August, 1890; that was a Saturday. As near as he could remember he stopped work on that day at 4 or half past 4 o'clock. He was working in Woolsey's woods, on Long Island, near Astoria. It was about 20 Minutes walk from Woolsey's woods to the Astoria Ferry, and it took about a quarter of an hour to cross the river on the boat. At that time Murphy was living in 90th street, near Second avenue. He stopped at Murphy's house, which was near the ferry landing. Murphy had requested him to stop at his house. After that he worked in Camelia street, Astoria, for

Murphy. In 1890 he worked for Murphy, another man named Bennett, a man who worked on Long Island, and another man named Angsove; in 1891 he came to New York and went to work for Kelly Brothers, and after that he worked for a man of the name of McCormick; he then returned to the Kellys, and then worked for a man of the name of Judge, and afterwards for a man of the name of Murray. All those men were in New York. Murray was the last man that he worked for; after that he worked for himself. At the time of his arrest he had a contract with a man named Houser, in 156th street near Amsterdam avenue, for the plastering of three houses. The reason he had worked on Long Island, instead of New York, was that a person learning the plastering business had to serve four years with the man with whom he first went to work, and he, the defendant, did not choose to do that; so he went to work for Murphy at $1.50 a day and finally worked himself up to $2.50 a day. Then he was not allowed to work in NewYork because he did not belong to the society, and the New York men would not allow him to work on the New York buildings unless he was a member of the society?

In cross-examination the defendant testified that he was born in New York. In January, 1888, he must have lived in 104th street, but he did not know the number; he had lived in several houses there. He was not in New York in 1888 or the early part of 1889; he ws in the Elmira Reformatory. He had been sent to the Reformatory for buying a watch, by Judge Cowing. He did not know a man of the name of John Murphy; he knew the man he had worked for. Murphy was not the man from whom he, the defendant, claimed to have bought the watch; it was a young fellow of the name of Barry from whom he claimed to have bought the watch. He had been charged with stealing the watch and had been convicted of it, but he did not steal the watch. He remained in the Reformatory 25 months. After leaving the Reformatory he worked for an uncle of his, named Carroll. That was in December, 1889. In January, 1890, he went to work for a man of the name of Haas, at carpentering. In 1888 he was peddling; he was working for himself. He had never been in the saloon at 2,007 First avenue; he knew where the saloon was. He had never seen the proprietor of the saloon before he met

him in court. On the afternoon in question he went to Murphy's house between 5 and 6 o'clock, and remained there until 7 o'clock. At 7:30 he was in his own house, on First avenue between 105th and 106th streets. He lived there with his aunt and her daughter. The daughter was in court; his aunt was sick. After the 10th of August he continued to work on Long Island, for about a year after that. At the time of his arrest he lived in Madison avenue, with his aunt. He was not married. He was not a drinking man, although he did drink beer sometimes. He had seen a man pointed out to him as Officer Dougan before. Dougan did not have anything to do with this case. Dougan did not arrest him; it was Officer McCaigney who arrested him.

MICHEAL McCORMICK, being duly sworn, testified that he was a boss plasterer. In the winter of 1891 he recollected having done some work in 115th street between 7th and 8th avenues. He had a foreman employed there; but the foreman was not now in his employ, and had not been for six weeks preceding the trial. He believed that ~~the defendant had worked for him during the construc-~~

tion of the building in 115th street.

In cross-examination the witness testified that he believed he had recollection of the defendant working for him for several months. He had forty or fifty men in his employ. He had several jobs in the same neighborhood, and the defendant might have gone from one to the other. He remembered that his foreman had called his attention to the defendant, calling his attention to the fact that the defendant was not out of his time. He remembered that the defendant applied to him for work in February or March. He did not know positively how long the defendant had worked for him, but he had seen him there on several occasions when he went around the buildings. He did not know the defendant personally, and knew nothing more of him until he saw him in court.

WILLIAM FULLER, being duly sworn, testified that his business was plastering contractor. He remember having done some work in 4th street, between Second avenue and the Bowery, in the spring of 1891. He knew the defendant;

the defendant had worked for him at that time.

In cross-examination the witness testified that the defendant worked for him in April and May; the defendant worked four or five weeks for him. At that time he, the witness, had about sixty-five men working for him. He did not know anything about the defendant, except that the defendant had worked for him.

0813

# District Attorney's Office,

CITY AND COUNTY OF NEW YORK.

27

MAR [illegible] 189

CAPTAIN OR OFFICER IN COMMAND.

Dear Sir:

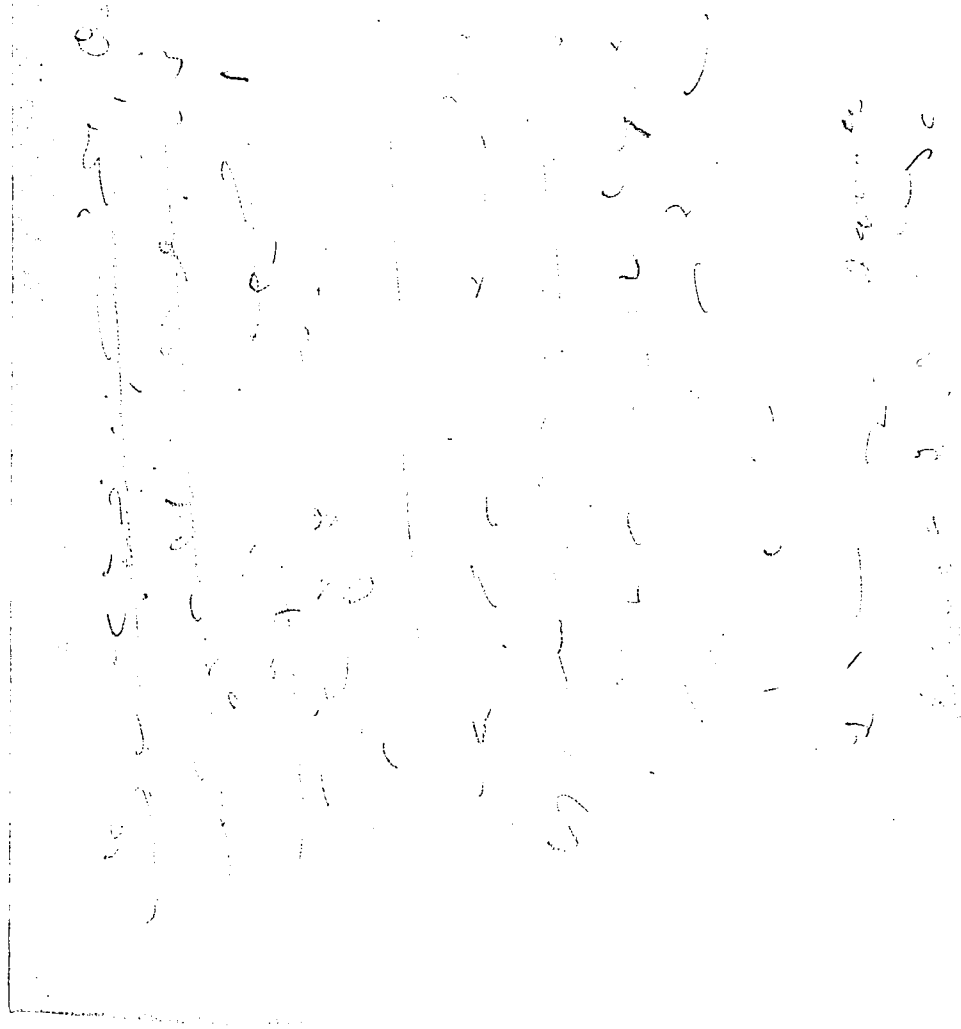
I desire to see Officer Edward Doyle attached to your command in Jany 97 in relation to the case of James Eagan sentenced Mch 25 97 to 5 years ~~and~~ ~~months~~ imprisonment by Judge Martine

Please ask the officer to bring such information in relation to the case, and as to the previous record of the prisoner, as he may be enabled to obtain.

Yours truly,

HENRY W. UNGER,
Deputy Assistant and Secretary to the District Attorney.

1635



0815

(1365)

Police Court— 5 District.

Affidavit—Larceny.

City and County of New York, } ss.

Jonathan Adams

of No. Yorkton New York Street, aged 39 years,

occupation Tinsmith being duly sworn,

deposes and says, that on the 9th day of August 1890 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 Night time, the following property, viz:

One double case gold watch of the value of fifteen dollars

the property of Deponent

Sworn to before me this ... day of ... 189

Police Justice

and that this deponent has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen and carried away by James Ogan (Cowhee) and another man unknown and not arrested.

From the fact that at about the hour of 7.30 o'clock P.M. said date deponent was in a saloon on 1st avenue near 103rd street drinking with this deponent and the said unknown men. and at that time deponent had said watch in the lower left hand pocket of his vest. and after being in said saloon for a few minutes deponent discovered that said watch was

missing. deponent then caught hold of the unknown man and charged him with the larceny of said watch when this defendant James Egan struck deponent a violent blow on the head with some hard substance he held in his hand. cutting deponents face. the defendant and the unknown man then made their escape.
Wherefore deponent charges the defendant and said unknown man not arrested with being together and acting in concert with each other. and feloniously taking stealing and carrying away said watch from the person of deponent

Sworn to before me this 28th day of Jan 1892

Jonathan [illegible]

J. M. Kelly
Police Justice

(1335)

Sec. 198—200.

CITY AND COUNTY OF NEW YORK, } ss.

District Police Court

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

*Question.* What is your name?

*Answer.* James Egan

*Question.* How old are you?

*Answer.* 21 years old

*Question.* Where were you born?

*Answer.* New York

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

*Answer.* 2110 Madison Ave. 13 Mos

*Question.* What is your business or profession?

*Answer.* Plasterer

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

*Answer.* I am not guilty
James Egan

Taken before me this 20 day of July 1892

Police Justice.

0819

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

Dated, July 8 18 92 John S Kelly Police Justice.

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

Dated 18 Police Justice.

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

Dated 18 Police Justice.

082

P163 113

Police Court 5 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Jonathan Adams
Yorkville N.Y.

1 Lucas Egan

2

3

4

Offence Larceny
Grand Larceny

Dated 1864

Magistrate.

Officer.

Precinct.

Witness Ignatz Schmidt

No. 2007 Street.

Joseph Garbin

No. 216 East 102 Street.

No. Street.

$1000 to answer.

RECEIVED FEB 1864 DISTRICT ATTORNEY

BAILED.

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

# Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

*against*

James Eagan

Ordered by the Court that this indictment be amended by striking out the words "and Criminal Court of Sessions" the words being redundant.

**The Grand Jury of the City and County of New York,** by this indictment, accuse James Eagan of the CRIME OF GRAND LARCENY in the First degree, committed as follows:

The said James Eagan

late of the City of New York, in the County of New York aforesaid, on the eighth day of August in the year of our Lord one thousand eight hundred and ninety- , in the night time of the said day, at the City and County aforesaid, with force and arms,

one watch of the value of fifteen dollars

of the goods, chattels and personal property of one Jonathan Adams on the person of the said Jonathan Adams then and there being found, from the person of the said Jonathan Adams then and there feloniously did steal, take and carry away, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

De Lancey Nicoll,
District Attorney

0822

# BOX:
467

# FOLDER:
4288

# DESCRIPTION:
Eagan, Michael

# DATE:
02/16/92

4288

190

Witnesses,

Scott Brown

1894 June 16

Motion Sus. in favor of defts

discharge P.B.M.

Send for

Officer

Counsel,

Filed 16 day of Feby 1892

Pleads,

THE PEOPLE

vs.

Michael Eagan

Grand Larceny, First Degree.
(DWELLING HOUSE.)
[Sections 528, 531 Penal Code.]

Do

5 to 7 M 19

DE LANCEY NICOLL,
*District Attorney.*

A TRUE BILL.

Henry L. Herrman
*Foreman.*

Feby 17/92

Leander Sutton Ref. G.

Elmira Ref.

Feby 19/92 P.B.M. 19

(1305)

Police Court— 2 —District. **Affidavit—Larceny.**

City and County of New York, } ss.

Scott Brown

of No. 251 West 14th Street, aged 42 years, occupation Cabinet & Counterfeiter being duly sworn, deposes and says, that on the 5 day of February 1892 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the night time, the following property, viz:

Three overcoats of the value of over fifty dollars

$150

the property of deponents lodger and then in deponents care

and that this deponent has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen and carried away by Michael Gan (not here) for the reason that on said night the said night the said coats were in the sitting room of the said premises, and were stolen therefrom on said night as deponent is informed by Henry Martin, Samuel J Fellows and Merton R Cobb now here and deponent is informed by Policeman William Brooks now here that on said night about the hour of 1:30 o'clock A.M. he caught the defendant in 9th Avenue near 16th Street with the said stolen property in his possession

Scott Brown

Sworn to before me, this 5 day of February 1892

[illegible] Police Justice

0825

CITY AND COUNTY OF NEW YORK, } ss.

aged ..... years, occupation Wm Brooks Ostreamer of No. 16 Orchard Street, being duly sworn deposes and says, that he has heard read the foregoing affidavit of John Brown and that the facts stated therein on information of deponent are true of deponents' own knowledge.

*Sworn to before me, this* 6 *day of* Oct 188 } William Brooks

*Police Justice.*

CITY AND COUNTY OF NEW YORK, } ss.

Merton R Cobb

aged 25 years, occupation Clerk of No. 251 West 14 Street, being duly sworn deposes and says, that he has heard read the foregoing affidavit of S M Brown and that the facts stated therein on information of deponent are true of deponents' own knowledge.

*Sworn to before me, this* 6 *day of* February 1885 } Merton R Cobb

*Police Justice.*

CITY AND COUNTY OF NEW YORK, } ss.

Samuel T Fellows

aged 40 years, occupation Clerk of No. 251 West 64 Street, being duly sworn deposes and says, that he has heard read the foregoing affidavit of Scott Brown and that the facts stated therein on information of deponent are true of deponents' own knowledge.

*Sworn to before me, this* 6 *day of* October 188 } Samuel T. Fellows

*Police Justice.*

0828

CITY AND COUNTY OF NEW YORK, } ss.

Henry Martin

aged 42 years, occupation Selling Agent of No.

251 West 14 Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Bell Brown

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

*Sworn to before me, this* 6 } Henry Martin

*day of* Feb 188 }

*Police Justice.*

Sec. 198—200.

District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

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

*Question.* What is your name?

*Answer.* Michael Egan

*Question.* How old are you?

*Answer.* 19 years

*Question.* Where were you born?

*Answer.* U. S.

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

*Answer.* 560 West 19 th St — 5 years

*Question.* What is your business or profession?

*Answer.* Plumbers helper

*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 was drunk and I was put up to do it.

Michael Eagan

Taken before me this 6 day of February 1887

Police Justice.

0830

*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* Michael Ryan

*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* Feb 6 *18*52 *Police Justice.*

*I have admitted the above-named*

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

*Dated* *18* *Police Justice.*

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

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

*Dated* *18* *Police Justice.*

083

153

Police Court--- 2 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Scott Brown
251 W. 14th St.
Michael Egan

2

3

4

Offence Larceny
Felony

BAILED.

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street

Dated Feb 6 1892

Diver Magistrate.

Brook Officer.

16 Precinct.

Witnesses Henry Martin

No. Dam. S. Fellows Street.

M. R. Cobb

No. 251 West 14 Street.

No. Street.

$ 1000 to answer

0832

District Attorney's Office.

# Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

*against*

Michael Eagan

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

Michael Eagan

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

The said Michael Eagan,

late of the 16th Ward of the City of New York, in the County of New York aforesaid, on the fifth day of February in the year of our Lord one thousand eight hundred and ninety-two in the night time of the same day, at the Ward, City and County aforesaid, with force and arms,

three overcoats of the value of twenty dollars each

of the goods, chattels and personal property of one Scott Browne

in the dwelling house of the said Scott Browne

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.

SECOND COUNT—

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

Michael Eagan

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

The said Michael Eagan

late of the 16th Ward of the City of New York, in the County of New York aforesaid, on the fifth day of February in the year of our Lord one thousand eight hundred and ninety-two at the Ward, City and County aforesaid, with force and arms,

three overcoats of the value of twenty dollars each

of the goods, chattels and personal property of one Scott Browne

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

unlawfully and unjustly did feloniously receive and have; the said

Michael Eagan

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

DE LANCEY NICOLL,
*District Attorney.*

0835

BOX:
467
FOLDER:
4288
DESCRIPTION:
Ebert, George
DATE:
02/23/92

4288

0836

# BOX:
467

# FOLDER:
4288

# DESCRIPTION:
Schlueter, August

# DATE:
02/23/92

4288

Witnesses:

Henrietta W. Kirness

Office Dunn

Detectives Myers and Smith

2589 2 J B

Counsel,

Filed 13 day of July 1892

Pleads,

THE PEOPLE

vs.

George Ebert

23 Baker and

Gruenwald

August Schluter

Grand Larceny, Second Degree

[Sections 528, 531 Penal Code.]

DE LANCEY NICOLL,

*District Attorney.*

102.17 8 mos Per

A TRUE BILL.

*Foreman.*

Pleads Guilty to Indictment

Elmira Ref. B.M.

Ex. 2 - Part 2 - March 2, 1892

Pleads Attempt G. L. 2nd Degree.

4

LEBB

Police Court 1 District. Affidavit—Larceny.

City and County of New York, } ss:

Henrietta M. Kinsure

of No. 164 Lexington Street, aged 38 years, occupation Manufacturer being duly sworn, deposes and says, that on the 15th day of February 1892 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the day time, the following property, viz:

Good and lawful money of the United States consisting of Bills and notes and bills of the value of Eighteen Dollars One gold watch fob and chain and charm, Two Gold Lockets rings

Being together of the value of

(Eighty five $85.00) Dollars.

the property of Deponent

and that this deponent has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen and carried away by George Ebert and August Schlutz (each of who were acting in concert with each other for the various purposes to wit That on said day said property was in the safe in said premises which was unlocked and said defendants was in the employ of deponent as a porter and between said days deponent missed said property and caused said defendants to be arrested and deponent is informed by James Hunt a police officer of the 5th precinct and Herman Wunderlich of 307 Hudson Street that said Ebert & Schlutz did confess to them that

Sworn to before me this day of 189

Police Justice

4759

that he had taken the said gold watch chain and charm and that he gave the same to said Schlueter and that said Schlueter paid the same to a person by the name of Schroeder at 92 Greenwich St. for $15.00 dollars and the said Schlueter gave him said defendant Ebert $5.00 dollars. Deponent is further informed by said Wunderlich and Phenix Schwab of 164 Lexington St. that when said Thum arrested said defendant Ebert and while said Thum was searching said Ebert he said Ebert dropped the key of the inner compartment of the said safe, where he said Ebert was then standing, which deponent fully identifies as being here and charges said defendants with the larceny of said property

Sworn to before me, this 7 day of Feb 1892

W. M. Smith Police Justice.

Emmanuel H. Kirnan

that he had taken the said gold watch chain and charm and that he gave the same to said Schlueter and that said Schlueter sold the same to a person by the name of Schroeder at 92 Greenwich Street for $15.00 dollars and that said Schlueter gave him said defendant Ebert $5.00 dollars. Deponent is further informed by said Wunderlich and Phoenix Schuss of 164 Lexington Street, that when said Officers arrested said defendant Ebert and while said Officers were searching said Ebert he said Ebert dropped the key of the inner compartment of the safe, where he said Ebert was then standing, which deponent further identifies as being here and charges said defendants with the larceny of said property.

Sworn to before me, this 7 day of Feb 1892

Thomas H. Kirkpatrick

W. M. Smith Police Justice.

1377

CITY AND COUNTY OF NEW YORK, } ss.

Morgan Wunderlich

aged 34 years, occupation Pacon Keeper of No. 27 Hudson Street, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of Henrietta W. Stimmie and that the facts stated therein on information of deponent are true of deponent's own knowledge.

*Sworn to before me, this* 17 *day of* Feb. 1893 } Morgan Wunderlich

[illegible]

*Police Justice.*

CITY AND COUNTY OF NEW YORK, } ss.

James Kenna

aged 36 years, occupation Police officer of No. 5th precinct Street, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of Henrietta M. Kenna and that the facts stated therein on information of deponent are true of deponent's own knowledge.

*Sworn to before me, this* 17 *day of* February 189 2

James Kenna

W. Mussmann

*Police Justice.*

Sec. 198—200.

1 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

August Schlueter being duly examined before the undersigned according to law, on the annexed charge; and being informed that it is h 6 right to make a statement in relation to the charge against h 4; that the statement is designed to enable h 4 if he see fit to answer the charge and explain the facts alleged against h 4 that he is at liberty to waive making a statement, and that h 6 waiver cannot be used against h 4 on the trial.

*Question.* What is your name?

*Answer.* August Schlueter

*Question.* How old are you?

*Answer.* 23 years

*Question.* Where were you born?

*Answer.* Germany

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

*Answer.* 72 Greenwich Street 3 months

*Question.* What is your business or profession?

*Answer.* Barber

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

*Answer.* I am not guilty

August Schlueter

*Taken before me this* 1 *day of* Feb 1892

Police Justice.

0844

Sec. 198—200.

1 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

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

*Question.* What is your name?

*Answer.* George Ebert

*Question.* How old are you?

*Answer.* 18 years.

*Question.* Where were you born?

*Answer.* Germany

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

*Answer.* 166 Duane St Queens

*Question.* What is your business or profession?

*Answer.* Laborer

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

*Answer.* I am guilty. I took the watches

George Ebert

*Taken before me this* 1 *day of* February *1894*

W D Mitchell

*Police Justice.*

0845

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

*guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of* Twenty-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* February 17 *18*72 [illegible] ~~*Police*~~ *Justice.*

*I have admitted the above-named*

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

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

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

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

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

0844

201

Police Court--- 1 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Henrietta W. Stynes
vs.
1. George Ebert
2. August Schlüter
3.
4.

Offence Larceny

Dated February 17 1892

W. Mahon Magistrate.

Lewis A. Hardy Officer.

5th Precinct.

Witnesses James Irwin
No. 5 th Precinct Street.
Henry Wunderlich
No. 27 Sheridan Street.
Phillip Schnell
No. 164 Duane Street.
to answer

BAILED.

No. 1, by
Residence Street.

No. 2, by
Residence Street.

No. 3, by
Residence Street.

No. 4, by
Residence Street

# Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

George Ebert

and

August Schlueter

**The Grand Jury of the City and County of New York,** by this indictment, accuse George Ebert and August Schlueter of the CRIME OF GRAND LARCENY IN THE second DEGREE, committed as follows:

The said George Ebert and August Schlueter, both,

late of the City of New York, in the County of New York aforesaid, on the 13th day of February in the year of our Lord one thousand eight hundred and ninety-two at the City and County aforesaid, with force and arms, one watch of the value of forty dollars, one chain of the value of twenty dollars, one chain of the value of ten dollars, two finger rings of the value of five dollars each, and the sum of eighteen dollars in money, lawful money of the United States of America, and of the value of eighteen dollars

of the goods, chattels and personal property of one Harriet Kirnoe

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

SECOND COUNT—

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

August Schlueter

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

The said August Schlueter

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 watch of the value of forty dollars, one chain of the value of twenty dollars, one charm of the value of ten dollars, two finger rings of the value of five dollars each, and the sum of eighteen dollars in money lawful money of the United States of America, and of the value of eighteen dollars

of the goods, chattels and personal property of one Harriet Kirmse by one George Ebert, and

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

unlawfully and unjustly did feloniously receive and have; the said

August Schlueter

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

DE LANCEY NICOLL,
*District Attorney.*

0849

POOR QUALITY ORIGINAL

*Witnesses:*

Counsel,

Filed day of 189

Pleads,

THE PEOPLE

vs.

George Ebert

23 Barber

Greenwich

August Schlueter

Grand Larceny, Degrees & Petit Larceny [Sections 528, 531 Penal Code.]

DE LANCEY NICOLL,
*District Attorney.*

A TRUE BILL.

*Foreman.*

Elmira Ref. B.M.
No. 2 - Part 2 - March 2, 1892
Reads attempt G. L. 2nd degree.

0850

# BOX:
467

# FOLDER:
4288

# DESCRIPTION:
Engbarth, William

# DATE:
02/11/92

4288

*Witnesses:*

The complainant in this case cannot now be found. Repeated efforts have been made to secure his attendance. I recommend deft's discharge upon his own recognizance.

Augt 16/93

V. R. Davis
Asst.

123.

Counsel, Geo. F. Roesch M'Lane

Filed 11th day of July 1892

Pleads, Not Guilty (July 27/93)

THE PEOPLE

*vs.*

P
B

William Englbarth

Z

Sending annoying letter
Sec. 559. Penal Code, as amended by Leg. Chap. 120, Laws of 1891.

DE LANCEY NICOLL,

Pl. 2 July 27/93 *District Attorney.*
Sur. 17 committed
August 16/93.
Deft discharged on his verbal recognizance

A TRUE BILL.

*Foreman.*

F. June 3rd 1892

Part I Augt 16. 1893 O.K.D.
Part I August 11th 93

**Police Court** 4th **District.**

City and County of New York. } ss.

Robert S. Blakeslee

of No. 330 East 24th Street, aged 33 years, occupation Salesman being duly sworn, deposes and says, that on the 8th day of Dec 189, at the City of New York, in the County of New York, William Engbart (now here) is a person who, knowing the contents thereof, ~~sent~~ sent a letter or writing to deponent's wife, with intent thereby to cause annoyance to deponent, in violation of Section 19 of the Penal Code of the State of New York, for the reasons following, viz:

Deponent says — he is married, and on said date was informed by his wife Emma Blakeslee, that she had received the letter or writing hereto annexed, bearing the signature of defendant, and which letter or writing accuses deponent of committing sexual intercourse with defendant's wife. Deponent further says, said letter or writing was thus sent by defendant, for the purpose of causing annoyance to deponent.

Therefore, deponent prays that defendant be held and dealt with as the law directs.

Robert S Blakeslee

Sworn to before me
this 21st day of Dec 1891

[illegible]
Police Justice.

0853

Sec. 198—200.

4 District Police Court.

CITY AND COUNTY OF NEW YORK } ss.

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

*Question.* What is your name?

*Answer.* William Engbarth

*Question.* How old are you?

*Answer.* 3 months & age

*Question.* Where were you born?

*Answer.* United States

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

*Answer.* cor Pelham Ave & Westchester Road Westchester

*Question.* What is your business or profession?

*Answer.* Barber

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

*Answer.* I am not guilty of the charge

T.F.G. ~~I desire to waive~~ and examination

William Engbarth

*Taken before me this* 22 *day of* October 1891

Police Justice.

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

*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 22d 1891 Thos F. Gerry *Police Justice.*

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

*Dated* December 22 1891 Thos F. Gerry *Police Justice.*

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

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

Witness
Robt S Blakesby

BAILED,

No. 1, by Frank Dummler

Residence Pelham Ave & Westchester Road Street.
Westchester N.Y.

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

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

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

123 B.O. 1571

Police Court--- 11th District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Robert S. Blakesley
330 E. 24th St.
William Engbart

2 .....

3 .....

4 .....

Offence Burglarious entry & Attempt

Dated Dec 21st 1891

Grady Magistrate.

Hartigan Officer.

Cmb Precinct.

Witnesses .....

No. ..... Street.

No. ..... Street.

No. ..... Street.

$ 500 to answer G.S.

Bailed

$300 - Ex - Dec. 22d 1891. 2 P.M.

0856

Sec. 192.

4th District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY OF NEW YORK, } ss.

An information having been laid before Thomas R Gracy a Police Justice of the City of New York, charging William Engbarth Defendant with the offence of Sending Annoying Letters

and he having been brought before said Justice for an examination of said charge, and it having been made to appear to the satisfaction of said Justice that said examination should be adjourned to some other day, and the hearing thereof having been adjourned,

We, William Engbarth Defendant of ~~No.~~ Pelham Ave & Westchester Road Westchester ~~Street~~; by occupation a Barber and Frank Drumlee of ~~No.~~ Pelham Ave & Westchester Road Westchester ~~Street~~, by occupation a Hotel keeper Surety, hereby jointly and severally undertake that the above named William Engbarth Defendant shall personally appear before the said Justice, at the 4th District Police Court in the City ~~of New~~ York, during the said examination, or that we will pay to the People of the State of New York the sum of Three Hundred Dollars.

*Taken and acknowledged before me, this* 21 *day of* December 1891.

William Engbarth

Frank Drumlee

Thos R Gracy POLICE JUSTICE.

0857

CITY AND COUNTY OF NEW YORK, } ss.

Frank Dimmler

the within named Bail and Surety being duly sworn, says, that he is a resident and free holder within the said County and State, and is worth Six Hundred Dollars, exclusive of property exempt from execution, and over and above the amount of all his debts and liabilities, and that his property consists of House and lot of land situated at North-West corner of Pelham Avenue and Westchester Road Westchester and valued at $5000.00 over and above all incumbrance

Frank Dimmler

Sworn to before me, this 27 day of Dec 188[illegible]

[illegible] Police Justice.

District Police Court.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

Undertaking to appear during the Examination.

Taken the day of 188

Justice.

District Attorney's Office,
City & County of
New York.

1980

New York Dec 8 '71

Mrs Bancroft

Kind Madam

I will you take
this method to inform you
of your Husband action towards
a married woman I
understand you know. Do you
think it is right, or right
[illegible] well another
[illegible] Your [illegible]
come so far as to get married
[illegible] for my wife
and made a false affidavit
and at the same
time with my wife is alive
[illegible] That she is living
New York [illegible] you know

If you know that he rents my
wife Evening and Tuesday
and they hope I have gone to
myself and [illegible]
and seen the [illegible]
and a [illegible] ~~over~~ over
the key [illegible]
to [illegible]
and the [illegible]
the [illegible]
he has given [illegible]
and [illegible]
that [illegible]
she gave it [illegible]
[illegible]
[illegible]
is going on [illegible]
[illegible]
or if you know [illegible]

(155)

# 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 Kingsworth

The Grand Jury of the City and County of New York, by this indictment accuse William Kingsworth of a Misdemeanor, ~~of the crime of~~

committed as follows:

The said William Kingsworth,

late of the City of New York, in the County of New York aforesaid, on the Eighth day of December, in the year of our Lord one thousand eight hundred and ninety-one, at the City and County aforesaid, unlawfully did knowingly send to one Emma Blakesley with intent thereby to cause annoyance to the said Emma Blakesley and to one Robert S. Blakesley, her husband, a certain letter and writing with the name of him the said William Kingsworth subscribed thereto, which said letter and writing is as follows, that is to say:

New York Dec 8th 91

Mrs Blakesley

Kind Madam

I write you these lines wishing to inform you of your Husbands actin towards a Married Woman which I understand you know. Do you think it is wright for your Husband to interfere with another mans Wife. Your Husband has gone so far as to get Furniture out of a Factory for my wife and made a false bill out Bill of sale and at the same times visits my wife where he knows that she is alone. Now I ask you if you know if you know that he visits my wife Evenings and Holidays and Sundays. I have gone their myself and seen him their and seen the window shutters closed and shades pulled down and a towell laid over the key-hole of the door so as no one can look in and he is my wifes adviser. She goes to him for everything she has your Husbands Photograph and probably he has got a new shirt button lately if he has she gave it to him he sends her Theathre tickets he gave he gave her a Ball ticket where he is going on the 18 of Dec now I would ask you if you think this is wright or wrong, or if you know of this feelings your Husband has towards another mans Wife. Three weeks ago I was their on a Sunday and your Husband come. My Wife dress the baby and said I should take him out for a walk. So I did not go and than your Husband left so my Wife says I

did insult your Husband he came I did not go out and leave him and her alone, she claims he comes to visit her to pay her for the work she has done I think and have heard that the money is sent to her every time she does work, she truly loves your Husband and what I have seen of his actions towards her is very lovely also. now Mrs Blakesley I will warn you as you know how these things turn out when a man has love for another woman outside of your wife now if you doubt what I write say nothing to him and follow him when he goes out and you will find him with my wife at 145 East 22 ~~st~~ 2 flights up walk right in without knocking and you will see that things are as I tell you. I think it is a Shame to put a man in such trouble for nothing I am no Drunkard and can prove my carachter that I have always worked and suported my family which your Husband knows and I never seen a Married man take any interest in another Mans wife for nothing as he is doing She has told me this about him getting the Furniture and makeing a false Bill of sale to blind some one and looks that she ~~has~~ is always got work by different parties and moves her from one house to another and go to her to see if she cooks and does not starve I wonder if he does all that for you

keep a eye on him when he visits my wife
she tells people their that your Husband
is her Cousin I never knew that he was a
Cousin to her before now I know that she has
been their as late as 11 oclock saturday night
now if you doubt my word and what I write
keep this letter quit and follow your Husband
and see if it is not true. But your Husband
says you know all about him visiting my wife
and the whole transaction between them.
Hoping you will take a hand in the matter
and try and put a stop to it and try to make
things so a wrong Husband can see and
live with his wife and Child and be where
a Husband should be and not to be deprived
of his home through the advice of another
man if you wish to give me any answer
on the subject I would be glad to hear from
you if you should want to give me a answer
please adress. 170 East 4 st, and Oblige,

Respectfully

William Engbarth

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

De Lancey Nicoll
District Attorney