

0009

BOX:

191

FOLDER:

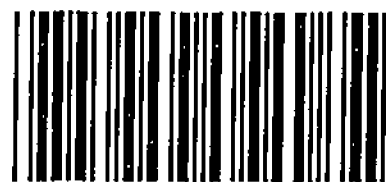
1926

DESCRIPTION:

Abraham, Benjamin

DATE:

10/09/85



1926

POOR QUALITY  
ORIGINALS

00 10

Witnesses:

Counsel, \_\_\_\_\_  
Filed 9 day of Oct 1885  
Pleads \_\_\_\_\_

Grand Larceny in the  
[Sections 628, 68 Penal Code]  
degree  
THE PEOPLE  
vs. B  
C. J. [Signature]  
F.

RANDOLPH B. MARTINE,  
District Attorney.

A True Bill.

[Signature]

Foreman.

Recd Feb 19 1887

0011

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,  
against

*Benjamin Adams*

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

*Benjamin Adams*

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

The said *Benjamin Adams*,

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

*Two saw-nails of the value of \$1.00  
of which he was lawfully entitled, and  
one iron nail of the value of \$0.14,  
to wit: *Benjamin Adams*.*

of the goods, chattels and personal property of one *David Gough*,

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.

*Benjamin Adams*  
*District Attorney*

0012

100-19061

Police Court, \_\_\_\_\_ District

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

on the complaint of  
Clark B. Campbell  
1038 14

103 14

*Dorothy M. Johnson*

2.

66

4.

[illegible]

*Offence*—LARCENY.

**Dated**

44 2/22

188

Magistrate

Ernst Daut

Officer:

1500 14

Clerk

## Wine

No.

David Smith

**Street.**

618-6th ~~St~~

**NO.**

*W. G. Arnold*

Street

...CAT

to answer

### visions.

Patricia May Stuart Harrison

~~1000~~ Jan. Collins  
3426

*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 Dec 2 1886. E. M. J. G. W. B. Police Justice.

I have admitted the above named Joseph Clark  
to bail to answer by the undertaking hereto annexed. 10/1/10

Dated Oct 2 1885 John H. Brown 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

Given to before us  
 the 29<sup>th</sup> day of Sept 1897  
 John G. Brown  
 Alexander  
 Alexander

[illegible]

POOR QUALITY  
ORIGINALS

0013

Police Court—4<sup>th</sup> District.

Affidavit—Larceny.

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

of No. 103 East 14<sup>th</sup> Eliza Banoz Street, aged 54 years,  
occupation Jewelry dealer being duly sworn  
deposes and says, that on the 16 day of July 1885 at the City of New  
York, in the County of New York, was feloniously taken, stolen and carried away from the possession  
of deponent, in the day time, the following property viz:

One pair of diamond Ear Rings of the  
value of Eighty five dollars and  
one diamond Ring of the value  
of fifty dollars. Said property—  
being in all of the value of one  
hundred and thirty five 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 B. Abraham

From the fact that on said day the  
said deponent came to deponent  
and represented to deponent that he  
was a Customer for said property—  
deponent believing said statement to  
be true gave said deponent  
said property an Memorandum  
and it was agreed that said deponent  
must return said property or bring the  
money therefore within six days from  
said day.

Said deponent did not  
bring said property or the money  
therefore to deponent, and deponent

Sworn to before me, this

day of

Police Justice.



POOR QUALITY  
ORIGINALS

0014

Sec. 151.

District Police Court.

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 on oath, has been made before the undersigned, one of the Police  
Justices in and for the said City, by Eliza Bayot.

of No. 103 East 14 Street, that on the 16 day of July  
1885 at the City of New York, in the County of New York, the following article to wit:

One pair of Diamond Ear Ring and one

Diamond Ring

of the value of One hundred & thirty five Dollars,

the property of Complainant

w 4 taken, stolen, and carried away, and as the said complainant has cause to suspect, and does suspect and  
believe, by B. C. Karaman

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 bod 9 of the said Defendant and forthwith  
bring her before me, at the 4 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 29 day of September 1885  
John H. Thompson POLICE JUSTICE.

POLICE COURT. DISTRICT.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

vs.

Warrant-Larceny.

Dated

188

Magistrate

Officer

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

David C. Smith Officer.

Dated October 27

1885

This Warrant may be executed on Sunday or at  
night.

Police Justice.

REMARKS.

Time of Arrest, October 27

Benjamin Abrams

Native of Germany

Age, 35

No 298.6.50.04

Sex

Complexion,

Color

Profession,

Married

Single

Read,

Write,

POOR QUALITY  
ORIGINALS

0015

Sec. 198-200.

✓ District Police Court.

CITY AND COUNTY  
OF NEW YORK, } ss

*Benjamin Abraham* 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

*Benjamin Abraham*

Question. How old are you?

Answer

*41 years*

Question. Where were you born?

Answer.

*Germany*

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

Answer.

*228 East 50 Street 15 Months*

Question What is your business or profession?

Answer

*General Merchandise*

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*  
*Benjamin Abraham*

Taken before me this

day of

188

*Joseph J. ...*  
Police Justice.

Emil Bayot being sworn & examined  
for People. testified My business is  
that of a Jeweler & manufacturer of  
Jewelry. also in the Testing business  
am husband of complainant I know  
Abrahams.

There is a Store in front of 103  
E 14<sup>th</sup> Street my wife owns it & everything  
in it. My wife has been in business about  
13 years with her own money.

I do business in the same  
building and have no interest in the  
business. I recollect the 16<sup>th</sup> of July 1885  
when Abrahams came in he spoke to  
my wife. I ~~do not~~ do business in my  
own name, only the testor, there are  
no claims or judgments against me.

When Abrahams came in on that day he  
went into my Kitchen. Abrahams told  
me he had a friend and relative who  
needed some Diamonds, & and that  
his friend lived in Colorado, that he  
would like to send his friend  
Diamonds to the amount of \$250 or \$200  
I told him I had nothing mounted



2

at that time for that price, then we went into the store with Madame Bayot and we showed Defendant what we had he picked out earrings & ring which he said would suit the people. He said I don't think they are big enough, he said would send them, and it would take 6 days to go and return if I could spare it that time, I told him we had a lot of that size and could leave him have them for 6 days. so myself & wife put them in a box and my wife gave it to him.

2 where were the Diamonds packed  
A In the store. I only went into the rear room to get a ~~box~~ an extra box ~~Abraham saw to fix~~ to take the silk out to let room for the other boxes. I did not do anything after that. I showed it to him ~~Madame~~ ~~it was~~ then wrapped it up and she gave it to Mr Abraham and I then went away.

2) What were the conditions under which he got the Diamonds.

3

Q

Who if he would not return the diamonds in 6 days he would return them in 10 days.

2 What was said between you three if anything as to the payment of the diamonds

Q

2 Did you ever give Deft a Bill for the diamonds  
A I gave him marked memorandum or terms cash.

A It was a memorandum, Bill

2 Does any body help her in her business

A I do when she is not there and some times when she is there,

I have no interest in the diamonds.

I know Deft's handwriting.

Laher offered in evidence. marked

Exhibit A for the People

### Cross Examination

I have a sign at my place of business on the store there are two signs

I know a man named Huber.

he never was my Partner. he only rented a place from my wife by the month.

I have seen copies of Exhibit "C" in my place of business.

2 Did you ever trust any other persons  
with Diamonds

obj

I never lost date bills  
I gave him a Bill the day he took the  
Diamonds, he wrote me once that he  
lost the Bill and I sent him another  
2 ~~copy~~ When about did you send the other  
Bill

A about ~~August~~ <sup>September</sup> 18<sup>th</sup> 1885. I don't know  
how I dated that Bill, I do  
recollect now that I dated the  
2<sup>d</sup> Bill July 16<sup>th</sup> 1885 the same as  
the other was.

He never bought any other Diamonds  
excepting these from me or from me  
on behalf of my wife

Paper shown Witness.

2 whose handwriting is that

A Mine, that is the Bill he said he lost  
I suppose.

2 which Bill is this

A This is the First Bill

2 By whom are the words & figures  
less 6% written

POOR QUALITY  
ORIGINALS

0020

A By myself - Bill Marked "D" for Defense  
I know a Mr. Strassburger. I endorsed  
3 notes which he asked me to endorse.  
I have nothing to pay - on them  
they were made for \$1125.

2 have you paid them

By. A

The word memorandum was written on  
the part of the Bill which is torn  
off -

2 Was the other Bill you made out a  
true copy of the first

A I thought it was.

Re Direct

This Bill marked Defts & D. was  
cut after I gave it to the Defendant

Sworn to before me this  
2<sup>d</sup> day of October 1885

Chas. Bayley

Attest H. E. D. 1885

Police Justice

POOR QUALITY  
ORIGINALS

0021

## Cross Examination

Q How long have you known Mr. Bayot

A 4 or 5 months

Q Do you know who owns the <sup>jewelry</sup> business  
of your own knowledge. at 103 E 14<sup>th</sup> St

A Emil Bayot

Q Have you a single Bill in your possession  
bought of Emil Bayot on it

A yes sir

Q Did you ever buy any Jewelry of him  
before these Diamonds.

A No sir

Q How do you <sup>know</sup> that Emil Bayot owns the  
Jewelry business of your own knowledge.

A because I never had any business  
transactions excepting with him, also  
because the sign is "E Bayot" and I  
have received bills from him signed  
E Bayot and received letters from him  
signed Emil Bayot.

Q Have you ever received any other letters  
or bills <sup>for jewelry</sup> excepting those in reference to  
the Diamonds in question from Emil Bayot

A No

Q So that the best answer you can give that  
makes you believe Emil Bayot is owner of the



2 Jewelry business

Q It is not.

2 Why not.

A because when I came to her to transact business she always said you must see my husband. I never went to her before the time I got the Diamonds to deal with her.

I went there at first and seen her about testers.

The reason I knew her husband carried on the Jewelry business was Mr. Huber bought of a Mr. Strassburger a number of watches and Mr. Bayot had to endorse Hubers notes. also the annexed paper marked C. ~~and~~ I think I have given all the reasons that ~~trade~~ me believe. Mr. Bayot owned the Jewelry business except that I never received any communication from her, she nor he ever told me she was the owner of the business.

2 Will you swear that Mrs Bayot did not pay for the very Diamonds you got also owned them

Objected to

- When I called on July 16/85 the first person I saw was Mrs Bayot. She was not present all the time during the transaction. I am not sure that she was present when I said I would pay for them. I will not swear that she assisted her husband in picking out the Diamonds. I did not get them on memorandum. I got them for a person in Colorado. I was not to pay for the Diamonds when I got the money for them from Colorado.
- 2 Were you to return the money for the sale of the Diamonds. when you received the money from the man you pretended would buy them
- A I cant answer your question Henry Weil is a general commercial traveler. he buys on his own account and on commission.
- 2 Did you ever receive a Bill similar to this one.
- A No sir

4

In what respect does this Bill differ from the one you got.

A My Bill read terms cash 6% off and not memorandum

I never returned the Diamonds or the money less 6% to Complainant or Mr Bayot.

Re-Direct-

The reason I have not paid for the Diamonds is because I have no money - neither have I the Diamonds. I have not been paid for them. I expect Weil here from day to day.

The paper marked Exhibit "C" I got from the firm of Bayot & Huber

Sworn to before me this  
2<sup>d</sup> day of October 1885

*Wm. H. ...*

Police Justice

4<sup>th</sup> District Police Court

The People on complaint of  
Eliza Bayot  
against  
Benjamin Abrahams

Larceny

Examination taken October 2<sup>d</sup> 1885  
before Hon John J Gorman Police  
Justice in presence of the Defendant  
Eliza Bayot of No 103 East 14<sup>th</sup> Street  
New York City being duly sworn and  
examined on behalf of the people  
Testified.

I keep a jewelry store at 103 E 14<sup>th</sup> St  
I am the owner about 10 years  
I have a sign with E Bayot  
I am married my husbands name  
is Emil Bayot. When I am out  
my husband attends to the business  
My husband and a boy were  
present when Defendant got the  
Diamonds. My husband does  
all writing for me and wrote  
the letter annexed to complaint  
marked exhibit "A"

When Abrahams came in he said  
to my husband and myself that  
he wanted some Diamonds on

memorandum for six days, we said yes but no longer we said in 6 days you must pay for them or return them, he said he would do so and then we gave them to him

He never bought anything in our place before this time, we knew him about 6 months ~~before that time~~ <sup>altogether</sup>  
My husband had dealings with him. he did not ~~know~~ owe me anything at that time

2

Do you mean to say that your husband did not sell him some of your goods before he got the Diamonds

A

No sir. My husband. He lives with me. when I am busy my husband assists me in making sales.

2

I have received letters <sup>+ Dispatch</sup> from Defendant they are in possession of my counsel Since he has got the Diamonds Did you and your husband make him a present of a pair of gold earrings

by

A

Q

I know a man named Huber he never was a partner. I rented him part of my store to carry on the



watch & optical business.

2 Did you own a Patent gold & silver tester

oly

2 Do you know if Defendant was the general agent for you or your husband in selling testers

oly

Defendant was in my store many times before he got the Diamonds and I spoke to him the same as I would to any person

Mr Bayot put in an advertisement for an agent to sell testers, I told him to see my husband and Mr Huber who owned them. at that time when Defendant came after that I generally called Mr Bayot down to see him, Defendant was the general agent for my husband and Huber,

the day Defendant got the Diamonds we were all in the kitchen. the boy was taking off paper from the testers. My husband myself and Abrahamus then went to the store. the conversation took place in the kitchen. we showed him all we had and he selected

0028

what he wanted. My husband then made out a bill of what he got on memorandum -

I can read & write but don't trouble myself about it I read the Bill everything was delivered in the kitchen. My husband also wrote the Bill in the kitchen.

Deft told me he had a customer for them in Colorado. he did not tell me the mans name.

He was at my store once only since he got the Diamonds. he told me the gentleman was in town & would settle in two hours. the next time I saw him was in court.

I knew where he lived and was in his house frequently and asked for my goods.

The reason we did not arrest him before was because we never could find him to give us an answer.

I never got a direct answer from him when I asked for them.

Re Direct

2 when he told you that he had a customer in Colorado for the Diamonds and would either return

25

Q. the Diamonds or money for them  
in 6 days did you believe him

Q. a

Q. Did you rely on that statement

Did you on the strength of that  
representation part with your goods

A

yes sir.  
My husband wrote for me always  
because I am not a good writer  
and have weak eyes.

re Cross

Q

Will you swear that at the time  
you delivered the Diamonds, the  
Defendant did not have a purchaser  
in Colorado for them

Q. 2

Do you know if your husband has  
a running account with Defendant

Q.

Sworn to before me this }  
2<sup>d</sup> day of October 1885 }

E. Bayne

John H. Norman  
Police Justice

Direct

David Smith being sworn & examined for People testified I am 17 years old and a jeweler I live at 618, 6th Street. in July last I was in the employ of Mr Bayot and was present at a conversation between Mr & Mrs Bayot and Defendant at the time I was taking makers off the gold testers in a back room kitchen.

Deft first asked for 400 dozen more gold testers, he then asked where he could buy Diamonds cheapest he said he might just as well take them from Mrs Bayot, then they went into the store ~~Mrs Bayot~~ I don't know what took place in the store between them, they ~~afterwards~~ I did not hear anything further between them, I never had any conversation with Defendant about the Diamonds.

2

Have you omitted anything else that took place in the kitchen before they went out.

Q

yes sir

2

Mr Abrahams said he had a good friend in Colorado, it would

Cross 2

take him 3 days to go and 3 days to come and that he would <sup>return</sup> the Diamonds and money in 6 days since you have been testifying as a witness did not Mrs Bayot speak to you

A Yes sir while in this chair.

2 How long were they in the store after they left the kitchen

A I don't know.

2 After Mr. Abrahamo got the Diamonds did he go out of the store or come into the kitchen.

A I don't know

2 Was there a bill made out.

A Yes sir by Mr. Bayot, in the back room

2 then why did you say a moment ago, that you did not know if Defendant went out after getting the Diamonds or came into the kitchen

A I did not say Mr. Abrahamo came into the room.

2 Where were the Diamonds delivered

A In the store. after they were delivered in the store Mr. Bayot came out into the ~~back~~ room and made out the Bill



I am now in Mr Bayot's employ as manufacturing jeweler, his factory is on the 1<sup>st</sup> floor rear of 103 East 14<sup>th</sup> Street. have been in his employ there since August 27 1883.

2 Does Mr Bayot buy and sell jewelry there

Objected A

2 Do you know what Mrs Bayot does at that place

A she tends the store

2 Who is the boss

A I don't know

2 Where you watching Defendant and Bayot & his wife when they left the kitchen and went into the store

A No sir I was attending to my business I have not seen Abraham since he got the Diamonds.

2 Before Deft got the Diamonds did you see Abraham in the place

A Yes sir quite often to see Mr Huber

2 Who is Mr Huber

A A Watchmaker. I don't know if he was a partner

3

I did not speak to any person about this case before I came here

2 Can you remember any other conversation which took place at any time Abrahams called there.

A No sir, no other but the one I related "paper handed to witness."

Are you acquainted with Mr Bayoto hand writing

A Yes sir

2 Paper shown witness, is that his handwriting

A Yes sir

Paper offered in evidence marked E "B"

I did not see any person present a Bill to Abrahams when he got the Diamonds

Re = Direct

I never saw the Diamonds. I did not see them brought in to the kitchen they may have been brought in without my seeing them.

Sworn to before me this }  
2<sup>d</sup> day of October 1885 }

J. H. Johnson

Police Justice

2 Complainant recalled  
 I show you letter marked Ex "B"  
 in which your ~~say~~ husband says  
 he demands ~~6% off of~~ \$135 which  
 less 6% on the amount, amounting  
 to \$126<sup>90</sup>, explain to the court what  
 the meaning of it is

A Mr. Abraham was ~~for~~ to receive  
 6% providing he sold the  
 Diamonds and refunded the  
 money -

Sworn to before me this 1<sup>st</sup> E. August  
 2<sup>d</sup> day of October 1885

*J. M. [Signature]*  
 Police Justice

Benjamin Abrahamus the defendant  
being sworn & examined in his own  
behalf testified

I live at No 228 E 50<sup>th</sup> Street. I am a  
Dealer in Furs & general merchandize  
My place of business is at 245 Broadway  
I know Mrs Bayot and her husband  
I never received in any manner  
shape or form any Diamonds of  
Mrs Bayot.

I have been at the premises No 103  
East 14<sup>th</sup> Street and have had  
business transactions there with  
Mr Bayot & Mr Huber. and never  
had any business transaction  
with Mrs Bayot. I do not know  
that she keeps a jewelry store  
at 103 East 14<sup>th</sup> Street. on ~~the~~ July 16<sup>th</sup>  
1885 I called on Mr Bayot. she  
was in the store and called him  
down stairs. I did not say to  
her I wanted any Diamonds, that  
I had a purchaser or anything  
of the kind. Mr Bayot showed me  
some Diamonds.

2  
a

I give you a running account  
with Mr Bayot  
yes sir

Q What did you do with the Diamonds  
 A I sent them by U.S. Mail in a  
 registered package. to Henry Weil  
 at Denver Colorado.

Q have you been paid for them  
 Q Did you have a conversation with  
 Mr. Bayot in presence of Mr. Bayot  
 in reference to sending the  
 Diamonds to Colorado

A I asked Mr. Bayot how can I  
 ship the Diamonds, he said  
 I will make a small parcel  
 out of it, I showed him the  
 Letter I received from Weil. and  
 told him



POOR QUALITY  
ORIGINALS

0037

New York July 21<sup>st</sup> 1885

No.

Bought of **E. BAYOT,**

MANUFACTURER OF

FINE JEWELRY, DIAMONDS AND PRECIOUS STONES,  
HAIR JEWELRY MADE TO ORDER.

No. 735 BROADWAY.

Opposite Astor Place

Terms Cash. less 6%

One Pair Diamonds' earrings  
Diamond ring

\$	85.	=
	50.	=

POOR QUALITY  
ORIGINALS

0038

Defto Ex "19"

POOR QUALITY  
ORIGINALS

0039

"A" Pro

New York Aug 13/85.

Mr. Bayat Esq

Dear Sir: I shall

51 doz of Gold & Silver Testers  
also an order to the Am.  
News Co for 24 doz of which  
makes in all 75 doz of  
Please send statement  
and I shall pay you.

I have not recd the  
diamonds yet I have  
telegraphed to return the  
same and if not returned  
at once I shall pay  
you for the same.

Yours Respe

POOR QUALITY  
ORIGINALS

0040

Sept 18<sup>th</sup>/85 Ex "B".  
Mr Abraham

Dear Sir,

I sent you the bill as it was given  
to you 2 months ago. for it cannot be any  
less now as it was then. 6% off is \$ 8.10  
so I expect to receive \$126.90 from you  
next Tuesday. For the Coaster you will  
please let me know the day & time I  
shall sent for it. Res<sup>ly</sup> yours  
E. M. Barry

POOR QUALITY  
ORIGINALS

0041

Ex. C



POOR QUALITY  
ORIGINALS

0042

E. BAYOT,  
MANUFACTURER OF  
**FINE JEWELRY,**  
DIAMONDS AND PRECIOUS STONES.  
103 EAST 14th STREET.

*New York*

185

*B. Abraham*  
*228 East 50<sup>th</sup> St*  
*Beekman & Flats*

*On the 16<sup>th</sup> of July the*  
*said B. Abraham ask for 6 days*  
*in commission, some diamonds*  
*earrings being of the value of*  
*135.00 — and never return these*  
*goods.*

*Ex. A*

**POOR QUALITY  
ORIGINALS**

0043

**DIRECTIONS FOR USING THE GOLD AND SILVER TESTER.**

Suspicious Coins should be tried on the edge, and Jewelry and Silver Ware on the back, or on any part where it will not show.

DIRECTIONS:—After filing a little, wet the place with your finger and add the composition to it, if not Gold or Silver a black spot will appear on the surface.

*Manufactured by BAYOT & HUBER,*  
JEWELERS AND WATCHMAKERS.

AGENTS WANTED.

103 EAST 14TH ST., N. Y.

PATENT APPLIED FOR.

0044

BOX:

191

FOLDER:

1926

DESCRIPTION:

Ackerman, Robert

DATE:

10/30/85



1926

Witnesses:

Charles Wright

No-311

Counsel,

Filed 30 day of Oct 1885

Pleads

THE PEOPLE

vs.

P

Robert D. Deane

Grand Larceny in the second degree.  
(MONEY)  
(Sec. 538 and 539, Penal Code.)

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

W. H. Almond  
Pet. 30/30

Glenn G. Gentry, Foreman.

By: W. B. W. D.

Re: 11/2

0045

0046

# Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Robert D. Adelman*

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

*Robert D. Adelman*  
of the crime of GRAND LARCENY IN THE *second* DEGREE, committed as follows:

The said *Robert D. Adelman*,

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

*one watch of the value of twelve dollars, and one chain of the value of two dollars,*

of the proper moneys, goods, chattels, and personal property of one *Charles Wright*, then and there being found, from the person of the said *Charles Wright* then and there feloniously did steal, take and carry away, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

RANDOLPH B. MARTINE,  
District Attorney.



0047

Police Court—2<sup>d</sup> District.

Affidavit—Larceny.

City and County } ss.:  
of New York,of No. 382 - 9<sup>th</sup> Avenue Charles Wright Street, aged 28 years,  
occupation Watch Case Cutter being duly sworn  
deposes and says, that on the 18 day of October 1888 at the City of NewYork, 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:Gold and lamp money of the United  
States, consisting of seven ten dollar  
notes or bills, one twenty dollar bill  
and two five dollar bills, and one  
silver watch and silver chain  
attached thereto, said property being  
in all of the value of one hundred  
and fourteen dollarsthe 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 Robert L. Ackerman,Murderer, from the fact that de-  
ponent accompanied said deponent  
to his home in West 28<sup>th</sup> Street, and  
there undressed and went to bed  
with said deponent. That deponent  
placed his clothing, then containing  
said property in the pockets thereof  
near the head of the bed. That  
on the following morning deponent  
discovered that said deponent had  
left said room and that said  
property had been stolen. That said  
deponent now here admits  
taking said property. Chas. Wright

Subscribed to before me, this

1888 day

Police Justice.

0048

No 311-1192

Police Court, District.

THE PEOPLE, &c.,  
on the complaint of

Charles Maguire  
382 9th Ave  
Robert H. Ackerman

Offence—LARCENY.

Dated October 27 188

Admitt Magistrate.

Admitt 16<sup>th</sup> Officer.

Witnesses  
Admitt 16<sup>th</sup> Officer  
Admitt 16<sup>th</sup> Officer

No. Street.

No. Street.  
to answer Sessions.

Admitt

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

Robert H. Ackerman  
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 October 27 188  
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 he to be discharged.  
Dated 188 Police Justice.

0049

Sec. 198-200

2

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. Robert D. Ackerman

Question. How old are you?

Answer. 25 years of age

Question. Where were you born?

Answer. New York

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

Answer. 86 Bowery, about a week.

Question. What is your business or profession?

Answer. Soda Water Business

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, I  
was hand up and took it

Robert D. Ackerman

Taken before me this

27<sup>th</sup>

Justice

0050

BOX:

191

FOLDER:

1926

DESCRIPTION:

Allen, John

DATE:

10/26/85



1926

Witnesses

*Andrew Haulke*

Counsel,

Filed

26

day of

Oct

1885

Pleads,

*Mich. 27.*

THE PEOPLE

*vs.*

*Go. Charles*

*vs.*

*John D. Denny*

*vs.*

*John D. Denny*

Grand Larceny, 2<sup>nd</sup> Degree.  
(From the Person.)  
[Sections 538, 539, 540, Penal Code.]

RANDOLPH B. MARTINE,

District Attorney.

*Pr. Nov 4/85*

*Arrested & committed*

*will be in to mag. 6.*

**A True Bill.**

*W. H. Churston*

Foreman.

*Ed. R. R.*

*17*

0051



0052

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*John Allen*

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

*John Allen*

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

The said *John Allen*,

late of the First Ward of the City of New York, in the County of New York aforesaid, on the *nineteenth* day of *October*, in the year of our Lord one thousand eight hundred and eighty-*five*, in the *day* time of the said day, at the Ward, City and County aforesaid, with force and arms,

*one watch of the value of*

*twelve dollars,*

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

*Randolph Matine*

*District Attorney*

Quinn Doyle Maurlougher  
 James M. Doyle - Victim -  
 Dec 27/10 - 11/11 - received  
 Jan 27/11 - on South St. at 1st St.  
 Bremer & Spring 1911

Edward Kelly - Bremer was seen  
 Saw him walking to the Thompson St  
 on night of Dec 27/10 - Saw him  
 there then and a group of people  
 'Fru' Chalmers had look down and  
 with him - Saw McQuinn Kelly  
 at night and saw him & saw  
 getting out of the car. A group of  
 people were standing on the  
 St Ave when they were seen  
 McQuinn Kelly was seen and  
 he (Fru) was seen to be  
 at a point of McQuinn Kelly the

0054

to make a little and rush  
out and pecked a hole  
near the door <sup>three down</sup>  
and in a pile of logs  
near the door  
with logs to be used  
in building the house

Chickadee pecked the logs

The meditation was in the logs

the logs in the logs

the logs in the logs

0055

970-245 1138  
Police Court 2 District.

THE PEOPLE, &c,  
ON THE COMPLAINT OF

William H. Stickle

149 E. 129<sup>th</sup> St.

John Allen

Offence Larceny from the  
Susan

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Dated

Oct 20

1885

JO Reilly

Magistrate.

~~Officer~~

Officer.

Richard Delaney

Witnesses

No.

Street.

No.

Street.

No.

Street.

\$

1000

to master

48

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 Oct 20 1885

Samuel C. Reilly Police Justice.

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

Dated 1885 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 1885 Police Justice.

0056

Sec. 198-200

2

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

Question. What is your name?

Answer.

John Allen

Question. How old are you?

Answer.

20 years

Question. Where were you born?

Answer.

New York

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

Answer.

90 Chrysler St

2 years

Question. What is your business or profession?

Answer.

Laborer

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

Answer.

I am not guilty  
John Allen

Taken before me this

20

day of

1887

Samuel C. Kelly

Police Justice.



0057

Police Court—2 District.

Affidavit—Larceny.

City and County } ss.:  
of New York,

William H Faulke

of No. 149 E 129th Street, aged 55 years,  
occupation Watchman being duly sworndeposes and says, that on the 19 day of October 1885 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 day time, the following property viz:One silver watch of the value of  
Twelve dollarsthe 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 John Allen (now here)That said defendant stood alongside  
of deponent on the east side of the Borey  
near Second Street in said City and  
pushed against him and deponent  
caught said defendant in the act of  
taking stealing and carrying away  
said property that was contained  
in the pocket of the vest then and  
there was by deponent

William H Faulke

Sworn to before me, this 20 day  
of October 1885

Samuel W. Kelly Police Justice.

0059

BOX:

191

FOLDER:

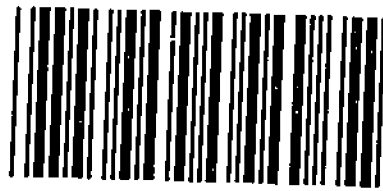
1926

DESCRIPTION:

Angelo, Raphael

DATE:

10/22/85



1926

POOR QUALITY  
ORIGINALS

0060

Counsel,  
Filed 22 day of Oct 1885  
Pleads Not guilty 23

ASSAULT IN THE FIRST DEGREE, ETC.  
(Sections 217 and 218, Penal Code).

THE PEOPLE

*Richard Dwyer*

RANDOLPH B. MARTINE,

*Dec 3 1885* District Attorney.

*Pleas already filed  
S. P. 5-4 can.*

A True Bill.

*W. H. Muddon*

Foreman.

*Dec 3 1885*

*Nov 30 1885 232  
m 27 9.50*

Witnesses:

*Ch. Carson*

0061

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Raphael Angelo

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

Raphael Angelo

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

The said

Raphael

late of the City of New York, in the County of New York aforesaid, on the

eight day of October,

in the year of our Lord

one thousand eight hundred and eighty-five, with force of arms, at the City and

County aforesaid, in and upon the body of one Eli Aaronson

in the peace of the said People then and there being, feloniously did make an assault

and in the said Eli,

with a certain knife

which the said

Raphael

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

with intent

in the said Eli,

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

Raphael Angelo

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

The said

Raphael

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 one Eli Aaronson

in the peace of the said People then and there being, feloniously did wilfully and

wrongfully make an assault, and in the said Eli

with a certain

knife

which

the said Raphael

in his right hand then and there had and held, the same being an

instrument likely to produce grievous bodily harm, then and

there feloniously did wilfully and wrongfully beat, strike, stab, cut and wound,

against the form of the statute in such case made and provided, and against the

peace of the People of the State of New York and their dignity.

Raphael Angelo

District Attorney

0062

Answered

Dec 14/84

R L R

0063

## State of New York.

## Executive Chamber.

ALBANY, *Sept. 26* 1887

SIR:

An application for Executive clemency having been made on behalf of *Raphael Angelo*, who was convicted of *Assault, 2nd degree* in the County of *New York*, and sentenced *Dec. 2* 1885, to imprisonment in the *Sing Sing Prison* for the term of *5* years and \_\_\_\_\_ months and to pay a fine of \$ \_\_\_\_\_, I am directed by the Governor respectfully to request that, in pursuance of Section 695 of the Code of Criminal Procedure, as amended in 1884, you will forward to him a concise statement of the facts and circumstances developed upon the trial or upon the preliminary examination, or before the Coroner's jury, if no trial was had, together with your opinion of the merits of the application. Will you also inform the Governor of any other matters having a bearing upon this case which have come to your knowledge since the conviction.

It is particularly requested that each letter of inquiry from the Executive Chamber should be separately answered.

I am,

Very respectfully yours,

*William G. Rice,*

Private Secretary.

To Hon.

*J. B. Martine,*  
*Dist. Atty. of New York Co.,*  
*N. Y. City.*



0064

Police Court

District

THE PEOPLE, &c.,

ON THE COMPLAINT OF

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

2

3

4

Dated

Magistrate

Officer

Precinct

Witnesses

No.

Street

No.

Street

No.

to answer

Ans

Chas. Charles

2378-2 Ave.

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

Raphael Angelo -

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

Dated Oct 18 1885 Police Justice.

I have admitted the above-named

to bail to answer by the undertaking hereto annexed.

Dated 1885 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 1885 Police Justice.

0065

99<sup>th</sup> Street Hospital

Oct. 10<sup>th</sup> '85

This is to certify <sup>that</sup> Eli Aronson  
now a patient in the above  
institution is suffering from  
a stab wound in the back,  
that he is still very weak  
due to the great haemorrhage  
caused by same; and that  
he is still too feeble to leave  
hospital

D. J. Sheehan

House Surgeon

0066

CITY AND COUNTY  
OF NEW YORK, ss.

POLICE COURT 6<sup>th</sup> DISTRICT.

John Egan  
of No. 12<sup>th</sup> Avenue Street, aged 34 years,  
occupation J. A. being duly sworn deposes and says

that on the 8<sup>th</sup> day of October 1887

at the City of New York, in the County of New York, he arrested

Rafael Angelo. (now here)  
charged with having feloniously  
assaulted and beaten one Eli  
Carronson by cutting and stabbing  
the said Carronson in the back and  
arm with a knife then and there  
held in the hands of the said Angelo -  
causing injuries from which the said  
Carronson is now confined in the 99<sup>th</sup> Street  
Hospital and unable to appear in court  
the said Carronson identifies the said

Sworn to before me, this

1887

day

Police Justice.

0067

Police Court, \_\_\_\_\_ District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

vs.

*Raphael Ingulo*  
*Cor 9<sup>th</sup>*

Dated

188

*W. E. E. E.* Magistrate.

*C. J. J.* Officer.

Witness,

Disposition

*Committed to*  
*await result of inquiry*  
*& Oct 18<sup>th</sup> 9. Am*

AFFIDAVIT.

*Under oath of Oath*

*Ingulo - in Department - Presence at*  
*the dinner both with Cook and with*  
*him*  
*Henry & Leonard*  
*at 9 o'clock*  
*W. E. E. E.*  
*John J. J.*

0068

Sec. 198-200

CITY AND COUNTY  
OF NEW YORK, ss

District Police Court.

*Raphael Angelo* - 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.

*Raphael Angelo*

Question. How old are you?

Answer.

*23 Years*

Question. Where were you born?

Answer.

*Italy*

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

Answer.

*123. East No 301- 2 Weeks*

Question. What is your business or profession?

Answer.

*Shoemaker*

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*

*Raphael Angelo*  
*Mark*

Taken before me this

day of

188

188

Police Justice.



0069

Police Court— District.

CITY AND COUNTY  
OF NEW YORK, { ss.of No. 192 Division Street,on Thursday the 8th day of Octoberin the year 1887 at the City of New York, in the County of New York

he was violently and feloniously ASSAULTED and BEATEN by

Raphael  
Angelo (now here) Cook  
and stabbed deponent  
in the back and left  
arm with a knife then  
and then held in the hands  
of the said Angelo causing  
two serious wounds —

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 8th day  
 of October 1887

Eli Aaronson

W. J. [Signature]  
 POLICE JUSTICE.