

0767

**BOX:**

439

**FOLDER:**

4050

**DESCRIPTION:**

Young, Michael

**DATE:**

05/08/91



4050

0768

**BOX:**

439

**FOLDER:**

4050

**DESCRIPTION:**

Dias, James

**DATE:**

05/08/91



4050

0769

POOR QUALITY  
ORIGINAL

Upon examination of the testimony which can be produced by the people in support of these charges set forth in the within indictment, I find that the only witness who can give any testimony in the case is a lad, Edward Kelly and that his testimony is not sufficient to support the charge. I say that he saw the defendants and the other boys in front of the stable door referred to in the complaint and heard a noise and afterwards he found that the lock was broken; but he can not say that the defendants had anything to do with the breaking. The place was not entered and no property was taken, and the complaint asks that the case be dismissed. Under these circumstances I think the case should be dismissed and I so recommend. I refer to my recommendation in this case as being the defendant's own evidence upon the indictment against him in the same case. I will not be within individuals such as mentioned in my dated May 14/91. I am, Sir, your obedient servant, W. S. O'Riordan, Attorney.

Counsel,  
Filed  
Plends,  
1891

THE PEOPLE  
vs.  
Michael Young,  
and  
James Dias  
Burglary in the Third degree.  
Section 408, Penal Code.

DE LAURENCE  
JOHN R. FELLOWS

District Attorney.  
Part IV May 14/91 -  
Indictment dismissed  
on motion of Dist Atty. See  
recommutation within  
A True Bill.

W. S. O'Riordan  
Foreman.

POOR QUALITY  
ORIGINAL

0770

Upon examination of the  
testimony which can be produced  
by the people in support of these  
charges set forth in the within  
indictment, I find that the only  
witness who can give any

testimony in the case is a lad  
Edward Riley and that his testimony  
is not sufficient to support the charge.

He says that he saw the defendants  
and ~~the~~ other boys in front of the  
stable door referred to in the

complaint and heard a noise  
and afterwards he found that the  
lock was broken; but he can not

say that the defendants had  
anything to do with the breaking.

The place was not entered and no  
property was taken, and the complainant  
asks that the case be dismissed.

Under these circumstances I think  
the case should be dismissed and

I do recommend ~~that~~ <sup>that</sup> the case be dismissed  
in this case and that the case be dismissed  
without further delay.

At the same time I set out a list of  
witnesses who have been examined  
dated May 14/91

W. S. Richardson  
Foreman

Counsel,  
Filed  
Pleads,  
1891

THE PEOPLE  
vs.  
Michael Young  
and  
James Dias  
N.A.

DE LAUNCEY  
JOHN R. FELLOWS

District Attorney.  
Part II May 14/91 -  
Indictment dismissed  
on motion of Dist Atty. for  
recommendation within  
A True Bill.

W. S. Richardson  
Foreman

Witnesses:  
Michael Reilly  
Edward Reilly

POOR QUALITY  
ORIGINAL

0771

Police Court— 5 District.

City and County } ss.:  
of New York,

of No. 417-E-115 Street, aged 53 years,  
occupation Mason being duly sworn

deposes and says, that the premises No. 418-E-112 Street, 12 Ward  
in the City and County aforesaid the said being a Frame Building

and which was occupied by deponent as a Stable

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

<sup>attempted to be</sup>  
were **BURGLARIOUSLY** entered by means of forcibly breaking the locks  
on the door

on the 22 day of April 1891 on the night time, and the  
following <sup>attempted to be</sup> property feloniously taken, stolen, and carried away, viz:

Two Horses Two Carriages

Harness & Oats feed

altogether valued at One thousand  
Dollars

the property of Deponent

<sup>attempted</sup> and deponent further says, that he has great cause to believe, and does believe, that the aforesaid  
**BURGLARY** was committed and the aforesaid property <sup>attempted to be</sup> taken, stolen and carried away by

Michael Young (now here) and  
James Dias and an other person not yet arrested  
for the reasons following, to wit: on said date to said place

was securely locked and fastened

and the said property was in said place

Deponent is informed by Edward Reilly

that on said date he saw the Defendants

Young and Dias and another person

not yet arrested acting in concert with each other

break the padlocks on the door of said place,

Edward Reilly further says that the defendants

POOR QUALITY  
ORIGINAL

0772

saw him they walked away from  
said place, and he found the  
said padlocks broken

Michael Henry

sworn to before me  
this 29<sup>th</sup> day of April 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  
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of  
Hundred Dollars and be committed to the Warden and Keeper of the City Prison  
of the City of New York, until he give such bail.  
Dated 188  
Police Justice.  
I have admitted the above named  
to bail to answer by the undertaking hereto annexed.  
Dated 188  
Police Justice.  
There being no sufficient cause to believe the within named  
guilty of the offence within mentioned, I order he to be discharged.  
Dated 188  
Police Justice.

Police Court, District,

THE PEOPLE, &c.,  
on the complaint of

Offence—BURGLARY.

vs.

1  
2  
3  
4

Dated

188

Magistrate.

Officer.

Clerk.

Witness,

No.

Street,

No.

Street,

No.

Street,

\$ to answer General Sessions.

POOR QUALITY  
ORIGINAL

0773

CITY AND COUNTY { ss.  
OF NEW YORK,

aged 13 years, occupation School of No. 417 - E - 115<sup>th</sup>

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

Sworn to before me, this 29  
day of April 1891

Edward Reilly

[Signature]  
Police Justice.

POOR QUALITY  
ORIGINAL

0774

Sec. 198—200.

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Michael Young* being duly examined before the under-  
signed according to law, on the annexed charge; and being informed that it is h { right to  
make a statement in relation to the charge against h { ; that the statement is 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 Young*

Question. How old are you?

Answer.

*16 yrs*

Question. Where were you born?

Answer.

*New York*

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

Answer.

*405-E-106 St*

*2 months*

Question. What is your business or profession?

Answer.

*none*

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

Answer.

*I am not guilty*

*his*  
*Michael Young*

Taken before me this  
day of *April* 1897

*29*

Police Justice.



0775

Police Court..... District.

THE PEOPLE, &c.  
ON THE COMPLAINT OF

Michael Reilly  
H-17 @ 715-641

Michael Young

Offence Attempted  
Burglary

Date April 29 1891

Dinner Magistrate.

..... Officer.

..... Precinct.

Witnesses.....

No. \_\_\_\_\_ Silver.

RECEIVED

No. \_\_\_\_\_ Street.

100

No. .... Street.

..... 609 to answer .....

True

✓

*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 April 29 1891 [Signature] 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 h to be discharged.

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

POOR QUALITY  
ORIGINAL

0776

New York General Sessions.

PEOPLE ON MY COMPLAINT,  
VERSUS

Michael Young -

As complainant in the above case, I beg to recommend the defendant to such leniency and clemency as the Court and District Attorney may see fit to show; but I expressly assert that my reasons for so doing are not controlled by any advantage to myself. And from the fact that I have no positive knowledge, that the above named defendant was the party who broke the Lock, and that my informant did not see the defendant break the Lock but merely came to that conclusion, when he saw said defendant leave the place, where ~~where~~ he afterwards found that the Lock had been broken, and I have no desire to prosecute a person who may be innocent of the charge.

Michael Kelly

Acknowledged before me

this 14<sup>th</sup> day of May 1891

Thos W. McGuire

Clerk of Deeds

POOR QUALITY  
ORIGINAL

0777

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 Young  
and James Dear*

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

*Michael Young and James Dear*  
of the Crime of attempting to commit  
the CRIME OF BURGLARY IN THE THIRD DEGREE, committed as follows:

The said *Michael Young and James Dear, both*

late of the *Twelfth* Ward of the City of New York, in the County of New York  
aforesaid, on the *twenty-second* day of *April* in the year of our Lord one  
thousand eight hundred and *ninety-one*, with force and arms, in the  
*night* — time of the same day, at the Ward, City and County aforesaid, the  
dwelling-house of one *a certain building, to wit:*

*the stable of one Michael Reilly* —

*attempt to*  
there situate, feloniously and burglariously did break into and enter, with intent to  
commit some crime therein, to wit: with intent, the goods, chattels and personal property  
of the said *Michael Reilly*

*stable*  
in the said dwelling-house then and there being, then and  
there feloniously and burglariously to steal, take and carry away, against the form of  
the Statute in such case made and provided, and against the peace of the People of the  
State of New York and their dignity.

*De Lancey Nicoll,  
District Attorney*

0778

**BOX:**

439

**FOLDER:**

4050

**DESCRIPTION:**

Young, Thomas

**DATE:**

05/20/91



4050

POOR QUALITY  
ORIGINAL

0779

1891  
Counsel, *Doyle*  
Filed *May 29*  
Pleads, *May 29*

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

THE PEOPLE

vs.

*Thomas Young*

DE LANCEY NICOLL  
~~JOHN R. BELLONIS~~

District Attorney.

A True Bill.

W. S. Shidmore

Foreman.

*Post II May 29/91*  
*Defendant discharged May 28*  
*by verbal recy - G.S.D.*

Witness;

*Eugene Russell*

*off Edward Wood*

*24 Prec*

*Off Frank Hehn*

*24 Prec*

*Upon reading*  
*the indictment*  
*& affidavit of*  
*good character*  
*I am of opinion*  
*that the People*  
*cannot get a verdict*  
*of guilty - I wish that*  
*Prisoner be discharged*  
*on his own recognizance*  
*May 27/91*  
*W.S.D.*

POOR QUALITY  
ORIGINAL

0780

Francis L. Gilman, President  
Theodore G. Lee, Vice President

Wm. H. Johnson, Cashier

New York County National Bank

New York, May 29 1891

To whom it may concern:-

This is to certify  
that I am familiar with the  
handwriting of Frank Tryon  
and have examined the letter  
attached hereto, and believe  
it to have been written by him

Yours etc  
Thos. G. Dale.

Receiving Teller  
N.Y. C. N. B.

**POOR QUALITY  
ORIGINAL**

0781

CAR LOAD AND CARGOES ONLY.

TELEPHONE, 1077, 18TH ST.

OFFICE  
FRANK TRYON,  
WHOLESALE  
PINE AND HARDWOOD LUMBER,  
ALSO  
SASH, DOORS, BLINDS,  
MOULDINGS, ETC. \*

NO. 518 WEST FIFTEENTH STREET,  
BETWEEN 10TH & 11TH AVENUES.

New York, May 27 1891

Friend Thos

I was sorry to hear of your misfortune.  
I went to see the Judge this afternoon to certify  
to your good character but he was not at home.  
I have written him as I have to go to  
Lakewood N.Y. in the morning to re-novate an  
addition to the Hotel there and get a settlement of  
the old acct. I expect to go from there to Phila and  
will not probably return before Saturday.

If you get out of this difficulty you had  
better claim that Partending business and come  
back here and take your old position again.  
I told you it would lead you into bad company  
and now you see the result.

If necessary to see the Judge for your money  
opportunity will be on Saturday night or Sunday as I  
expect to start out on Sunday night. I am  
Frank and send to my home if necessary.

Yours very truly  
Frank Tryon

**POOR QUALITY  
ORIGINAL**

0782

CAR LOAD AND CARGOES ONLY.

TELEPHONE, 1077, 18TH ST.

OFFICE  
FRANK TRYON,  
WHOLESALE  
PINE AND HARDWOOD LUMBER,  
ALSO  
SASH, DOORS, BLINDS,  
MOULDINGS, ETC.

NO. 518 WEST FIFTEENTH STREET,  
BETWEEN 10TH & 11TH AVENUES.

New York, May 27<sup>th</sup> 1891

Judge Fitzgerald  
New York City  
Dear Sir-

On my return to the City this afternoon I was surprised to learn that Phil Young one of my former employees had got himself in trouble or was before you charged with some crime. He sent to offer a few days ago for a recommend which I had my clerk write supposing it was to secure another position. as I was assured by him the last time I saw him he was getting tired of bartending and wanted to get back into his old business again.

This man was with me for about four years and I never had reason to doubt his honesty or integrity in the slightest. I should not hesitate to recommend him to any position of trust.

I feel sure there is some mistake in this charge against him.

I would come before you and testify to his good character but I have an appointment to meet some parties at Lakewood tomorrow and go from there to



**POOR QUALITY  
ORIGINAL**

0783

CAR LOAD AND CARGOES ONLY.

TELEPHONE, 1077, 18TH ST.

OFFICE  
FRANK TRYON,  
WHOLESALE  
PINE AND HARDWOOD LUMBER,  
Also  
SASH, DOORS, BLINDS,  
MOULDINGS, ETC.

NO. 518 WEST FIFTEENTH STREET,  
BETWEEN 10TH & 11TH AVENUES.

New York, ..... 189

Philadelphia and cannot return before Saturday.  
I called at your residence this afternoon  
hoping to see you personally in regard to this young  
man. I left a card with the servant and as  
I was driving out met Mrs Fitzgerald to whom I  
explained my errand.

I trust the evidence against this young man  
is not so strong as to overcome his years  
of good and honest character. and that you  
will give him a chance. If he desires he can  
return to my employ.

Yours very truly  
Frank Tryon

POOR QUALITY  
ORIGINAL

0784

New York General Sessions.

PEOPLE ON MY COMPLAINT,  
VERSUS

Thomas Young

As complainant in the above case, I beg to recommend the defendant to such leniency and clemency as the Court and District Attorney may see fit to show; but I expressly assert that my reasons for so doing are not controlled by any advantage to myself. Deponent further says that

he is not fully convinced that the defendant took said money from deponent that a number of persons were on the boat and that they crowded around deponent and thereafter said money was missing. Deponent further says that the money may have been taken by some other person than defendant and not feeling justified in fully charging the defendant with said larceny Deponent respectfully asks to be relieved from the charge and that the defendant be discharged. Sworn to before me this } Eugene Russell  
26 of May 1891 }  
J. Amos W. Briggs.

{ The People  
asst  
Thos. Young }  
City and County of New York  
Frank Harrison being duly  
sworn deposes and says, That  
I have known the above named  
defendant for seven years, during  
part of said time - For four years  
he was in the employ of my  
brother in law, in Lumber business  
as a salesman; that he has known  
him as an honest, industrious and  
sober man, and cheerfully recommends  
him, as such

Sworn to before me this  
27th day of May 1891, { Frank Harrison  
David Andersson  
Notary Public (N.Y. Co.)  
N. Y. Co.

**POOR QUALITY  
ORIGINAL**

0786

*The People's*

*Appt*

*Thos. Young*

POOR QUALITY  
ORIGINAL

0787

Sec. 192.

First District Police Court:

CITY AND COUNTY } ss.  
OF NEW YORK, }

and testify  
Undertaking to appear during the Examination

An information having been laid before Daniel O'Reilly a Police Justice  
of the City of New York, charging Thomas Young Defendant, with  
the offence of Larceny from the Person on a ft.  
Complainant of Eugene Russell Complainant

and he having been brought before said Justice for examination of said charge, and 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, Eugene Russell Complainant Defendant of No. 3 Carlisle

Street, by occupation a Tinsmith  
and Bernhard A Schmidt of No. 125 Washington

Street, by occupation a Liquor dealer Surety, hereby jointly and severally undertake  
that the above named Eugene Russell Complainant

shall personally appear before the said Justice at the at the Court of Criminal Sessions  
and testify during the said examination, or that we will pay to the People of the State of New York the sum of one  
Hundred Dollars.

Taken and acknowledged before me, this 17 Eugene Russell  
day of May 1898 Bernhard A Schmidt  
D. J. C. Reilly POLICE JUSTICE.

POOR QUALITY  
ORIGINAL

0788

CITY AND COUNTY } ss.  
OF NEW YORK,

*Do*  
day of *Sept*  
1881  
Justice

Sworn to before me, this

the within named Bail and Surety being duly sworn, says, that *he* is a resident and  
holder within the said County and State, and is worth *Two* 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 *stock and fixtures of*

*store Dr 125 N. Washington St*  
and is of the value of *\$1200*  
over and above all income -

*France*

*Bernhard A Schmidt*

District Police Court.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

Undertaking to appear

Taken the ..... day of ..... 18

Justice.

POOR QUALITY  
ORIGINAL

0789

CITY AND COUNTY OF NEW YORK, ss.

POLICE COURT, 1 DISTRICT.

Edward Wood

of No. 24 W. 10th Street, aged \_\_\_\_\_ years,  
occupation Police Officer being duly sworn deposes and says,  
that on the 15th day of May 1889,

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

Thomas Young, charged with  
Larceny upon complaint of  
Eugene Russell. Deponent says  
that said Russell is a material  
witness for the people and deponent  
prays that said Russell be  
committed to the house of Detention.

Edward Wood

Sworn to before me, this 16th day of May 1889.

of May

1889

day

Police Justice.

POOR QUALITY  
ORIGINAL

0790

Police Court

1 District.

Affidavit—Larceny.

City and County } ss:  
of New York,

Eugene Russell

of No. 3 Carlisle Street, aged 26 years,  
occupation Jim Smith being duly sworn,  
deposes and says, that on the 15<sup>th</sup> day of May 1891 at the City of New York,  
in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in  
the day time, the following property, viz:

Twenty dollars in good and  
lawful money of the United States

\$20 <sup>00</sup>/<sub>100</sub>

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 Thomas Jones (alias Tom Jones)

from the fact that the deponent was on  
the Steamboat Middletown the defendant  
and some other persons unknown to deponent  
were congregated together playing some game  
with shills and a ball that they asked  
deponent to make a bet that deponent  
had said money in his hand when the  
defendant took hold of deponent and  
forcibly took said money from his  
hand. Wherefore deponent prays that the  
defendant be held to answer

Eugene Russell

Sworn to before me, this

16<sup>th</sup> day

1891

of May  
J. H. [Signature]  
Police Justice.



POOR QUALITY  
ORIGINAL

0791

Sec. 198-200

CITY AND COUNTY }  
OF NEW YORK, } ss.

District Police Court.

*Thomas Young* 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.

*Thomas Young*

Question. How old are you?

Answer.

*23 years*

Question. Where were you born?

Answer.

*New York*

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

Answer.

*312 W 27 Street 3 months*

Question. What is your business or profession?

Answer.

*Bar tender*

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

Answer.

*I am not guilty  
Thos Young*

Taken before me this

day of

*May*

1891

Police Justice.

POOR QUALITY ORIGINAL

0792

Complainant - *Leahie*

by *Bernhard a*

*behind of no*

*125 Madison St*

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court---

District.

654

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*James Smith*

*James Young*

Offence *Larceny from the person*

Dated

*May 16<sup>th</sup>*

1891

*Stevens*

Magistrate.

*Wood*

Officer.

*24*

Officer.

Witnesses

*Frank Harris*

No.

*24<sup>th</sup> Precinct*

Street.

*\$1500 paid for*

*May 17. 1/2 a d*

Street.

*Complainant committed to*

*the House of Detention*

*default of \$1500*

*James Smith*

*\$1500 and J. J.*

*Committed*

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

*Defendant*

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

Dated *May 1* 1891 *Do J. C. R.* 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.

POOR QUALITY  
ORIGINAL

0793

COURT OF GENERAL SESSIONS OF THE PEACE, OF THE CITY AND COUNTY  
OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Thomas Young*

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by

this indictment, accuse

*Thomas Young*

of the CRIME OF GRAND LARCENY IN THE *second* DEGREE,

committed as follows:

The said

*Thomas Young*

*\$20.00*  
late of the City of New York, in the County of New York aforesaid, on the *15th*  
day of *May* in the year of our Lord one thousand eight hundred and  
*ninety-one*, at the City and County aforesaid, with force and arms, in the  
*day* - time of the same day, divers 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 a number and denomination to the Grand Jury aforesaid unknown, for the  
payment of and of the value of *twenty*

dollars; divers other promissory notes for the payment of money, being then and there due  
and unsatisfied (and of the kind known as Bank Notes), of a number and denomination  
to the Grand Jury aforesaid unknown, for the payment of and of the value of

*twenty*  
dollars; divers United States Silver Certificates of a number and denomination to the Grand  
Jury aforesaid unknown, of the value of *twenty*

dollars; divers United States Gold Certificates of a number and denomination to the  
Grand Jury aforesaid unknown, of the value of *twenty*

dollars; divers coins of a number, kind and denomination to the Grand Jury aforesaid  
unknown, of the value of *twenty dollars*

of the goods, chattels and personal property of one *Eugene Russell*, on the  
*person* of the said *Eugene Russell*, then and there being found,  
*from the person* of the said *Eugene Russell*  
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.

~~JOHN R. FELLOWS~~, District Attorney.