

0282

BOX:

29

FOLDER:

349

DESCRIPTION:

Jackson, Daniel B.

DATE:

01/21/81



349

0283

67

Day of Trial,  
Counsel,  
Filed 21 day of Jan 1881  
Pleads

Selling Lottery Policies.

THE PEOPLE

vs.

Daniel Jackson

DANIEL G. ROLLINS,

District Attorney.

June 28

A True Bill.

James Orr  
Foreman.

James Orr

James Orr

Amie \$100.

0284

**THE AMERICAN UNION TELEGRAPH COMPANY** is not to be liable for damages arising from any failure to transmit or deliver, or from any error in the transmission or delivery of, an unrepeatable telegram, beyond the amount received for sending the same. But, to guard against errors, the company will repeat back any telegram, for an extra payment of one-half the regular rate, and in that case it is not to be liable for damages, beyond fifty times the amount received for sending and repeating the telegram.



**THE AMERICAN UNION TELEGRAPH COMPANY** is not to be liable in any case for damages, unless the same be claimed, in writing, within sixty days after the receipt of the telegram for transmission. And this company is not to be liable for the act or omission of any other company, but it will endeavor to forward this telegram over the lines of any other telegraph company, necessary to reaching its destination, but only as the agent of the sender and without liability therefor.

LESSEE OF THE DOMINION TELEGRAPH CO. OF CANADA, AND CONNECTING WITH THE FRENCH ATLANTIC CABLE.

Wire No. <i>3</i>	Sent by <i>F</i>	Check <i>15-Cent 2 d</i>
Delivery No.	Rec'd by <i>R</i>	Time <i>11:13-</i>

This Telegram has been received at *Pittsburg Pa* *January 28* 188*8*  
 Dated *Pittsburg Pa* 188*8* upon the above conditions:  
 To *Mr F Kuntzinger*  
*15-Centre St*

*My*  
 Impossible to leave here please  
 arrange my plea if quickly  
 have left the business forever  
*D. B. Jackson*

0285

CHARGES-  
\_\_\_\_\_



Wm F Kintzing  
13 Centre St  
Wf

MADE IN U.S.A.

0286

POLICE COURT—FIRST DISTRICT.

CITY AND COUNTY  
OF NEW YORK

Daniel B Jackson being duly examined before the undersigned,  
according to law, on the annexed charge, and being informed that he was at liberty  
to refuse to answer any question that may be put to him, states as follows, viz:

Question. What is your name?

Answer. Daniel B Jackson

Question. How old are you?

Answer. 25 years

Question. Where were you born?

Answer. New York city

Question. Where do you live?

Answer. 68 Forsyth St

Question. What is your occupation?

Answer. Idler

Question. Have you anything to say, and if so, what—relative to the charge here  
preferred against you?

Answer. Not guilty  
Daniel B. Jackson

Taken before me this

*[Signature]*  
POLICE JUDGE.

1880

0207

POLICE COURT—FIRST DISTRICT.

CITY AND COUNTY  
OF NEW YORK

Daniel B Jackson being duly examined before the undersigned,  
according to law, on the annexed charge, and being informed that he was at liberty  
to refuse to answer any question that may be put to him, states as follows, viz:

Question. What is your name?

Answer. Daniel B Jackson

Question. How old are you?

Answer. 25 years

Question. Where were you born?

Answer. New York city

Question. Where do you live?

Answer. 68 Forsyth St

Question. What is your occupation?

Answer. Idler

Question. Have you anything to say, and if so, what—relative to the charge here  
preferred against you?

Answer. Not guilty  
Daniel B. Jackson

Taken before me this

*[Signature]*  
Judge of the Court  
Police Justice

1880

0200

**GLUED PAGES**

0289

STATE OF NEW YORK  
CITY AND COUNTY OF



ANTHONY COLEMAN, of 150 Nassau street, New York, being duly sworn, deposes and says that he has just cause to believe and does believe that John Doe alias Daniel B. Jackson did, on or about the 19<sup>th</sup> day of November, 1880, at number 309 Broadway

in the City of New York, and County of New York, unlawfully and knowingly sell, furnish, vend and procure, and cause to be furnished and procured, a certain paper or instrument, purporting to be a ticket or part of a ticket in a lottery, which said ticket or part of a ticket is hereto annexed, and further, that the said John Doe alias Daniel B. Jackson

has in his possession, within and upon certain premises, occupied by him and situated and known as number three-hundred and nine Broadway street, in the City and County of New York aforesaid, certain others, what are commonly known as, or are called lottery policies or lottery tickets, and also certain writings, cards, books, documents, personal property, tables, devices, and apparatus, for the purpose of enabling others to sell or vend lottery policies or lottery tickets, and at, within and upon said premises, sells, vends, furnishes and procures, and has in his possession, the aforesaid articles in violation of the laws of the State of New York, in such case made and provided.

Subscribed and sworn to before me,  
this 2<sup>nd</sup> day of December 1880

Anthony Coleman

[Signature]  
Police Justice.

City and state of ss.  
New York

J. W. Van Pelt, being duly sworn

deposes and says, that on the date, and at the place aforesaid ~~and~~ by John Doe, alias Daniel B. Jackson - did unlawfully sell, furnish vend and procure the annexed ticket as more fully described in the above affidavit to deponent's personal knowledge -

[Signature]

Subscribed and sworn to before me  
on the 2<sup>nd</sup> day of December 1880

[Signature]  
Police Justice

0290

Nov-19/80. 10.46 An  
Bought at 309  
Board was paid  
7.00  
\$25 Non One

**LIST OF**

- 1 Prize
- 1 Prize
- 1 Prize
- 1 Prize
- 10 Prizes of \$1,000
- 20 Prizes of 500
- 100 Prizes of 100
- 200 Prizes of 50
- 600 Prizes of 20
- 1,000 Prizes of 10

**APPROXIMATE**

- 9 Prizes of \$300 e
- 9 Prizes of 200 e
- 9 Prizes of 100 e

1,960 Prizes

Whole Tickets \$2.00

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0291

APPROXIMATE  
0 Prizes of \$300  
0 Prizes of 200  
0 Prizes of 100  
1,000 Prizes  
1710 tickets \$9.00

STATE OF NEW YORK,  
CITY AND COUNTY OF NEW YORK. } ss.

ANTHONY COMSTOCK, of 150 Nassau street, New York, being duly sworn, deposes and says that he has just cause to believe and does believe that John Doe alias

did, on or about the 19<sup>th</sup> day of November, 1880, at number 309 Broadway

in the City of New York, and County of New York, unlawfully and knowingly sell, furnish, vend and procure, and cause to be furnished and procured, a certain paper or instrument, purporting to be a ticket or part of a ticket in a lottery, which said ticket or part of a ticket is hereto annexed, and further, that the said John Doe alias

has in his possession, within and upon certain premises, occupied by him and situated and known as number three hundred and nine Broadway street, in the City and County of New York aforesaid, certain others, what are commonly known as, or are called lottery policies or lottery tickets, and also certain writings, cards, books, documents, personal property, tables, devices, and apparatus, for the purpose of enabling others to sell or vend lottery policies or lottery tickets, and at, within and upon said premises, sells, vends, furnishes and procures, and has in his possession, the aforesaid articles in violation of the laws of the State of New York, in such case made and provided.

Subscribed and sworn to before me,  
this 2<sup>nd</sup> day of December 1880

Anthony Comstock

[Signature]  
Police Justice.

City, County and State of } ss.  
New York

J. H. Van Belt, being duly sworn deposes and says, that on the date, and at the place aforesaid ~~and~~ John Doe, alias Daniel B. Jackson - did unlawfully sell, furnish vend and procure the annexed ticket as more fully described in the above affidavit to deponent personal knowledge - [Signature]

Subscribed and sworn to before me  
the 2<sup>nd</sup> day of December 1880

[Signature]  
Police Justice

0292

2207-7  
POLICE COURT - DISTRICT

THE PEOPLE, ETC.,  
ON THE COMPLAINT OF  
Anthony Amatore

LOTTERY AND POLICY.

VS.

Sauil Jackson

Dated December 1889  
Magistrate

Clerk



WITNESSES:

Bailed \$ 3.00  
to appear General Sessions  
Bartholomew Faddigan  
327 Madison Street.

0293

CITY AND COUNTY }  
OF NEW YORK, } ss.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,  
in and for the body of the City and County of New York,  
upon their Oath, present:

That

*Daniel B. Jackson*

late of the *Fifth* Ward, in the City and County aforesaid, on the *nineteenth*  
day of *November*, in the year of our Lord, one thousand eight hundred and  
*eighty*, at the Ward, City and County aforesaid, with force and arms, did  
unlawfully and knowingly vend, sell, barter, furnish, and supply to one

*John H. Van Pelt*

and did procure and cause to be procured for the said

*John H. Van Pelt*

a certain paper and instrument, being and purporting to be a ticket of a certain lottery,  
to

*The Commonwealth Distribution Company*  
*of Kentucky*

the same being a lottery for the purpose of exposing, setting to sale, and disposing of  
certain moneys, in a manner to the jurors aforesaid unknown, and in an amount to the  
jurors aforesaid unknown, which said paper and instrument

*commonly*  
*called a lottery ticket*

is as follows, that is to say:

*Commonwealth Distribution Co. of Ky.*  
*authorized by the Legislature.*

*Will pay in Cash to the holder of*  
*this Coupon which is one half of*  
*the whole Ticket bearing the same number,*  
*one half of any prize that may be*  
*awarded by lot at their Twenty Sixth*  
*Grand Drawing at Louisville, Ky, Nov. 30<sup>th</sup> 1880.*  
*to whole ticket.*  
*35884*

*R. M. Boardman, Secy.*

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.

A

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.

N<sup>o</sup> 35884

0294

And the Jurors aforesaid, upon their oath aforesaid, do further present  
That the said

*Daniel B. Jackson*

late of the Ward City, and County aforesaid, afterwards, to wit: on the day and in  
the year aforesaid, with force and arms, at the Ward, City and County aforesaid,  
did unlawfully and knowingly vend, sell, barter, furnish, and supply to one

*John H. Van Felt*

and did procure and cause to be procured for the said

*John H. Van Felt*

a certain paper and instrument being and purporting to be a part and share of a ticket  
of a certain lottery, to wit:

*The Commonwealth Distribution  
Company of Kentucky*

the same being a lottery for the purpose of exposing, setting to sale, and disposing of  
certain moneys, in a manner to the jurors aforesaid unknown, and in an amount to the  
jurors aforesaid unknown, which said paper and instrument

*commonly  
called a lottery ticket*

is as follows, that is to say:

*Commonwealth Distribution Co. of Ky  
authorized by the Legislature.*

*Will pay in Cash to the holder of  
this coupon which is but half of  
the whole ticket bearing the same number  
one half of any prize that may be  
awarded by lot at their Twenty Sixth  
Grand Drawing at Louisville, Ky, Nov. 30. 1880  
to whole ticket.*

*35884*

*R. M. Boardman, Secy.*

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.

*Daniel B. Boardman acting  
DENTON T. FRENCH, District Attorney.*

*(125)*  
No 35884  
N.N.

0295

third

~~FOURTH~~ COUNT—

And the Jurors aforesaid, upon their oath aforesaid, do further present:

That the said

*Daniel B. Jackson*

late of the Ward, City and County aforesaid, afterwards to wit: on the day and in the year aforesaid, and on divers other days and times between that day and the day of the taking of this inquisition, at the Ward, City and County aforesaid, with force and arms, feloniously and unlawfully did keep a certain room in a certain building known as number

*three hundred and nine Broadway*

in said Ward, City and County, to be used and occupied for gambling, and did knowingly permit the said room to be used and occupied for gambling.

fourth

~~FIFTH~~ COUNT—

And the jurors aforesaid, upon their oath aforesaid, do further present:

That the said

*Daniel B. Jackson*

late of the Ward, City and County aforesaid, afterwards to wit: on the day and in the year aforesaid, and on divers other days and times between that day and the day of the taking of this inquisition, at the Ward, City and County aforesaid, with force and arms, feloniously and unlawfully did keep a certain room in a certain building, known as number

*three hundred and nine Broadway*

in said Ward, City and County, to be used and occupied for gambling, and did knowingly permit the said room to be used and occupied for gambling, to wit: for selling and vending and disposing of certain instruments and writings, commonly known as and called lottery policies, (a more particular description whereof is to the jurors aforesaid unknown, and cannot now be given).

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

DANIEL G. ROLLINS,  
District Attorney.

0296

**BOX:**

29

**FOLDER:**

349

**DESCRIPTION:**

Jackson, George

**DATE:**

01/27/81



349

0297

*H.L.*

Day of Trial  
Counsel *D.P.*

Filed *Jan* day of *Jan* 188*1*

*Placed on Court - Cash!*

*with fees to each person*

THE PEOPLE

vs.

*B.*  
*George Jackson.*

Violation of Lottery Laws.

*David S. Collins*  
~~DAVID S. COLLINS,~~

*Feb 1881* District Attorney.

*Please pay by*

A True Bill.  
*Freeman's Store*  
Foreman.

*Wm. H. H. H.*

*Wm. H. H. H.*  
*Remember to all parties*  
*for say keep records*

0298

247

Day of Trial  
Counsel  
Filed *[Signature]* day of *Jan* 188*1*  
Plead *[Signature]*  
*with view to purchase*  
THE PEOPLE

Violation of Lottery Laws.

vs.

*B.*  
*George Jackson*

*Daniel S. Collins*  
~~PLAINTIFF~~

District Attorney.

*Frankly*  
*guilty*

A True Bill.

*Francis Starr*  
Foreman

*George W. Allen*

*Number 10*  
*Number to all banks*  
*for say keep secret*

0299

Court of General Sessions of the  
Peace

The People vs }  
vs. } Violation Lottery  
George Jackson } Law.

City & County of New York vs.

George Jackson being  
duly sworn says that and the  
defendant above named indicted under  
the name of George Jackson.

That on the 22<sup>nd</sup> day of November 1880  
I was arrested on a warrant issued  
by Police Justice Patterson charged with  
having sold a lottery ticket to office  
Taylor of the First Inspection District  
on the 20<sup>th</sup> day of November 1880. and was  
held to bail in the sum of Fifty Dollars  
(\$500) to appear at this Court  
for trial

That on the 2<sup>nd</sup> day of December 1880  
I was again arrested on a Warrant  
issued by Police Justice Sully charged  
with having sold a lottery ticket to  
Mr Dan Pitt on the 15<sup>th</sup> day of November  
1880. and was held to answer in  
the sum of \$500. for trial

0300

That on the 24<sup>th</sup> day of January 1881  
I was notified to appear for trial  
on the charge preferred against  
me by Mr Van Pelt, with having  
a lottery ticket on the 15<sup>th</sup> day of  
November. to which I interposed  
a plea of guilty & was sentenced  
to pay a fine of One Hundred Dollars  
\$100<sup>00</sup> which I paid, and I was  
then under the impression this  
being the case of having done on  
the 20<sup>th</sup> day of November 1880. and found  
the further fact that I had only been  
for a very short time engaged in  
that business and am now out of  
it and in other employment, and  
that the said fine would be all that  
would come against me.

Therefore deponent prays that a  
Total Pardon may be entered in  
his case.

I now to before me  
this 1<sup>st</sup> day of February 1881 } George Norton  
Gatherer  
Commissioner of Deeds  
New York County

The People vs

vs.

George Washington

\_\_\_\_\_

offered

\_\_\_\_\_

Commander

John Jay

Stain the book to be sub

stantially as stated

M.C.B.

0302

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

William H Taylor  
of the First Inspection District Street  
being duly sworn deposes and says, that on the 19<sup>th</sup> day of  
November 1880 at No. 200 Broadway  
Street, in the City and County of New York,

George Jackson - now here  
did unlawfully and feloniously sell and vend to

deponent for one dollar  
a certain paper and document, the same being what is commonly known as,  
and is called a Lottery Policy, and which said Lottery Policy, writing, paper,  
and document is as follows, that is to say:

the annexed ticket purporting to insure a  
chance in the drawing or drawn numbers of  
a certain lottery unauthorized by the law of the  
State of New York

Wherefore deponent prays that the said George Jackson  
may be dealt with according to law. William H. Taylor

Sworn to before me, this 22<sup>nd</sup>  
day of Nov 1880

J. M. [Signature] Police Justice.

0303

POLICE COURT—FIRST DISTRICT.

CITY AND COUNTY OF NEW YORK.

*George Jackson* being duly examined before the undersigned, according to law, on the annexed charge, and being informed that he was at liberty to refuse to answer any question that may be put to him, states as follows, viz:

Question. What is your name?

Answer.

*George Jackson*

Question. How old are you?

Answer.

*25 Years*

Question. Where were you born?

Answer.

*New York City*

Question. Where do you live?

Answer.

*114 Roosevelt Street*

Question. What is your occupation?

Answer.

*Clerk*

Question. Have you anything to say, and if so, what—relative to the charge here preferred against you?

Answer.

*I am not guilty  
Geo Jackson*

Taken before me this *22* day of *April* 188*0*  
*J. M. G. [Signature]*  
POLICE JUSTICE.

0304

COUNSEL FOR COMPLAINANT.

COUNSEL FOR DEFENDANT.

Form 60.

247  
Police Court—First District

THE PEOPLE, &c.  
ON THE COMPLAINT OF

*William H Taylor*  
10 1/2 Street  
1883

*10 1/2 Street*

*George J. ...*



BILLED  
No. 1, by *Wm. H. Norton*  
Residence *144 Swan St.*

No. 2, by  
Residence

No. 3, by  
Residence

No. 4, by  
Residence

No. 5, by  
Residence

No. 6, by  
Residence

Dated *Nov 22* 1883  
*Dutton* Magistrate.

*Wm. H. Taylor* Officer.  
*1st Just District* Clerk.

Witnesses, *Call the Officer*

\$ *1500* to answer  
*General* Sessions.

Received in Dist. Atty's Office,

Name

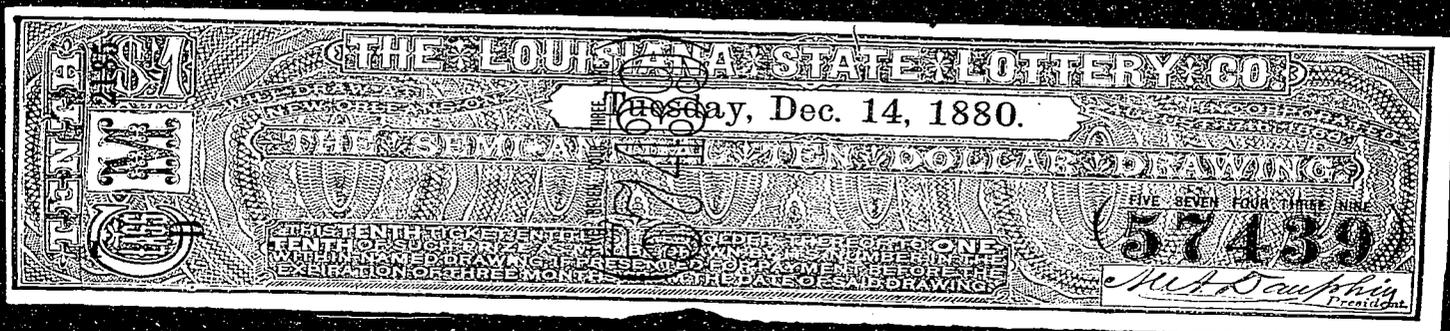
Address

Name

Address

Offense, *Stealing Money*

0305



0306

Commissioners

*W. H. ...*  
*of ...*

11,279 Prizes, amounting to \$522,500

100 Approx. of \$20,000 are 10,000  
 100 Approx. of 75 are 7,500

Approximation Prizes.

10,000 Prizes of	10 are 100,000
500 Prizes of	100 are 50,000
200 Prizes of	200 are 40,000
100 Prizes of	300 are 30,000
50 Prizes of	500 are 25,000
20 Prizes of	1,000 are 20,000
4 Prizes of	5,000 are 20,000
1 Prize of	10,000 is 10,000
1 Prize of	10,000 is 10,000
1 Prize of	20,000 is 20,000
1 Prize of	50,000 is 50,000
1 Prize of	100,000 is 100,000

LIST OF PRIZES.

100,000 Tickets at \$10.00 Each.  
Tuesday, Dec. 14, '89.

TEN DOLLAR DRAWING.  
CLASS M.

SCHEDULE

Good by this Company.  
 Canceled, will not be held  
 in any manner having been  
 the President's Signature, or  
 Altered Numbers, or without  
 Tickets made up of pieces, or  
 Pieces of Tickets, or

NOTICE.

recd. 19-11-1895

0307

CITY AND COUNTY }  
OF NEW YORK, }

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,  
in and for the body of the City and County of New York,  
upon their Oath, present:

That

*George Jackson*

late of the *second* Ward, in the City and County aforesaid, on the *nineteenth*  
day of *November*, in the year of our Lord, one thousand eight hundred and  
*eighty*, at the Ward, City and County aforesaid, with force and arms, did  
unlawfully and knowingly vend, sell, barter, furnish, and supply to one

*William H. Taylor*

and did procure and cause to be procured for the said

*William H. Taylor*

a certain paper and instrument, being and purporting to be a ticket of a certain lottery,  
to wit:

*The Louisiana State Lottery Company*

the same being a lottery for the purpose of exposing, setting to sale, and disposing of  
certain moneys, in a manner to the jurors aforesaid unknown, and in an amount to the  
jurors aforesaid unknown, which said paper and instrument is commonly

*called a Lottery Ticket and*

is as follows, that is to say:

*The Louisiana State Lottery Co. incorporated  
will draw at New Orleans on Tuesday, Dec. 14, 1880. August 17, 1868.  
The Semi-Annual Ten Dollar Drawing.*

*This tenth ticket entitled the holder thereof to One  
Tenth of such prize as may be drawn by its number in the  
within named drawing, if presented for payment before the  
expiration of three months from the date of said drawing.*

*Five Seven Four Three Six*

*5 7 4 3 9*

*M. A. Dauphin  
President*

*enth*

*2138  
H. M.*

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.

0300

And the Jurors aforesaid, upon their oath aforesaid, do further present  
That the said

*George Jackson*

late of the Ward City, and County aforesaid, afterwards, to wit: on the day and in  
the year aforesaid, with force and arms, at the Ward, City and County aforesaid,  
did unlawfully and knowingly vend, sell, barter, furnish and supply to one

*William H. Taylor*

and did procure and cause to be procured for the said *William H. Taylor*

a certain paper and instrument being and purporting to be a part and share of a ticket  
of a certain lottery, to wit:

*The Louisiana State Lottery Company*

the same being a lottery for the purpose of exposing, setting to sale, and disposing of  
certain moneys, in a manner to the jurors aforesaid unknown, and in an amount to the  
jurors aforesaid unknown, which said paper and instrument

*commonly called a lottery ticket and*

is as follows, that is to say:

*The Louisiana State Lottery Co. will draw at New Orleans on Tuesday, Dec. 14, 1880 incorporated August 17th 1868.*

*The Semi-Annual Ten Dollar Drawing.*

*Thirtieth ticket entitles the holder thereof to one tenth of such prize as may be drawn by its number in the within named drawing, if presented for payment before the expiration of three months from the date of said drawing.*

*Five Eleven Four Three nine  
5 7 4 3 9*

*M. A. Naupkin  
President*

*North  
Office No 2130*

*Filed for record  
Dec 14 1880*

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.

*Daniel S. Collins  
DANIEL S. COLLINS, District Attorney.*

0309

**BOX:**

29

**FOLDER:**

349

**DESCRIPTION:**

Jackson, James

**DATE:**

01/27/81



349

0310

278

Day of Trial *Feb 10*  
Counsel *W.P.P.*  
Filed *27* day of *Jan* 188*1*  
Pleads *Not Guilty (over)*

Selling Lottery Policies.

THE PEOPLE

vs.

*John Johnson*

B.

*James Jackson*

DANIEL G. ROLLINS,

District Attorney.

*The undersigned*

A True Bill *Feb 10*  
*Francis J. O'Connell*  
Foreman.

*20 days 5/10 fine*  
*W.P.P.*

*Monday to plead*  
*21 (Jan 21)*

03 11

CITY AND COUNTY } ss.  
OF NEW YORK, }

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,  
*in and for the body of the City and County of New York,*  
*upon their Oath, present :*

That

*James Jackson*

late of the *Fourth* Ward, in the City and County aforesaid,  
on the *first* day of *December* in the year of our  
Lord one thousand eight hundred and eighty *seven* at the Ward, City and  
County aforesaid, with force and arms, did unlawfully and knowingly vend, sell, barter,  
furnish and supply, to one

*John Fisher*

and did procure and cause to be procured for the said

*John Fisher*

a certain paper, instrument, and writing, commonly called a lottery policy, which said  
paper, instrument, and writing, commonly called a lottery policy, is as follows, that is  
to say :

*27*

*8-48 675*

(a more particular description of which said instrument and writing so commonly  
called a lottery policy, is to the jurors aforesaid unknown, and cannot now be given)

03.12

**CORRECTION**

0313

278

Day of Trial *Feb 10*  
Counsel *Cap*  
Filed *27* day of *Jan* 1881  
Pleads *Not Guilty (over)*

THE PEOPLE  
vs.  
*active indictment*  
B.  
*James Jackson*

DANIEL G. ROLLINS,  
District Attorney.  
*He who is guilty*

A True Bill *Feb 10*  
*Francis J. Moran*  
Foreman.  
*20 days \$10 fine*  
*15*

*Monday to plead*  
*21 (Jan 20)*

0314

27  
8-48-67/5

Police Court  
STATE OF NEW YORK,  
CITY AND COUNTY OF NEW YORK,

John Fisher  
of No. 148 New Broadway Street,  
being duly sworn, deposes and says, that on the 1<sup>st</sup>  
day of Dec<sup>r</sup> 1880, at the City and County of  
New York, Depo<sup>n</sup>ent did at and  
within the premises No. 113. Chatham  
Street ask for and receive the  
Numbers 8. 48. 767. which were given  
to Depo<sup>n</sup>ent by one James Jackson  
and for which Depo<sup>n</sup>ent paid to said  
Jackson five cents. That said  
Numbers known as a jig, were given  
to Depo<sup>n</sup>ent on the slip or ticket here  
annexed by said Jackson and that  
said slip is an insurance on the  
drawing of drawn numbers of a certain  
game of <sup>lottery</sup> chance commonly called  
and known as the Envelope game  
and is not authorized by the laws  
of the State of New York.  
Depo<sup>n</sup>ent knows said Jackson did carry on  
and conduct said game of chance in the  
premises No. 113 Chatham Street  
in violation of laws on said day

Sworn to before me this  
1<sup>st</sup> day of Dec<sup>r</sup> 1880  
John Fisher  
Police Justice

0315

Police Court—First District.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*James Jackson* being duly examined before the under-  
signed, according to law, on the annexed charge; and being informed that he was at  
liberty to refuse to answer any question that may be put to him, states as follows,  
viz:

Question. What is your name?

Answer. *James Jackson*

Question. How old are you?

Answer. *42 Years*

Question. Where were you born?

Answer. *New York City*

Question. Where do you live?

Answer. *144 Chrystie Street*

Question. What is your occupation?

Answer. *Pedlar*

Question. Have you anything to say, and if so, what—relative to the charge  
here preferred against you?

Answer. *I am not guilty*  
*James Jackson*

Taken before me, this

day of

*Dec* 18*99*

Police Justice.

*[Signature]*

0316

COUNSEL FOR COMPLAINANT.

Name  
Address

COUNSEL FOR DEFENDANT.

Name  
Address

278  
Police Court—First District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF  
*John J. Fisher*  
48 Spruce Parkway  
*James J. Colahan*  
1  
2  
3  
4  
5  
6  
Offense, *Class of 1st. Felony*



*James J. Colahan*  
Defendant  
*Frank Kelly*  
Magistrate  
*Frank Kelly*  
Clerk

Witnesses

BAILED  
No. 1, by *Frank Colahan*  
Residence, *611-3 Avenue*

No. 2, by  
Residence

No. 3, by  
Residence

No. 4, by  
Residence

No. 5, by  
Residence

\$ *5.00* to payover  
at *Frank Kelly* Receiver  
Received in *Frank Kelly* Office  
*611 3 Avenue*

Court of General Sessions  
of the Peace, in and for the  
City and County of New York

The people  
against  
James Jackson } Violating Lottery Law.

James Jackson, being duly sworn, says -  
I am the defendant in this action, and  
did sell the slip, annexed to the Complaint  
preferred against me, under the following  
circumstances. I had known the person  
who kept the place 115 Chatham Street, N.Y. City  
(the place mentioned in said complaint made  
against me) and have known him for the past  
three years: his name is Louis Miller or  
Muller. I went into his premises on the  
day of my arrest at the request of the said  
Louis, whom I had just previously met  
on the street. He is troubled with pulmonary  
disease, and was taken suddenly ill when  
I met him. He asked me to oblige him by  
attending to his business for him for that  
evening. I promised him I would, he then  
went home and I went to his place of business.  
I had been there about thirty five minutes  
when I was arrested for selling the above  
named slip. I was not aware at the  
time that the envelope gave for selling  
the slip of which I was arrested, and that

0318

lottery policy game are identical.  
I have never been connected in any manner  
before, with the selling, promoting or keeping of any  
lottery game. I am a pedlar of stationery and  
have been so engaged for the past ten years.

I was not aware that in doing an act  
of friendship for the said Louis, I was vio-  
-lating any law.

I therefore throw myself on the  
mercy of this honorable Court, and give my  
word of honor that I will not again  
transgress the law.

Sworn before me  
this 21<sup>st</sup> day of Feb. 1881 James Jackson

Wm. J. Jackson  
Notary Public  
my co.

0319

CITY AND COUNTY }  
OF NEW YORK, } ss.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,  
*in and for the body of the City and County of New York,*  
*upon their Oath, present :*

That

*James Jackson*

late of the *Fourth* Ward, in the City and County aforesaid,  
on the *first* day of *December* in the year of our  
Lord one thousand eight hundred and eighty ~~four~~ at the Ward, City and  
County aforesaid, with force and arms, did unlawfully and knowingly vend, sell, barter,  
furnish and supply, to one

*John Fisher*

and did procure and cause to be procured for the said

*John Fisher*

a certain paper, instrument, and writing, commonly called a lottery policy, which said  
paper, instrument, and writing, commonly called a lottery policy, is as follows, that is  
to say :

*27*  
*8-48 675*

(a more particular description of which said instrument and writing so commonly  
called a lottery policy, is to the jurors aforesaid unknown, and cannot now be given)

0320

SECOND COUNT—

And the jurors aforesaid, upon their oath aforesaid, do further present:

That the said *James Jackson*  
late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, and on divers other days and times between that day, and the day of the taking of this inquisition, was and yet is a common gambler: and that he the said

*James Jackson*  
on the day and in the year aforesaid, and on said other days and times between that day and the day of the taking of this inquisition, at the Ward, City and County aforesaid, with force and arms, at and in a certain room in a certain building, known as number

*One hundred and fifteen Chatham Street*

in said Ward, City and County, with force and arms, did unlawfully and knowingly vend, sell, barter, furnish and supply to divers persons, (whose names are to the jurors aforesaid unknown and cannot now be given), and did procure, and caused to be procured, for the said divers persons, (whose names are to the jurors aforesaid unknown), certain instruments and writings, commonly known as and called lottery policies (a more particular description of which is to the jurors aforesaid unknown and cannot now be given).

THIRD COUNT—

And the Jurors aforesaid, upon their oath aforesaid, do further present:

That the said *James Jackson*  
late of the Ward, City and County aforesaid, on the day and in the year aforesaid, and on divers other days, was and yet is a common gambler:

And that he the said *James Jackson*

afterwards on the day and in the year aforesaid, at the Ward, City and County aforesaid, with force and arms, at and in a certain room in a certain building, known as number

*One hundred and fifteen Chatham Street*

in said Ward, City and County, with force and arms, did unlawfully and knowingly vend, sell, barter, furnish and supply to one

*John Fisher*  
and did procure and cause to be procured for the said

*John Fisher*  
a certain instrument and writing, commonly known as and called a lottery policy, which said instrument and writing commonly called a lottery policy, is as follows, that is to say:

*27*  
*8-48 6775*

(a more particular description of which said instrument and writing so commonly called a lottery policy, is to the jurors aforesaid unknown, and cannot now be given).

FOURTH COUNT—

And the Jurors aforesaid, upon their oath aforesaid, do further present :

That the said *James Jackson*  
late of the Ward, City and County aforesaid, afterwards to wit: on the day and in the year aforesaid, and on divers other days and times between that day and the day of the taking of this inquisition, at the Ward, City and County aforesaid, with force and arms, feloniously and unlawfully did keep a certain room in a certain building known as number

*One hundred and fifteen Chatham Street*

in said Ward, City and County, to be used and occupied for gambling, and did knowingly permit the said room to be used and occupied for gambling.

FIFTH COUNT—

And the jurors aforesaid, upon their oath aforesaid, do further present :

That the said *James Jackson*  
late of the Ward, City and County aforesaid, afterwards to wit: on the day and in the year aforesaid, and on divers other days and times between that day and the day of the taking of this inquisition, at the Ward, City and County aforesaid, with force and arms, feloniously and unlawfully did keep a certain room in a certain building, known as number

*One hundred and fifteen Chatham Street*

in said Ward, City and County, to be used and occupied for gambling, and did knowingly permit the said room to be used and occupied for gambling, to wit: for selling and vending and disposing of certain instruments and writings, commonly known as and called lottery policies, (a more particular description whereof is to the jurors aforesaid unknown, and cannot now be given).

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

DANIEL G. ROLLINS,  
District Attorney.

0322

**BOX:**

29

**FOLDER:**

349

**DESCRIPTION:**

Jackson, Martha

**DATE:**

01/05/81



349

*[Faint, illegible text on the left side of the document, possibly bleed-through from the reverse side.]*

*Coleman*  
Filed *5* day of *Jan* 188*7*  
Pleads *not guilty*

THE PEOPLE

vs.

*116*  
*202 Thompson*

*P*

Felony Assault and Battery.

*Martha Jackson*

~~BENJ. K. PHILLIPS~~  
*Daniel G. Rollins*  
District Attorney.

*Part m Jan 11. 1887*  
*pleads not*

**A True Bill.**

*Francis*  
Foreman.

*Pen one year*

0324

AFFIDAVIT—FELONIOUS ASSAULT, &c.

Second District Police Court.

STATE OF NEW YORK.  
CITY AND COUNTY OF NEW YORK, } ss.

William Hasbrouck

(Colored)

of No. 60

Thompson

Street, being duly sworn, deposes and says

that on the 31<sup>st</sup> day of December in the year

1881, at the City of New York, he was violently and feloniously assaulted and beaten by

Martha Jackson (Colored) who cut  
and stabbed this deponent with a clasp knife  
on the left hand inflicting two severe wounds  
all

with the felonious intent to take the life of deponent, or to do him 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 dealt  
with according to law.

Sworn to before me this 2<sup>nd</sup> day

of January 1881  
John J. Smith

Wm Hasbrouck  
Police Justice.

0325

Police Court—Second District.

CITY AND COUNTY OF NEW YORK, ss.

*Martha Jackson (Colored)* being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he is at liberty to refuse to answer any question that may be put to him, states as follows, viz:

QUESTION.—What is your name?

ANSWER.—*Martha Jackson*

QUESTION.—How old are you?

ANSWER.—*Forty six*

QUESTION.—Where were you born?

ANSWER.—*Richmond - Virginia*

QUESTION.—Where do you live?

ANSWER.—*142 Thompson St*

QUESTION.—What is your occupation?

ANSWER.—*Wash & ironer*

QUESTION.—Have you anything to say, and if so, what—relative to the charge here preferred against you?

ANSWER.—*I am not guilty. the Complainant had the knife in his hand. I intended to draw it from him. but cut his hand accidentally.*

*Martha Jackson*  
sworn

*Adm. Vincent*  
Taken before me, this  
day of  
Police Justice.

0326

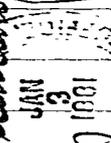
POLICE COURT—Second District.

THE PEOPLE, &c,  
ON THE COMPLAINT OF

William Hardwick  
House of Representatives

Martha Jackson

OFFENCE—Felonious Assault and Battery



Dated

January 2 1881

Magistrate.

W. Smith

Superior Officer.

W. Speer

Clerk.

R. [Signature]

Witnesses.

CM

Committed in default of \$ 500 bail.

Bailed by

No.

Street.

0327

CITY AND COUNTY }  
OF NEW YORK. }

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,  
in and for the body of the City and County of New York,  
upon their Oath, present :

That

*Martha Jackson*

late of the City of New York, in the County of New York, aforesaid, on the  
*thirty first* day of *December* in the year of our Lord  
one thousand eight hundred and eighty *with force and arms* at the City and  
County aforesaid, in and upon the body of *William Hasbottle*  
in the peace of the said people then and there being, feloniously did make an assault  
and *him* the said *William Hasbottle*  
with a certain *knife*  
which the said

*Martha Jackson*

in *her* right hand then and there had and held, the same being a deadly and  
dangerous weapon, willfully and feloniously did beat, strike stab, cut, and wound  
with intent *him* the said *William Hasbottle*  
then and there, feloniously and willfully 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 Jurors aforesaid, upon their Oath aforesaid, do further present : That  
afterwards, to wit, on the day and in the year aforesaid, at the City and County  
aforesaid, the said *Martha Jackson*  
with force and arms, in and upon the body of the said *William Hasbottle*  
then and there being, willfully and feloniously did make an  
assault and *him* the said *William Hasbottle*  
with a certain *knife* which the said

*Martha Jackson*

in *her* right hand, then and there  
had and held, the same being then and there a sharp, dangerous weapon, willfully  
and feloniously, and without justifiable and excusable cause, did then and there beat,  
strike, stab, cut, and wound, with intent then and there willfully and feloniously  
do bodily harm unto *him* the said *William Hasbottle*  
against the form of the Statute in such case made and provided, and against the  
peace of the People of the State of New York and their dignity.

THIRD COUNT.

And the Jurors aforesaid, upon their Oath aforesaid, do further present : That  
afterwards, to wit, on the day and in the year aforesaid, at the City and County afore-  
said, the said

*Martha Jackson*

with force and arms, in and upon the body of *William Hasbottle*  
in the peace of the said people then and there being feloniously, did make another  
assault and *him* the said *William Hasbottle*  
with a certain *knife*

which the said

*Martha Jackson*

in *her* right  
hand then and there had and held, willfully and feloniously did beat, strike, stab, cut,  
and wound, the same being such means and force as was likely to produce the death  
of *him* the said *William Hasbottle* with intent *him* the

0328

said *William Hasbrot* then and there feloniously and willfully 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.

FOURTH COUNT.

And the Jurors aforesaid, upon their Oath aforesaid, do further present: That afterwards, to wit, on the day and in the Year aforesaid, at the City and County aforesaid, the said

*Martha Jackson* with force and arms, in and upon the body of the said *William Hasbrot* then and there being, willfully and feloniously, did make another assault and the said *William Hasbrot* with a certain *Knife* which the said *Martha Jackson* in *her* right hand then and there had and held, the same being then and there a deadly weapon, willfully and feloniously did then and there beat, strike, stab, cut and wound, with intent to then and there willfully and feloniously maim *him* the said *William Hasbrot* 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.

*Daniel G. Rollins*  
~~BENJ. K. PHELPS, District Attorney.~~

*16*  
*10-11*  
*Martha Jackson*  
THE PEOPLE  
08  
P  
Felonious Assault and Battery.  
Filed 5 day of *April* 1887  
Pleas *not guilty?*  
*Daniel G. Rollins*  
District Attorney.  
Part in day 11. 1887  
pleas *not guilty*  
A True Bill.  
*Truman*  
Foreman.  
*Pen one year*

0329

**BOX:**

29

**FOLDER:**

349

**DESCRIPTION:**

Jagan, Fritz

**DATE:**

01/31/81



349

0330

Day of Trial

Counsel,

Filed 31 day of January 1881

Pleas Not Guilty (Feb. 9)

THE PEOPLE

vs.

B.  
Truby Jagan.

2 cases

David S. Atkins

Attorney

District Attorney.

Spells / *penmanship* / *entirely*

A True Bill.

Francis Stone

Foreman.  
Note: permission of Court. I  
wish that both parties be advised  
in this indictment. The charge  
was misapprehended by party of  
case. I have not received  
the certificate. From my knowledge  
I am satisfied of the correctness  
of the plea filed by defendant.  
April 4/81  
D. S. Atkins  
D.A.

THE PEOPLE OF THE DISTRICT OF COLUMBIA  
VS.  
DAVID S. ATKINS  
DISTRICT ATTORNEY

0331

Office of Board of Excise,

299 MULBERRY STREET,

New York, March 31<sup>st</sup> 1881.

This is to certify that the matter of complaint of the Soc. for the Prev. of Crime against Fritz Jagen of 130 3<sup>rd</sup> Ave was tried before the Board of Excise on the 19<sup>th</sup> day of February 1881 and after case was closed decision was reserved. And on the 7<sup>th</sup> day of March the complaint was dismissed on the ground that the evidence did not warrant the revocation of License

*(Signature)*

SECOND COUNT—And the Jurors aforesaid, upon their Oath aforesaid, do further present: THAT the said

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CITY AND COUNTY }  
OF NEW YORK, }  
} Sd.:

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,  
*in and for the body of the City and County of New York, upon  
their Oath, present:*

That

*Fritz Lagan*

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

*John Stephenson*

; without having a  
license therefor, as required by law, contrary to the form of the statute in such case made  
and provided, and against the peace and dignity of the People of the State of New York.

SECOND COUNT.—*And the Jurors aforesaid, upon their Oath aforesaid, do further  
present: THAT the said*

*Fritz Lagan*

late of the Ward, City, and County aforesaid, then and there being a person duly  
licensed according to law to sell spirituous liquors and wines on the day  
and in the year aforesaid, at the Ward, City and County aforesaid, the same  
being the first day of the week, commonly called and known as Sunday, with  
force and arms, certain strong and spirituous liquors and certain wines, to wit: One  
gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whisky, one  
gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one  
gill of lager beer, and one gill of a certain strong and spirituous liquor to the jurors  
aforesaid unknown, unlawfully did sell, as a beverage, to one

*John Stephenson*

contrary to 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.

*Daniel G. Rollins*

**BENJAMIN RUELLES, District Attorney.**

0334

**BOX:**

29

**FOLDER:**

349

**DESCRIPTION:**

Jackson, A. Orlando

**DATE:**

01/20/81



349

0335

At time of  
filming case  
not available

0337

**BOX:**

29

**FOLDER:**

349

**DESCRIPTION:**

Jarvis, Alexander D.

**DATE:**

01/27/81



349





0340

there was no one in the store but he, and my nephew and myself, no porter: we three were the only ones who had the combination of the safe: I know of my own knowledge that the money complained of was not paid out on that day: I saw what was in the drawer before I left at about half past five o'clock: I know there were four ten dollar gold pieces, and I cannot tell how many silver dollars, or how much change there was.

Q Do you know that he did not pay that out after you left?

A Only what my nephew told me: he took the account every night. I missed the money when I opened the safe in the morning: the keys of the cash drawer were gone, and he had taken the keys of the store with him: I had never entrusted him with money to pay bills outside of the store: sometimes I had a collector: my boy did not pay bills, it was not his business: when I left the store I left my nephew and he there, making out some accounts which I gave him specially to do on that day: I cannot say that he took in this money in the course of his employment, I presume he did, perhaps on that day or the day before: the gold dollars might have been taken from the Bank: I made a check on that day for money from the Bank.

Q Then he may have received this money personally in the line of his duties?

A Yes sir: the next morning the safe was locked and everything was just the same as when the store is locked up: my nephew was there, and this man had not made his appearance: I asked my nephew where he was

0341

**J. W. FISKE,**

MANUFACTURER OF

**ORNAMENTAL IRON AND ZINC WORK,**

*Fountains, Vases, Statuary, Deer, Dogs, &c.,*

**21 and 23 BARCLAY STREET, and**

**26 and 28 PARK PLACE, Cor. Church St.,**

P. O. Box, 5413.

New York, \_\_\_\_\_ 187.

**PRICE LIST OF  
DRINKING FOUNTAINS.**

		ONE COAT OF PAINT	BRONZED.
No. 10.	For Man, Horse and Dog	\$135.00	\$150.00
" 15.	" Man only	50.00	60.00
" 20.	" Man, Horse and Dog	265.00	290.00
" 25.	" " " " "	290.00	315.00
" 25.	With a Vase instead of Figure on top	250.00	275.00

0342

531.64

~~507.52~~

74.12

507.52  
448.82

58.70  
507.52  
448.82

59.02  
58.70

416.93

21  
418.93  
448.82

2.40 ✓  
4.17 ✓  
7.82 ✓  
14.75 ✓  
17.20 ✓  
22.59 ✓  
0.31 ✓  
11.81 ✓  
150

2  
58.68  
~~39.94~~  
507.93  
507.65

507.02  
413.02  
3.4

✓ 12.50  
✓ 3.65  
✓ 13  
1.17

30.32

.41

0343

and he said that he had not made his appearance: we opened the safe and found everything gone except two one dollar bills: the keys of the store were taken with him: that is the last time I saw him until this morning: he had authority to carry the key of the cash drawer, in the line of his duty: I never knew him to have the keys of the store: it was the duty of the shipping clerk: this night he told the shipping clerk that he had some work which I specially told him to do, and the shipping clerk waited until half past seven o'clock: that is the reason this man was in the possession of them: the shipping clerk's name is Short.

Q I understood you to say there was no one in the store but you, and your nephew and this young man?

A No sir: you misunderstood me: I could not swear who was down below: I presume all were gone, except the shipping clerk whose duty it was to lock up the store: I have some eight or nine in my employ, maybe a dozen if I stop to count them: there is a man named Wyckoff, Reddy, Teale, Short, Reilly, Redders, Kassel, Jaques: the duties of some of these men are down below: Wyckoff is a salesman: I never saw him in the office in my life that I did not tell him to go out: I suppose I have seen him there twice: there was a paper lost there and I called him to account for it.

Q About what portion of the time were you in the store?

A I cannot tell you that, I was away all last Summer: I was for four months in Europe: I have an office

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boy named Dudley: he has a right to go there and dust the office, in the line of his duty: the defendant was there legally when I left him there, as my book-keeper and cashier: I last saw the defendant about six o'clock on the 28th of December: I did not order him to pay out any money when I left the store on that evening: he had no special orders from me to pay out any money after I left on that day.

Sworn to before me this :  
: day of January 1881. :

L E W I S A. N E W C O M E, being duly sworn, deposes and says:

I live at 44 Jane street: am a private detective: made the arrest of the prisoner at the Bar on Saturday night between nine and ten o'clock: he said that he had been to Baltimore: he was under arrest then: I told him he was arrested: I had not at that time showed him any warrant: he did not know at that time that he was arrested on a warrant issued by Mr. Justice Morgan: while walking in Bleecker street from the Charles street Station I told him that a warrant had been issued by Judge Morgan: he saw it in my hand but did not ask me to let him look at it.

Q Did you say to him that under that warrant you held his person?

A I did not, sir, nor subsequently.

Q Did you at any time say he was under arrest?

A I told him that he was arrested, but I did not tell him by what authority: the words I used if I remember rightly were, that he was arrested, and that he was wanted.

Q Did you anywhere tell him the nature of the charge against him?

A I used the word embezzlement: I think he said "I cannot help it," or something like that, I know that was the substance of it: I found the keys of the store on his person: I asked him what keys they were, and he handed them to me, and he explained the use of the keys at the time he handed them to me: he said two were outside door keys: then he explained that the other three keys were to the money drawer, and the drawer inside of the safe, I think he said.

Q Did he say they were the keys of Mr. Fiske's store?

A I asked him where the keys of the store were that he had taken away with him: I did not tell him that I was an officer employed by Mr. Fiske to make this arrest: I mentioned Mr. Fiske's name two or three times in conversation with him going down in the horse car.

Q State the language as near as you can remember?

A I talked with him about Mr. Fiske, in regard to his business in the store (Objected to by the defence, on the ground that he was under arrest at the time.)

Cross-examined.

Q Who is Catharine N. Miller?

A She is my mother-in-law, and lives 44 Jane street.

Q (Court.) What was your conversation with him in relation to Mr. Fiske?

(Objected to: overruled: exception.)

Q Was he at that time notified of his arrest?

A No, sir, not by any warrant: he was told that he was arrested, but did not know why I arrested him: at that time I had a warrant from Judge Morgan: he did not know that at the time: he did not ask me for any authority: I told him that he was arrested: I did not tell him by whom or anything about it.

Q Did you hold out any inducement to him to make any statement by promising immunity from punishment or otherwise?

(Objected to by the defence, on the ground that he did not know by what authority he was arrested and he did not read the warrant.)

Q Well did you make any statement to show what he was arrested for, what crime he was charged with and against whom it had been committed?

A No sir.

Q Now what statement did he make?

(Objected to by the defence: overruled: exception.)

A He made a statement, not to me, but to a man who is employed by me.

Sworn to before me this :  
: day of January, 1881. :

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J O H N M. F I S K E, being duly sworn deposes and says:

I know the defendant: I also know Joseph W. Fiske: have known the defendant about a year: I am employed by the complainant at Nos. 26 and 28 Park Place: he carries on the ornamental iron business there: it is a double store 26 and 28 Park Place, and runs through to Barclay Street: the office is in one corner of the building on the first floor, to the left of the door as you go in: the book-keeper's desk is partitioned off about four feet six high with a wire railing on the top: The money drawer that is connected with the book-keeper's desk is in the safe in the centre of the desk, inside of this railing: there is an iron safe kept by Mr. Fiske back of the book-keeper's desk inside of the office railing: the defendant was employed in Mr. Fiske's store as book-keeper and cashier: I saw the defendant last about six and a half o'clock on the 28th of December: I left him in the office in the store: Mr. Jarvis and I balanced up the cash, as was customary, we put it away and I went home: he put it in a little drawer in the safe: I cannot tell how much there was, it was in the neighborhood of \$58, gold, silver and two dollar notes: there were \$40 in gold, and the balance in silver, except two one dollar bills: the defendant had charge of the office when I left: I believe the shipping clerk was helping him to hunt up a book or something of that kind: the shipping clerk never had charge of the money, he never touched it:

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I saw the money put in the safe just before I left on the evening of the 28th: I looked at the Tribune clock when I went out and it was a quarter of seven: he and I had the combination of the safe, and Mr. Fiske had it but no one else: I did not open the safe and take out the \$56, I never touched it at all, all I did was to see that he balanced up right: I went to the store the next morning about eight o'clock, and the safe was then locked: I opened it in the presence of Mr. Fiske, and examined the money drawer in his presence, and we found two one dollar bills: there were two or three checks and a post office order for \$2.30: the gold was gone, and the silver was gone: the money which was left I recognized as a part of that which I saw on the night before.

Q When did you next see the defendant?

A For the first time here to-day: he did not return to the store on the morning of the 29th: he did not give any notice that he was going to leave.

Q Was he discharged from the store?

A No sir: he asked me to speak to my uncle not to discharge him.

Sworn to before me this :  
day of January, 1881. :

J O S E P H W. F I S K E (recalled by the Court.)

Q Mr. Fiske, you have already stated that you are the proprietor of the place in Park Place?

A Yes sir.

Q This last witness is your nephew?

A Yes sir: my confidential clerk: I had the combination on the 28th of December 1880: I did not take any of that money then or at any other time from that safe: my nephew and the defendant had the combination also, no one else: Jarvis did not give me any notice that he was going to leave my employ.

Q (Mr. Brague.) Have you threatened to discharge him?

A Yes, sir, I had several times.

Q (Court.) At what time?

A On the day before I had become very much dissatisfied with him: I told him unless there was a change, unless he did differently I would have to get some one else, but I did not discharge him, for he said he would do different: when I mentioned the fact he begged that I would keep him.

- J O H N M. F I S K E (recalled for cross-examination.)
- Q Was the safe locked before you left the store?
- A No, sir, I do not think it was: Jarvis was there when I left: the books were not in the safe: I frequently opened the safe in the morning myself: sometimes I would open it and take out gold for the gilder.
- Q How much money was in this safe?
- A There was a post office order for \$2.40, a check for \$4.17, \$7.84, \$14.75, \$17.20, \$22: \$103.57, \$115: \$130: two one dollar bills, \$58.68.
- Q State what these were in?
- A They are all checks but the Post Office order and the two dollar bills, and the \$58.68 in gold and silver: there was \$29.94 on a memorandum ticket: I take this from the original paper, not from memory.
- Q Did you make a memorandum at the time?
- A This is what we balanced up with: it is in Jarvis' handwriting.
- Q (Court.) Did you see Mr. Jarvis make that memorandum?
- A Yes sir: those are his figures.
- Q Then the figures as shown here upon this memorandum are the figures made by the defendant?
- A Some of them and some are mine: those inside of the scroll have been made by Mr. Jarvis the defendant: he made them in my presence: the memorandum shows how much money there was checks and all.
- Q This is the Exhibit made as belonging to Mr. Joseph W. Fiske on the evening of the 28th of December 1880?

A Yes sir: at about half past six or a quarter to seven o'clock.

(The memorandum was now marked Exhibit 1.)

Q (Mr. Brague.) Did you frequently have \$1000 in this safe at a time?

A Yes sir.

Q You frequently have it over night in money and checks?

A No, sir, not in money: we make it a rule to make a deposit whenever there is any amount over a couple hundred of dollars: on this occasion there was only what that paper represented.

Q Did you ever see Wyckoff in the office.

A I saw him go inside: he used to take his cuffs off and put them under the shelf there--I suppose every day: I have not seen Reddy in the office more than once or twice: the boy went there every day to dust out: I heard Mr. Fiske saying to Mr. Jarvis that he would make a change: Short was present when I left Jarvis there that night, he was helping Jarvis: I left them both there, and the safe not locked: I do not know when Jarvis left: he might have shut the safe to, but did not lock it before I left: I do not know whether he locked the cash drawer up before I left, but I suppose that he did.

Q What conversation had you prior to your leaving Mr. Jarvis in regard to this money?

A Nothing, sir, we balanced it up, and I bid him good night: Jarvis spoke to me and said he would do better after the first of January, he would turn over a new

leaf and do everything in his power to satisfy and please Mr. Fiske.

Q What was the cause of that conversation?

A Mr. Fiske said he would make a charge: Jarvis heard him and he felt anxious I suppose: he asked me if I would not speak to Mr. Fiske: He spoke of it voluntarily: I told him my uncle was very angry about what he spoke to him: I told him however that I would speak to him in the morning and state the case, I did so the next day, but Jarvis never returned to hear the statement.

Prisoner's Counsel now moved to dismiss the case, on the ground that if there is any charge against the prisoner it should be that of embezzlement: he was in the complainant's employ and the money was legally in his custody: Counsel says he basis his motion on a case in the 17th N. Y., in relation to a canal man having some iron on his boat.

The Court said that the case as taken against the prisoner was that of embezzlement: the prisoner was held to answer in the sum of \$1000.

Sworn to before me this :  
:  
day of January, 1881.:

*Michael J. Fane*  
CITY AND COUNTY OF NEW YORK

The People,

*Michael J. Fane*

Transcript Stenographer's Notes.

New York, *January 10th 1891*

WITNESSES

*J. M. Fane*

*L. A. Newcome*

*J. M. Fane*

*1 2 2*

DAVID S. VEITCH,  
Stenographer,  
COURT OF SPECIAL SESSIONS.

0354

City and County of New York ss.

Joseph W. Fisk of said ~~City and~~ <sup>No 267 1/2 Park Place</sup> County of New York, upon his oath complains, that on the 28<sup>th</sup> day of December 1880, at said City and County of New York, Forty dollars in gold coin, lawful money of the United States, of the value of Forty dollars, and Sixteen dollars in silver coin, lawful money of the United States, of the value of Sixteen dollars, the property of this deponent, were feloniously taken, stolen and carried away.

That deponent is engaged in the business of ornamental iron, at Nos 28 and 28 Park Place in the City of New York where he has his place of business.

That at about six o'clock in the afternoon of the said 28<sup>th</sup> day of December 1880, deponent left his place of business aforesaid, and left in the money drawer of the book-keeper's desk in <sup>his</sup> said place of business, said gold coin and also several silver dollars, which to the best of deponent's knowledge and recollection, amounted to sixteen dollars.

That said gold and silver coin were, during the night of said 28<sup>th</sup> day of December 1880, feloniously taken, stolen and carried

44  
16  
\$56

away from his said place of business; and that he has just cause to suspect and does suspect that a person who was one of his employees in said store, and who is known and called as A. D. Jarvis, but whose first <sup>Christian</sup> name this deponent does not know, did feloniously steal, take and carry away the said gold and silver coin aforesaid.

This deponent further says that the facts and circumstances upon which his knowledge in the premises is founded, are as follows:

That said gold and silver coin were in his said place of business and in the money drawer at the time he left <sup>the store</sup>. That deponent remembers distinctly that the gold coin was there and that he saw the silver there; that while he did not count the silver accurately, he is informed by one of his other clerks, and verily believes, that it amounted to \$16.

That the other facts and circumstances in relation to the theft of said gold and silver coin, and that said Jarvis did feloniously take and carry the same away, are founded upon the facts and circumstances stated in the affidavit of John M. Fisk

hereto annexed; and upon the further fact that this deponent missed the said money the next day on his going to the store, and that the same was taken, stolen and carried away by somebody during that night.

That the said Jarvis was at the time he left the said store on said 28<sup>th</sup> day of December 1880, in his employ in said store.

That said Jarvis has left his employ without giving him any notice of his intention to leave, and has not returned since; and that he has been informed and believes that he has fled the city, taking the said money with him.

Further deponent says not.

Sworn to before me this  
8<sup>th</sup> day of January 1881

G. T. Morgan

Notary Public.

N.Y. City.

Joseph W. Fiske

0357

City and County of New York } ss.

John M. Fisk being duly sworn deposes and says: That he has read the foregoing affidavit of Joseph W. Fisk; that he knows the contents thereof, and that the ~~said~~ same is true to the best of deponent's knowledge, information and belief.

That this deponent is now and was on the 28<sup>th</sup> day of December 1880 and ever since, has been in the employ of said Joseph W. Fisk - at 26 and 28 Park Place N.Y. City.

That he is well acquainted with the person mentioned in the affidavit of said Joseph W. Fisk and therein called A. D. Jarvis. That this deponent has known said Jarvis about one year, but he does not know his christian name; ~~that~~ said Jarvis always passed by the name of A. D. Jarvis by which name he was always known.

That the said A. D. Jarvis was in the employ of said Joseph W. Fisk on the said 28<sup>th</sup> day of December 1880 in the capacity of book-keeper and cashier. at the ~~place~~ <sup>place</sup> aforesaid

That this deponent was also then and still is in the employ of said Joseph W. Fisk as confidential clerk.

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That after the said Joseph W. Fisk had left his said place of business at Nos. 26 and 28 Park Place <sup>and</sup> at about half past six o'clock in the afternoon of said 28<sup>th</sup> day of December 1880, this deponent counted the cash then belonging to the said Joseph W. Fisk and then in the cash drawer in his said place of business. That the same consisted of forty dollars in gold coin, lawful money of the United States and sixteen dollars in silver coin, lawful money of the United States and some small change in addition. That deponent saw the said Jarvis take the said money out of said money drawer and put it into one of the drawers of the safe of said Joseph W. Fisk in the office of his said place of business, where the said Joseph W. Fisk usually kept the money over night in his said store. That said Jarvis had charge of the said safe and knew the combination of the lock upon the same.

That the said gold and silver coin was in said safe when deponent left the said place of business on said evening of December 28<sup>th</sup> 1880. and that the said Jarvis was then the only person who had charge of the same.

That deponent opened the safe the next

0359

That deponent opened the safe the next morning in the presence of said Joseph W. Fisk and found that the said money had been taken away.

That said Jarvis has not been back to the store since.

That he left without giving any notice of his intention to leave; and this deponent verily believes that said Jarvis did feloniously take, steal and carry away the said gold and silver coin.

Further deponent says not

Sworn to before me this  
8<sup>th</sup> day of January 1881

A. Bellinger  
Police Justice

*[Signature]*

0360

The People  
on Complaint of  
Joseph W. Fick  
v.  
A. B. Jones

Complaint &  
Affidavit.

0361

POLICE COURT—FIRST DISTRICT.

CITY AND COUNTY }  
OF NEW YORK. } ss.

*Alexander Jarvis* being duly examined before the undersigned, according to law, on the annexed charge, and being informed that he was at liberty to refuse to answer any question that may be put to him, states as follows, viz:

Question. What is your name?

Answer. *Alexander Jarvis*

Question. How old are you?

Answer. *26 years of age*

Question. Where were you born?

Answer. *Scotland*

Question. Where do you live?

Answer. *4th Avenue  
Room 4238, East 38th Street*

Question. What is your occupation?

Answer. *Book Keeper*

Question. Have you anything to say, and if so, what—relative to the charge here preferred against you?

Answer. *I am not guilty  
of the charge*

*Alex. Jarvis*

Taken before me this

*10th* day of *January* 188*1*

Police Justice.

*Alex. Jarvis*

0362

245

Police Court - First District

THE PEOPLE, &c.,

ON THE COMPLAINT OF

*William Smith*  
*7 Murray St*

COUNSEL FOR COMPLAINANT

*Wm Smith*  
*7 Murray St*

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

No. 5, by

Residence

No. 6, by

Residence



Offence

*January 1891*

Dated

*George F. ...*

*Magistrate*

*Witness*

*John M. ...*

*26 1/2 S. Park Place*

*Witness*

*James A. ...*

*1000 - no answer*

*General Sessions*

*Received in Dist. Atty's Office*

*John M. ...*

*General Sessions*

*Received in Dist. Atty's Office*

*John M. ...*

*General Sessions*

COUNSEL FOR DEFENDANT

*W. J. ...*  
*107 College Place*

0363

City & County of New York

In the matter of  
the People  
against  
Alexander D. Jarvis

E. F. Williams of  
4 College Place New York being  
duly sworn says:

That the deponent  
was in deponent's employ as  
a writer and copyist for about  
six months in the year 1879

That he collected  
money for deponent which he  
paid over promptly and  
deponent found him honest  
and trustworthy.

That deponent has  
never heard of any charge  
against him in any criminal  
court except the present.

Sworn to before me  
this 31<sup>st</sup> day of January 1887

E. F. Williams  
Notary Public  
City of New York

0364

General Sessions

New York County

The People

vs

Alexander S. Lewis

—

Defendant

0365

STATE AND COUNTY }  
OF NEW YORK, }

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,  
in and for the body of the City and County of New York,  
upon their Oath, present:

That

Alexander D. Jarvis

late of the First Ward of the City of New York, in the County of New York, afore-  
said, on the ~~twenty eighth~~ day of ~~December~~ in the year of our Lord one  
thousand eight hundred and ~~seventy~~ ~~eighty~~ at the Ward, City and County  
aforesaid, with force and arms

Gives coin of a number kind and  
denomination to the jurors aforesaid  
unknown and a more accurate de-  
scription of which cannot now be  
given of the value of fifty six  
dollars

of the goods, chattels and personal property of one

Joseph W. Dike

then and  
there being found, 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.

Daniel S. Rollins  
BENJ. K. PHELPS, District Attorney.